



City of West Allis

Meeting Agenda

Common Council

Mayor Jeannette Bell, Chair

Alderson James W. Sengstock, Council President

Aldersons: Gary T. Barczak, Michael J. Czaplewski, Kurt E. Kopplin, Thomas G. Lajsic, Richard F. Narlock, Rosalie

L. Reinke, Lester Trudell, Jr.,

Vincent Vitale, and Martin J. Weigel

Tuesday, May 20, 2003

7:30 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [2003-0211](#) Special Use Application submitted by Mary Beth Motisi on behalf of McDonald's Corporation to establish extended seasonal hours of operation (24 hours) May through September for the restaurant located at 8301 W. Greenfield Ave.
2. [2003-0230](#) Special Use application submitted by Bruce Wydeven on behalf of VJS Investments to convert existing office space to residential apartment use at the existing building located at 6914 W. Lincoln Ave.
3. [2003-0247](#) Special Use Application to establish an outdoor dining area at the existing deli/bakery located at 6207 W. National Ave., submitted by Delbert J. Slowik, d/b/a Tony C's Bakery, LLC.

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 May 6, 2003.

H. ITEMS NOT REFERRED TO COMMITTEE

4. [2003-0217](#) Advisory Committee recommendation of candidate for the vacant second aldermanic district position for Common Council approval.
5. [2003-0320](#) Report of the Municipal Judge for the month of April, 2003, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$92,190.65, all fines, costs and fees in the sum of \$91,666.65 collected in the Municipal Court, \$524.00 collected by the City Clerk/Treasurer's office thru credit card, and \$71,032.50 in payment of parking violations sent directly to the City Clerk/Treasurer's office.

I. STANDING COMMITTEE REPORTS

None.

J. ANNOUNCEMENT OF STANDING COMMITTEE APPOINTMENT CHANGES BY MAYOR JEANNETTE BELL.

K. COMMON COUNCIL RECESS

L. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

8. [O-2003-0037](#) An Ordinance to Amend Ordinance No. 6634 Establishing the Salary Ranges of Certain Employees in the Executive Service, the Managerial Service, the Deputy Service, and the Confidential, Professional, and Supervisory Service of the City of West Allis for the Years 2002-2005 (City Administrative Officer, Finance Manager/Comptroller, Assistant

City Clerk).

9. [R-2003-0070](#) Resolution to Approve the Second Amendment to Lease By and Between West Allis Memorial Hospital, Inc., and Aurora Health Care, Inc., and the City of West Allis.
10. [R-2003-0147](#) Resolution relative to accepting the proposal of Gunite Contracting Corporation for the sale of surplus equipment.
11. [R-2003-0166](#) Resolution relative to accepting the proposal of Intergraph Corporation to provide GIS hardware & software maintenance for a total net sum of \$12,565.60.
12. [R-2003-0167](#) Resolution relative to the establishment of a hiring freeze for the City of West Allis.

Sponsors: Lajsic and Sengstock
13. [R-2003-0168](#) Resolution Relative to Updating Committees of the Common Council Policy for Inclusion in the City of West Allis Policies & Procedures Manual.
14. [R-2003-0169](#) Resolution Relative to Updating Meetings Policy for Inclusion in the City of West Allis Policies & Procedures Manual.
15. [R-2003-0170](#) Resolution Relative to Updating Rules of Procedure Policy for Inclusion in the City of West Allis Policies & Procedures Manual.
16. [R-2003-0172](#) Resolution relative to accepting the proposal of Clarke Mosquito Control for furnishing and delivering mosquito larvacide for a total net sum of \$22,968.96.
17. [2003-0318](#) Report for the month of January, 2003 indicating CWA checks issued in the amount of \$57,451,683.17 including Investment of Funds and settlements with other taxing units.
18. [2003-0319](#) Report for the month of February, 2003 indicating CWA checks issued in the amount of \$29,047,047.18 including Investment of Funds and settlements with other taxing units.

City Attorney Claim Report

19. [2001-0102](#) Drew G. Heiss Notice of Personal Injury and Claim for Damages in the amount of \$10,000.00.
20. [2001-0103](#) Matthew J. Trehella Notice of Personal Injury and Claim for Damages in the amount of \$10,000.00.
21. [2001-0104](#) James Soderna Notice of Personal Injury and Claim for Damages in the amount of \$10,000.00.
22. [2001-0105](#) Whistle Currier Notice of Personal Injury and Claim for Damages in the amount of \$10,000.00.
23. **2001-0106** Robert C. Braun Notice of Personal Injury and Claim for Damages in the amount of \$10,000.00
24. [2003-0179](#) Calvin J. Bruss communication regarding vehicle damage allegedly sustained at the intersection of W. Greenfield Ave. and S. 89 St. on March 8, 2003.

PUBLIC WORKS COMMITTEE

25. [R-2003-0164](#) Resolution relative to the Vacation and Discontinuance of a portion of the alley East of South 65th Street between West Greenfield Avenue and West National Avenue.
26. [R-2003-0165](#) Resolution relative to the Notice of Hearing for the Vacation and Discontinuance of a Portion of the Alley East of South 65th Street Between West Greenfield Avenue and West National Avenue.
27. [R-2003-0171](#) Resolution Authorizing the Acceptance of Dedication of Lands and Interests for Street Improvements located approximately ninety (90) feet West of South 108th Street on West National Avenue.
28. [2003-0289](#) Communication from City Engineer regarding petition received from Mr. Ken Lyman, 2134 S. 79 St. asking for No Parking Zones on W. Becher St. from S. 78 St. to S. 79 St.
29. [2003-0322](#) Police Department communication regarding four theme parades scheduled for August 23-25 and 28 celebrating Harley Davidson's 100th anniversary.
30. [2003-0351](#) Communication from City Engineer regarding update of brick work for New Fire Station No. 1.
31. [2003-0317](#) Request by Cindy McCarthy, owner of Top Gun Saloon, to close West Washington Street, from building (Top Gun Saloon) to parking lot, on Saturday, June 21, 2003, from 4 p.m. to 9 p.m., for a fund raiser for the Kidney Foundation.
32. [2003-0342](#) Downtown West Allis Business Improvement District (BID) requesting "No Parking" signs, street closures, barricades, additional Police presence, picnic tables and stage flats for their 13th Annual Classic Car Show on Sunday, October 5, 2003, from 8:30 a.m. to 3:00 p.m.

SAFETY & DEVELOPMENT COMMITTEE

33. [R-2003-0068](#) Resolution approving the Certified Survey Map submitted by Rudolph Borchardt on behalf of Whitnall Summit Co. for the property at 6610 W. Greenfield Ave. (Tax Key No. 439-0001-030).
34. [2003-0102](#) Certified Survey Map submitted by Rudolph Borchardt on behalf of Whitnall Summit Co. for the property at 6610 W. Greenfield Ave. (Tax Key No. 439-0001-030).
35. [R-2003-0099](#) Resolution approving the Certified Survey Map submitted by Commercial Property Associates, Inc., on behalf of Arby's and New China Buffet Restaurant for a proposed lot split at 10743 W. National Ave.

Sponsors: Safety & Development Committee

36. [2003-0154](#) Certified Survey Map submitted by Commercial Property Associates, Inc., on behalf of Arby's and New China Buffet Restaurant for a proposed lot split at 10743 W. National Ave.
37. [R-2003-0157](#) Resolution approving a Planned Development Agreement between the City of West Allis and Chr. Hansen, Inc., a Danish limited liability company with principal offices at 9015 West Maple Street, pursuant to Sec. 12.61 of the West Allis Revised Municipal Code
39. [2003-0321](#) Special Use application submitted by Ramco-Gershenson, Inc. on behalf of Capital Fitness, Inc. to establish a health club facility at the West Allis Towne Centre within the former Builder Square located at 6740 W. Greenfield Ave.
40. [2003-0316](#) Request by Windsong Village, LLC to amend the official West Allis Zoning Map by overlay by rezoning property located at 11024 W. Oklahoma Ave. from C-4 Regional Commercial District to PDD-1 Planned Development District-Residential.

Public Hearing Items (Safety & Development Committee)

41. [R-2003-0173](#) Resolution relative to determination of Special Use Application submitted by Mary Beth Motisi on behalf of the McDonald's Corporation, to establish extended seasonal (May through September) hours of operation for the restaurant and drive-through window at 8301 W. Greenfield Ave.
42. [2003-0211](#) Special Use Application submitted by Mary Beth Motisi on behalf of McDonald's Corporation to establish extended seasonal hours of operation (24 hours) May through September for the restaurant located at 8301 W. Greenfield Ave.
43. [R-2003-0176](#) Resolution relative to determination of Special Use Application submitted by Bruce Wydeven, on behalf of VJS Investments, to convert existing office space to residential apartment use at the existing building located at 6914 W. Lincoln Ave.
44. [2003-0230](#) Special Use application submitted by Bruce Wydeven on behalf of VJS Investments to convert existing office space to residential apartment use at the existing building located at 6914 W. Lincoln Ave.
45. [R-2003-0174](#) Resolution relative to determination of Special Use Application to establish an outdoor dining area at the existing deli/bakery located at 6207 W. National Ave., submitted by Delbert J. Slowik, d/b/a Toni C's Bakery, LLC.
46. [2003-0247](#) Special Use Application to establish an outdoor dining area at the existing deli/bakery located at 6207 W. National Ave., submitted by Delbert J. Slowik, d/b/a Tony C's Bakery, LLC.

LICENSE & HEALTH COMMITTEE

47. [O-2000-0001](#) An Ordinance to Amend Subsection 6.031(5)(c) and Create Subsection 6.031(5)(d) of the Revised Municipal Code Relating to Parade and Street Events.
Sponsors: Narlock
48. [2003-0301](#) 2003-2004 Class B Tavern License appl. no. 66, Instrumental Music License appl. no. 28 and Dance Hall License appl. no. 49 of Brian E. Malec for premises at 6330 W. Greenfield Ave., d/b/a The Rock Shop (new - existing location).
49. [2003-0302](#) 2003-2004 Class B Tavern License appl. no. 71 and Dance Hall License appl. no. 52 of Bencor, Inc., David M. Bennett, Agent, for premises at 1902 S. 68 St., d/b/a Bennett's (new - existing location).

50. [2003-0303](#) 2003-2004 Class B Tavern License appl. no. 78 and Dance Hall License appl. no. 57 of Phylo's, LLC, Philip J. Lehmann, Agent, for premises at 1501 S. 70 St., d/b/a Phylo's (new - existing location).
51. [2003-0304](#) 2003-2004 Combination Class A Liquor License appl. no. 10 of Alan J. and Barbara E. Kingsreiter, partners, for premises at 2077 S. 78 St., d/b/a Community Beer & Liquor (new - existing location).
52. [2003-0305](#) 2003-2004 Class B Tavern License renewal appl. no. 31 and Dance Hall License renewal appl. no. 23 of K&M of West Allis, Inc., Alan T. Hanke, Agent, for premises at 6101 W. Lincoln Ave., d/b/a Hanke's (new agent).
53. [2003-0306](#) 2003-2004 Class B Tavern License renewal appl. no. 42 of WHG West Allis, LLC, Scott A. Graves, Agent, for premises at 2865 S. 108 St., d/b/a Applebee's Neighborhood Grill & Bar (new agent).
54. [2003-0307](#) 2003-2004 Class B Tavern License renewal appl. no. 46, Instrumental Music License renewal appl. no. 17, and Dance Hall License renewal appl. no. 34 of Loyal Order of Moose, Inc., Theo D. Sheedy, Agent, for premises at 9105 W. Lincoln Ave., d/b/a West Allis Moose Lodge #1019 (new agent).
55. [2003-0308](#) 2003-2004 Class B Tavern License renewal appl. no. 53, Instrumental Music License renewal appl. no. 19, and Dance Hall License renewal appl. no. 38 of The Colony, Inc., William B. Collins, Agent, for premises at 5801-15 W. Beloit Rd., d/b/a The Colony (new agent).
56. [2003-0309](#) 2003-2004 Class B Tavern License renewal appl. no. 64 and Dance Hall License renewal appl. no. 47 of Cygnet Enterprises, Ltd., Scott A. Giesege, Agent, for premises at 1503 S. 81 St., d/b/a Capt'N Nicks (new agent).
57. [2003-0345](#) 2003-2004 Class B Tavern License renewal appl. no. 50 of Keith A. Emmrich and Dawn M. Emmrich, partners, for premises at 5826 W. Burnham St., d/b/a Stingrays.
58. [2003-0346](#) 2003-2004 Class B Tavern License renewal appl. no. 55 and Dance Hall License renewal appl. no. 40 of Boz's, Inc., Shawn R. Lange, Agent, for premises at 1325 S. 70 St., d/b/a Boz's Sports Bar.
59. [2003-0347](#) 2003-2004 Class B Tavern License renewal appl. no. 57 and Dance Hall License renewal appl. no. 42 of Jerry C. Ulrich for premises at 9000 W. National Ave., d/b/a Scooter's Tap.

60. [2003-0349](#) 2003-2004 Combination Class A Liquor License renewal appl. no. 9 of Randall's Liquor, Ltd., Robert A. Randall, Agent, for premises at 7218 W. Greenfield Ave., d/b/a Thrifty Smoke & Liquor Store.
61. [2003-0310](#) List of 2003-2004 Class B Tavern, Dance Hall, Instrumental Music, Tavern Entertainment, Pool Table and Bowling Alley License renewal applications.
62. [2003-0311](#) 2003-2004 Combination Class A Liquor License renewal applications.
63. [2003-0312](#) 2003-2004 Class A Beer License renewal applications.
64. [2003-0313](#) 2003-2004 Class B Beer License renewal applications.
65. [2003-0314](#) 2003-2004 Class C Wine License renewal application.
66. [2003-0315](#) 2003-2004 Wholesale Beer License renewal application.
67. [2003-0334](#) 2003-2004 Amusement Distributor License renewal application(s).
68. [2003-0335](#) 2003-2004 Phonograph Distributor License renewal application(s).
69. [2003-0336](#) 2003-2004 Cigarette and Tobacco Product Sales License renewal appl. no. 37 of Dennis A. Polzin for the premises at 7605 W. Greenfield Ave.
70. [2003-0337](#) 2003 Taxicab Driver License appl. no. 47 of Angrej Singh.
71. [2003-0338](#) 2003-2004 Used Vehicle Dealer License renewal application.
72. [2003-0339](#) 2003-2004 Package Goods Operator License renewal applications.
73. [2003-0343](#) 2002-2003 Class B Tavern Special Event Permit appl. no. 14 of Cygnet Enterprises, Ltd., Tom Giesege, Agent, for premises located at 1503 S. 81 St., d/b/a Capt'N Nicks (2002-2003 Class B Tavern License no. 133), for an event on June 12, 2003 from 3:00 p.m. to 8:00 p.m. for the Western Days Parade.
74. [2003-0344](#) 2002-2003 Class B Tavern Special Event Permit appl. no. 15 of Dog House, Inc., Thomas L. Lipp, Sr., Agent, for premises located at 1641 S. 68 St., d/b/a Dog House (2002-2003 Class B Tavern License no. 88), for an event on May 31, 2003, from 12:00 p.m. to 9:00 p.m., for a golf outing.

75. [2003-0350](#) 2003-2004 Precious Metal & Gem Dealer License renewal application(s).
76. [2003-0365](#) 2003 Special Event Direct Seller appl. no. 3 of Kenneth L. Deford.
77. [2003-0283](#) 2003-2004 Tavern Operator License appl. no. 241 of Donald J. White.
78. [2003-0323](#) 2002-2003 and 2003-2004 Tavern Operator License applications.
79. [2003-0324](#) 2003-2004 Tavern Operator License renewal appl. no. 269 of Michelle Zirnhelt.
80. [2003-0325](#) 2003-2004 Tavern Operator License renewal appl. no. 301 of David Freda.
81. [2003-0326](#) 2003-2004 Tavern Operator License renewal appl. no. 341 of Lori Reed.
82. [2003-0327](#) 2003-2004 Tavern Operator License renewal appl. no. 345 of Therese L. Blight.
83. [2003-0328](#) 2003-2004 Tavern Operator License renewal appl. no. 365 of Jaspal Singh.
84. [2003-0329](#) 2003-2004 Tavern Operator License renewal appl. no. 370 of Ona B. Sandbom.
85. [2003-0330](#) 2003-2004 Tavern Operator License appl. no. 389 of Jenine M. Wynn.
86. [2003-0331](#) 2003-2004 Tavern Operator License appl. no. 439 of Nicole L. Geggelman.
87. [2003-0332](#) 2003-2004 Tavern Operator License renewal appl. no. 440 of Aquil Malik.
88. [2003-0333](#) 2003-2004 Tavern Operator License appl. no. 450 of Kristin L. Machnik.
89. [2003-0340](#) 2003-2004 Tavern Operator License appl. no. 462 of Lisa K. Tordenshield.
90. [2003-0341](#) 2003-2004 Tavern Operator License renewal appl. no. 466 of Manjit S. Shergill.
91. [2003-0352](#) 2003-2004 Tavern Operator License appl. no. 469 of Debra Peters.

92. [2003-0353](#) 2003-2004 Tavern Operator License renewal appl. no. 471 of Bhaveshkumar V. Patel.
93. [2003-0354](#) 2003-2004 Tavern Operator License renewal appl. no. 478 of Bryon R. Konkol.

ADVISORY COMMITTEE

94. [O-2003-0036](#) An Ordinance to Repeal and Recreate Section 2.76 (15)(b) of the Revised Municipal Code Relating to Employees Becoming Candidates for Public Office.
95. [2003-0356](#) Communication from Mayor Bell explaining reassignment of Alternate Member on the Board of Appeals.
96. [2003-0357](#) Appointment by Mayor Bell of Mr. Richard Barrington as a member of the West Allis Community Communications Corporation, his two-year term to expire March 31, 2005.
97. [2003-0358](#) Reappointment by Mayor Bell, under the limitation on consecutive terms, of Mr. Laurence Richlen as a member of the West Allis Electrical Review Board, his two-year term to expire May 31, 2005.
98. [2003-0359](#) Reappointment by Mayor Bell of Mr. Richard Sujecki as a member of the West Allis Electrical Review Board, his two-year term to expire May 31, 2005.
99. [2003-0360](#) Reappointment by Mayor Bell of Mrs. Joyce O'Donnell as a member of the West Allis Plan Commission, her three-year term to expire April 30, 2006.
100. [2003-0361](#) Appointment by Mayor Bell of Mr. Charles Wikenhauser as a member of the West Allis Plan Commission, his term to expire April 30, 2004.
101. [2003-0362](#) Appointment by Mayor Bell of Mr. Terry Dobrowski as a member of the West Allis Community Development Authority, his four-year term to expire October 1, 2007.
102. [2003-0363](#) Appointment by Mayor Bell of Mr. Keith Kerwin as a member of the West Allis Community Development Authority, his four-year term to expire October 1, 2007.
103. [2003-0364](#) Communication from Mayor Bell appointing Municipal Judge Paul Murphy to the Juvenile Crime Enforcement Coalition and the Local Law Enforcement Block Grant Program Advisory Board.
104. [2003-0355](#) Legislative Committee Minutes for May 13, 2003.

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

Election of Common Council President.

N. 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.