



City of West Allis

Meeting Agenda

Common Council

Mayor Jeannette Bell, Chair

Alderson Paul M. Murphy, Council President

Aldersons: Gary T. Barczak, Michael J. Czaplowski, Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke, James W. Sengstock, Lester Trudell, Jr., and Vincent Vitale

Tuesday, January 21, 2003

7:30 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARING

1. [2003-0046](#) On the improvement of thirteen (13) alleys by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.

E. CITIZEN PARTICIPATION

F. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

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

Agenda Approval

Approval of Minutes

Minutes of the regular Common Council meeting of January 7, 2003.

H. ITEMS NOT REFERRED TO COMMITTEE

2. [2003-0023](#) Report of the Municipal Judge for the month of December, 2002, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$77,220.97, all fines, costs and fees in the sum of \$75,717.37 collected in the Municipal Court, \$1,503.60 collected by the City Clerk/Treasurer's office thru credit card, and \$72,480.00 in payment of parking violations sent directly to the City Clerk/Treasurer's office.
3. [2003-0021](#) Ameritech Services, Inc. request for a refund of 2001 personal property taxes.
4. [2003-0043](#) Summons and Complaint and Demand for Jury Trial in the matter of DANIEL J. KRAFT v. CITY OF WEST ALLIS.
5. [2003-0045](#) Summons and Complaint in the matter of PRESSED STEEL TANK CO., INC. v. CITY OF WEST ALLIS, ET AL. with Application for Restraining Order and Hearing and Order.
6. [2003-0047](#) Amended Summons and Amended Complaint in the matter of THE BANK OF NEW YORK, TRUST U/A v. CITY OF WEST ALLIS DEPARTMENT OF DEVELOPMENT, HOUSING DIVISION, ET AL.
7. [2003-0050](#) Earl Leigeb communication regarding property damage allegedly sustained at 1803 S. 60 St. on January 8, 2003.

I. STANDING COMMITTEE REPORTS

ADVISORY COMMITTEE

The following ordinance and resolutions were unanimously recommended for passage as amended and adoption as amended by the Committee during its regular meeting held on January 13, 2003.

8. [O-2003-0004](#) Ordinance to Amend Section 3.04 of Chapter III of the City of West Allis Revised Municipal Code Relative to the Common Council Order of Business.
9. [R-2003-0007](#) Resolution Relative to Updating Committees of the Common Council Policy for Inclusion in the City of West Allis Policies & Procedures Manual.
10. [R-2003-0008](#) Resolution Relative to Updating Meetings Policy for Inclusion in the City of West Allis Policies & Procedures Manual.
11. [R-2003-0009](#) Resolution Relative to Updating Rules of Procedure Policy for Inclusion in the City of West Allis Policies & Procedures Manual.

J. COMMON COUNCIL RECESS

K. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE AND PUBLIC WORKS COMMITTEES

12. [R-2003-0032](#) Resolution relative to accepting the proposal of STS Consultants, Ltd. for furnishing environmental consulting services at the storm sewer project at 53rd and Rogers St. for a total net sum of \$11,925.00.
13. [R-2003-0044](#) Resolution relative to accepting the proposal of Owen Ayres & Associates Inc. for methane and groundwater sampling at the Lincoln Ave. landfill site for an estimated sum of \$16,810.00

ADMINISTRATION & FINANCE COMMITTEE

14. [O-2003-0016](#) An Ordinance to amend Ordinance No. 6633 relative to the salaries of certain miscellaneous employees of the City of West Allis for the years 2002-2005.
15. [R-2003-0028](#) Resolution relative to accepting the proposal of Omni Tech Corporation for furnishing up to seventy-five (75) personal computers for a total estimated sum of \$97,500.00
16. [R-2003-0033](#) Resolution relative to amending and extending Policies and Procedures Manual Policy No. 1466, relative to Employee Transfer/Donation of Vacation and Random Days to Another Employee in Special Emergency Situations.
17. [R-2003-0035](#) Resolution relative to extending the application of Policies and Procedures Manual Policy No. 1462 relative to Continuation of Health Insurance Benefits for Active Military Service Call Up.
18. [R-2003-0040](#) Resolution relative to extending the contract of Frank Haack & Associates, Inc. for furnishing Employee Health Benefit Consulting Services for the period August 1, 2002 through December 31, 2003 for the total net sum of \$45,500.00
19. [R-2003-0042](#) Resolution relative to accepting the proposal of Motorola, Inc. for furnishing and delivering ten (10) mobile radios for a total sum of \$10,200.00
20. [R-2003-0043](#) Resolution relative to accepting the proposal of Ruckert & Mielke for furnishing Intergraph GIS data conversion services for a total sum of \$22,000.00
21. [2003-0038](#) Milwaukee County communication regarding settlement of litigation with the City of West Allis, Case No. 00-CV-003660.
22. [2003-0057](#) Communication from City Administrative Officer relative to establishment of salary ranges for certain nonunion positions (Assistant City Engineer, Principal Engineer Design Services, Principal Engineer Field Services and Records Supervisor Police Department).
23. [2003-0049](#) Communication from City Administrative Officer transmitting Traffic Violations and Accidents Report for the period Oct. 1, 2002 through Dec. 17, 2002.
24. **2002-0239** True Service & Tire Center communication regarding damage to storm sewer lateral allegedly sustained at the northeast corner of 6808 W. Lincoln Ave. in 1995.

City Attorney Claim Report

25. **2002-0154** Tom Deppiese communication submitted on behalf of Estate Wines International, Inc. requesting a refund in the amount of \$500.00, representing fees for his Special Use

Permit application and Combination Class A Liquor License application.

PUBLIC WORKS COMMITTEE

26. [R-2003-0010](#) Accepting work of Black Diamond Group, Inc., for interim street resurfacing in S. 61 St. from W. Lapham St. to W. Burnham St., S. 62 St. from W. Orchard St. to W. Burnham St., S. 63 St. from W. National Ave. to W. Burnham St., S. 64 St. from W. National Ave. to W. Burnham St., S. 65 St. from W. National Ave. to W. Burnham St. and W. Lapham St. from S. 60 St. to S. 66 St. and authorizing and directing settlement of said contract in accordance with contract terms of 2002 Project No. 17.
27. [R-2003-0013](#) Resolution accepting work of Henry R. Marohl, Inc., for the selective demolition of Liberty Heights Wading Pool in Liberty Heights Park located at the southeast corner of S. 62 St. & W. Orchard St. and authorizing and directing settlement of said contract in accordance with contract terms of 2002 Project No. 20.
28. [R-2003-0014](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of East/West alley between S. Buchanan Pl., the dead end east, W. Stuth Pl. and W. Beloit Rd. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
29. [R-2003-0015](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of East/West alley between S. Buchanan Pl., S. 72 St., W. Stuth Pl. and W. Beloit Rd. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
30. [R-2003-0016](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South alley between S. 76 St., S. 77 St., W. Greenfield Ave. and W. Orchard St. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
31. [R-2003-0017](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South and East/West alleys between S. 56 St., S. 57 St., W. Lincoln Ave. and W. Hayes Ave. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
32. [R-2003-0018](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South and East/West alleys between S. 57 St., S. 58 St., W. Lincoln Ave. and W. Hayes Ave. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
33. [R-2003-0019](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South and East/West alleys between

- S. 68 St., S. 69 St., W. Grant St. and W. Lincoln Ave. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
34. [R-2003-0020](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South alley between S. 68 St., S. 69 St., W. Becher St. and W. Grant St. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
35. [R-2003-0021](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of East/West alley between S. 73 St., S. 74 St., W. Lapham St., and W. National Ave. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
36. [R-2003-0022](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South and East/West alleys between S. 65 St., S. 66 St., W. Revere Pl. and W. Beloit Rd. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
37. [R-2003-0023](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of East/West alley between S. Livingston Terr., S. 67 Pl., W. Grant St. and W. Beloit Rd. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
38. [R-2003-0024](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of East/West alley between W. McGeoch Ave., S. 65 St., W. Revere Pl. and W. Oconto Pl. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
39. [R-2003-0025](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South and East/West alleys between S. 77 St., S. 78 St., W. Rogers St. and W. Becher St. by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
40. [R-2003-0026](#) Resolution to confirm and adopt the report of the City Engineer containing the schedule of proposed assessments for improvement of North/South alley between S. 70 St., S. 71 St., W. Madison St. to 240' south by removal and reconstruction of the concrete alley pavement, storm sewer, storm sewer relay, building services, utility adjustments and storm underdrain.
41. [R-2003-0029](#) Resolution approving an increase in the sanitary sewer user charge - City portion.

42. [R-2003-0030](#) Resolution approving an increase in the sanitary sewer user charge - MMSD portion.
43. [R-2003-0031](#) Resolution approving an increase in the stormwater management system user charge.
44. [R-2003-0034](#) Resolution relative to accepting the proposal of Lakeside Oil for furnishing and delivering 68,000 gallons of diesel fuel and 68,000 gallons of unleaded fuel for an estimated cost of \$170,660.00.
45. [R-2003-0036](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. Osage Ave. from W. Dakota St. to W. Beloit Rd. by new concrete construction of the pavement, new driveway approaches, storm sewer, sanitary sewer relay, building services and utility adjustments.
46. [R-2003-0037](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Stuth Ave. from S. Osage Ave. to S. 90 St. by new concrete construction of the pavement, new driveway approaches, storm sewer, sanitary sewer relay, water main relay, building services and utility adjustments.
47. [R-2003-0038](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 90 St. from W. Dakota St. to W. Stuth Ave. by new concrete construction of the pavement, new driveway approaches, storm sewer, water main relay, building services and utility adjustments.
48. [R-2003-0039](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. Orleans Ave. from W. Stuth Ave. to W. Beloit Rd. by new concrete construction of the pavement, new driveway approaches, building services and utility adjustments.
49. [R-2003-0041](#) Resolution relative to accepting the proposal of various nurseries for furnishing and delivering 278 trees for spring planting for a total sum of \$18,764.00.
50. [2003-0026](#) Communication from City Engineer requesting a Grant of Privilege to 6301 West Douglas LLC for the installation of a sign on the front of the building and a refuse enclosure on the south side of the building at 7105 West Greenfield Avenue.
51. [2003-0022](#) Request from West Allis Charities to use Room 128 at West Allis City Hall for meetings in 2003 and to use the City Hall Court Yard on June 11 from 6:00 a.m. to 9:30 a.m. for a Ride In Breakfast using motorcycles instead of horses.

SAFETY & DEVELOPMENT COMMITTEE

52. [O-2003-0012](#) An Ordinance to amend Section 12.10(10) of the Revised Municipal Code regarding Air Conditioning Equipment Location with Respect to Side and Rear Lot Lines.
53. [O-2003-0014](#) An Ordinance to amend Sections 12.10(9), 12.34(7) & 12.36(8) of the Revised Municipal Code pertaining to Zoning Code Required Side Yard Setback Requirements for Corner Lots for One and Two-Family Use Properties.
54. [O-2003-0017](#) Ordinance repealing Section 12.37(3)(b) and amending Section 12.41(2)(ee) of the

- Revised Municipal Code relative to Boarding and Rooming Houses in the C-2 Neighborhood Commercial District
55. [R-2003-0012](#) Resolution approving the Certified Survey Map submitted by Making the Grade, Inc. on behalf of Sisters of Charity of St. Joan Antida for proposed lot split at 2716 S. Root River Parkway (Tax Key No. 521-9991-001)
56. [R-2003-0046](#) Resolution relative to authorizing the submittal of a state grant application, in an amount up to \$100,000, by the Director of Development and the subsequent appropriation of necessary local matching funds for a Brownfield Green Space and Public Facilities Grant for the property located at 11241 West Lincoln Ave.
57. [2003-0028](#) Great Clips for Hair, 6770 W. National Ave., requesting permission to display one 2' x 8' banner, on the exterior northeast side of the building, advertising its \$5.99 haircut sale, from January 22-31, 2003.
58. [2003-0029](#) Great Clips for Hair, 10230 W. National Ave., requesting permission to display two 3' x 5' signs, one in the front and one in the back of the building, advertising their \$5.99 haircut sale, from January 22-31, 2003.
59. [2003-0009](#) West Allis Chamber of Commerce request for home improvement showroom and office to be included in the C-1 zoning district.
60. [2003-0040](#) Special Use application submitted by Sisters of Charity of St. Joan Antida for an addition to the existing convent located at 2716 S. Root River Parkway.
61. [2003-0041](#) Special Use application submitted by Whitnall Summit Company for additional classrooms located at 6682 W. Greenfield Ave.
62. [2003-0042](#) Special Use application submitted by SIDCOR on behalf of Southtown Tire and Auto to relocate the existing repair facility on site and construct a new auto repair facility at 2900 Block of S. 108 St. (Southtown Plaza Shopping Center).
63. [2003-0039](#) Certified Survey Map submitted by Making the Grade, Inc. on behalf of Sisters of Charity of St. Joan Antida for proposed lot split at 2716 S. Root River Parkway, tax key 521-9991-001.

LICENSE & HEALTH COMMITTEE

64. [2003-0031](#) Police Department Report involving Stingrays, 5826 W. Burnham St. (2002-2003 Class B Tavern License no. 34 and Cigarette License no. 151 of Keith A. Emmrich and Dawn M. McNamara, partners, incident date: December 24, 2002).
65. [2003-0044](#) Police Department Report involving Kokopelli's, 6001 W. Madison St. (2002-2003 Class B Tavern License no. 55, Instrumental Music License no. 16, Dance Hall License no. 44 and Cigarette License no. 121 of Kokopelli's, Inc., Antonette M. Zirnheld, Agent, Incident date: January 5, 2003).
66. [2003-0055](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2002-2003 Class B Tavern License no. 116, Tavern Entertainment License no. 3, Dance Hall

- License no. 84 and Cigarette License no. 113 of Lonnie D. Bald and Edward D. Bombback, partners, Incident date: January 11, 2003).
67. [2002-0247](#) 2002-2003 Tavern Operator License appl. no. 790 of Jacqueline A. Hilgers.
68. [2003-0020](#) 2002-2003 Class B Tavern License appl. no. 133 and Dance Hall License appl. no. 96 of Cygnet Enterprises, Ltd., Tom J. Giesegeh, Agent, for premises at 1503 S. 81 St., d/b/a Capt'n Nicks (new - existing location).
69. [2003-0024](#) 2003 Taxicab Driver License application(s).
70. [2003-0025](#) 2002-2003 Combination Class A Liquor License appl. no. 27 of Lifetime Credit Union, Wm A. Kuter, Agent, for premises at 95** W. National Ave. (new - existing location).
71. [2003-0027](#) 2002-2003 Tavern Operator License applications.
72. [2003-0051](#) 2002-2003 Tavern Operator License appl. no. 806 of Jason C. McLean.
73. [2003-0052](#) 2002-2003 Tavern Operator License appl. no. 808 of Jesse J. Nebauer.
74. [2003-0053](#) 2002-2003 Tavern Operator License appl. no. 809 of Eric J. Davis.
75. [2003-0054](#) 2002-2003 Special Class B Beer and Wine License application(s).
76. [2003-0056](#) 2002-2003 Instrumental Music License appl. no. 35 of Tap City, Inc., Russell J. Kleist, Agent, d/b/a Tap City, 7207 W. National Ave. (2002-2003 Class B Tavern License no. 49 and Dance Hall License no. 40).

ADVISORY COMMITTEE

77. [O-2003-0013](#) An Ordinance to Amend Section 1.09(5) of the West Allis Revised Municipal Code Relating to Destruction of Records.
78. [O-2003-0015](#) An Ordinance to amend the numbering sequence of a portion of Chapter II, Subchapter III, Code of Ethics for Public Officials.
79. [2003-0058](#) mega
80. [2003-0059](#) Appointments by Mayor Bell to the West Allis Community Celebrations Committee as follows: Alderperson Rosalie Reinke, her two-year term to expire December 31, 2004; and Kathleen Dagenhardt, Mary Pat Morris, James Mejchar and Mary Cay Freiberg, their three-year terms to expire December 31, 2005.
81. [2003-0060](#) Appointments by Mayor Bell to the West Allis Community Celebrations Committee as follows: Director of Public Works of his/her designee (Mickey Yanacheck), City Administrative Officer or his/her designee (Leon Johnson), and Director of School District Recreation Department or his/her designee (Kurt Wachholz), their terms to be indefinite.

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

M. 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.

NOTICE OF POSSIBLE QUOROM

It is possible that members of, and possibly a quorum of, members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information. No action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.

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.