



City of West Allis

Meeting Minutes

Common Council

Mayor Jeannette Bell, Chair

Aldersperson James W. Sengstock, Council President

*Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Linda A. Dobrowski,
Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke,
Vincent Vitale, and Martin J. Weigel*

Tuesday, January 16, 2007

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Mayor Bell at 7:00 p.m.

B. ROLL CALL

Present 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Lajsic.

D. PUBLIC HEARINGS

1. [R-2007-0003](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 83 St. from W. Arthur Ave. to McCarty Park by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, water main relay, and utility adjustments

Sponsors: Public Works Committee

Explanation of the proposed improvement by Michael Lewis, City Engineer.

Appearances:

Alan Sernec, 2552 S. 83 St., commented on responsibility for payment, water main breaks, repair work and planning. He stated the road does not need resurfacing.

2. [R-2007-0005](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 82 St. from W. Arthur Ave. to McCarty Park by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, and utility adjustments.

Sponsors: Public Works Committee

Explanation of the proposed improvement by Michael Lewis, City Engineer.

Appearances:

Jim Wiske, 2575 S. 82 St., commented on lack of alleys, and inquired about the contract, sealcoating, replacement, if the streets are done at the same time, and duration of the project.

3. [R-2007-0007](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 80 St. from 287' south of W. Lincoln Ave. to W. Hayes Ave. by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, sanitary sewer relay, and utility adjustments.

Sponsors: Public Works Committee

Explanation of the proposed improvement by Michael Lewis, City Engineer.

Appearances:

Lynda Kalinowski, 2352 S. 80 St., commented on traffic, taxes, repair work, and the interest rate.

4. [R-2007-0009](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of W. Montana Ave. from S. 99 St. to 147.58 feet west of S. 99 St. by rural section asphalt resurfacing of the pavement and utility adjustments.

Sponsors: Public Works Committee

Explanation of the proposed improvement by Michael Lewis, City Engineer.

Appearances:

Jon Young, 9905 W. Montana Ave., addressed deterioration and stated his disapproval of facing an alley.

Ed Schilling, 2829 S. 99 St., commented on the reduction from 30' to 24' for the road, and stated his concerns regarding plowing and patchwork.

5. [R-2006-0355](#) Resolution Relative to Vacation and Discontinuance of a Part of the Public Right-of-Way North of West Greenfield Avenue Between South 63rd Street and South 64th Street.

Sponsors: Public Works Committee

Explanation of the proposed vacation and discontinuance by Michael Lewis, City Engineer.

Appearances: None.

E. CITIZEN PARTICIPATION

None.

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

Mayor Bell announced that the following Committees would meet during recess:

Administration & Finance, Public Works, Safety & Development, License & Health, and Advisory.

G. MISCELLANEOUS BUSINESS

Mayor's Report

Public Events:

Attended the Ribbon Cutting at the Office Depot in the West Allis Town Center.

*Intergovernmental:**Attended the inauguration of State Officials.**Attended the Alliance of Cities Meeting, and an important topic of discussion was a proposal for a state health care plan.**Announcements:**Legislative Committee will begin meeting again.**Meetings for Performance Appraisals will be set up.***Alderspersons Comments***Ald. Weigel announced the Youth Commission's Fine Arts Night on February 19th at the Library, the Demolition Commencement Ceremony of the Pressed Steel Tank facility on January 22nd, and the groundbreaking for the Belmont Project on January 24th.***H. AGENDA APPROVAL***that the agenda as submitted be accepted to include the changes of item nos. 13-16 to joint referrals to include Public Works*

A motion was made by Ald. Sengstock, seconded by Ald. Reinke, that the agenda as submitted be accepted to include the changes of item nos. 13-16 to joint referrals to include Public Works. The motion carried.

I. APPROVAL OF MINUTES*to approve the minutes of the regular meeting of January 2, 2007*

A motion was made by Ald. Sengstock, seconded by Ald. Dobrowski, to approve the minutes of the regular meeting of January 2, 2007. The motion carried.

J. ITEMS NOT REFERRED TO COMMITTEE

6. [2007-0025](#) Ryan Tranchita communication regarding vehicle damage allegedly sustained at 102nd Street south of Lincoln Avenue on January 2, 2007.
This Matter was Referred for Legal Action to the City Attorney on a Block Vote.
7. [2007-0027](#) Marilyn A. Murph communication regarding vehicle damage allegedly sustained at the intersection of S. 63 St. and Burnham Road on December 12, 2006.
This Matter was Referred for Legal Action to the City Attorney on a Block Vote.
8. [2007-0028](#) Balestrieri Environmental & Development, Inc. communication regarding payment for work performed at the West Allis Farmer's Market in the amount of \$14,532.36.
This Matter was Referred for Legal Action to the City Attorney on a Block Vote.

Passed The Block Vote

Aye: 10 - Barczak, Czuplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

No: 0

K. STANDING COMMITTEE REPORTS*None.*

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

A motion was made by Ald. Sengstock, seconded by Ald. Reinke, that the Council recess until completion of Committee meetings. The motion carried.

Thereupon, the Council took a recess at 7:35 p.m. Upon returning from recess at 8:37 p.m., and the roll call being taken, there were:

Present 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

9. [O-2007-0001](#) An Ordinance to amend Ordinance No. 2006-0029 establishing the salary ranges of certain employees in the Labor Service of the City of West Allis for the years 2006-2007 (Yard Attendant).

Sponsors: Administration & Finance Committee

This Matter was Passed on a Block Vote.

10. [O-2007-0002](#) An Ordinance to amend Ordinance No. 2006-0081 establishing the salary ranges of certain employees in the Health Department of the City of West Allis for the years 2006-2007 (Public Health Specialist and Community Health Nutritionist).

Sponsors: Administration & Finance Committee

This Matter was Passed on a Block Vote.

11. [R-2007-0015](#) Resolution relative to accepting the proposal of FFF Enterprises Inc. for furnishing and delivering 300 vials of Flu Vaccine for a total sum of \$35,160.00.

Sponsors: Administration & Finance Committee

This Matter was Adopted on a Block Vote.

12. [R-2007-0018](#) Resolution to Approve the Contract Between the City of West Allis and Boardman Law Firm, LLP Regarding the Case of City of Milwaukee v. AT&T, et al.

Sponsors: Administration & Finance Committee

This Matter was Adopted on a Block Vote.

17. [2007-0018](#) Communication from Assistant City Attorney regarding the Paid in Full and Write-off of Outstanding Public Works and Delinquent Personal Property Tax Accounts for reasons of being non-collectible, past the statute of limitations, no longer in business or located in the City, etc.

This Matter was Placed on File on a Block Vote.

18. [2007-0036](#) Comptroller/Manager of Finance submitting the City of West Allis Unaudited Financial Statement Package for the period ending November 30, 2006.

This Matter was Placed on File on a Block Vote.

19. [2007-0039](#) Communication from the City Attorney regarding the employment of Delbert Dettmann as part-time Real Estate Agent I, as well as, Dettmann & Associates, LLC as Relocation Specialist.

This Matter was Placed on File on a Block Vote.

City Attorney Claim Report

20. [2001-0132](#) Summons & Complaint, submitted by Hersh Law Offices, in the matter of Countrywide Home Loans, Inc., f/k/a America's Wholesale Lender vs. the City of West Allis, et al., regarding Foreclosure of Mortgage 30404, Case No. 01CV007230.

This Matter was Placed on File on a Block Vote.

21. [2006-0244](#) Summons and Complaint in the matter of ROBERT F. BARKOW V. CITY OF WEST ALLIS, ET AL.

This Matter was Placed on File on a Block Vote.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

No: 0

PUBLIC WORKS COMMITTEE

22. [R-2006-0372](#) Resolution to approve an agreement for traffic signals at Root River Parkway and West National Avenue by and between the City of West Allis and Milwaukee County.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

23. [R-2007-0013](#) Resolution relative to accepting the proposal of Ayres Associates Inc. for methane and groundwater sampling at the Lincoln Avenue landfill site for an estimated sum of \$9,600.00.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

24. [R-2007-0016](#) Resolution relative to accepting the proposal of Lakeside Oil Co. for furnishing and delivering diesel and unleaded fuel for an estimated cost of \$307,000.00.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

25. [R-2007-0017](#) Resolution accepting work of Tri-North Builders, Inc. for the remodeling of Fire Station No. 2, 2040 South 67th Place and authorizing and directing settlement of said contract in accordance with contract terms of 2005 Project No. 3.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

13. [R-2007-0019](#) Resolution approving an increase in the sanitary sewer user charge - MMSD portion.

Sponsors: Administration & Finance Committee

This Matter was Adopted on a Block Vote.

14. [R-2007-0020](#) Resolution re-approving the same sanitary sewer user charge - City portion

Sponsors: Administration & Finance Committee

This Matter was Adopted As Amended on a Block Vote.

15. [R-2007-0021](#) Resolution approving an increase in the solid waste fund user charge.

Sponsors: Administration & Finance Committee

This Matter was Adopted on a Block Vote.

16. [R-2007-0022](#) Resolution approving an increase in the stormwater management system user charge.

Sponsors: Administration & Finance Committee

Attachments: [R-2007-0022 signed](#)

This Matter was Adopted on a Block Vote.

Public Hearing Items (Public Works Committee)

26. [R-2007-0003](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 83 St. from W. Arthur Ave. to McCarty Park by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, water main relay, and utility adjustments

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

27. [R-2007-0004](#) Final Resolution authorizing public improvement by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, water main relay, and utility adjustments in S. 83 St. from W. Arthur Ave. to McCarty Park and levying special assessments against benefited properties.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

28. [R-2007-0005](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 82 St. from W. Arthur Ave. to McCarty Park by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, and utility adjustments.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

29. [R-2007-0006](#) Final Resolution authorizing public improvement by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, and utility adjustments in S. 82 St. from W. Arthur Ave. to McCarty Park and levying special assessments against benefited properties.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

30. [R-2007-0007](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of S. 80 St. from 287' south of W. Lincoln Ave. to W. Hayes Ave. by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, sanitary sewer relay, and utility adjustments.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

31. [R-2007-0008](#) Final Resolution authorizing public improvement by major asphalt resurfacing of the pavement, miscellaneous sidewalk repair, miscellaneous driveway repair, sanitary sewer relay, and utility adjustments in S. 80 St. from 287' south of W. Lincoln Ave. to W. Hayes Ave. and levying special assessments against benefited properties.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

32. [R-2007-0009](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of W. Montana Ave. from S. 99 St. to 147.58 feet west of S. 99 St. by rural section asphalt resurfacing of the pavement and utility adjustments.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

33. [R-2007-0010](#) Final Resolution authorizing public improvement by rural section asphalt resurfacing of the pavement and utility adjustments in W. Montana Ave. from S. 99 St. to 147.58 feet west of S. 99 St. and levying special assessments against benefited properties.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

34. [R-2006-0355](#) Resolution Relative to Vacation and Discontinuance of a Part of the Public Right-of-Way North of West Greenfield Avenue Between South 63rd Street and South 64th Street.

Sponsors: Public Works Committee

This Matter was Adopted on a Block Vote.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

No: 0

SAFETY & DEVELOPMENT COMMITTEE

35. [2007-0019](#) Special Use Permit Application for proposed Walgreen's Pharmacy with a drive thru to be located at 6001 - 6111 W. Greenfield Ave. (454-0050-004, 454-0060-000, 454-0061-000, 454-0003-000)
Held in Safety & Development Committee.
36. [2007-0020](#) Special Use Permit Application for proposed martial art school to be located within a mixed use building located at 9108 W. National Ave. (478-0281-000)
Held in Safety & Development Committee.
37. [2007-0034](#) Special Use Permit Application for proposed banquet hall addition to Steakhouse 100 located at 7240-46 W. Greenfield Ave. (440-0344-000 and 440-0345-000)
Held in Safety & Development Committee.
38. [2007-0035](#) Special Use Permit Application for an increase in the seating capacity at the Paradise Theater, located at 6229 W. Greenfield Ave. (454-0001-000)
Held in Safety & Development Committee.
39. [2007-0038](#) Special Use Permit Application for First Source Worldwide a proposed chemical distribution and manufacturing facility to be located within the existing building at 11725 W. Fairview Ave. (413-9999-032)
Held in Safety & Development Committee.

LICENSE & HEALTH COMMITTEE

40. [2007-0014](#) 2006-2007 Combination Class A Liquor License appl. no. 1205 of Mega Marts, LLC, Steven A. Guttuso, Agent, d/b/a Pick 'n Save, premises located at 11111 W. Greenfield Ave. (new-existing location).
This Matter was Approved subject to the necessary requirement(s) on a Block Vote.
41. [2007-0016](#) Time Warner Cable communications regarding the increase of the FCC Regulatory Fee effective March 2007; addition of Time Warner Sports channel 32 effective January 3, 2007; and the discontinuance of the America's Store Network effective February 3, 2007.
This Matter was Placed on File on a Block Vote.
42. [2007-0021](#) Police Department report regarding tavern violations/calls for service for the month of December 2006.
This Matter was Placed on File on a Block Vote.
43. [2007-0022](#) Police Department Report regarding December 7, 2006 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification.
This Matter was Placed on File on a Block Vote.

44. [2007-0023](#) Police Department Report regarding December 7, 2006 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2006-2007 Combination Class A Liquor License no. 1110 and Cigarette License no. 1111 of R. Khoury, LLC, Rosette A. Khoury, Agent, d/b/a Becher Beer & Liquor, 2079 S. 69 St.).
Held in License & Health Committee during recess.
45. [2007-0024](#) Police Department Report regarding December 7, 2006 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2006-2007 Combination Class A Liquor License no. 934 and Cigarette License no. 1029 of Layton Food & Gas, LLC, Tarlock Bhatia, Agent, d/b/a Becher Liquor & Beer, 2077 S. 78 St.)
Held in License & Health Committee during recess.
46. [2007-0026](#) Police Department Report regarding December 7, 2006 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2006-2007 Combination Class A Liquor License no. 938 and Cigarette License no. 1037 of JAS & SANT, Corp., Talwinder Soos, Agent, d/b/a County Beer & Liquor, 979 S. 60 St.)
Held in License & Health Committee during recess.
47. [2007-0030](#) Police Department Report regarding December 7, 2006 Alcohol Compliance Check involving eight (8) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2006-2007 Combination Class A Liquor License no. 920 and Cigarette License no. 1001 of Rupena's, Inc., John W. Rupena, Agent, d/b/a Rupena's Foods, 7641 W. Beloit Rd.).
Held in License & Health Committee during recess.
48. [2007-0031](#) Police Department Report involving Charmed, 6328 W. Mitchell St.(2006-2007 Class B Tavern License no. 802 and Cigarette License no. 803 of Gutzmer & Associates, LLC, Kathleen L. Gutzmer, Agent, Incident Date: December 8, 2006).
This Matter was Placed on File on a Block Vote.
49. [2007-0032](#) Police Department Report involving Mario's, 1900 S. 60 St.(2006-2007 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: December 16, 2006).
Held in License & Health Committee during recess.
50. [2007-0033](#) Police Department Report involving Shepherd's Hideaway, 8924 W. Schlinger Ave. (2006-2007 Class B Tavern License no. 806, Dance Hall License no. 808, Instrumental Music License no. 809 and Cigarette License no. 807 of Shepherd's Sports Lounge, Inc., Christina M. Knueppel, Agent, Incident Date: December 24, 2006).
This Matter was Placed on File on a Block Vote.

51. [2007-0037](#) Police Department Report involving Magoo's Sports Pub & Grill, 8911 W. National Ave.(2006-2007 Class B Tavern License no. 637, Dance Hall License no. 640, Instrumental Music License no. 644 and Cigarette License no. 639 of Magoo's of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: December 30, 2006).
Held in License & Health Committee during recess.
52. [2007-0015](#) 2006-2007 Special Class B Beer License application(s).
License application nos. 14-16 granted.
This Matter was Approved on a Block Vote.
53. [2007-0029](#) 2006-2007 Used Vehicle Dealer License application(s).
License application no. 1209 granted.
This Matter was Approved subject to the necessary requirement(s) on a Block Vote.
54. [2007-0046](#) 2006-2007 & 2006-2008 Tavern Operator License applications.
2006-2007 License application nos. 617, 619-625 granted.
2006-2008 License application nos. 304-306 granted.
This Matter was Approved on a Block Vote.
55. [2007-0017](#) 2006-2008 Tavern Operator License application no. 303 of Robin L. Zanotti.
Held in License & Health Committee during recess.
56. [2007-0040](#) 2006-2007 Tavern Operator License application no. 616 of Jose M. Martinez.
Held in License & Health Committee during recess.
57. [2007-0043](#) 2006-2008 Tavern Operator License application no. 300 of James R. Ondishko.
Held in License & Health Committee during recess.
58. [2007-0045](#) 2006-2007 Tavern Operator License application no. 618 of Allen R. Krause.
Held in License & Health Committee during recess.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

No: 0

ADVISORY COMMITTEE

59. [2007-0041](#) Reappointment by Mayor Bell of Debra Plantiko as a member of the West Allis Beautification Committee, her two-year term to expire December 31, 2008.
This Matter was Approved on a Block Vote.
60. [2007-0042](#) Reappointments by Mayor Bell to the West Allis Board of Health of William Greaves, MD, Barbara Janusiak, Justin Hern, and Mary Cay Freiberg, their two-year terms to expire January 1, 2009.
This Matter was Approved on a Block Vote.

61. [2007-0044](#) Notification by Mayor Bell of appointments to the Downtown West Allis Business Improvement District of Matt McCormick, Mary Shanahan-Spanic, and Anthony Nemecek, their three-year terms to expire October 10, 2009.

This Matter was Approved on a Block Vote.

Passed The Block Vote

Aye: 10 - Barczak, Czaplowski, Dobrowski, Kopplin, Lajsic, Narlock, Reinke, Sengstock, Vitale, and Weigel

No: 0

N. OTHER MATTERS RELATING TO THE AFFAIRS AND GOVERNMENT OF THE CITY WHICH MAY PROPERLY BE BROUGHT BEFORE THE COMMON COUNCIL

None.

O. ADJOURNMENT

to adjourn at 8:42 p.m., with the next regularly scheduled meeting to be held on February 6, 2007, at 7:00 p.m

A motion was made by Ald. Sengstock, seconded by Ald. Narlock, to adjourn at 8:42 p.m., with the next regularly scheduled meeting to be held on February 6, 2007, at 7:00 p.m. The motion carried.

*/s/ Paul M. Ziehler
City Administrative Officer
Clerk/Treasurer*



All meetings of the {bdName} are public meetings. In order for the general public to make comments at the committee meetings, the individual(s) must be scheduled (as an appearance) with the chair of the committee or the appropriate staff contact; otherwise, the meeting of the committee is a working session for the committee itself, and discussion by those in attendance is limited to committee members, the mayor, other alderpersons, staff and others that may be a party to the matter being discussed.

NON-DISCRIMINATION STATEMENT

The City of West Allis does not discriminate against individuals on the basis of race, color, religion, age, marital or veterans' status, sex, national origin, disability or any other legally protected status in the admission or access to, or treatment or employment in, its services, programs or activities.

AMERICANS WITH DISABILITIES ACT NOTICE

Upon reasonable notice the City will furnish appropriate auxiliary aids and services when necessary to afford individuals with disabilities an equal opportunity to participate in and to enjoy the benefits of a service, program or activity provided by the City.

LIMITED ENGLISH PROFICIENCY STATEMENT

It is the policy of the City of West Allis to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served or likely to be directly affected by our programs. Such services will be focused on providing meaningful access to our programs, services and/or benefits.