



# City of West Allis

## Meeting Agenda

### Common Council

7525 W. Greenfield Ave.  
West Allis, WI 53214

*Mayor Dan Devine, Chair*

*Alderson Thomas G. Lajsic, Council President*

*Aldersons: Gary T. Barczak, Michael J. Czaplowski, Kevin Haass,*

*Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,*

*Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

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Tuesday, October 7, 2014

7:00 PM

City Hall Common Council Chambers

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#### REGULAR MEETING

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2014-0296](#) Resolution relative to determination of a Special Use Permit for the Dog House Tavern to establish an extension of premise to utilize an existing outdoor patio located at 1641 S. 68 St.  
*Sponsors:* Safety & Development Committee
2. [R-2014-0295](#) Resolution relative to determination of a Special Use Permit for Lily Massage, a proposed massage therapy business, to be located at 10637 W. Oklahoma Ave.  
*Sponsors:* Safety & Development Committee
3. [R-2014-0305](#) Resolution relative to determination of a Special Use Permit for Big Ebe's, a proposed new restaurant, to be located at 1325-1329 S. 70 St.  
*Sponsors:* Safety & Development Committee
4. [R-2014-0301](#) Resolution relative to determination of a Special Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.  
*Sponsors:* Safety & Development Committee
5. [R-2014-0300](#) Resolution relative to Transitional Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.  
*Sponsors:* Safety & Development 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. MAYOR'S REPORT**

1. Recent events attended
2. Awards/commendations
3. Upcoming events

**H. ALDERPERSON'S REPORT**

1. Recent events attended
2. Awards/commendations
3. Upcoming events

**I. APPROVAL OF MINUTES**

*Minutes of the Common Council regular meeting of September 16, 2014.*

6. [2014-0613](#) Minutes (draft) September 16, 2014.

*Attachments:* [091614 CC Minutes.draft](#)

**J. ITEMS NOT REFERRED TO COMMITTEE**

7. [2014-0650](#) Report of the Municipal Judge for the month of September 2014, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$139,406.90.

*Attachments:* [Municipal Judge Report Sept. 2014](#)

8. [2014-0632](#) Summons and Complaint in the matter of Deutsche Bank National Trust Company, as Trustee for Morgan Stanley Mortgage Loan Trust 2005-4 c/o Wells Fargo Bank, N.A. vs. Jason Spritzer, et al, regarding foreclosure of mortgage. Case No. 14CV007840.
- Attachments:* [Jason Spitzer, Foreclosure](#)
9. [2014-0634](#) Kenneth G. Schmittlein communication regarding property damage allegedly sustained at 7930 W. Grant St. in 2014.
- Attachments:* [Kenneth Schmittlein Claim](#)
10. [2014-0635](#) Elgie L. Grant communication regarding vehicle damages allegedly sustained at 2095 S. 116 St. on July 18, 2014.
- Attachments:* [Elgie L. Grant Claim](#)
11. [2014-0636](#) WE Energies Notice of Claim for Damages allegedly sustained at 6500 W. Beloit Rd. on or about July 18, 2014.
- Attachments:* [WE Energies Claim](#)
12. [2014-0637](#) Notice of Circumstances of Claim on behalf of Gina Estrada relative to injuries and vehicle damages allegedly sustained while traveling eastbound on W. Oklahoma Ave. at the intersection of S. 106 St. on July 23, 2014.
- Attachments:* [Gina Estrada Claim](#)
13. [2014-0638](#) Sandra Brick communication regarding vehicle damages allegedly sustained traveling eastbound on W. Lincoln Ave. around S. 102 St. on September 11, 2014.
- Attachments:* [Sandra Brick Claim](#)
14. [2014-0639](#) Angel Soriano communication regarding vehicle damages allegedly sustained at 2030 S. 116 St. on July 18, 2014.
- Attachments:* [Angel Soriano Claim](#)

## K. STANDING COMMITTEE REPORTS

### ADMINISTRATION & FINANCE COMMITTEE

*Regular Meeting of September 8, 2014.*

15. [2014-0496](#) Comptroller/Director of Finance submitting the City of West Allis Comprehensive Annual Financial Report and Management Communication for the year ended December 31, 2013 for review and approval.

*Attachments:* [2013 Annual Financial Report withLinks.pdf](#)  
[2013 MANAGEMENT COMMUNICATION.Part of 2013 CAFR.pdf](#)

*Unanimously recommended for approval.*

**L. COMMON COUNCIL RECESS****M. NEW AND PREVIOUS MATTERS****ADMINISTRATION & FINANCE and PUBLIC WORKS COMMITTEES****Previous Matters for Consideration**

16. [2014-0037](#) City Attorney communication relative to Opinion Regarding Legal Issues Involved in Proposed Ordinance Creating a User Fee for the Purpose of Establishing a Fund to Deal with Collapsed Laterals on Private Residential Property.
- Attachments:* [City Attorney Communication.pdf](#)
17. [2014-0220](#) Communication from the Assistant City Engineer regarding the status of the proposal to establish a Private Property Inflow/Infiltration Reduction Fund and request for public hearing. (dated 4-15-14).

*Attachments:* [COMM-2014-0220.pdf](#)

**ADMINISTRATION & FINANCE COMMITTEE****New Matters for Introduction**

18. [R-2014-0297](#) Resolution to approve the Year 2015 Operating Plan for the Downtown West Allis Business Improvement District and to adopt the Special Assessment Method as stated therein (Preliminary).

*Sponsors:* Administration & Finance Committee

*Attachments:* [BID 2015 Operating Plan-Signed\(10-2-14\)](#)

19. [2014-0644](#) Director of Finance/City Comptroller submitting reports for the 2nd quarter of 2014 indicating City of West Allis checks issued in the amounts of \$1,718,536.49 for April, \$2,469,777.13 for May and \$3,310,659.28 for June.

*Attachments:* [April-June Checks Issued](#)

[April 2014 Bank 0](#)

[April 2014 Bank 4](#)

[April 2014 Bank 05](#)

[May 2014 Bank 0](#)

[May 2014 Bank 04](#)

[May 2014 Bank 05](#)

[May 2014 Bank 07](#)

[June 2014 Bank 0](#)

[June 2014 Bank 04](#)

[June 2014 Bank 05](#)

[June 2014 Bank 07](#)

20. [2014-0647](#) Communication from the Director of Building Inspections and Neighborhood Services regarding retirement of Ted Atkinson.

*Attachments:* [Retirement Letter](#)

## **PUBLIC WORKS COMMITTEE**

### **New Matters for Introduction**

21. [R-2014-0303](#) Resolution regarding restricting baseball playing at Rogers Park at S. 56th Street and W. Rogers.
- Sponsors:* Public Works Committee
22. [2014-0625](#) Communication from Principal Engineer regarding the deteriorated Root River Parkway pedestrian path.

*Attachments:* [COMM-2014-0625](#)

### **Previous Matters for Consideration**

23. [R-2013-0250](#) Resolution to approve the Memorandum of Understanding by and between the County of Milwaukee and the City of West Allis relative to stormwater.

*Sponsors:* Public Works Committee

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

24. [O-2014-0070](#) An Ordinance to Repeal Parking Restrictions on the West Side of the south 106 Feet of the 2200 Block of South 83 Street.

*Sponsors:* Ald. Roadt

25. [R-2014-0290](#) Resolution approving a Certified Survey Map to combine the properties located at 2210 S. 89 St. and 22\*\* S. 88 St., submitted by John Harrits (Tax Key No. 478-0376-000 & 478-0375-000).

*Sponsors:* Safety & Development Committee

26. [2014-0646](#) Certified Survey Map to combine the properties located at 2210 S. 89 St. and 22\*\* S. 88 St., submitted by John Harrits. (Tax Key No. 478-0376-000 & 478-0375-000).

27. [2014-0631](#) Petition requesting stop signs on the northeast corner of S. 77 St. and W. Hicks St. and on the southwest corner of S. 77 St and W. Hicks St.

*Attachments:* [Petition Stop Signs](#)

28. [2014-0649](#) Communication from Mayor Dan Devine regarding the guide entitled “West Allis Business First - A Guide to Starting Your Business in the City of West Allis”.

*Attachments:* [Business First - Ltr Common Council \(10-7-14\)](#)  
[Open for Business 10.2.14](#)

**Public Hearing Items (Safety & Development Committee)**

29. [R-2014-0296](#) Resolution relative to determination of a Special Use Permit for the Dog House Tavern to establish an extension of premise to utilize an existing outdoor patio located at 1641 S. 68 St.

*Sponsors:* Safety & Development Committee

30. [2014-0583](#) Special Use Permit for the Dog House Tavern to establish an extension of premise to utilize an existing outdoor patio located at 1641 S. 68 St.

31. [R-2014-0295](#) Resolution relative to determination of a Special Use Permit for Lily Massage, a proposed massage therapy business, to be located at 10637 W. Oklahoma Ave.

*Sponsors:* Safety & Development Committee

32. [2014-0584](#) Special Use Permit for Lily Massage a proposed massage therapy business to be located at 10637 W. Oklahoma Ave.

33. [R-2014-0305](#) Resolution relative to determination of a Special Use Permit for Big Ebe's, a proposed new restaurant, to be located at 1325-1329 S. 70 St.  
*Sponsors:* Safety & Development Committee
34. [2014-0556](#) Special Use Permit to establish a restaurant for Big Ebe's Pizza, located at 1329 S. 70 St.
35. [2014-0581](#) Special Use Permit for Big Ebe's, a proposed new restaurant, to be located at 1325-1329 S. 70 St.
36. [R-2014-0301](#) Resolution relative to determination of a Special Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.  
*Sponsors:* Safety & Development Committee
37. [2014-0582](#) Special Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.
38. [R-2014-0300](#) Resolution relative to Transitional Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.  
*Sponsors:* Safety & Development Committee
39. [2014-0589](#) Transitional Use Permit to establish Expert Car Care, a proposed auto repair facility, to be located at 7030 W. National Ave. and 15\*\* S. 71 St.

#### LICENSE & HEALTH COMMITTEE

##### New Matters for Introduction

40. [2014-0628](#) 2014-2015 Class B Tavern License application no. 2144, Dance Hall License application no. 2145, and Instrumental Music License application no. 2146 of Guzzler's Sports Lounge, LLC, Eric G. Millard, Agent, d/b/a Guzzler's Sports Lounge, for premises located at 7408 W. Walker St. (new-existing location).
41. [2014-0630](#) Communication from William Savage, Wild Bill's Saloons, LLC, 2014-2015 Class B Tavern License no. 789, premises located at 1454 S. 92 St., regarding d/b/a name change from Game Day Sports Pub to The RYE Bar.  
*Attachments:* [Game Day Sports Pub d/ba Communication](#)
42. [2014-0629](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-225 for James D. Schumacher.
43. [2014-0640](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-228 for Dillon T. Vojvodich.
44. [2014-0641](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-507 for Terry E. McKee.

- 45. [2014-0642](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-509 for Kristen Elena Abbrederis.
- 46. [2014-0633](#) Operator's License (bartender/sales clerk) applications.
- 47. [2014-0626](#) 2014-2015 Adult-Oriented Establishment Operator Permit application(s).
- 48. [2014-0627](#) 2014-2015 Instrumental Music License application no. 2147 (2014-2015 Class B Tavern License no. 1733) of Lele's Whiskey Corner, LLC, Erwin C. Magritz, Agent, d/b/a Remedy Bar, premises located at 1309 S. 60 St.
- 49. [2014-0651](#) 2014-2015 Special Class B Beer and Wine License application(s).

#### Previous Matters for Consideration

- 50. [2014-0394](#) 2014-2015 Secondhand Jewelry Dealer License renewal application no. 1882 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- 51. [2014-0395](#) 2014-2015 Pawn Dealer License renewal application no. 1860 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- 52. [2014-0396](#) 2014-2015 Secondhand Article Dealer License renewal application no. 1888 of Pawn America Wisconsin, LLC, Bradley K. Rixmann, Agent d/b/a Pawn America for premises at 7530 W. Lincoln Ave.
- 53. [2014-0592](#) 2014-2015 Class B Beer application no. 2137 of JK Food Service, Inc., Timothy J. Kruschel, Agent, d/b/a Big Deal Burgers & Custard, for premises located at 1440 S. 84 Street (new-nonexisting location).
- 54. [2014-0591](#) 2014-2015 Class C Wine License application no. 2138 of JK Food Service, Inc., Timothy J. Kruschel, Agent, d/b/a Big Deal Burgers & Custard, for premises located at 1440 S. 84 Street (new-nonexisting location).
- 55. [2013-0445](#) 2013-2014 Class B Tavern License renewal application no. 742 of Crawdaddy's Restaurant, Inc., Jonathan M. Klug, Agent, d/b/a Crawdaddy's Restaurant located at 6414 W. Greenfield Ave.

#### ADVISORY COMMITTEE

##### New Matters for Introduction

- 56. [2014-0653](#) Appointment by Mayor Devine of Jeff Thomson as a member of the West Allis Library Board, his three-year term to expire July 1, 2017.

Attachments: [THOMSON Appt Ltr.Library Board](#)



57. [2014-0654](#) Reappointment by Mayor Devine of Michael Pranghofer as a member of the West Allis Property Maintenance Code Appeals Board, under the guidelines of the ordinance pertaining to limitation on consecutive terms for members of boards and commissions, his two-year term to expire September 1, 2016.

Attachments: [PRANGHOFER.ReApptLtr](#)

58. [2014-0655](#) Reappointments by Mayor Devine of Youth Members to the West Allis Youth Commission.

Attachments: [YouthComm ApptLtr.100714](#)

## 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.

### 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.