



City of West Allis

Meeting Agenda

Common Council

Mayor Jeannette Bell, Chair

Aldersperson James W. Sengstock, Council President

Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Linda A. Dobrowski,

Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie L. Reinke,

Vincent Vitale, and Martin J. Weigel

Tuesday, May 3, 2005

7:00 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 April 19, 2005.

J. ITEMS NOT REFERRED TO COMMITTEE

1. [2005-0276](#) Sandra Steckbauer communication regarding vehicle damage allegedly sustained at 5738 W. Rita Dr. on April 24, 2005.
2. [2005-0288](#) Guillermina Zavala, 1648 S. 63 St., West Allis, 53214, communication regarding injuries allegedly sustained on December 1, 2004.

K. STANDING COMMITTEE REPORT

LICENSE & HEALTH COMMITTEE

Regular meeting held on April 26, 2005. (Ald. Sengstock excused).

3. [O-2005-0020](#) An Ordinance to Amend Section 7.04 of the West Allis Revised Municipal Code Relating to Food Establishments
Sponsors: License & Health Committee
Unanimously recommended for passage as amended.
4. [O-2005-0021](#) An Ordinance to Amend Section 7.145(3)(c) of the West Allis Revised Municipal Code Relating to Bed and Breakfast Establishment Fees.
Sponsors: License & Health Committee
Unanimously recommended for passage.
5. [2005-0220](#) Police Department communication regarding tavern violations/calls for service for the month of March 2005.
Unanimously recommended to be placed on file.
6. [2005-0154](#) Police Department Report regarding February 10, 2005 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with five (5) selling tobacco to an underage person without requesting identification (2004-2005 Cigarette License no. 54 of T. J. Petroleum, LLC, Zubair Arshad, Agent, 6819 W. Lincoln Ave.)
Unanimously recommended to be placed on file.
7. [2005-0158](#) Police Department Report regarding February 10, 2005 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with five (5) selling tobacco to an underage person without requesting identification (2004-2005 Cigarette License no. 6 of Pak Enterprises, Inc., Mohammad Rafiq, Agent, 3061 S. 108 St.)
Unanimously recommended to be placed on file.
8. [2005-0222](#) Police Department Report involving Dog House, 1641 S. 68 St.(2004-2005 Class B Tavern License no. 91, Dance Hall License no. 62 and Cigarette License no. 86 of Dog House, Inc., Thomas L. Lipp, Sr., Agent, Incident Date: March 23, 2005.)
Unanimously recommended to be placed on file.
9. [2005-0225](#) Police Department Reports involving Becher Beer & Liquor, 2079 S. 69 St. (2004-2005 Class A Liquor License no. 22 and Cigarette License no. 129 of Madhat

G. Saleh, Incident Dates: March 4, 2005 & March 25, 2005).

Unanimously recommended to be placed on file.

10. [2005-0108](#) 2005 Taxicab Driver License appl. no. 44 of Gursharan Singh.

Unanimously recommended for denial based on two nonappearances.

11. [2005-0120](#) 2004-2005 Class A Beer License appl. no. 10 of Lucie Ljiljana, d/b/a Lucki Mini Mart, for premises located at 1480 S. 84 St. (new-existing).

Unanimously recommended for approval subject to necessary requirements.

12. [2005-0164](#) 2004-2005 Adult-Oriented Establishment Operator License appl. no. 6 of Amanda J. Salla.

Unanimously recommended for approval.

13. [2005-0165](#) 2004-2005 Adult-Oriented Establishment Operator License appl. no. 7 of Cristian Bialoskursky.

Unanimously recommended for approval.

14. [2005-0166](#) 2004-2005 Adult-Oriented Establishment Operator License appl. no. 9 of Edward (Edwin) M. Menting.

Unanimously recommended for approval.

15. [2005-0167](#) 2004-2005 Adult-Oriented Establishment Operator License appl. no. 14 of Laurel R. McCowan.

Unanimously recommended for approval.

16. [2005-0192](#) Appointment of new agent by Roaring Fork, LLC, d/b/a Q Doba Mexican Grill, 2831 S. 108 St. of David A. De Marco (2004-2005 Class B Beer License no. 6).
Unanimously recommended for approval.
17. [2005-0199](#) Appointment of new agent by Stellas Bar & Grill, Inc., d/b/a Stellas, 6851 W. Beloit Rd., of Alejandro Deleon (2004-2005 Class B Tavern License no. 44 and Dance Hall License no. 31).
Unanimously recommended for approval.
18. [2005-0247](#) 2005 Special Event Direct Sellers/Solicitors License application no. 3 of Fredrick J. Glatz.
Unanimously recommended for denial based on the police report.
19. [2005-0250](#) 2005 Special Event Direct Sellers/Solicitors License application no. 2 of Aaron J. Tithof.
Unanimously recommended for denial based on the police report.
20. [2005-0248](#) 2005-2006 Second Hand Dealer License application no. 18 of Walter O. Horngren.
Unanimously recommended for approval.
21. [2005-0249](#) 2005-2007 Tavern Operator License application no. 45 of Jesse J. Kehoe.
Unanimously recommended for approval.
22. [2005-0251](#) 2004-2005 Tavern Operator License application no. 596 of Richard D. Kritz, Jr.
Unanimously recommended for approval.
23. [2005-0144](#) 2004-2006 Tavern Operator License application no. 336 of Tracey L. Will.
Unanimously recommended for approval.
24. [2005-0188](#) 2004-2005 Tavern Operator License appl. no. 592 of Joy A. Fintak.
Unanimously recommended for denial based on the police report.
25. [2005-0200](#) 2004-2005 Tavern Operator License appl. no. 594 of Christopher A. Baudo.
Unanimously recommended for approval.
26. [2005-0201](#) 2004-2006 Tavern Operator License appl. no. 341 of Jessica L. Schmidt.
Unanimously recommended for approval.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

27. [R-2005-0157](#) Resolution requesting approval of Addendum to the 2004-2005 Paramedic Services Agreement between the City of West Allis and Milwaukee County.

28. [R-2005-0159](#) Resolution relative to accepting the proposal of Community Newspapers for furnishing publication services for an estimated sum of \$25,000.00.

Attachments: [892 Legal Notice Publication Serv.doc](#)

29. [2005-0279](#) Request for a \$50,000 contribution from the City for the 100th Anniversary Centennial Celebration in 2006.
30. [2005-0280](#) Request from Police Chief Puschnig for approval to pay Dispatchers maintenance allowance.

City Attorney Claim Report

31. [2003-0492](#) Notice of Appeal and Appeal in the matter of RUDY A. DLAPA V. COMMUNITY DEVELOPMENT AUTHORITY OF THE CITY OF WEST ALLIS.
32. [2003-0493](#) Notice of Appeal and Appeal in the matter of RUDY A. AND MARGARET DLAPA V. COMMUNITY DEVELOPMENT AUTHORITY OF THE CITY OF WEST ALLIS.
33. [2005-0132](#) Beth A. Supple communication regarding vehicle damage allegedly sustained at S.112 Street and W. Oklahoma Ave. on January 29, 2005.

PUBLIC WORKS COMMITTEE

34. [R-2005-0150](#) Resolution relative to accepting the proposal of Dueco, Inc. for furnishing and delivering one (1) Aerial Man Lift for a total sum of \$39,634.00.

Attachments: [888 Aerial Man Lift.doc](#)

35. [R-2005-0151](#) Resolution Granting a Privilege for Encroachment (Major) to New Owner Dennis Ermi (d/b/a Cleveland Avenue Discount) for property located at 8423-31 West Cleveland Avenue.

36. [R-2005-0152](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 72 St. from W. National Ave. to W. Burnham St. by concrete reconstruction of the pavement including miscellaneous sidewalk repair, new driveway approaches, storm sewer, sanitary sewer relay, water main relay, building services and utility adjustments.
37. [R-2005-0153](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Burnham St. (north side) from S. 71 St. to S. 73 St. by new concrete construction of the pavement including miscellaneous sidewalk repair on the north side only, new driveway approaches, storm sewer relay, sanitary sewer relay, building services & utility adjustments.
38. [R-2005-0154](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. 91 St. from W. Montana Ave. to 279' north of W. Manitoba St. by new concrete street construction including miscellaneous sidewalk repair, new driveway approaches, storm sewer, water main relay, building services and utility adjustments.
39. [R-2005-0155](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of S. Conger Pl. from W. Montana Ave. to S. 91 St. by new concrete street construction including miscellaneous sidewalk repair, storm sewer, building services and utility adjustments.
40. [R-2005-0156](#) Resolution Granting a Privilege for Encroachment (Major) to Owners Edward A. and Penny A. Wistl for property located at 7200 West Greenfield Avenue.
41. [R-2005-0158](#) Resolution to approve bid of Pioneer Roofing, LLC for roof replacement at the City of West Allis Library, in the amount of \$288,900.
42. [2005-0274](#) Julie Lauer and Brian Mlagan communication requesting permission to use Rogers Park (2000 Block of South 75th Street) on October 1, 2005 for a wedding under a free standing frame tent.
43. [2005-0287](#) Communication from City Engineer regarding a request from Nain Lutheran Church, 1665 S. 57 St., to install eight directional signs inside public right-of-way.

SAFETY & DEVELOPMENT COMMITTEE

44. [O-2005-0022](#) Ordinance to amend various sections of the Revised West Allis Municipal Code to permit tanning salons, employment agencies, and photography studios as a permitted use within all commercial districts and to permit physical culture and health services (including swimming pools, gymnasiums, sport/health clubs and health spas) as a special use within all commercial districts.

Attachments: [ZON-O-503-5-3-05.doc](#)

45. [R-2005-0109](#) Resolution approving the Certified Survey Map to create three single-family residential lots on property located at 1028 S. 97 St. (tax key number 443-0249-000), submitted by Dan Milton, owner.

46. [2005-0136](#) Certified Survey Map to create three single-family residential lots on property located at 1028 S. 97 St. (tax key number 443-0249-000), submitted by Dan Milton, owner.
47. [R-2005-0160](#) Resolution to approve an Amendment to the Project Plan for Tax Incremental District Number Seven, City of West Allis, Wisconsin.
48. [R-2005-0161](#) Resolution to amend the Cooperation Agreement between the City of West Allis and the Community Development Authority of the City of West Allis for Tax Incremental District Number Seven.
- Attachments:* [Coop-Agrmnt-Summit Place Amend # 1 5-4-05.doc](#)
49. [2005-0282](#) Communication from the Director of Development relative to the Plan Commission's favorable recommendation of the Amendment to the Project Plan for Tax Incremental District Number Seven.
- Attachments:* [PC-ProjPln-compli-amd-jmg-4-28-05.doc](#)
50. [2005-0285](#) Communication from the Executive Director relative to the Community Development Authority of the City of West Allis' favorable recommendation of the Amendment to the Project Plan for Tax Incremental District Number Seven.
- Attachments:* [CERT-CDA4-28-05.doc](#)
[CDA-TIF7 Amend-4-27-05.doc](#)
[CDA-ProjPln-compli-amd-4-28-05.doc](#)
51. [2005-0286](#) Communication from the Executive Director relative to the Community Development Authority (CDA) of the City of West Allis' favorable recommendation of the Amendment to the Cooperation Agreement between the City of West Allis and the CDA of the City of West Allis for Tax Incremental District Number Seven, City of West Allis, Wisconsin.
- Attachments:* [CDA-CoopAgmti-amd-cc4-28-05.doc](#)
52. [2005-0261](#) Special use application for the internal expansion of an existing adult family day care (Pathways Skill and Enrichment Center) located at 5812 W. Burnham St. (Tax Key number 455-0053-001).
53. [2005-0270](#) Special Use Permit Application for Wilde Toyota 3211, 3225, and 33** S. 108 St. to expand their outdoor sales and display lot onto the abutting property to the north located at 3193 S. 108 St. (Tax Key number 523-9992-001).
54. [2005-0273](#) Police Chief communication regarding City of West Allis crime statistics and major crime report for the month of March 2005.

LICENSE & HEALTH COMMITTEE

55. [2005-0272](#) Time Warner Cable communication announcing that on Tuesday, April 19, 2005 they will add Galavision to the DIGIPiC Latino and Latino Time Warner packages on digital channel 996, and on June 15, 2005 HBO HD will move from channel 500 to channel 508 and Showtime HD will move from channel 501 to channel 509.
56. [2005-0284](#) Health Department communication regarding an inspection on October 11, 2004, at 5819 W. National Ave. (2004-2005 Class B Tavern License no. 71 and Dance Hall License no. 50, of Susan M. Igl, d/b/a Fred's Never Inn...But Sue Is.
57. [2005-0275](#) Petition submitted by Ziino, Germanotta, Knoll & Christensen on behalf of citizens in favor of approving the Class A Liquor License for Priya Corporation, d/b/a Martha's Vineyard, located at 10711 W. Oklahoma Ave.
58. [2005-0255](#) 2005-2006 Second Hand Dealer License applications.
59. [2005-0256](#) 2005-2006 Amusement Distributor's License application(s).
60. [2005-0258](#) 2005 Taxicab Driver License application(s).
61. [2005-0267](#) 2005 Taxicab Driver License renewal appl. no. 54 of Bhatti P. Surinder.
62. [2005-0283](#) 2005 Taxicab Driver License appl. no. 55 of Naser B. Aldaihani.
63. [2005-0259](#) 2005-2006 Used Vehicle Dealer License application(s).
64. [2005-0260](#) List of 2005-2006 Class B Tavern, Dance Hall and Instrumental Music License renewal applications.
65. [2005-0262](#) 2005-2006 Class B Beer License renewal applications.
66. [2005-0263](#) 2005-2006 Phonograph Distributor's License application(s).
67. [2005-0264](#) 2004-2006 Package Goods Operator License applications.
68. [2005-0269](#) 2004-2005 Special Class B Beer and Wine License application(s).
69. [2005-0271](#) 2005-2006 Combination Class A Liquor License renewal appl. no. 1 of Rupena's, Inc., John A. Rupena, Agent, d/b/a Rupena's Foods for premises located at 7641 W. Beloit Rd.
70. [2005-0277](#) 2004-2005 Class B Tavern Special Event Permit appl. no. 10 of Transfer Cafe, LLC, James Yohanan, Agent, d/b/a Needle Inn, 7100 W. National Ave., (2004-2005 Class B Tavern License no. 132, Dance Hall License no. 91, and Instrumental Music no. 52) for Western Day Parade on June 16, 2005 from 5:00 p.m. to 9:00 p.m. (north side and west side of building to be taped off).
71. [2005-0289](#) 2004-2005 Class B Tavern Special Event Permit appl. no. 12 of the

Dog House, Inc., Thomas L. Lipp, Sr., Agent, d/b/a Dog House, 1641 S. 68 St., (2004-2005 Class B Tavern License no. 91 and Dance Hall License no. 62) for a Birthday Party on Saturday, May 14, 2005 from 9:00 a.m. to 9:00 p.m. (back yard of bar, fenced in area).

- 72. [2005-0257](#) 2005-2007 Tavern Operator License renewal appl. no. 17 of Lawrence E. Miner.
- 73. [2005-0268](#) 2005-2007 Tavern Operator License renewal appl. no. 55 of Judith K. Englebert.
- 74. [2005-0281](#) 2005-2007 Tavern Operator License renewal appl. no. 118 of Nicole M. Calk.
- 75. [2005-0265](#) 2004-2005 and 2005-2007 Tavern Operator License applications.
- 76. [2005-0266](#) 2004-2006 and 2005-2006 Tavern Operator License applications.

ADVISORY COMMITTEE

- 77. [2005-0069](#) Communication from City Administrative Officer regarding new City logo and slogan.
- 78. [2005-0253](#) City Attorney communication requesting approval for destruction of public records in the City Attorney's Office.

Attachments: [Destruction of Records 2-10.doc](#)

- 79. [2005-0278](#) Legislative Committee minutes for April 26, 2005.

Attachments: [042605 LEGCMTE MIN.doc](#)

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.

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.