



# City of West Allis

## Meeting Minutes

### Common Council

*Mayor Dan Devine, Chair*

*Alderson Thomas G. Lajsic, Council President*

*Aldersons: Gary T. Barczak, Michael J. Czaplewski, Michael P. May,  
Cathleen M. Probst, Rosalie L. Reinke, Daniel J. Roadt,  
James W. Sengstock, Vincent Vitale, and Martin J. Weigel*

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Monday, November 5, 2012

7:00 PM

City Hall Common Council Chambers

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#### REGULAR MEETING

##### A. CALL TO ORDER

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

##### B. ROLL CALL

**Present** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

##### C. PLEDGE OF ALLEGIANCE

*The Pledge of Allegiance was led by Ald. Barczak.*

##### D. PUBLIC HEARINGS

1. [R-2012-0207](#) Resolution relative to determination of Special Use Permit for proposed collocation/attachment of T-Mobile antennae and associated equipment to be located on the existing building located at 6609 W. Washington St.

**Sponsors:** Safety & Development Committee

*Explanation by John Stibal, Director of Development.*

*Appearance: None.*

2. [R-2012-0208](#) Resolution relative to determination of Special Use Permit to establish a commercial and residential mixed-use within the existing building located at 1439 S. 70 St.

**Sponsors:** Safety & Development Committee

*Explanation by John Stibal, Director of Development.*

*Appearance:*

*Barbara Vesaas, 1455 S. 70 St., asked about the use of the building.*

3. [R-2012-0213](#) Resolution approving an amendment to the Community Development Block Grant Action Plan, B-12-MC-55-0011.

*Sponsors:* Administration & Finance Committee

*Explanation by Patrick Schloss, Manager of Community Development.*

*Appearances: None.*

4. [2012-0552](#) 2013 City of West Allis Mayor's Recommended Budget.

*Attachments:* [2013 Rec Budget.pdf](#)

*Explanation by Paul Ziehler, City Administrative Officer, Clerk/Treasurer.*

*Appearances: None.*

#### E. CITIZEN PARTICIPATION

*Cindi Barbian, 2937 S. 102 St., commented on playground parking on Election Day and safety concerns, in particular, with regard to General Mitchell School Field House.*

*Michelle Kreuser, 2859 S. 94 St., and Jim Mejchar, 3200 S. 116 St., commented on the Relay for Life and the Hero of Hope Award recognition for Jim Mejchar.*

#### F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

*Mayor Devine 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**

*Mayor Devine commented on the St. Baldricks Grant, the Breakfast of Thanks and Giving, Election Day, and his Proclamation for Buy Local West Allis.*

##### **Alderspersons Comments**

*Ald. Weigel announced Christmas on the Avenue.*

*Ald. Probst commented on the 4th Listening Session for the second aldermanic district; the upcoming Breaking Dawn event; and Election Day.*

*Ald. Reinke congratulated Jim Mejchar and addressed honoring veterans next week.*

*Ald. May commented on the CAAD's event, Halloween in the Park.*

## H. AGENDA APPROVAL

*that the agenda as submitted be accepted*

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

## I. APPROVAL OF MINUTES

*to approve the minutes of the regular meeting of October 16, 2012*

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

## J. ITEMS NOT REFERRED TO COMMITTEE

5. [2012-0056](#) Summons and Complaint in the matter of Bank of America, N.A., vs Robert A. Harvey, et al, regarding foreclosure of mortgage, Case No. 12CV010847.
6. [2012-0581](#) Summons and Complaint in the matter of Bank of America, N.A., vs Candida Held, et al, regarding foreclosure of mortgage, Case No. 12-CV-011441.
7. [2012-0588](#) Summons and Complaint in the matter of North Milwaukee State Bank vs Pakhar Singh, et al, regarding foreclosure of mortgage, Case No. 12-CV-011811.
8. [2012-0589](#) Michael Giangreco communication regarding grass removal charges sustained at 8735 W. Mitchell St. on June 21, 2012 .

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

## K. STANDING COMMITTEE REPORTS

*Administration and Finance reported out after recess in Public Works.*

**LICENSE & HEALTH COMMITTEE**

10. [2012-0549](#) Communication from Assistant City Attorney regarding non-payment of 2011 real estate taxes for 5630 W. Lincoln Ave., DDT Bobblehedz, Inc., dated October 9, 2012.

11. [2012-0578](#) 2012-2013 Class B Tavern License application no. 1907 of Rock Investments of WI, LLC, Kim Marie Caze, Agent, d/b/a Happy Tap for premises located at 6801 W. Beloit Rd. (new-existing location).
12. [2012-0577](#) 2012-2013 Class B Tavern License Transfer Application from Person to Person and Original Class B Tavern License application no. 1908 of PNS Owner's Group, LLC, Michael J. Polacheck, Agent, d/b/a Painted Parrot for premises located at 8028 W. National Ave. (new-existing location).
13. [2012-0528](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2012-2013 Class B Tavern License no. 637 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: July 29, 2012).
14. [2012-0529](#) Police Department Report involving Dog House, 1641 S. 68 St. (2012-2013 Class B Tavern License no. 1759, Dance Hall License no. 1760 and Instrumental Music License no. 1761 of Janice Susan, LLC, Janice Susan Fazen, Agent, Incident Date: August 18, 2012).
15. [2012-0532](#) Police Department Report involving Xtreme Sports Bar, 6404 W. National Ave., (2012-2013 Class B Tavern License no. 1858 of Xtreme Sports Bar, LLC, Abraham J. Guitierrez, Agent, Incident Date: August 23, 2012).
16. [2012-0536](#) Police Department Report involving Korbely's, 7408 W. Walker St. (2012-2013 Class B Tavern License no. 794 and Dance Hall License no. 796, Korbely's, Inc., Ralph E. Abelt, Agent, Incident Date: September 5, 2012).

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

17. [2012-0572](#) 2012-2014 Tavern Operator License application no. 14-219 of Scott A. Zakrzewski.

**Aye:** 9 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, and Ald. Vitale

**No:** 1 - Ald. Weigel

## L. COMMON COUNCIL RECESS

*that the Council recess until completion of Committee meetings*

*Thereupon, the Council took a recess at 7:54 p.m. Upon returning from recess at 8:20 p.m., and the roll call being taken, there were:*

**Present** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

## M. NEW AND PREVIOUS MATTERS

**ADMINISTRATION & FINANCE COMMITTEE**

18. [R-2012-0209](#) Resolution to increase a Demonstration Commercial Facade Improvement Project Grant by and between the City of West Allis and Michael R. and Carolyn Hottinger, property owners for the property located at 7730-32 W. National Ave., by \$3,216 in an amount not to exceed \$35,376.
- Sponsors:** Administration & Finance Committee
19. [R-2012-0210](#) Resolution to increase a Demonstration Commercial Facade Improvement Project Grant by and between the City of West Allis and Brian W. and Kim Peterson, property owners for the property located at 7201-72 W. Greenfield Ave., by \$5,000 in an amount not to exceed \$25,000.
- Sponsors:** Administration & Finance Committee
20. [R-2012-0211](#) Resolution to increase a Demonstration Commercial Facade Improvement Project Grant by and between the City of West Allis and ABC Management, Inc. property owners for the property located at 7232-36 W. Greenfield Ave., by \$5,000 in an amount not to exceed \$25,000.
- Sponsors:** Administration & Finance Committee
21. [R-2012-0212](#) Resolution to increase a Demonstration Commercial Facade Improvement Project Grant by and between the City of West Allis and Milwaukee Machine Works, LLC., property owners for the property located at 404 S. 116 St., by \$3,538 in an amount not to exceed \$38,914.
- Sponsors:** Administration & Finance Committee
22. [R-2012-0214](#) Resolution to increase a Demonstration Facade Improvement Loan by and between the City of West Allis and Michael R. and Carolyn Hottinger, property owners for the property located at 7730-32 W. National Ave., by \$3,100 in an amount not to exceed \$34,100.
- Sponsors:** Administration & Finance Committee
23. [2012-0587](#) Communication from City Administrative Officer regarding request to fill a vacant part-time position of Clerk I in the Department of Building Inspections & Neighborhood Services.
- Attachments:** [VACPOSREQ.ClkI BINS 110512.pdf](#)

24. [2012-0591](#) Communication from City Administrative Officer regarding request to fill the upcoming vacant position of Housing Specialist in the Development Department, Community Development Division.
- Attachments:* [VACPOSREQ.HsngSpec 110512.pdf](#)
25. [2012-0590](#) Communication from City Administrative Officer regarding request to fill the upcoming vacant position of Maintenance Repairer in the Department of Public Works, Building/Inventory and Electrical Services Division, Building & Sign Section.
- Attachments:* [VACPOSREQ.MaintRpr BldgSec 110512.pdf](#)
26. [2012-0593](#) Communication from City Administrative Officer regarding request to fill the upcoming vacant position of Assistant Director of Public Works in the Department of Public Works.
- Attachments:* [00.VACPOSREQ AsstDirPW 110512.doc](#)
27. [2012-0586](#) Communication from City Administrative Officer transmitting Traffic Violation & Accident Reports for the period July 1, 2012 through September 30, 2012.
- Attachments:* [MCCAccidRpt.Qtr3 2012.pdf](#)
28. [2009-0632](#) Diane C. Phillips communication regarding injury allegedly sustained at 908 S. 76 Street on September 17, 2009.
29. [2012-0490](#) Kurt Konicke communication regarding vehicle damages allegedly sustained at S. 117 Street and W. Greenfield Avenue on July 2, 2012.
30. [R-2012-0213](#) Resolution approving an amendment to the Community Development Block Grant Action Plan, B-12-MC-55-0011.
- Sponsors:* Administration & Finance Committee
31. [2012-0552](#) 2013 City of West Allis Mayor's Recommended Budget.
- Attachments:* [2013 Rec Budget.pdf](#)
- Held in Administration & Finance Committee during recess.*
32. [O-2012-0042](#) Ordinance appropriating the necessary funds for the operation and administration of the City of West Allis for calendar year 2013.
- Sponsors:* Administration & Finance Committee
- Attachments:* [ADMO.AppropOrd.Atchmt2.pdf](#)  
[ADMO.AppropOrd.Atchmt3.pdf](#)  
[ADMO.AppropOrd.Atchmt1.pdf](#)  
[ADMO.AppropOrd.Atchmt4.pdf](#)
- Held in Administration & Finance Committee during recess.*

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

**PUBLIC WORKS COMMITTEE**

33. [O-2012-0041](#) An Ordinance to establish parking restrictions at the West Allis Municipal Parking Lot located at 66th Street & Lapham Southeast.

**Sponsors:** Barczak and Ald. Reinke

34. [2012-0440](#) Communication from City Administrative Officer regarding update on the 7106 W. National Avenue property.

**Attachments:** [MCC.HlthDeptParkingLot Update.080712.pdf](#)

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

**SAFETY & DEVELOPMENT COMMITTEE**

35. [R-2012-0088](#) Resolution amending a professional services contract with Symbiont for the preparation of demolition specifications, oversight and asbestos assessment for the former Teledyne property located at 1910 S. 53 St. in the amount of \$12,928.78.

**Sponsors:** Safety & Development Committee

36. [R-2012-0070](#) Resolution approving a Certified Survey Map for proposed lot combination for 2 parcels, currently 2164 S. 70 St. (single family home) and 21\*\* S. 70 St. (garage) respectively. (Tax Key No.'s 453-0986-001 and 453-0986-002).

**Sponsors:** Safety & Development Committee

37. [2012-0579](#) Certified Survey Map for proposed lot combination for 2 parcels, currently 2164 S. 70 St. (single family home) and 21\*\* S. 70 St. (garage) respectively. (Tax Key No.'s 453-0986-001 and 453-0986-002)

38. [2012-0582](#) Special Use Permit for Xperience Fitness to be located within the West Allis Towne Centre at 6706 W. Greenfield Ave.

*Held in Safety & Development Committee during recess.*

39. [2012-0585](#) Special Use Permit for Leadership, Literacy and Technology Development Center, a proposed childcare center, to be located at 9243 W. National Ave.  
*Held in Safety & Development Committee during recess.*
40. [O-2012-0031](#) Ordinance to amend the Official West Allis Zoning Map by rezoning a portion of the property at 9306 W. Greenfield Ave. from RA-3 Residence District to C-2 Neighborhood Commercial District.  
***Sponsors:*** Safety & Development Committee  
*Held in Safety & Development Committee during recess.*
41. [R-2012-0207](#) Resolution relative to determination of Special Use Permit for proposed collocation/attachment of T-Mobile antennae and associated equipment to be located on the existing building located at 6609 W. Washington St.  
***Sponsors:*** Safety & Development Committee
42. [2012-0558](#) Special Use Permit for proposed collocation/attachment of T-Mobile antennae and associated equipment to be located on the existing building located at 6609 W. Washington St.
43. [R-2012-0208](#) Resolution relative to determination of Special Use Permit to establish a commercial and residential mixed-use within the existing building located at 1439 S. 70 St.  
***Sponsors:*** Safety & Development Committee
44. [2012-0557](#) Special Use Permit to establish a commercial and residential mixed-use within the existing building located at 1439 S. 70 St.

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

**LICENSE & HEALTH COMMITTEE**

45. [2012-0580](#) Communication from Dominic T. LaLicata, Agent of Cugino's Entertainment, LLC, 2012-2013 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303, located at 9440 W. National Ave., regarding d/b/a name change from RHINO to Brooklyn's.  
***Attachments:*** [Com. dba name change to Brooklyn's.pdf](#)
46. [2012-0573](#) Tavern Operator License applications.  
*2012-2013 License application no. 570 granted.*  
*2012-2014 License application no. 221 granted.*



47. [2012-0571](#) 2012-2013 Adult-Oriented Establishment Operator Permit application(s).  
*License application no. 1906 granted.*
48. [2012-0592](#) 2012-2013 Tavern Operator License application no. 13-569 of Brett A. Bennett.  
*Held in License & Health Committee during recess.*
49. [2012-0575](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2012-2013 Class A Liquor License application no. 1080 and Cigarette License application no. 1081).  
***Attachments:*** [Summons WA Liq & Tob 10-23-12.pdf](#)  
[Complaint WA Liq. & Tob. 10-23-12.pdf](#)  
*Held in License & Health Committee during recess.*
50. [2012-0456](#) Communication from Assistant City Attorney regarding non-payment of 2010 & 2011 personal property taxes, real estate taxes, NSF check, and fees for West Allis Liquor & Tobacco, 7218 W. Greenfield Ave. on August 14, 2012.  
***Attachments:*** [COMM re WA Liq. & Tob. 2012-0456.pdf](#)  
*Held in License & Health Committee during recess.*
51. [2012-0003](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2011-2012 Class A Liquor License no. 1080 and Cigarette License no. 1081).  
***Attachments:*** [Summons WA Liq. & Tob. 1-3-12.pdf](#)  
[Complaint WA Liq. & Tob. 1-3-12.pdf](#)  
*Held in License & Health Committee during recess.*
52. [2011-0702](#) Communication from Assistant City Attorney regarding failure to follow payment agreement for delinquent personal property tax and real estate tax for West Allis Liquor & Tobacco located at 7218 W. Greenfield Ave. on December 5, 2011.  
***Attachments:*** [COMM re WA Liq. & Tob. 12-5-11.pdf](#)  
*Held in License & Health Committee during recess.*

**Passed The Block Vote**

**Aye:** 10 - Ald. Barczak, Ald. Czaplewski, Ald. Lajsic, Ald. May, Ald. Probst, Ald. Reinke, Ald. Roadt, Sengstock, Ald. Vitale, and Ald. Weigel

**No:** 0

**ADVISORY COMMITTEE**

*None.*

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

*Ald. Lajsic reminded everyone to vote November 6, 2012.*

O. ADJOURNMENT

*to adjourn at 8:26 p.m., with the next regularly scheduled meeting to be held on November 20, 2012, at 7:00 p.m*

*/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.