



City of West Allis

Meeting Minutes

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

The meeting was called to order by Mayor Devine at 5:00 p.m.

B. ROLL CALL

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

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ald. Narlock.

D. PUBLIC HEARINGS

None.

E. CITIZEN PARTICIPATION

Robert Braun, 2160 S. 86 St., wished the Common Council a Merry Christmas, and announced the formation of the nonprofit Tea Party of Wisconsin. He stated the purpose of this organization is to say "No" to any government spending that causes an increase in property taxes.

Violet Braun, commented on the Tea Party of Wisconsin, and suggested giving Police and Fire employees less hours in order to help with taxes.

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 welcomed the West Allis Youth Commission members. He commended Crawdaddy's as being named the Best Cajun Restaurant by the Shepherd's Express reader's poll. He also commended the West Allis Farmers Market as being #1.

Alderspersons Comments

Ald. Weigel commented on the recent citywide cleanup and acknowledged the volunteers.

Ald. Reinke commented on the Celebrations Committee hosting the project for the veterans. She described the tree in the City Hall lobby and the wish list for the veterans. She commented

on the shooting at Ft. Hood, and described a woman's tattoo that read "All Gave Some, Some Gave All."

Ald. Vitale addressed the city budget, and commented on working with the unions. He was delighted with the ones that came forward, and thanked those unions. He expressed his disappointment with the police union's leadership.

H. AGENDA APPROVAL

that the agenda as submitted be accepted

I. APPROVAL OF MINUTES

to approve the minutes of the 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.

Attachments: [Municipal Judge Report October 2009.pdf](#)

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.

Passed The Block Vote

K. STANDING COMMITTEE REPORTS

None.

L. COMMON COUNCIL RECESS

that the Council recess until completion of Committee meetings

Thereupon, the Council took a recess at 5:18 p.m. Upon returning from recess at 6:01 p.m., and the roll call being taken, there were:

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

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES

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.

Attachments: [RPT.DPW ENG OrgStruct.pdf](#)

9. [2009-0509](#) Communication from Mike Pertmer, Director of Public Works, announcing his retirement in October.

Attachments: [mp retirement.pdf](#)

ADMINISTRATION & FINANCE COMMITTEE

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.

Attachments: [CC-G Bohmann Case-Closed.doc](#)

11. [2009-0636](#) 2010 City of West Allis Mayor's Recommended Budget.

Attachments: [Budget Blue Pages.2010 Rec.pdf](#)

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

Attachments: [ADMO.AppropOrd.Atchmt1.pdf](#)

[ADMO.AppropOrd.Atchmt2.pdf](#)

[ADMO.AppropOrd.Atchmt3.pdf](#)

[ADMO.AppropOrd.Atchmt4.pdf](#)

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

Attachments: [ADMO266.Attachment.pdf](#)

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.
16. [2009-0619](#) Alexandra Hodermann communication regarding property damage allegedly sustained at 814 S. 98 Street on June 18-19, 2009.
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.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, Vitale, and Weigel
No: 0

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

Attachments: [RPT.COMBINE DPW ENG 111709.pdf](#)

Aye: 7 - Barczak, Lajsic, Narlock, Reinke, Roadt, Sengstock, and Vitale
No: 3 - Czaplewski, Kopplin, and Weigel

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

Attachments: [RPT.SEPARATE DPW ENG 111709.pdf](#)

Aye: 9 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, Sengstock, and Vitale
No: 1 - Weigel

PUBLIC WORKS COMMITTEE

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

Attachments: [L. Eaton communication.pdf](#)

Held in Public Works Committee during recess.

SAFETY & DEVELOPMENT COMMITTEE

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 6706 W. Greenfield Ave.
Held in Safety & Development Committee during recess.
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.
Held in Safety & Development Committee during recess.

Passed The Block Vote

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

No: 0

LICENSE & HEALTH COMMITTEE

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.
License application #25 granted.
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.
*2009-2010 License application nos. 406, 408 and 409 granted.
2009-2011 License application nos. 399, 403-405 granted.*

29. [2009-0728](#) Police Department report regarding tavern violations/calls for service for the month of October 2009.

Attachments: [2009-0728.pdf](#)

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).

Held in License & Health Committee during recess.

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).

Held in License & Health Committee during recess.

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).

Held in License & Health Committee during recess.

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).

Held in License & Health Committee during recess.

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).

Held in License & Health Committee during recess.

35. [2009-0734](#) 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. 1299 and Cigarette License no. 1300 of Jay's Liquor, Inc., Jigar U. Chaudhari, Agent, d/b/a Riverbend Liquor, 7506 W. Oklahoma Ave.).

Held in License & Health Committee during recess.

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.).

Held in License & Health Committee during recess.

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.).

Held in License & Health Committee during recess.

Passed The Block Vote

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

No: 0

ADVISORY COMMITTEE

38. [2009-0748](#) Legislative Committee minutes for November 10, 2009.

Attachments: [LEG CMTE MINS 111009.pdf](#)

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.

Passed The Block Vote

Aye: 10 - Barczak, Czaplewski, Kopplin, Lajsic, Narlock, Reinke, Roadt, 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 6:09 p.m., with the next regularly scheduled meeting to be held on December 1, 2009 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.