



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*

Monday, April 2, 2012

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-2012-0086](#) Resolution relative to determination of Special Use Permit to establish outdoor dining extension of premises for Aris Sports Bar/Pallas Restaurant located at 1657 S. 108 St.
Sponsors: Safety & Development Committee

2. [R-2012-0083](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing lattice tower located at 1865 S. 66 St.
Sponsors: Safety & Development Committee

3. [R-2012-0084](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the water tower located at 11515 W. Rogers St.
Sponsors: Safety & Development Committee

4. [R-2012-0085](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing monopole at Poblocki Paving, 571 S. Curtis Rd.
Sponsors: Safety & Development Committee

5. [R-2012-0087](#) Resolution relative to approving an amendment to the Community Development Block Grant (CDBG) Program for FY 2012 for the creation of a Six Points/Farmers Market Public Parking Facility Project.

Sponsors: Administration & Finance 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 113

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 March 20, 2012.

J. ITEMS NOT REFERRED TO COMMITTEE

6. [2012-0135](#) Summons and Complaint in the matter of JP Morgan Chase Bank, National Association vs. Estate of Virginia Mayek, et al, regarding foreclosure of mortgage, Case No. 12CV003582.

7. [2012-0137](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A., vs Sharon A. Wirth, et al, regarding foreclosure of mortgage, Case No. 30404.

8. [2012-0138](#) Claim and Demand for Damages submitted by Jastroch & LaBarge, S.C., on behalf of Joel Kawalske allegedly sustained on July 29, 2011 westbound on W. Greenfield Ave.
9. [2012-0153](#) Summons and Complaint in the matter of JP Morgan Chase Bank, National Association vs. Dawn R. Jones, et al, regarding foreclosure of mortgage, Case No. 12CV003429.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Regular meeting held on March 27, 2012. (Ald. Barczak and Sengstock excused).

10. [2012-0132](#) 2011-2012 Tavern Operator License application no. 12-365 of Lisa M. Rick.
Unanimously recommended to be denied based on the police report.
11. [2012-0102](#) 2011-2013 Tavern Operator License application no. 13-457 of Mark W. Fetter, Jr.
Unanimously recommended to be approved.
12. [2012-0118](#) 2011-2013 Tavern Operator License application no. 13-459 of Jessica M. Maldonado.
Unanimously recommended to be approved.
13. [2012-0127](#) 2011-2012 Tavern Operator License application no. 12-364 of Alysa M. Stark.
Unanimously recommended to be approved.
14. [2012-0133](#) 2011-2013 Tavern Operator License application no. 13-462 of Kelly L. Brzycki.
Unanimously recommended to be approved.
15. [2012-0134](#) 2011-2013 Tavern Operator License application no. 13-463 of David C. Burbach.
Unanimously recommended to be approved.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

New Matters for Introduction

16. [2012-0160](#) Communication from City Administrative Officer regarding request to fill vacant Clerk I position in the Department of Building Inspections & Neighborhood Services.

City Attorney Claim Report

17. [2008-0760](#) Samster, Konkel & Safran, S.C. communication on behalf of Michael J. Stanke regarding injuries and damages allegedly sustained in the 1300 block of S. 85 St. on November 8, 2008.
City Attorney recommended to be paid and placed on file.
18. [2009-0433](#) Summons & Complaint, in the matter of US Bank Consumer Finance, as services for U.S. Bank National Association ND vs. the City of West Allis, et al., regarding Foreclosure of Mortgage 30404, Case No. 09CV009666.
City Attorney recommended to be placed on file.
19. [2010-0149](#) Summons and Complaint in the matter of BAC Home Loans Servicing, L.P. vs. Billy J. Lytge, et al., regarding foreclosure of mortgage, Case No. 10CV003167.
City Attorney recommended to be placed on file.
20. [2010-0349](#) Summons and Complaint in the matter of Legacy Bank vs Kenneth F. Palme, et al, regarding foreclosure of mortgage, Case No. 10CV001394.
City Attorney recommended to be placed on file.
21. [2010-0534](#) Summons and Complaint in the matter of Mitchell Bank vs. Amigo Real Estate, LLC et al, regarding foreclosure of mortgage, Case No. 10CV014140.
City Attorney recommended to be placed on file.
22. [2010-0607](#) Amended Summons and Complaint in the matter of U.S. Bank National Association vs. Judy Lee Fritsch, et al, regarding foreclosure of mortgage, Case No. 30404.
City Attorney recommended to be placed on file.
23. [2010-0628](#) Amended Summons and Complaint in the matter of Waterstone Bank SSB vs. Diane M. Klein, et al, regarding foreclosure of mortgage, Case No. 10-CV-008316.
City Attorney recommended to be placed on file.

24. [2011-0054](#) Summons and Complaint in the matter of ARCH BAY HOLDINGS, LLC, SERIES 2010C, vs. Steven J. Duvall and Jane Doe, et al, regarding foreclosure of mortgage, Case No. 11CV000198.
City Attorney recommended to be placed on file.
25. [2011-0146](#) Summons and Complaint in the matter of Financial Freedom Acquisition, LLC, vs. Karen Steinke, et al, regarding foreclosure of mortgage, Case No. 11CV003728.
City Attorney recommended to be placed on file.
26. [2011-0159](#) Amended Summons and Complaint in the matter of U.S. Bank N.A. vs. Ferdinand Vargas, et al, regarding foreclosure of mortgage, Case No. 10-CV-6347.
City Attorney recommended to be placed on file.
27. [2011-0266](#) Summons and Complaint in the matter of National City Real Estate Services, LLC vs. Jacalyn J. Allen, et al, regarding foreclosure of mortgage, Case No. 11CV005051.
City Attorney recommended to be placed on file.
28. [2011-0337](#) Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A. vs. Carter D. Robbins, Jr., et al, regarding foreclosure of mortgage, Case No. 10-CV-019567.
City Attorney recommended to be placed on file.
29. [2011-0381](#) Amended Summons and Complaint in the matter of GMAC Mortgage, LLC vs. Eric Lee McKeown, et al, regarding foreclosure of mortgage, Case No. 11-CV-001550.
City Attorney recommended to be placed on file.
30. [2012-0014](#) iGPS Company LLC communication requesting corrected personal property taxes for 2011 (Account #27131).
City Attorney recommended to be paid and placed on file.

Public Hearing Items (Administration & Finance Committee)

31. [R-2012-0087](#) Resolution relative to approving an amendment to the Community Development Block Grant (CDBG) Program for FY 2012 for the creation of a Six Points/Farmers Market Public Parking Facility Project.
Sponsors: Administration & Finance Committee

PUBLIC WORKS COMMITTEE

New Matters for Introduction

32. [R-2012-0080](#) Resolution relative to accepting the proposals of various suppliers for furnishing and delivering electrical wire, conduit and electrical accessories for a total sum of \$39,827.87.
Sponsors: Public Works Committee
33. [R-2012-0081](#) Resolution relative to accepting the proposal of Ferguson Waterworks for furnishing and delivering chimney seals & chimney seal bands for a total sum of \$37,315.00.
Sponsors: Public Works Committee
34. [R-2012-0082](#) Resolution Granting a Privilege for Encroachment (Major) to Epikos Church for property located at 6217-6233 West Greenfield Avenue (Tax Key No. 454-0001-000) and 6220 West National Avenue (Tax Key No. 454-0001-001).
Sponsors: Public Works Committee
35. [2012-0136](#) Communication from West Allis Business Improvement District regarding Downtown West Allis...Third Thursday Art Crawls scheduled for the third Thursday in the months from May through September, 2012, from 5:00 p.m. to 9:00 p.m., request for assistance with parking restrictions, use of signs, additional Police presence and request that it be declared a Community Event.

SAFETY & DEVELOPMENT and LICENSE & HEALTH COMMITTEES**Public Hearing Items (Safety & Development and License & Health Committees)**

36. [R-2012-0086](#) Resolution relative to determination of Special Use Permit to establish outdoor dining extension of premises for Aris Sports Bar/Pallas Restaurant located at 1657 S. 108 St.
Sponsors: Safety & Development Committee
37. [2012-0116](#) Special Use Permit to establish outdoor dining extension of premises for Aris Sports Bar/Pallas Restaurant located at 1657 S. 108 St.

SAFETY & DEVELOPMENT COMMITTEE**New Matters for Introduction**

38. [O-2012-0010](#) An Ordinance to Repeal Parking Restrictions on the West Side of the 1600 Block of S. 68 St.
Sponsors: Vincent Vitale and Michael J. Czaplewski
39. [O-2012-0011](#) An Ordinance to Repeal Parking Restrictions on Both Sides of the 1500 Block of S. 71 St.
Sponsors: Martin J. Weigel and Kurt E. Kopplin
40. [R-2012-0079](#) Resolution declaring Downtown West Allis . . . Third Thursday Art Crawls scheduled for May 2012 through September 2012 between 5:00 p.m. and 9:00 p.m. as a Community Event.
Sponsors: Safety & Development Committee
41. [2012-0145](#) Communications opposing a special use permit for JRS Jewelry located at 2749 S. 108 St.
42. [2012-0154](#) Notice of second rescheduled Hearing to April 12, 2012 at 1:00 p.m at West Allis City Hall, Room 128, relative to DOT petition for the establishment of two (2) public crossings of the Union Pacific Railroad Co. Tracks with the West Allis Cross-Town Pathway.
43. [2012-0159](#) Special Use Permit for Institute Shaolin SSU Chuan Fa, a martial arts training school, to be located at 6127 W. Beloit Rd., within a portion of the multi-tenant commercial building located at 6127-6131 W. Beloit Rd.

Public Hearing Items (Safety & Development Committee)

44. [R-2012-0083](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing lattice tower located at 1865 S. 66 St.
Sponsors: Safety & Development Committee
45. [2012-0114](#) Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing lattice tower located at 1865 S. 66 St.
46. [R-2012-0084](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the water tower located at 11515 W. Rogers St.
Sponsors: Safety & Development Committee
47. [2012-0113](#) Special Use Permit for proposed AT&T antennae and associated equipment to be located on the water tower located at 11515 W. Rogers St.

48. [R-2012-0085](#) Resolution relative to determination of Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing monopole at Poblocki Paving, 571 S. Curtis Rd.
Sponsors: Safety & Development Committee
49. [2012-0115](#) Special Use Permit for proposed AT&T antennae and associated equipment to be located on the existing monopole at Poblocki Paving, 571 S. Curtis Rd.

LICENSE & HEALTH COMMITTEE

New Matters for Introduction

50. [2012-0140](#) 2012-2013 Trailer and Truck Rental License application(s).
51. [2012-0141](#) 2012-2013 Secondhand Article Dealer License application(s).
52. [2012-0142](#) 2012-2013 Secondhand Jewelry Dealer License application(s).
53. [2012-0143](#) 2012-2013 Used Vehicle Dealer License application(s).
54. [2012-0157](#) 2012-2013 Amusement Distributor's License application(s).
55. [2012-0158](#) 2012-2013 Phonograph Distributor's License application(s).
56. [2012-0139](#) 2011-2012 Class B Tavern Special Event Permit application no. 11 of Tap City, Inc., Mary M. Pakula, Agent, d/b/a Tap City USA, 7207 W. National Ave. (2011-2012 Class B Tavern License no. 1510, Instrumental Music License no. 1510 and Dance Hall License no. 652) for a benefit from 2:00 p.m. to 10:00 p.m. to be held on April 14, 2012.
57. [2012-0144](#) Tavern Operator License applications.
58. [2012-0146](#) Police Department report regarding tavern violations/calls for service for the months of February and March.
59. [2012-0147](#) Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: February 19, 2012).

60. [2012-0148](#) Police Department Report involving Danny's Lounge, 1900 S. 60 St. (2011-2012 Class B Tavern License no. 1738, Dance Hall License no. 1740 and Instrumental Music License no. 1739 of Danny's Entertainment, Inc, Daniel R. Seiy, Agent, Incident Dates: February 19, 2012 and February 29, 2012).
61. [2012-0149](#) Police Department Report involving Stumble Inn Pub, 6404 W. National Ave., (2011-2012 Class B Tavern License no. 1812 of Stumble Inn Pub, LLC, Jason C. Collins, Agent, Incident Date: February 24, 2012).
62. [2012-0150](#) Police Department Report involving Las Palmas, 6007 W. Burnham St. (2011-2012 Class B Tavern License no. 1541, Dance Hall License no. 1543 and Instrumental Music License no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, Incident Date: February 26, 2012).
63. [2012-0151](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2011-2012 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959, and Dance Hall License no. 958, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: March 1, 2012).
64. [2012-0152](#) Police Department Report involving Flappers, 7527 W. Becher St. (2011-2012 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: March 5, 2012).
65. [2012-0155](#) 2011-2013 Tavern Operator License application no. 13-460 of Nicole L. Botello.
66. [2012-0156](#) 2011-2013 Tavern Operator License application no. 13-466 of Felisa D. Aldana.

Previous Matters for Consideration

67. [2012-0103](#) 2011-2012 Tavern Operator License application no. 12-359 of Jason M. Wedner.
68. [2012-0101](#) 2011-2013 Tavern Operator License application no. 13-456 of April L. Fox.
69. [2012-0104](#) 2011-2012 Tavern Operator License application no. 12-361 of Krystina M. Nienow.

ADVISORY COMMITTEE

None.

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.