



City of West Allis

Meeting Agenda

Common Council

7525 W. Greenfield Ave.
West Allis, WI 53214

Mayor Dan Devine, Chair
Aldersperson Thomas G. Lajsic, Council President
Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kevin Haass,
Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,
Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel

Tuesday, September 2, 2014

7:00 PM

City Hall Common Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2014-0187](#) Resolution relative to determination of Special Use Permit to establish Western Illinois Numismatics, a proposed second hand article store, to be located at 11037 W. Oklahoma Ave.
Sponsors: Safety & Development Committee

2. [R-2014-0195](#) Resolution relative to determination of Special Use Permit for the construction of a new communications tower at 5121 W. Rogers St.
Sponsors: Safety & Development Committee

3. [R-2014-0194](#) Resolution relative to determination of Special Use Permit for the placement of antenna and equipment on the existing US Cellular tower located at 501 S. 116 St.
Sponsors: Safety & Development Committee

4. [R-2014-0193](#) Resolution relative to determination of Special Use Permit for the placement of antenna and associated equipment on the building located at 9719 W. Greenfield Ave.
Sponsors: Safety & Development Committee

E. CITIZEN PARTICIPATION

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

New and Previous Matters referred to Committees may be considered and acted upon by Committees during the Common Council recess. Unless otherwise announced during the meeting, the standing Committees of the Common Council will meet during recess in the following rooms and in the following order:

*Room 118
Administration & Finance, Safety & Development, Advisory*

*Room 128
Public Works, License & Health*

G. MAYOR'S REPORT

- 1. Recent events attended**

- 2. Awards/commendations**

- 3. Upcoming events**

H. ALDERPERSON'S REPORT

- 1. Recent events attended**

- 2. Awards/commendations**

- 3. Upcoming events**

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of August 5, 2014 and special meeting of August 18, 2014.

J. ITEMS NOT REFERRED TO COMMITTEE

- 5. [2014-0551](#)** List of individuals, businesses, and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Attractive Property.

6. [2014-0552](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Best Porch.
7. [2014-0553](#) List of individuals and locations in West Allis selected by the West Allis Beautification Committee to receive Proclamation of Commendation for Patriotic Display Award.
8. [2014-0524](#) Report of the Municipal Judge for the month of July 2014, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$127,447.58.
9. [2014-0534](#) Summons and Complaint in the matter of Bank of America, N.A. vs. Gay B. Johnson, et al, regarding foreclosure of mortgage. Case No. 14CV006723.
10. [2014-0535](#) American Family Mutual Insurance Company communication submitted on behalf of Gina M. Estrada relative to vehicle damages allegedly sustained on W. Oklahoma Ave. at S. 106 St. on July 23, 2014.
11. [2014-0536](#) Mueller, Goss & Possi, S.C. communication submitted on behalf of Carol Povolick relative to vehicle damages allegedly sustained on or about W. Lapham St. and S. 74 St. on June 28, 2012.
12. [2014-0537](#) The Cincinnati Insurance Companies communication submitted on behalf of Erin Lund regarding personal injuries allegedly sustained on Second St. near the Wisconsin State Fair Products Pavilion on August 5, 2014.
13. [2014-0544](#) Sandra Schaff communication regarding property damage allegedly sustained at 2259-2261 S. 59 St. on July 31, 2014.
14. [2014-0558](#) Trover Solutions, Inc. communication, on behalf of METLIFE, William Nicely request for payment relative to an accident allegedly sustained on June 17, 2014.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular meeting held on August 26, 2014. (Ald. Haass excused).

15. [2014-0447](#) Police Department Report involving O'Reilly's, 1101 S. 60 St. (2013-2014 Class B Tavern License no. 2013) of AKO Holdings, LLC, Allen E. Kohal, Agent, Incident Date: June 25, 2014.

Unanimously recommended to be placed on file.

16. [2014-0521](#) Police Department Report involving Heart Breakers, 9440 W. National Ave. (2014-2015 Class B Tavern License no. 2010, Dance Hall License no. 2098 and Tavern Entertainment-Special License no. 2099) of Milwaukee Entertainment, LLC, Tiffany M. Stevens, Agent, Incident Date: July 7, 2014.
Unanimously recommended to be placed on file.
17. [2014-0522](#) Police Department Report involving The New 6500 Bar, 6500 W. Greenfield Ave. (2014-2015 Class B Tavern License no. 2065, Dance Hall License no. 2067 and Instrumental Music License no. 2066) of My Place, LLC, Lisa M. Branson, Agent, Incident Date: July 28, 2014.
Unanimously recommended to be placed on file.
18. [2014-0461](#) 2014-2015 Class B Tavern License application no. 2102 of Top Dog Enterprises LLC, Ronald L. Mellantine, Agent, d/b/a The Choice Eatery & Entertainment for premises located at 9638 W. National Ave. (new-nonexisting location).
Unanimously recommended to be approved subject to necessary requirements.
19. [2014-0518](#) 2014-2015 Class B Beer License application no. 2117 of Pho King, Inc., Truong M. Ly, Agent, d/b/a Pho King Vietnamese Restaurant, for premises located at 11112 W. National Ave. (new-nonexisting location).
Unanimously recommended to be approved subject to necessary requirements.
20. [2014-0519](#) 2014-2015 Class C Wine License application no. 2118 of Pho King, Inc., Truong M. Ly, Agent, d/b/a Pho King Vietnamese Restaurant, for premises located at 11112 W. National Ave. (new-nonexisting location).
Unanimously recommended to be approved subject to necessary requirements.
21. [2014-0527](#) 2014-2015 Class B Tavern License application no. 2126 of Butch's Co., Inc., Mary Anne Schettle, Agent, d/b/a Butch's Pub & Eatery for premises located at 9140 W. National Ave. (new-existing location).
Unanimously recommended to be approved subject to necessary requirements.
22. [2014-0539](#) 2014-2015 Class B Tavern License application no. 2135 of Stallis Palace, LLC, Rachel L. Wesenberg, Agent, d/b/a Stallis Palace, for premises located at 9427 W. Greenfield Ave. (new-existing location).
Unanimously recommended to be approved subject to necessary requirements.
23. [2014-0472](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-462 for Krista M. Mulholland.
Unanimously recommended to be denied based on two (2) nonappearances.

24. [2014-0490](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-477 for Chad C. Clausing.
Unanimously recommended to be approved.
25. [2014-0517](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-483 for Kristen R. Bruss.
Unanimously recommended to be approved.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE and SAFETY & DEVELOPMENT COMMITTEES

New Matters for Introduction

26. [O-2014-0051](#) An Ordinance to Repeal & Recreate Section 2.48 of the West Allis Revised Municipal Code Relating to Administrative Review Board.
Sponsors: Michael J. Czaplewski

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

27. [R-2014-0196](#) Resolution relative to transferring \$52,100.00 from the Contingency Fund to the Police Department Automotive Capital Account for replacement of two (2) damaged Police Squad Cars.
Sponsors: Administration & Finance Committee
28. [R-2014-0200](#) Resolution amending the terms & conditions of the Economic Development Loan to Aggie's Bakery and Cake Shop LLC and/or assigns, under the Department of Housing and Urban Development Community Development Block Grant Program in an amended amount not to exceed \$105,000.
Sponsors: Administration & Finance Committee

29. [R-2014-0201](#) Resolution to authorize the Community Development Authority of the City of West Allis (the “CDA”) to make a \$1.0 million loan to First-Ring Industrial Redevelopment Enterprise (FIRE).
Sponsors: Administration & Finance Committee
30. [R-2014-0197](#) Resolution to initiate the process of developing a strategic plan for the City of West Allis.
Sponsors: Thomas G. Lajsic and Michael P. May
31. [2014-0548](#) Communication from Finance Director/Comptroller/City Treasurer regarding utilizing lock box services for property tax payments.
32. [2014-0549](#) Communication from Finance Director/Comptroller/City Treasurer reporting on the acquisition of an ATM machine for the convenience of making electronic payment options available to customers.
33. [2014-0554](#) Communication from Human Resources Director regarding request to fill the vacant position of Office Services Supervisor in the Department of Building Inspections & Neighborhood Services.

City Attorney Claim Report

34. [2011-0573](#) Notice of Injury submitted by Warshafsky, Rotter, Tarnoff & Bloch, S.C. on behalf of Jeffrey Albanese regarding injuries allegedly sustained on June 29, 2011 near 9644 W. Schlinger Avenue.
City Attorney recommended to be placed on file.
35. [2012-0602](#) Summons and Complaint in the matter of Bank of America, N.A., vs Jerome Garcia, et al, regarding foreclosure of mortgage, Case No. 12-CV-011119.
City Attorney recommended to be placed on file.
36. [2014-0090](#) Glenn Czerwinski communication regarding personal property damage allegedly sustained at 1033 S. 89 St. on February 5, 2014.
City Attorney recommended to be placed on file.
37. [2014-0166](#) Christopher Van Alstine communication regarding personal property damage allegedly sustained at 2249 S. 67 Pl. on March 7, 2014.
City Attorney recommended to be placed on file.

38. [2014-0199](#) William F. Schultz communication regarding City of West Allis Water/Sewer Utility Bill, account 22229-21724, charges for RC Waste Management.
City Attorney recommended to be placed on file.
39. [2014-0236](#) Gerald Buchkowski communication regarding property damage allegedly sustained at 1921 S. 97 Street on March 17, 2014.
City Attorney recommended denial.
40. [2014-0338](#) Renee J. Hanke communication regarding vehicle damages allegedly sustained northbound from Hwy 100 onto Wollmer Rd. on May 19, 2014.
City Attorney recommended denial.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

41. [O-2014-0052](#) An Ordinance to Amend Subsection 15.03(5) and 1.07(6) of the West Allis Revised Municipal Code Relating to the 1 ½% charged per month on bills not paid by the due date, and to require a penalty to be charged per month based on the rate for water which is approved by the Public Service Commission.
Sponsors: Public Works Committee
42. [R-2014-0189](#) Resolution relative to accepting the proposal of Vermeer-Wisconsin, Inc. for furnishing a new Vermeer Brush Chipper for a total sum of \$41,035.00.
Sponsors: Public Works Committee
43. [R-2014-0190](#) Resolution to approve bid of American Sewer Services, Inc. for the installation of sanitary sewer relay, sanitary sewer spot relays and miscellaneous utility adjustments in various locations within the City of West Allis in the amount of \$668,057.00
Sponsors: Public Works Committee
44. [R-2014-0191](#) Resolution accepting work of MJ Construction, Inc. for the installation of sanitary sewer relay, water main relay and building services in South 100th Street from West Greenfield Avenue to 420' S. of West Orchard Street in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2012 Project No. 12.
Sponsors: Public Works Committee

45. [R-2014-0199](#) Resolution accepting work of Burkhart Construction, Corp. for the Municipal Court remodel and other improvements at the West Allis Municipal Court located at 11301 W. Lincoln Ave. in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2012 Project No. 14.
Sponsors: Public Works Committee
46. [R-2014-0192](#) Resolution accepting work of Musson Brothers, Inc. for sump pump installation and sanitary lateral rehabilitation on private property in the location from S. 72nd St. to S. 76th St and W. Beloit Rd. to W. Jackson Dr. in the City of West Allis and authorizing and directing settlement of said contract in accordance with contract terms of 2011 Project No. 18.
Sponsors: Public Works Committee
47. [R-2014-0198](#) Resolution approving the proposal from Energenecs for replacement of programmable logic controls at the Water Reservoir in an amount not to exceed \$28,000.
Sponsors: Public Works Committee
48. [2014-0538](#) Communication from Principal Engineer regarding 2015 Capital Improvement Program.
49. [2014-0540](#) Communication from Principal Engineer regarding 2015 Special Assessment Rates.
50. [2014-0555](#) Communication from the Assistant City Engineer regarding the notice from Milwaukee Metropolitan Sewerage District of additional non-compliant sewersheds in West Allis.
51. [2014-0550](#) Communication from Downtown Business Improvement District regarding some changes to the pedlet policy.

Previous Matters for Consideration

52. [R-2013-0250](#) Resolution to approve the Memorandum of Understanding by and between the County of Milwaukee and the City of West Allis relative to stormwater.
Sponsors: Public Works Committee

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

53. [O-2014-0053](#) An Ordinance to Repeal Parking Restrictions on the East Side of the 2100 Block of S. 74 St.
Sponsors: Cathleen M. Probst and Martin J. Weigel
54. [O-2014-0054](#) An Ordinance to Repeal Parking Restrictions on the East Side of the 2100 Block, Except the North 200 Feet, of S. 74 St.
Sponsors: Cathleen M. Probst and Martin J. Weigel
55. [2014-0557](#) Communication from Alderperson Michael May regarding Architectural Review/Standards for Single-Family and Two-Family Homes.
56. [2014-0556](#) Special Use Permit to establish a restaurant for Big Ebe's Pizza, located at 1329 S. 70 St.

Public Hearing Items (Safety & Development Committee)

57. [R-2014-0187](#) Resolution relative to determination of Special Use Permit to establish Western Illinois Numismatics, a proposed second hand article store, to be located at 11037 W. Oklahoma Ave.
Sponsors: Safety & Development Committee
58. [2014-0509](#) Special Use Permit to establish Western Illinois Numismatics, a proposed secondhand article store, to be located at 11037 W. Oklahoma Ave.
59. [R-2014-0195](#) Resolution relative to determination of Special Use Permit for the construction of a new communications tower at 5121 W. Rogers St.
Sponsors: Safety & Development Committee
60. [2014-0547](#) Special Use Permit for the construction of a new communications tower at 5121 W. Rogers St.
61. [R-2014-0194](#) Resolution relative to determination of Special Use Permit for the placement of antenna and equipment on the existing US Cellular tower located at 501 S. 116 St.
Sponsors: Safety & Development Committee
62. [2014-0546](#) Special Use Permit for the placement of antenna and equipment on existing US Cellular tower located at 501 S. 116 St.
63. [R-2014-0193](#) Resolution relative to determination of Special Use Permit for the placement of antenna and associated equipment on the building located at 9719 W. Greenfield Ave.
Sponsors: Safety & Development Committee

64. [2014-0545](#) Special Use Permit for the placement of antenna and associated equipment on the building located at 9719 W. Greenfield Ave.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

65. [2014-0523](#) Police Department report regarding tavern violations/calls for service for the month of July 2014.
66. [2014-0526](#) 2014-2015 Used Vehicle Dealer License application(s).
67. [2014-0542](#) 2014-2015 Trailer and Truck Rental License application(s).
68. [2014-0529](#) 2014-2015 Adult-Oriented Establishment Operator Permit application(s).
69. [2014-0541](#) 2014-2015 Class B Tavern Special Event Permit application no. 24 of Kip's Inn, Inc., Gina M. Jaeckel, Agent, d/b/a Kip's Inn, 837 S. 108 St. (2014-2015 Class B Tavern License application no. 768, Instrumental Music License application no. 771 and Dance Hall License application no. 1652) for a Fall Party, to be held Saturday, September 20, 2014 from 11:00 a.m. to 11:00 p.m. (Tent) Second (2nd) application for 2014-2015 license year.
70. [2014-0525](#) 2014-2015 Special Class B Beer and Wine License application(s).
71. [2014-0543](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-489 for Josephine E. Crossley.
72. [2014-0437](#) Operator's License (bartender/sales clerk) applications.

ADVISORY COMMITTEE

New Matters for Introduction

73. [2014-0559](#) Reappointments by Mayor Devine to the West Allis Block Grant Committee of Ald. Thomas Lajsic, Ald. Vincent Vitale, Diane Brandt, Michael Plicka, Chris Porterfield, Ruth Snedic, Don Wadewitz, and Jamie Vallejo, their two-year terms to expire September 1, 2016.

74. [2014-0560](#) Appointment by Mayor Devine of Christina Lund as a member of the West Allis Beautification Committee, her term to expire December 31, 2015.
75. [2014-0561](#) Appointment by Mayor Devine of David Princeton as a member of the West Allis Police and Fire Commission, his term to expire May 1, 2016.

N. ADJOURNMENT

All meetings of the Common Council 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.