



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, August 1, 2006

7:00 PM

City Hall - Council Chambers

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PUBLIC HEARINGS

1. [2006-0451](#) Special Use Permit Application for proposed demolition of the existing gas station and construction of a new gas station, convenience store and car wash development at 1112 S. 108 St. (Tax Key No. 444-0464-001).
2. [2006-0474](#) Special Use Permit for a proposed expansion to the Home Depot Garden Center and modifications to the outdoor seasonal sales and display area for the West Allis Home Depot located at 11071 W. National Ave. (Tax Key Number 520-9965-035).
3. [2006-0466](#) Special Use Permit for proposed We Energies Training Center building addition, to be located at 330 S. 116 St. (Tax Key No. 414-9993-002)
4. [2006-0482](#) Special Use Permit for T&M Cleaning Services, Inc., an automobile detailing service facility, to be located at 5436 W. Rogers St. (Tax Key No. 474-0030-000)
5. [2006-0480](#) Special Use Permit for Playtime Doggy Daycare, to be located at 528 S. 108 St. (Tax Key No. 415-9994-002)
6. [2006-0481](#) Special Use Permit for new antennas to be placed on the existing Cingular Wireless monopole and new equipment cabinets to be placed within the existing shelter at 571 S. Curtis Rd. (Tax Key No. 413-9990-002)
7. [2006-0465](#) Special Use Permit for new antennas to be placed on the existing Cingular Wireless lattice tower and new cabinets to be placed on site at 1865 S. 66 St. (Tax Key No. 454-0255-001)
8. [2006-0450](#) Special Use Permit Application for proposed T-Mobile antennae to be located on the New Samaria building (former St. Joan Antida Nursing Home) at 6700 W. Beloit Rd.

(Tax Key No. 475-0195-001).

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

Alderpersons Comments

H. AGENDA APPROVAL

I. APPROVAL OF MINUTES

Minutes of the Common Council regular meeting of July 5, 2006.

J. ITEMS NOT REFERRED TO COMMITTEE

9. [2006-0513](#) Communications and all other matters referred to various Committees prior to June 1, 2006.
10. [2006-0472](#) Godfrey & Kahn, SC, communication submitted on behalf of Braden Plumbing, Inc., regarding property damage allegedly sustained at 2121 S. 55 St. on July 9, 2006.

11. [2006-0473](#) Paul Mills communication regarding property damage allegedly sustained at 6845 W. Arthur Ave. on July 9, 2006.
12. [2006-0477](#) Asia Ann Gomez communication regarding vehicle damage allegedly sustained at S. 84 St. and W. Becher St. on June 29, 2006
13. [2006-0503](#) Summons and Complaint in the matter of Hans Steitz vs. City of West Allis.

K. STANDING COMMITTEE REPORTS

LICENSE & HEALTH COMMITTEE

Special meeting held on July 24, 2006.

14. [2006-0439](#) 2005-2006 Class B Tavern License Transfer appl. no. 127 of 8201 W. Greenfield Ave., LLC, Thomas A. Miller, Agent, d/b/a Steakhouse 100, from 8201 W. Greenfield Ave. to 7240 W. Greenfield Ave.
Unanimously recommended to approve subject to necessary requirements.
15. [2006-0352](#) 2006-2007 Class B Tavern License renewal application no. 990 of 8201 W. Greenfield LLC, Thomas A. Miller, Agent, d/b/a Mykonos for premises located at 8201 W. Greenfield Ave.
Unanimously recommended to be placed on file pending License transfer approval.
16. [2006-0091](#) 2005-2006 Class B Tavern License renewal appl. no. 127 of 8201 W. Greenfield Ave., LLC, Thomas A. Miller, Agent, d/b/a Mykonos for premises at 8201 W. Greenfield Ave.
Unanimously recommended to be placed on file pending License transfer approval.
17. [2004-0620](#) 2004-2005 Class B Tavern License appl. no. 131 of 8201 W. Greenfield Ave., LLC, Thomas A. Miller, Agent, d/b/a Mykonos for premises at 8201 W. Greenfield Ave. (new-existing location).
Unanimously recommended to be placed on file pending License transfer approval.
18. [2006-0445](#) 2006-2007 Class B Tavern license application no. 1151, of Sobczak & Sitowski, LLC, Cynthia J. Sobczak, Agent, d/b/a Steakhouse 100 Banquet Room, for premises located at 7240 W. Greenfield Ave. (new)
Unanimously recommended to approve subject to necessary requirements.

19. [2006-0437](#) 2006-2007 Adult-Oriented Establishment Operator Permit application no. 1133 of Yanina Sanchez.

Unanimously recommended to approve.

L. COMMON COUNCIL RECESS

M. NEW AND PREVIOUS MATTERS

ADMINISTRATION & FINANCE COMMITTEE

20. [O-2006-0038](#) 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 (Library and Senior Center).
21. [R-2006-0190](#) Resolution relative to authorizing the borrowing of up to \$1,000,000.00 from the Wisconsin State Trust Fund at an interest rate of 5.50 percent for a term of 20 years for the purpose of redevelopment of TIF #9 including property acquisition and environmental remediation and no other purpose.
22. [R-2006-0202](#) Resolution Authorizing Amendments to the Terms of Variable Rate Demand Revenue Bonds, Series 2001 (State Fair Park Exposition Center, Inc. Project) and Execution of Amended and Restated Indenture of Trust, Amended and Restated Loan Agreement and Collateral Documents Relating to such Bonds.
23. [R-2006-0193](#) Resolution relative to rescinding resolution no. R-2006-0131 and accepting the proposal of CNI Newspapers for furnishing publication services for an estimated sum of \$20,000.00.

Attachments: [919 revised Legal Notice Publication Serv.doc](#)

24. [R-2006-0194](#) Resolution requesting authorization to reorganize the Department of Development.
25. [2006-0506](#) Director of Development communication requesting authorization for reorganization of the Department of Development.
26. [2006-0490](#) Comptroller/Manager of Finance submitting the City of West Allis Comprehensive Annual Financial Report for the year ended December 31, 2005 for review and approval.
27. [2006-0510](#) Comptroller/Manager of Finance submitting the City of West Allis Financial Statment Package for the periods ended April 30, 2006 and May 31, 2006 for review and approval.
28. [2006-0484](#) Communication from City Administrative Officer transmitting Traffic Violation and Accident Reports for the period April 1, 2006 through June 30, 2006.

Attachments: [MCCAccidRpt.06 Q2.doc](#)
[Accident Rpt.PW Qtr2 2006.doc](#)
[Accident Rpt.Police Qtr2 2006.doc](#)
[Accident Rpt.Fire Qtr2 2006.doc](#)

29. [2006-0487](#) Milwaukee County amended Resolution authorizing the Public Works Department, Transportation Division to charge interest at 12% compounded monthly, to local municipalities on project reimbursement invoices unpaid after sixty (60) days from the date of billing.
30. [2006-0478](#) West Allis Memorial Hospital, Inc.'s financial statements for the year ended December 31, 2005 and Independent Auditors' report.

City Attorney Claim Report

31. [2000-0020](#) Notice of Injury and Claim submitted on behalf of Kieran C. Nash, 2226 S. 34 St., Milwaukee, regarding his injury and vehicle damage allegedly sustained in the 7500 block of W. Beloit Rd. on June 30, 2000.

PUBLIC WORKS COMMITTEE

32. [R-2006-0187](#) Resolution relative to accepting the proposal of North American Salt Co. for furnishing and delivering 6,250 tons of deicing road salt for a total sum of \$196,625.00.
33. [R-2006-0198](#) Resolution relative to accepting the proposal of Lakeside Oil Co. for furnishing and delivering diesel and unleaded fuel for an estimated sum of \$263,100.00.
34. [R-2006-0189](#) Resolution accepting work of Capitol Pavers, Inc. for the construction of concrete pavement repair in W. Cleveland Avenue from S. 84th Street to S. 92nd Street and authorizing and directing settlement of said contract in accordance with contract terms of 2004 Project No. 21.
35. [R-2006-0204](#) Resolution to approve bid of American Sewer Services, Inc. for Sanitary Sewer Relay, Sanitary Spot Relays & Sanitary Sewer Lining (C.I.P.P.) at Various Locations in Sanitary Sewer Basins WE 16, WE 19, WE 20, & WE 23, in the amount of \$607,914.00.
36. [R-2006-0205](#) Resolution to approve bid of Payne & Dolan, Inc. for Street Construction at S. 52 St. from W. Lincoln Ave. to W. Rita Dr., S. 54 St. from W. Lincoln Ave. to W. Rita Dr., S. 55 St. from W. Lincoln Ave. to W. Hayes Ave., S. 56 St. from W. Lincoln Ave. to W. Hayes Ave., S. 57 St. from W. Lincoln Ave. to W. Rita Dr., S. 58 St. from W. Lincoln Ave. to W. Fillmore Dr., S. 59 St. from W. Lincoln Ave. to W. Arthur Ave., and W. Fillmore Dr. from S. 57 St. to W. Arthur Ave. in the amount of \$339,497.50.

37. [R-2006-0185](#) Resolution to approve an agreement for traffic signals at West Oklahoma Avenue and West National Avenue by and between the City of West Allis and Milwaukee County.
38. [R-2006-0192](#) Resolution authorizing and directing the City Engineer to require the Union Pacific Railroad Company to install new prefabricated concrete crossings.
39. [R-2006-0188](#) Resolution Granting a Privilege for Encroachment (Major) to New Owner 979 South 60 Street LLC for property located at 979 South 60th Street.
- Attachments:* [Encrimajor-979 S 60 ST LLC.doc](#)
40. [R-2006-0197](#) Resolution authorizing and directing the Mayor to submit a letter to the Milwaukee Metropolitan Sewerage District agreeing to conditions for sewer service for the Pioneer District Development Area.
41. [2006-0509](#) Communication from MMSD regarding a Public Hearing being held September 6, 2006, at 260 W. Seeboth St. on amendments to Chapter 13 of the MMSD Rules regarding watercourses which MMSD exercises jurisdiction over for purposes of managing the risks of regional flooding.

SAFETY & DEVELOPMENT COMMITTEE

42. [O-2006-0035](#) An Ordinance to Amend Title to Section 10.10 and Amending Subsection 10.10(2) of the West Allis Revised Municipal Code to include Sidewalks.
- Sponsors:* Safety & Development Committee
43. [O-2006-0036](#) An Ordinance to Create Subsections 10.065(7)(d), (e), (f) and (g) of the West Allis Revised Municipal Code Relating to Restricted Parking Zones for Physically Disabled Persons
- Sponsors:* Safety & Development Committee
44. [O-2006-0037](#) An Ordinance to Repeal Parking Restrictions on Both Sides of the South 406 Ft. of the 1400 Block of S. 72 St.
- Sponsors:* Kopplin
45. [R-2006-0165](#) Resolution relative to determination of Special Use Permit to establish a proposed daycare facility to be located at the existing ANS Home Health Services business at 2711 S. 84 St. (Tax Key No. 517-0341-000)
46. [2006-0328](#) Special Use Permit for proposed daycare facility to be located at the existing ANS Home Health Services business at 2711 S. 84 St. (Tax Key No. 517-0341-000)

47. [R-2006-0184](#) Resolution relative to determination of Special Use Permit for proposed EZ Money Payday Loans to be located within a portion of the existing commercial building at 11000-10 W. National Ave. (Tax Key No. 520-0131-001)
48. [2006-0336](#) Special Use Permit for EZMoney Payday Loans to be located within a portion of the existing commercial building located at 11000-10 W. National Ave. (Tax Key No. 520-0131-001).
49. [2006-0475](#) Petition from residents opposed to EZ Money Payday Loans to be located within a portion of the existing commercial building at 11000-10 W. National Ave.
50. [2006-0514](#) Communication from Michael F. Torphy opposing the special use of EZ Money Corp., 11000 W. National Ave.
51. [R-2006-0195](#) Resolution to Impose a Moratorium on Check Cashing, Payday and Cash Loan/Advance Services and Similar Short-Term Credit Establishments.
- Sponsors:* Safety & Development Committee
52. [R-2006-0206](#) Resolution approving Certified Survey Map submitted by Daniel J. Milton, to create a single family residential lot for the land located directly east of the duplex located at 1718-20 S. 60 St.
53. [R-2006-0207](#) Resolution approving Certified Survey Map for proposed single-family lot to be located adjacent to 8510 W. Harrison Ave., submitted by Edward Nimmer. (Tax Key No. 487-9967-003)
54. [2005-0474](#) Communication from Candy Abel requesting a mixed use of residential and commercial for a part of the building located at 2241 S. 116 St.
55. [2006-0479](#) Communication from MATC regarding the Legal Notice of the Environmental Assessment for the construction of a building addition to the MATC West Allis Campus.
56. [2006-0495](#) Supplemental Petition for a button activated Stop light on 87th and National for the elderly and disabled residents of Sunrise Apartments.
57. [2006-0483](#) Special Use Permit for Scotty's West Allis, an existing tavern located at 6500 W. Greenfield Ave. (Tax Key No. 439-0148-000)
58. [2006-0505](#) Communication from Allco Credit Union, 6512 W. Greenfield Ave. opposing the Special Use Permit request by Scotty's of West Allis at 6500 W. Greenfield Ave.

59. [2006-0492](#) Special Use Permit to demolish and rebuild Arby's Restaurant, an existing business located at 10743 W. National Ave. (Tax Key No. 519-9995-004)
60. [2006-0512](#) Police Chief communication regarding City of West Allis crime statistics and major crime report for the month of June 2006.

Public Hearing Items (Safety & Development Committee)

61. [R-2006-0196](#) Resolution relative to determination of Special Use Permit for proposed demolition of the existing gas station and construct a new gas station, convenience store and car wash at 1112 S. 108 St. (Tax Key no. 444-0464-001)
62. [2006-0451](#) Special Use Permit Application for proposed demolition of the existing gas station and construction of a new gas station, convenience store and car wash development at 1112 S. 108 St. (Tax Key No. 444-0464-001).
63. [R-2006-0210](#) Resolution relative to determination of Special Use Permit for a proposed expansion to the Home Depot Garden Center and Modifications to the outdoor seasonal sales and display area for the West Allis Home Depot located at 11071 W. National Ave. (Tax Key No. 520-9965-035).
64. [2006-0474](#) Special Use Permit for a proposed expansion to the Home Depot Garden Center and modifications to the outdoor seasonal sales and display area for the West Allis Home Depot located at 11071 W. National Ave. (Tax Key Number 520-9965-035).
65. [R-2006-0209](#) Resolution relative to determination of Special Use Permit for proposed We Energies Training Center building addition, to be located at 330 S. 116 St. (Tax Key No. 414-9993-002)
66. [2006-0466](#) Special Use Permit for proposed We Energies Training Center building addition, to be located at 330 S. 116 St. (Tax Key No. 414-9993-002)
67. [R-2006-0211](#) Resolution relative to determination of Special Use Permit for T&M Cleaning Services, Inc., an automobile detailing service facility, to be located at 5436 W. Rogers St. (Tax Key No. 474-0030-000)
68. [2006-0482](#) Special Use Permit for T&M Cleaning Services, Inc., an automobile detailing service facility, to be located at 5436 W. Rogers St. (Tax Key No. 474-0030-000)
69. [R-2006-0201](#) Resolution relative to determination of Special Use Permit for Playtime Doggy Daycare, to be located at 528 S. 108 St. (Tax Key No. 415-9994-002).

70. [2006-0480](#) Special Use Permit for Playtime Doggy Daycare, to be located at 528 S. 108 St. (Tax Key No. 415-9994-002)
71. [R-2006-0200](#) Resolution relative to determination of Special Use Permit for new antennas to be placed on the existing Cingular Wireless monopole tower and new equipment cabinets to be placed within the existing shelter at 571 S. Curtis Rd. (Tax Key No. 413-9990-002).
72. [2006-0481](#) Special Use Permit for new antennas to be placed on the existing Cingular Wireless monopole and new equipment cabinets to be placed within the existing shelter at 571 S. Curtis Rd. (Tax Key No. 413-9990-002)
73. [R-2006-0199](#) Resolution relative to determination of Special Use Permit for new antennas to be placed on the existing Cingular Wireless lattice tower and new cabinets to be placed on site at 1865 S. 66 St. (Tax Key No. 454-0255-001).
74. [2006-0465](#) Special Use Permit for new antennas to be placed on the existing Cingular Wireless lattice tower and new cabinets to be placed on site at 1865 S. 66 St. (Tax Key No. 454-0255-001)
75. [R-2006-0208](#) Resolution relative to determination of Special Use Permit for proposed T-Mobile antennae to be located on the New Samaria building (former St. Joan Antida Nursing Home) at 6700 W. Beloit Rd. (Tax Key No. 475-0195-001)
76. [2006-0450](#) Special Use Permit Application for proposed T-Mobile antennae to be located on the New Samaria building (former St. Joan Antida Nursing Home) at 6700 W. Beloit Rd. (Tax Key No. 475-0195-001).

LICENSE & HEALTH COMMITTEE

77. [2006-0488](#) 2006-2007 Adult-Oriented Establishment Operator Permit application no. 891 of Desiree M. Miller.
78. [2006-0501](#) 2006-2008 Tavern Operator License application no. 243 of Jatinder P. Singh.
79. [2006-0500](#) 2006-2008 Tavern Operator License application no. 246 of Gordon M. St. Germaine.
80. [2006-0511](#) 2006-2008 Tavern Operator License application no. 249 of Arthur H. Sears.
81. [2006-0489](#) 2006-2007 Tavern Operator License application no. 540 of Ian T. Hamilton.

82. [2006-0499](#) 2006-2007 Tavern Operator License application no. 542 of Theodore M. Galaszewski.
83. [2006-0504](#) 2006-2007 Tavern Operator License application no. 544 of Lance P. Lemieux.
84. [2006-0497](#) Police Department Report regarding June 5, 2006 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with two (2) selling alcohol to an underage person without requesting identification (2005-2006 Class A Beer License no. 3 and Cigarette License no. 110 of Swami & Sai, LLC, Rajesh Patel, Agent, d/b/a VJ's Pantry, 9206 W. Schlinger Ave.).
85. [2006-0471](#) 2006 Direct Sellers/Solicitors License application no. 14 of Sherri L. Miller.
86. [O-2006-0034](#) An Ordinance to Amend Subsection 9.20(2) of the West Allis Revised Municipal Code Relating to Handbill Distribution
Sponsors: Ald. Czaplewski
87. [2006-0515](#) Stipulation in the matter of the Complaint Against Top Gun Saloon, Inc., Angela M. Robinson, Agent, d/b/a Top Gun Saloon, 1100 S. 60 St. (2005-2006 Class B Tavern License no. 88, Dance Hall License no. 65 and Instrumental Music License no. 31).
88. [2006-0342](#) Summons and Complaint in the matter of the complaint against Top Gun Saloon, Inc., Angela M. Robinson, Agent for the premises located at 1100 S. 60 St., d/b/a Top Gun Saloon (2005-2006 Class B Tavern License no. 88).
89. [2006-0130](#) Police Department Report involving Top Gun Saloon, 1100 S. 60 St.(2005-2006 Class B Tavern License no. 88, Dance Hall License no. 65 and Instrumental Music License no. 31 of Top Gun Saloon, Inc., Angela M. Robinson, Agent, Incident Date: January 28, 2006).
90. [2006-0343](#) 2005-2006 Class B Tavern License renewal application no. 88, Dance Hall License renewal appl. no. 65 and Instrumental Music License renewal appl. no. 31 of Top Gun Saloon, Inc., Angela M. Robinson, Agent, d/b/a Top Gun Saloon for premises at 1100 S. 60 St.
91. [2006-0348](#) 2006-2007 Class B Tavern License renewal application no. 729, Dance Hall License renewal application no. 731 and Instrumental Music License application no. 730 of Top Gun Saloon Inc., Angela Robinson, Agent, d/b/a Top Gun Saloon for premises located at 1100 S. 60 St.
92. [2006-0496](#) Police Department Report regarding June 5, 2006 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with two (2) selling alcohol to an underage person without requesting identification.
93. [2006-0498](#) Police Department Report regarding June 5, 2006 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with two (2) selling alcohol to an underage person without requesting identification (2005-2006 Class A Beer License no. 2 and Cigarette License no. 109 of Shreehari, LLC, Rajesh Patel, Agent, d/b/a Express Pantry, 8530 W. Greenfield Ave).

94. [2006-0476](#) 2006-2007 Class B Tavern license renewal application no. 1153, of Sharon R. Bugembe, d/b/a River Nile, for premises located at 1101 S. 60 St.
95. [2006-0494](#) 2006-2007 and 2006-2008 Tavern Operator License applications.
96. [2006-0491](#) Time Warner Cable communication regarding the addition of two (2) channels, TV One and Expo TV, to their Digital Cable service, and receipt of the JD Power and Associates 2006 award.
97. [2006-0502](#) Video/Cable Communications Coordinator communication regarding Second quarter funding for the Educational Access Channel.

ADVISORY COMMITTEE

98. [2006-0508](#) Appointment by Mayor Bell of Mr. Lee Krajcik as a member of the West Allis Electrical Review Board, his two-year term to expire May 31, 2008.
- Attachments:* [KRAJCIK.ELECTRIC.doc](#)
99. [2006-0507](#) Reappointments by Mayor Bell of Scott Bergum and Ald. Thomas Lajsic as members of the West Allis Electrical Review Board, their two-year terms to expire May 31, 2008.
- Attachments:* [BERGUM.ELECTRIC.doc](#)
[LAJSIC.ELC.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.