



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Agenda

Common Council

Mayor Dan Devine, Chair

Alderperson James W. Sengstock, Council President

*Alderpersons: 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, October 7, 2008

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [R-2008-0207](#) Resolution relative to determination of Special Use Permit for Topper's Pizza, a proposed delivery/carry-out pizza restaurant to be located at 1676 S. 108 St. (Tax Key No. 449-9981-011).

Sponsors: Safety & Development Committee

2. [R-2008-0111](#) Resolution relative to determination of Special Use Permit for Alarmtronics, a proposed automobile repair/service facility, to be located at 1811 S. 84 St. (Tax Key No. 452-0442-001).

Sponsors: Safety & Development Committee

3. [R-2008-0040](#) Resolution relative to termination of Special Use Permit previously granted to Thomas D. Redlich, d/b/a Ziklag Global Investments, Inc., to establish a church, Paradise Family Life Center, within the former Paradise Theater located at 6229 W. Greenfield Ave. (Tax Key Number 454-0001-000).

Sponsors: Safety & Development Committee

4. [O-2008-0044](#) Ordinance to amend subsection 12.20(3) of the Revised Municipal Code relative to allowing certain vehicles to be parked on residential property.

Sponsors: Vincent Vitale

- 5. [R-2008-0196](#) Resolution to approve the Year 2009 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).
Sponsors: Advisory 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. MISCELLANEOUS BUSINESS

Mayor's Report

Alderpersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of September 16, 2008.

J. ITEMS NOT REFERRED TO COMMITTEE

None.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular meeting held on September 23, 2008. (Ald. Barczak excused).

6. [2008-0592](#) 2008-2009 Tavern Operator License application no. 9-571 of Danielle M. Helt.
Unanimously recommended to approve.

7. [2008-0625](#) 2008-2009 Tavern Operator License application no. 9-576 of Susan E. Cashmore.
Unanimously recommended to approve.

8. [2008-0574](#) 2008-2009 Tavern Operator License application no. 9-561 of Shelby K. Billick.
Unanimously recommended to approve.

9. [2008-0579](#) 2008-2010 Tavern Operator License application no. 10-256 of David K. Steele.
Unanimously recommended to deny based on two (2) nonappearances.

10. [2008-0575](#) 2008-2009 Tavern Operator License application no. 9-567 of Nora L. Galagan.
Unanimously recommended to approve.

11. [2008-0580](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1443 of Nicole M. Henning.
Unanimously recommended to approve.

12. [2008-0582](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1445 of Tanya L. Willmsen.
Unanimously recommended to approve.

13. [2008-0568](#) 2008-2009 Class B Tavern License application no. 1447, Dance Hall License application no. 1449 and Cigarette License application no. 1448 of PM Pub & Grub, Inc., Jaeniene Garvey, Agent, d/b/a PM Pub & Grub premises located at 6533 W. Mitchell St. (new-existing).
Unanimously recommended to approve subject to necessary requirements.

14. [2008-0311](#) 2008-2009 Class B Tavern License renewal application no. 622 and Dance Hall License renewal application no. 624 of PEC Mon Corp., Dorene J. Monty, Agent, d/b/a PM Pub & Grub, premises located at 6533 W. Mitchell St.
Unanimously recommended to be placed on file.

15. [2008-0495](#) Summons and Complaint in the matter of the complaint against PecMon Corp., John R. Monty, Agent for the premises located at 6533 W. Mitchell St., d/b/a PM Pub & Grub (2007-2008 Class B Tavern License no. 635 and Dance Hall License no. 624).
Unanimously recommended to be placed on file.
16. [2008-0324](#) Police Department Report involving PM Pub & Grub, 6533 W. Mitchell St., (2007-2008 Class B Tavern License no. 622, Dance Hall License no. 624 and Cigarette License no. 623 of Pec Mon Corp., John R. Monty, Agent, Incident Date: March 31, 2008).
Unanimously recommended to be placed on file.
17. [2008-0597](#) Police Department Report regarding August 14, 2008 Alcohol Compliance Check involving nine (9) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 1113 and Cigarette License no. 1114 of Supreme Enterprises, Inc., Inderjeet Singh, Agent, d/b/a Oklahoma Liquor & Tobacco, 10711 W. Oklahoma Ave.).
Unanimously recommended to be placed on file.
18. [2008-0602](#) Police Department Report involving Lenny's, 6309 W. National Ave., (2008-2009 Class B Tavern License no. 458, Dance Hall License no. 506 and Cigarette License no. 1357 of Lenny's, Inc., Leonard E. Malan, Agent, Incident Date: August 9, 2008).
Unanimously recommended to be placed on file.
19. [2008-0599](#) Police Department Report involving Lynch's, 2300 S. 108 St. (2008-2009 Class B Tavern License no. 489, Dance Hall License no. 616, Instrumental Music License no. 617 and Cigarette License no. 490 of D&N Lynch, Inc., Joseph E. Lynch, Agent, Incident Date: August 3, 2008).
Unanimously recommended to be placed on file.
20. [2008-0424](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (2007-2008 Class B Tavern License no. 789 and Cigarette License no. 790 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Date: May 12, 2008).
Unanimously recommended to be placed on file.
21. [2008-0559](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2008-2009 Class B Tavern License no. 956, Tavern Entertainment License no. 959, Dance Hall License no. 958 and Cigarette License no. 957, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: July 17, 2008).
Unanimously recommended to be placed on file.

22. [2008-0603](#) Police Department Report involving Randy's Neighbor's Inn, 6922 W. Becher St. (2008-2009 Class B Tavern License no. 784 and Cigarette License no. 785, Randal W. Katzuba, Agent, Incident Date: August 12, 2008).
Unanimously recommended to be placed on file.
23. [2008-0507](#) Police Department Report involving Smokin' Joes, 6139 W. Beloit Rd., (2007-2008 Class B Tavern License no. 992, Dance Hall License no. 995, Instrumental Music License no. 994 and Cigarette License no. 993 of Joseph A. Jeffords, Agent, Incident Date: June 29, 2008).
Unanimously recommended to be placed on file.
24. [2008-0604](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2008-2009 Class B Tavern License no. 1427, Dance Hall License no. 1428, Instrumental Music License no. 1430 and Cigarette License no. 1429 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 12, 2008).
Unanimously recommended to be placed on file.
25. [2008-0606](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 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: July 21, 2008).
Unanimously recommended to be placed on file.
26. [2008-0607](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 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: August 2, 2008).
Unanimously recommended to be placed on file.
27. [2008-0608](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 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: August 10, 2008).
Unanimously recommended to be placed on file.
28. [2008-0609](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 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: August 22, 2008).
Unanimously recommended to be placed on file.

29. [2008-0610](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 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: August 24, 2008).
Unanimously recommended to be placed on file.
30. [2008-0556](#) 2008-2009 Tavern Operator License application no. 9-554 of Dawn M. Filtz.
*Recommended to be denied, based on police report, by the following vote:
Ayes: 3 - Alderpersons Czaplewski, Roadt and Weigel
Noes: 1 - Alderperson Sengstock*
31. [2008-0517](#) 2008-2010 Tavern Operator License renewal application no. 10-239 of Courtney R. Nissenbaum.
*Recommended for Revocation by the following vote:
Ayes: 3 - Alderpersons Czaplewski, Roadt and Weigel
Noes: 1 - Alderperson Sengstock*

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

32. [O-2008-0042](#) An Ordinance to Repeal Subsection 1.08(7)(c) and Create Subsection 1.08(9) of the Revised Municipal Code Relating to Denial of Issuance of License or Permit Due to Non-Payment of Taxes and to Include Non-Payment of Forfeitures.
Sponsors: Administration & Finance Committee
33. [R-2008-0202](#) Resolution to transfer of \$30,000 from the Contingency Fund to the Professional Services Litigation Account for Legal Services related to the Fire Union Labor Negotiations Arbitration.
Sponsors: Administration & Finance Committee
34. [2008-0644](#) Comptroller/Manager of Finance submitting the report for the month of July, 2008 indicating City of West Allis checks issued in the amount of \$3,105,706.50.
35. [2008-0646](#) Communication from City Administrative Officer requesting approval for the City of West Allis to become a Community Partner with the West Allis Charities, Inc.
36. [2008-0645](#) 2009 City of West Allis Mayor's Recommended Budget.

City Attorney Claim Report

37. [2002-0238](#) We Energies communication regarding property damage allegedly sustained on September 5, 2002.
38. [2008-0499](#) Edward Krause communication regarding vehicle damage allegedly sustained at S. 60 St. and W. Lincoln Ave. on June 7, 2008.
39. [2008-0554](#) American Family Insurance Company communication submitted on behalf of James R. Bednarski regarding vehicle damage allegedly sustained on March 21, 2008.
40. [2008-0561](#) American Family Mutual Insurance Company communication submitted on behalf of Edward J. Krause regarding vehicle damage allegedly sustained on May 31, 2008.
41. [2008-0566](#) James H. Vranich communication regarding damages allegedly sustained on August 5, 2008.
42. [2008-0571](#) Jamie Aldama communication regarding vehicle damage allegedly sustained at 2108 S. 69 St. on August 15, 2008.

PUBLIC WORKS COMMITTEE

43. [R-2008-0199](#) Resolution Authorizing and Directing the City Engineer to Pay For Sanitary Sewer Lateral Repairs at 1805 South 69th Street in the Total Amount of \$6,812.79.
Sponsors: Public Works Committee
44. [R-2008-0200](#) Resolution authorizing the Director of Public Works to accept the proposal of Earth Tech/AECOM for providing consulting services relative to the MMSD's required CMOM compliance requirements for 2009 for a sum not to exceed \$24,680.
Sponsors: Public Works Committee
45. [2008-0615](#) Communication from the Director of Public Works regarding the placement and cost of directional/locational signage, also referred to as wayfinding.
46. [2008-0635](#) Communication from City Engineer Regarding 2009 Capital Improvement Program.
47. [2008-0653](#) Communication from City Engineer Regarding Request to Paint Bike Lanes along 116th Street from Greenfield Avenue to Theo Trecker Way.

SAFETY & DEVELOPMENT COMMITTEE

48. [R-2008-0203](#) Resolution relative to approval of the City of West Allis' Grant Application for the Development of a 2030 Comprehensive Plan.
Sponsors: Martin J. Weigel
49. [R-2008-0204](#) Resolution relative to amending a professional services contract with Graef, Anhalt, Schloemer and Associates for consulting services at S. 113 St. and W. Lapham St. in the amount of \$10,000.
Sponsors: Safety & Development Committee
50. [R-2008-0205](#) Resolution relative to amending a Professional Services Contract with Hospitality Marketers International, Inc. (HMI) in the amount of \$8,000 to determine the feasibility of a hotel in the City of West Allis.
Sponsors: Safety & Development Committee
51. [2008-0629](#) Communication from the City of Greenfield informing the City of West Allis of their public hearing on September 23, 2008 to solicit comments on proposed floodplain ordinance and map revisions.
52. [2008-0636](#) Communication from the City of Greenfield informing the City of West Allis of their public hearing on October 7, 2008 of a Special Use Amendment of Imprex to expand their business to include the vacant Evans Mattress location at 3350 S. 108 St.
53. [2008-0650](#) Communication from City Engineer Regarding Speed Limits in Alleys.
54. [2008-0654](#) Communication from City Engineer Regarding Portable Stop Signs at 66th Street and National Avenue.

Public Hearing Items (Safety & Development Committee)

55. [R-2008-0207](#) Resolution relative to determination of Special Use Permit for Topper's Pizza, a proposed delivery/carry-out pizza restaurant to be located at 1676 S. 108 St. (Tax Key No. 449-9981-011).
Sponsors: Safety & Development Committee
56. [2008-0611](#) Special Use Permit for Topper's Pizza, a proposed delivery/carry-out pizza restaurant to be located at 1676 S. 108 St. (Tax Key No. 449-9981-011).

57. [R-2008-0111](#) Resolution relative to determination of Special Use Permit for Alarmtronics, a proposed automobile repair/service facility, to be located at 1811 S. 84 St. (Tax Key No. 452-0442-001).
Sponsors: Safety & Development Committee
58. [2008-0612](#) Special Use Permit for Alarmtronics, a proposed automobile repair/service facility, to be located at 1811 S. 84 St. (Tax Key No. 452-0442-001).
59. [R-2008-0040](#) Resolution relative to termination of Special Use Permit previously granted to Thomas D. Redlich, d/b/a Ziklag Global Investments, Inc., to establish a church, Paradise Family Life Center, within the former Paradise Theater located at 6229 W. Greenfield Ave. (Tax Key Number 454-0001-000).
Sponsors: Safety & Development Committee
60. [O-2008-0044](#) Ordinance to amend subsection 12.20(3) of the Revised Municipal Code relative to allowing certain vehicles to be parked on residential property.
Sponsors: Vincent Vitale

LICENSE & HEALTH COMMITTEE

61. [O-2008-0047](#) An Ordinance to Amend Subsection 9.02(12)(b) of the Revised Municipal Code Relating to License Holder Cooperation.
Sponsors: License & Health Committee
62. [2008-0643](#) Time Warner Cable communication regarding channel and rate changes effective with November 2008 billing, their commitment to the communities it serves, the addition and enhancement to channels and services in 2008, and the new Price Lock Guarantee Program.
63. [2008-0637](#) 2008-2009 and 2008-2010 Tavern Operator License applications.
64. [2008-0638](#) 2008-2010 Tavern Operator License application no. 10-267 of Ricardo R. Santiago.
65. [2008-0639](#) 2008-2010 Tavern Operator License application no. 10-266 of Jenny St. George.
66. [2008-0640](#) 2008-2010 Tavern Operator License application no. 10-268 of Michael D. Solberg.
67. [2008-0641](#) 2008-2009 Tavern Operator License application no. 9-580 of Jeffrey T. Farrington.

68. [2008-0626](#) Summons and Complaint in the matter of the complaint against Courtney R. Nissenbaum 2008-2010 Tavern Operator License renewal application no. 10-239.
69. [2008-0656](#) Findings and Recommendations in the Matter of the Complaint Against Courtney R. Nissenbaum.
70. [2008-0633](#) 2008-2009 Class B Tavern License renewal application no. 662 of William Miller, Inc., Thomas L. Miller, Agent, d/b/a Shakey's Pizza & Buffet premises located at 9638 W. National Ave.
71. [2008-0634](#) 2008-2009 Special Class B Beer and Wine License application(s).
72. [2008-0506](#) Police Department Report involving Harry O's, 6743 W. Lincoln Ave. (2007-2008 Class B Tavern License no. 827, Dance Hall License no. 829, and Instrumental Music License no. 830 of Harry O's, Inc., Harry J. Strahlendorf, Agent, Incident Date: June 29, 2008).
73. [2008-0642](#) 2008-2009 Adult-Oriented Establishment Operator Permit applications.
74. [2008-0573](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1446 of Chakoia C. Morehouse.
75. [2008-0581](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1444 of Jerome Shelton, Jr.
76. [2008-0627](#) 2008-2009 Second Hand Dealer License renewal application(s).
77. [2008-0630](#) 2008-2009 Amusement Distributor's License application.
78. [2008-0631](#) 2008-2009 Phonograph Distributor's License application.

ADVISORY COMMITTEE

79. [2008-0647](#) Communication from Mayor Devine regarding the establishment of a West Allis Community Center Task Force.
80. [2008-0648](#) Reappointment by Mayor Devine of Catherine Narloch as a member of the West Allis Block Grant Committee, her two-year term to expire September 1, 2010.
81. [2008-0649](#) Reappointment by Mayor Devine of Michael Pranghofer as a member of the West Allis Property Maintenance Code Appeals Board, his two-year term to expire September 1, 2010.

82. [2008-0651](#) Appointments and Reappointments by Mayor Devine of members of the West Allis Youth Commission.
83. [2008-0652](#) Reappointment by Mayor Devine of Karin Gale as a member of the West Allis Community Development Authority, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, her four-year term to expire October 1, 2012.

Public Hearing Items (Advisory Committee)

84. [R-2008-0196](#) Resolution to approve the Year 2009 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Final).
- Sponsors:** Advisory Committee

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.