



City of West Allis

Meeting Minutes

Common Council

Mayor Dan Devine, Chair

*Alderspersons: Suzzette Grisham, Kimberlee Grob, Kevin Haass,
Chad Halvorsen, Danna Kuehn, Patty Novak, Marissa Nowling,
Daniel J. Roadt, Ray Turner and Martin J. Weigel*

Tuesday, May 21, 2024

7:00 PM

City Hall, Common Council Chambers
7525 W. Greenfield Ave.

REGULAR MEETING

A. CALL TO ORDER

Mayor Devine called the meeting to order at 7:02 p.m.

B. ROLL CALL

Present 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel
Excused 1 - Ald. Haass

C. PLEDGE OF ALLEGIANCE

Led by Ald. Halverson.

D. PRESENTATIONS

1. [2024-0305](#) Discussion relative to entering into an operating agreement with Lime for a micro-mobility program and amending sec. 10.23 of the Municipal Code.

Manager of Planning & Zoning Schaer and Lime Representatives presented.

Discussion Purpose Only

2. [2024-0325](#) Lead Service Lateral Ordinance.

Attachments: [May 21 2024_Lead Service Line PPT](#)

City Engineer Dejewski presented.

Discussion Purpose Only

3. [2024-0226](#) Update from Assessor's Office on 2024 Citywide revaluation.

Attachments: [2024 Reval Update to Common Council May 21 2024](#)

City Assessor Jason Williams presented.

Discussion Purpose Only

E. PUBLIC HEARINGS

4. [2024-0250](#) Conditional Use Permit for Myo Revelations Medical Massage LLC, a proposed massage therapy use, at 8831 W. Greenfield Ave.

Attachments: [24-05-21 - PH - Myo](#)

Manager of Planning & Zoning Schaer presented.

5. [2024-0256](#) Conditional Use Permit for Mian's State Fair LLC, d/b/a Mian's Market, a proposed gas station and neighborhood retail use at 8404 W. Greenfield Ave.

Attachments: [24-05-21 - PH - Mian's Market](#)

[Mian's Market - Opinion 1](#)

[Mian's Market - Opinion 2](#)

*Manager of Planning & Zoning Schaer presented.
2 objections received.*

*The following people spoke about this matter:
Gail Roberts, lives in the area
Andrew Mueller, 1327 S. 84th St.
Maria Verich, 1355 S. 84th St*

6. [2024-0326](#) To amend FY 2017 and FY 2019 - FY 2023 annual action plans of the Community Development Block Grant Program.

Manager of Planning & Zoning Schaer presented.

F. PUBLIC PARTICIPATION

*Angelito Tenorio, 3256 S. 106th St., spoke about his State Assembly District 14 candidacy.
Jeff Mattheson, 1138 S. 76th St., spoke against the Pride Flag being flown at City Hall.
AmyRose Murphy, 1520 S. 76th St., spoke about Lime Scooter insurance.*

G. ANNOUNCEMENT OF RECESS MEETINGS OF STANDING COMMITTEES

Mayor Devine announced that the following Standing Committees would meet during recess: Administration, Economic Development, Public Safety and Public Works.

H. MAYOR'S REPORT

Mayor Devine spoke about the Citywide Cleanup, DPW Open House, Bike Rodeo, Police Ceremony and Memorial Day Ceremony.

I. ALDERPERSONS' REPORT

Ald. Kuehn thanked those who served and lost lives for our freedom as Memorial Day approaches.

Ald. Nowling thanked the police department for the Citizen Police Academy.

Ald. Grob thanked small businesses for their participation in the Bike Rodeo.

J. APPROVAL OF MINUTES

7. [2024-0301](#) May 7, 2024 Common Council Minutes.

Attachments: [2024-05-07 M](#)

Ald. Weigel moved to approve, Ald. Grisham seconded, motion carried.

K. STANDING COMMITTEE REPORTS

None.

L. ITEMS NOT REFERRED TO COMMITTEE (CONSENT AGENDA)

8. [O-2024-0017](#) Ordinance to remove parking restrictions on the 1400 Block of South 91st St.

Sponsors: Alderperson Kuehn and Alderperson Grisham

Attachments: [Ord O-2024-0017](#)
[Volk - Correspondence](#)
[O-2024-0017 - Correspondence](#)
[Ord O-2024-0017 - SIGNED](#)

Ald. Kuehn moved to amend, Ald. Grisham seconded, motion carried.

Ald. Kuehn moved to pass as amended, Ald. Weigel seconded, motion carried.

Passed The Block Vote

Ald. Weigel moved to approve the Consent Agenda, items #9 - #24, motion carried by following roll call vote:

Aye: 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel

No: 0

9. [R-2024-0248](#) Resolution authorizing the City of West Allis to provide Fire and EMS assistance to the City of Milwaukee for the 2024 Republican National Convention.

Attachments: [Res R-2024-0248](#)
[2024 RNC Fire IGA 2024.02.23 final draft](#)
[Res R-2024-0248 - SIGNED](#)

Adopted

10. [R-2024-0253](#) Resolution authorizing the Health Department to accept funding from the Wisconsin Department of Health Services to increase access to and provide routine immunizations.

Attachments: [Res R-2024-0253](#)
[Res R-2024-0253 - SIGNED](#)

Adopted

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11. [R-2024-0260](#) Resolution allowing the Director of Public Works to enter into a tree removal agreement with Cut N Go for \$88,800.
- Attachments:** [Res_R-2024-0260](#)
[Orchard Hills drainage ROW tree removal](#)
[Res_R-2024-0260 - SIGNED](#)
- Adopted**
12. [R-2024-0263](#) Resolution to approve an agreement transferring city health department grants to the Southwest Suburban Health Department
- Sponsors:** Alderperson Grisham
- Attachments:** [Res_R-2024-0263](#)
[Joint Service Agreement-Grants Addendum](#)
[Res_R-2024-0263 - SIGNED](#)
- Adopted**
13. [2024-0246](#) Alcohol License Renewal Applications.
- *See attachment for applicant list.
- Attachments:** [2024-05-21 Renewals](#)
- Granted**
14. [2024-0281](#) Communication from the City Administrator submitting the 2025 Budget and Capital Planning Calendar.
- Attachments:** [2025 Budget Calendar](#)
- Placed on File**
15. [2024-0283](#) Temporary Extension of a Class B Premise request for The Buzzard's Nest, hosting a one-day event on June 15, 2024 from 10 a.m. - 10 p.m., to be held at 6000 W. Mitchell St. Applicant: Lawrence Pryor
- Attachments:** [2024-0283 - Buzzards Nest - App - Redacted](#)
- Granted**
16. [2024-0295](#) Temporary Extension of a Class B Premise request for The Buzzard's Nest, hosting a one-day event on June 2, 2024 from 2 p.m. - 8 p.m., to be held at 6000 W. Mitchell St. Applicant: Lawrence Pryor
- Attachments:** [2024-0295 - Buzzards Nest - App Summary Redacted](#)
- Granted**

17. [2023-0508](#) Claim by Deon Duke for alleged physical injury at S. 75th and Lincoln Ave. on June 2, 2023.

Attachments: [2023-0508 Claim - Duke](#)
[Claims Report- May 21, 2024](#)

Placed on File

18. [2024-0290](#) Claim by Elliot H. Brown for alleged Civil Rights violations on April 28, 2021.

Attachments: [2024-0285 - Brown, Elliot](#)

Referred to City Attorney

19. [2024-0270](#) Claim by Larry Heacox regarding alleged property damage at S. 61st St. and W. Washington St. on November 24, 2023.

Attachments: [2024-0151 - Claim - Heacox, Lawrence](#)
[Claims Report- May 21, 2024](#)

Denied

20. [2024-0294](#) Renewal application for Adult-Oriented Establishment License:

*Ben Bishop, DBA Temptations, 9800 W. Greenfield Ave. Agent: Benjamin Bishop.

Granted

21. [2024-0296](#) Renewal application for Public Entertainment Premise License:

*CEC Entertainment, LLC, d/b/a Chuck E. Cheese's #843, 2990 S. 108th St. Agent: Brandon Kuffer.

Granted

22. [2024-0297](#) April 2024 Municipal Judge Report, consisting of all fines, costs and fees collected by the City of West Allis in the sum of \$126,630.30.

Attachments: [April 2024 Municipal Judge](#)

Placed on File

23. [2024-0312](#) Appointment by Mayor Devine of Marcy Jansen to the Fair Housing Board for a three-year term to expire May 21, 2027.

Approved

24. [2024-0324](#) Reappointment by Mayor Devine of Danielle Dagenhardt to the West Allis Police & Fire Commission with a term to expire on May 21, 2029.

Approved

M. COMMON COUNCIL RECESS

Ald. Kuehn moved to move items #36 - #37 to the Public Safety Recess meeting, Ald. Grisham seconded, motion carried.

Ald. Weigel moved that the Council recess until completion of the Standing Committee meetings, Ald. Kuehn seconded, motion carried.

The Council recessed at 8:36 p.m. and returned at 9:28 p.m.

N. NEW AND PREVIOUS MATTERS

ADMINISTRATION COMMITTEE

Committee convened at 8:40 p.m.

Passed The Block Vote

Ald. Weigel moved to approve items #25 - #26, motion carried by following roll call vote:

Aye: 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel

No: 0

- 25. [R-2024-0249](#) Substantial amendment to the FY 2017 and FY 2019 - FY 2023 Community Development Block Grant action plans, relative to allocating \$944,918 of unprogrammed funds to the FY 2023 Community Development Block Grant activity, increasing the activity budget from \$102,185 to a total of \$1,047,103.

Attachments: [Res_R-2024-0249](#)
[EXHIBIT A Liberty Heights Pavilion](#)
[Res_R-2024-0249 - SIGNED](#)

Committee Action:
Ald. Kuehn moved to adopt, Ald. Nowling seconded, motion carried.

Committee recessed at 8:41 p.m. and reconvened at 9:08 p.m.

Council Action: Adopted

26. [2024-0315](#) Summons and Complaint in the matter of City of West Allis v. Seagrave Fire Apparatus, LLC regarding breach of contract, Case No. 2023-CV-9079.

Attachments: [File Stamped Summons and Complaint - Seagrave](#)

Ald. Kuehn moved to convene into Closed Session at 8:42 p.m., Ald. Grob seconded, motion carried by roll call vote:

Aye: 5 - Kuehn, Nowling, Weigel, Grob and Novak

No: 0

Ald. Kuehn moved to re-convene into Open Session at 9:08 p.m., Grob seconded, motion carried by roll call vote:

Aye: 5 - Kuehn, Nowling, Weigel, Grob and Novak

No: 0

Committee Action: Approved City Attorney to proceed as directed.

Ald. Grob moved to adjourn at 9:22 p.m., Ald. Novak seconded, motion carried.

Council Action: Approved City Attorney to proceed as directed.

PUBLIC WORKS COMMITTEE

Committee convened at 8:50 p.m.

Passed The Block Vote

Ald. Roadt moved to approve items #27 - #33, motion carried by the following roll call vote:

Aye: 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel

No: 0

27. [O-2024-0018](#) Ordinance to require lead service line replacement and authorize financial assistance to property owners.

Attachments: [Ord O-2024-0018](#)

[Ord O-2024-0018 - SIGNED](#)

City Engineer Dejewski present to discuss.

Committee Action:

Ald. Halvorsen moved to pass, Ald. Turner seconded, motion carried.

Council Action: Passed

28. [R-2024-0251](#) Resolution to approve an extension to the privilege agreement between the City of West Allis and Walter Holtz of the Deco at 7140 W. Greenfield Ave. for use of a designated portion of S. 72nd St. as a pedestrian mall.

Attachments: [Res_R-2024-0251](#)

[Deco Agreement for Pedestrian Mall 5.15.24](#)

[Res_R-2024-0251 - SIGNED](#)

Committee Action:

Ald. Grisham moved to adopt, Ald. Halvorsen seconded, motion carried.

Council Action: Adopted

29. [R-2024-0255](#) Resolution to approve bid of LaLonde Contractors, Inc. for street construction in S. 118th St.; W. Washington St. to W. Rainbow Ave. in the amount of \$857,033.47.

Sponsors: Public Works Committee

Attachments: [Res_R-2024-0255](#)

[Res_R-2024-0255 - SIGNED](#)

Committee Action:

Ald. Grisham moved to adopt, Ald. Turner seconded, motion carried.

Council Action: Adopted

30. [R-2024-0256](#) Resolution to approve bid of Green Bay Pipe & TV, LLC for Closed Circuit TV Inspection of Sanitary and Storm Sewers in various locations in the City of West Allis in the amount of \$86,081.50.

Sponsors: Public Works Committee

Attachments: [Res_R-2024-0256](#)

[Res_R-2024-0256 - SIGNED](#)

Committee Action:

Ald. Grisham moved to adopt, Ald. Halvorsen seconded, motion carried.

Council Action: Adopted

31. [R-2024-0258](#) Resolution to approve a contract with Ramboll Environ for providing remedial oversight assistance at the former Teledyne site for the construction of the new Public Works facility located at 1906 S. 53rd St. in an amount not to exceed \$84,900.

Attachments: [Res_R-2024-0258](#)
[REH Proposal-Remedial Oversight Former Teledyne](#)
[Res_R-2024-0258 - SIGNED](#)

Committee Action:

Ald. Turner moved to adopt, Ald. Grisham seconded, motion carried.

Council Action: Adopted

32. [R-2024-0261](#) Resolution authorizing the City Engineer to enter into an engineering consultant services contract with GeoTest, Inc. to provide material testing services for the new DPW Facility in an amount not to exceed \$95,253.

Sponsors: Public Works Committee

Attachments: [Res_R-2024-0261](#)
[West Allis Material Testing Proposals](#)
[Res_R-2024-0261 - SIGNED](#)

Committee Action:

Ald. Turner moved to adopt, Ald. Grisham seconded, motion carried.

Council Action: Adopted

33. [R-2024-0262](#) Resolution rejecting all bids received as shown on the attached bid report for Roof Replacement at Police Satellite Station, 2024 Project No. 25.

Attachments: [Res_R-2024-0262](#)
[Copy of 2024-25 bid results](#)
[Res_R-2024-0262 - SIGNED](#)

Committee Action:

Ald. Grisham moved to adopt, Ald. Halvorsen seconded, motion carried.

Ald. Grisham moved to adjourn at 8:57 p.m., Ald. Halvorsen seconded, motion carried.

Council Action: Adopted

ECONOMIC DEVELOPMENT COMMITTEE

Committee convened at 8:42 p.m.

Passed The Block Vote

Ald. Kuehn moved to approve items #34 - #40, motion carried by the following roll call vote:

Aye: 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel

No: 0

34. [R-2024-0250](#) Resolution approving a Certified Survey Map to combine the existing parcel at 9422 W. National Ave. (Tax Key No. 479-0674-003) and 9440 W. National Ave. (Tax Key No. 479-0676-004), into one parcel.

Attachments: [Res R-2024-0250](#)
[CSM 9422 w National Ave](#)
[Res R-2024-0250 - SIGNED](#)

Committee Action:

Ald. Novak moved to adopt, Ald. Nowling seconded, motion carried.

Council Action: Adopted

35. [R-2024-0252](#) Resolution to approve a change in ownership for the Economic Development Loan to Brewski Enterprises LLC, d/b/a Ope Brewing Co. located at 6749-6751 W. National Ave.

Attachments: [Res R-2024-0252](#)
[Res R-2024-0252 - SIGNED](#)

Removes Adam as guarantee.

Committee Action:

Ald. Weigel moved to adopt, Ald. Nowling seconded, motion carried.

Council Action: Adopted

38. [2024-0244](#) New Class B Tavern and Public Entertainment Licenses for Bourbon Bar and Grilled, d/b/a Bourbon Bar And Grilled, 6300 W. Lincoln Ave. Agent: Manuel Godoy Gonzalez. (ALC-24-4)

Attachments: [2024-0244 - Bourbon Bar - App Summary](#)
[2024-0244 - Bourbon Bar - Floor Plan](#)
[2024-0244 - Bourbon Bar - Hearing Notice](#)

Committee Action:

Ald. Weigel moved to grant with the following conditions:

- Monday hours to mirror other weekday hours
 - Primary business shall be a restaurant
 - No alcohol on the patio after 8 p.m.
 - Video surveillance indoor and outdoors
 - No pool tables
 - Security on Friday and Saturday nights
- Ald. Nowling seconded, motion carried.

Council Action: Granted

Public Hearing Items (Economic Development Committee)

39. [2024-0250](#) Conditional Use Permit for Myo Revelations Medical Massage LLC, a proposed massage therapy use, at 8831 W. Greenfield Ave.

Attachments: [24-05-21 - PH - Myo](#)

Committee Action:

Ald. Weigel moved to approve, Ald. Grob seconded, motion carried.

Council Action: Approved

40. [2024-0256](#) Conditional Use Permit for Mian's State Fair LLC, d/b/a Mian's Market, a proposed gas station and neighborhood retail use at 8404 W. Greenfield Ave.

Attachments: [24-05-21 - PH - Mian's Market](#)

[Mian's Market - Opinion 1](#)

[Mian's Market - Opinion 2](#)

Committee Action:

Ald. Weigel moved to approve with the conditions of extending the fence along the north side, Ald. Nowling seconded, motion carried.

Ald. Kuehn moved to adjourn at 9:08 p.m., Ald. Grob seconded, motion carried.

Council Action: Approved

PUBLIC SAFETY COMMITTEE

Committee convened at 8:40 p.m.

Committee recessed at 8:50 p.m.

Committee reconvened at 8:57 p.m.

44. [2024-0280](#) Summons and complaint against Flying Unicorn LLC d/b/a The Thirsty Cactus Saloon, 6108 W. Burnham St. Agent: Craig Silber.

Attachments: [ALC-23-4 - Thirsty Cactus - App Summary](#)
[ALC-23-4 - Thirsty Cactus - Floorplan](#)
[Thirsty Cactus Flying Unicorn LLC summons](#)
[Thirsty Cactus Flying Unicorn Complaint](#)
[Thirsty Cactus - Stipulation](#)

Committee Action:

Ald. Grisham moved to approve with stipulation, Ald. Turner seconded, motion carried with one Nay from Ald. Roadt.

Council Action:

Moved for approval with stipulation, motion denied by following roll call vote:

Aye: Ald. Weigel

No: Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner

Ald. Grisham made motion for applicant to invite applicant to address Council, motion carried unanimously.

Licensee denied the complaint and the Summons and Complaint will be scheduled for a hearing.

Passed The Block Vote

Ald. Grisham moved to approve items #36 - #37, #41 - #43 & #45, motion carried by roll call vote:

Aye: 9 - Ald. Grisham, Ald. Grob, Ald. Halvorsen, Ald. Kuehn, Ald. Novak, Ald. Nowling, Ald. Roadt, Ald. Turner, Ald. Weigel

No: 0

45. [2024-0317](#) Summons and complaint against Mary Markes for the suspension or revocation of the Class D Operator License. (BART-511).

Attachments: [Mary Markes- Operator's License Summons.final](#)
[Mary Markes Operator License Complaint.final](#)

Committee Action:

Committee held due to applicant denial and moved for a hearing.

Ald. Reinke moved to adjourn at 7:42 p.m., Ald. Stefanski seconded, motion carried.

Council Action: Held

41. [2024-0279](#) Operator's License Renewal (Bartender/Class D Operator) application for Andrew Shroble. (BART-245)

Attachments: [BART-245 - Shroble - Hearing Notice](#)

Committee Action:

Ald. Halvorsen moved to hold until 6/11/24, Ald. Turner seconded. Motion carried.

Council Action: Held

42. [2024-0298](#) New Operator's License (Bartender/Class D Operator) application for Jocelynn Slade. (BART-1132)

Attachments: [BART-1132 - Slade - Hearing Notice](#)

Committee Action:

Ald. Halvorsen moved to grant, Ald. Turner seconded. Motion carried.

Council Action: Granted

43. [2024-0299](#) New Operator's License (Bartender/Class D Operator) application for Julie Swiercz. (BART-1137)

Attachments: [BART-1137 - Swiercz - Hearing Notice](#)

Committee Action:

Ald. Halvorsen moved to deny for non-appearance and police report, Ald. Halvorsen seconded. Motion carried.

Council Action: Denied

36. [2024-0247](#) Alcohol License Renewal Applications with changes.

*See attachment for the applicant list.

Attachments: [2024-05-21 Renewals With Changes](#)

Committee Action:

Ald. Halvorsen moved to grant, Ald. Roadt seconded. Motion carried.

Council Action: Granted

37. [2024-0316](#) Class B Tavern Seasonal Temporary Premise and Public Entertainment Extension request for Dopp's Bar & Grill, 1753 S. 68th St., for outdoor dining with entertainment/music from May 24, 2024 until September 29, 2024.

Attachments: [TEMP-24-15 - Dopps - App Summary](#)
[TEMP-24-15 - Dopps - Hearing Notice](#)

Committee Action:

Ald. Halvorsen moved to grant, Ald. Turner seconded. Motion carried.

Ald. Halvorsen moved to adjourn at 9:12 p.m., Ald. Turner seconded, motion carried.

Council Action: Granted

O. ADJOURNMENT

Ald. Haass moved to adjourn at 9:50 p.m., Ald. Grisham seconded, motion carried.

Next scheduled meeting is June 11, 2024 at 7:00 p.m.

YouTube Meeting Links for May 21, 2024:

Common Council Part 1

<https://www.youtube.com/watch?v=wleivirJaS4&t=10s>

Recess - Administration & Economic Development

https://www.youtube.com/watch?v=3oA1AK_wSmw

Recess - Public Works & Public Safety & Common Council Part 2

<https://www.youtube.com/watch?v=sEF98sn0j8w&t=21s>



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.