



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Aldersperson James W. Sengstock, Council President

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

Tuesday, November 17, 2009

5:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

None.

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. MISCELLANEOUS BUSINESS

Mayor's Report

Alderspersons Comments

H. AGENDA APPROVAL**I. APPROVAL OF MINUTES**

Minutes of the Common Council regular meeting of November 3, 2009.

J. ITEMS NOT REFERRED TO COMMITTEE

1. [2009-0739](#) Report of the Municipal Judge for the month of October 2009, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$103,390.37.
2. [2009-0738](#) Neomi L. Curry communication regarding vehicle damage allegedly sustained at Hawley Road and Walker Street.
3. [2009-0742](#) Amended Summons and Complaint in the matter of Chase Home Finance LLC vs. City of West Allis, et al.
4. [2009-0750](#) Randall Charneski communication regarding property damage allegedly sustained at 2432 S. 84 Street on October 6, 2009.
5. [2009-0751](#) Alice Howard communication regarding vehicle damage allegedly sustained on October 23-29, 2009.

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS**M. NEW AND PREVIOUS MATTERS****ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES****New Matters for Introduction**

6. [2009-0755](#) Summary Report Recommending Combining the Public Works Department and the Engineering Department of the City of West Allis.
7. [2009-0756](#) Summary Report Recommending keeping separate the Public Works Department

and the Engineering Department of the City of West Allis.

Previous Matters for Consideration

8. [2009-0647](#) Report from City Administrative Officer regarding organizational structure of the City with respect to the Public Works Department and the Engineering Department.
9. [2009-0509](#) Communication from Mike Pertmer, Director of Public Works, announcing his retirement in October.

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

10. [2009-0727](#) Communication from the City Attorney regarding the settlement of the Gerald Bohmann v. Erie Insurance, et al. litigation, Case No. 08-CV-003045.

Previous Matters for Consideration

11. [2009-0636](#) 2010 City of West Allis Mayor's Recommended Budget.
12. [O-2009-0030](#) Ordinance appropriating the necessary funds for the operation and administration of the City of West Allis for calendar year 2010.
Sponsors: Administration & Finance Committee
13. [R-2009-0240](#) Resolution regarding 2010 Budget and the use of \$1.3 million of City reserves as it relates to the 2011 City Budget.
Sponsors: Administration & Finance Committee
14. [O-2009-0031](#) Ordinance to repeal and recreate Sections 5.03(7)(a) and 5.03(7)(b) of the City of West Allis Revised Municipal Code regarding Ambulance Fees.
Sponsors: Administration & Finance Committee

City Attorney Claim Report

15. [2009-0560](#) American Family Insurance Group communication on behalf of their insured James T. & Concet Handlos, regarding damages allegedly sustained on August 21, 2009.
City Attorney recommended to be place on file.

16. [2009-0619](#) Alexandra Hodermann communication regarding property damage allegedly sustained at 814 S. 98 Street on June 18-19, 2009.
City Attorney recommended denial.
17. [2009-0675](#) Carol J. Tischer communication regarding property damage allegedly sustained at 2660 S. 72 Street between June 22, 2009 and July 8, 2009.
City Attorney recommended denial.

PUBLIC WORKS COMMITTEE

New Matters for Introduction

18. [2009-0744](#) Lisa Eaton communication requesting a playground be provided near the 2800 block of S. Waukesha Road.

SAFETY & DEVELOPMENT COMMITTEE

New Matters for Introduction

19. [2009-0718](#) Communication from the Director of Development transmitting the decision of the Joint Review Board with respect to Tax Incremental District Number Eleven (84th & Greenfield).
20. [2009-0749](#) Communication from the Director of Development transmitting the 2009 Tax Incremental Status Report and 2008 Financial Statements and other related Tax Increment Districts.
21. [2009-0745](#) Special Use Permit for Fitness 19, a proposed fitness center to be located within the Towne Centre shopping center at 6900 W. Greenfield Ave.
22. [2009-0746](#) Special Use Permit for Expert Car Care, a proposed auto repair facility, to be located at 7801 W. Greenfield Ave.
23. [2009-0747](#) Special Use Permit for Sacude Fitness, a proposed dance studio to be located at 9413 W. Greenfield Ave.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

24. [2009-0740](#) 2009-2010 Class B Tavern License application no. 1605 of Jan-Rat LLC, Gary Janocik, Agent, d/b/a Studz Pub & Sports Bar premises located at 6833 W. National Ave. (new-existing location).
25. [2009-0743](#) Appointment of agent, Thomas G. Ratas, by Ratas Wholesale Liquor Company, Inc., d/b/a Ratas Wholesale Liquor Company, located at 2068 S. 55 St. (2009-2010 Wholesale Beer License no. 918).
26. [2009-0737](#) 2010 Gun Range License renewal application.
27. [2009-0741](#) Appointment of new agent, Fitzgerald E. Marshall, d/b/a Pick 'n Save #6883 located at 11111 W. Greenfield Ave. (2009-2010 Combination Class A Liquor License no. 1205).
28. [2009-0752](#) 2009-2010 and 2009-2011 Tavern Operator License applications.
29. [2009-0728](#) Police Department report regarding tavern violations/calls for service for the month of October 2009.
30. [2009-0729](#) Police Department Report involving Mario's, 1900 S. 60 St. (2009-2010 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: October 4, 2009).
31. [2009-0730](#) Police Department Report involving Sportz Medicine, 7731 W. Becher St. (2009-2010 Class B Tavern License no. 1453 and Dance Hall License no. 1455 of Sportz Medicine, LLC, Mark R. Holbert, Agent, Incident Date: October 12, 2009).
32. [2009-0731](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2009-2010 Class B Tavern License no. 637, Dance Hall License no. 640 and Instrumental Music License no. 644 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: October 16, 2009).
33. [2009-0732](#) Police Department Report involving Flappers, 7527 W. Becher St. (2009-2010 Class B Tavern License no. 797 and Dance Hall License no. 799 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: October 21, 2009).
34. [2009-0733](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2009-2010 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: October 30, 2009).
35. [2009-0734](#) Police Department Report regarding October 11, 2009 Alcohol Compliance Check involving eleven (11) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2009-2010 Combination Class A Liquor License no. 1299 and Cigarette License no. 1300 of Jay's Liquor,

Inc., Jigar U. Chaudhari, Agent, d/b/a Riverbend Liquor, 7506 W. Oklahoma Ave.).

36. [2009-0735](#) Police Department Report regarding October 11, 2009 Alcohol Compliance Check involving eleven (11) West Allis businesses, resulting with three (3) selling alcohol to an underage person without requesting identification (2009-2010 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.).
37. [2009-0736](#) Police Department Report regarding October 11, 2009 Alcohol Compliance Check involving eleven (11) West Allis businesses, resulting with three (3) selling alcohol to an underage person without requesting identification (2009-2010 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.).

ADVISORY COMMITTEE

New Matters for Introduction

38. [2009-0748](#) Legislative Committee minutes for November 10, 2009.
39. [2009-0753](#) Appointment by Mayor Devine of Kathleen Sullivan-Witek as a member of the West Allis Capital Improvement Committee, her three-year term to expire January 10, 2013.
40. [2009-0754](#) Appointments by Mayor Devine of youth members to the West Allis Youth Commission.

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

O. 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.