



# City of West Allis

## Meeting Agenda

### Common Council

*Mayor Dan Devine, Chair*  
*Aldersperson Thomas G. Lajsic, Council President*  
*Alderspersons: Gary T. Barczak, Michael J. Czaplewski, Kevin Haass,*  
*Michael P. May, Cathleen M. Probst, Rosalie L. Reinke,*  
*Daniel J. Roadt, Vincent Vitale, and Martin J. Weigel*

---

Tuesday, March 6, 2018

7:00 PM

City Hall Common Council Chambers  
7525 W. Greenfield Ave.

---

#### REGULAR MEETING

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. PLEDGE OF ALLEGIANCE

#### D. PUBLIC HEARINGS

1. [R-2018-0163](#) Resolution relative to determination of Special Use Permit for the proposed Pick 'n Save Fuel Center to be located within the parking lot of the existing Pick 'n Save at 6760 W. National Ave.

*Sponsors:* Safety & Development Committee

2. [R-2018-0162](#) Resolution relative to determination of Special Use Permit for Antigua Latin Restaurant, LLC, to relocate to 6207 W. National Ave.

*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 123 (Mayor's conference room)  
Advisory, Public Works, Safety & Development*

*Room 128  
License & Health, Administration & Finance*

*The general public may contact the Committee Chair relative to an agenda item of interest that could be discussed or acted on during the recess meetings simultaneously occurring in different conference rooms. Additionally, if a member has interest in multiple agenda items which are scheduled for discussion or action during the recess meetings simultaneously occurring, s/he should contact the chair of the committee to inform of such interest.*

**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**

3. [2018-0173](#) Minutes (Draft) of the Common Council regular meeting of February 20, 2018.

Attachments: [022018 CC Minutes.draft](#)

**J. ITEMS NOT REFERRED TO COMMITTEE**

4. [2018-0149](#) Milwaukee Entertainment, LLC Notice of Claim regarding reimbursement of overpayment of personal property taxes at 9440 W. National Ave.

Attachments: [Milw. Ent. Pers. Prop claim](#)

5. [2018-0153](#) Ryan Cirese Claim relative to vehicle damages allegedly sustained at S. 92 St. and W. Lapham St. on February 18, 2018.

Attachments: [Cirese vehicle claim](#)

6. [2018-0178](#) Brian D. Burns Notice of Claim relative to property damages allegedly sustained at 11200 W. Cleveland Ave. on January 22, 2018.

Attachments: [B. Burns claim](#)

7. [2018-0179](#) Summons and Complaint in the matter of JP Morgan Chase Bank vs. The Estate of Kurt G. Sterner, et al, regarding foreclosure of mortgage, Case No. 2018CV001221.

Attachments: [Chase vs. Sterner 2018CV001221](#)

## K. STANDING COMMITTEE REPORTS

*None.*

## L. COMMON COUNCIL RECESS

## M. NEW AND PREVIOUS MATTERS

### ADMINISTRATION & FINANCE and PUBLIC WORKS COMMITTEES

#### New Matters for Introduction

8. [2018-0180](#) Request from the Interim Director of Public Works to extend the temporary appointment of Dave Young in the position of Electrical Engineer/Systems Maintenance Superintendent.

Attachments: [Dave Young interim appointment](#)

### ADMINISTRATION & FINANCE COMMITTEE

#### New Matters for Introduction

9. [O-2018-0009](#) Ordinance to amend the City of West Allis Salary Schedule establishing the salary of the Tourism and Event Coordinator position and amending the Communication Specialist position.

Sponsors: Administration & Finance Committee

Attachments: [Salary Schedule - Effective 3/6/18](#)

10. [2018-0185](#) Communication from City Administrator requesting approval to fill a new part-time position of Tourism and Event Coordinator in the Communications Department.

Attachments: [Request to fill Tourism & Event Coordinator position](#)

11. [2018-0182](#) Communication from City Administrator transmitting report and recommendations from City's Benefit Consultant regarding Post 65 Medicare Retiree Health Plan Options.
- Attachments: [Communication regarding Post 65 Retiree Health Care Options](#)  
[Medicare Report and Recommendation](#)
12. [2018-0183](#) Communication from City Administrator transmitting copy of list of Interim Successors to Elected and Appointed City Officials.
- Attachments: [Communication regarding Designation of Interim Successors](#)
13. [2018-0184](#) Communication from City Administrator requesting approval to fill the position of Engineering Technician in the Engineering Department.
- Attachments: [Request to fill Engineering Technician position](#)
14. [2018-0186](#) Communication from City Administrator requesting approval to fill an upcoming vacant position of Truck Driver in the Department of Public Works, Sanitation and Street Division.
- Attachments: [Request to fill Truck Driver position](#)

### City Attorney Claim Report

15. [2017-0689](#) Susan Pearson Notice of Claim relative to vehicle damages allegedly sustained at the 1500 block of S. 75 St. on September 19, 2017.
- Attachments: [Claim - Pearson 10-26-17](#)  
[Ltr.CC.Pd&POF-Pearson](#)  
[Signed Release of All Claims-Pearson](#)
- City Attorney recommended to be placed on file.*

### PUBLIC WORKS COMMITTEE

#### New Matters for Introduction

16. [R-2018-0135](#) Resolution ordering preliminary plans and specifications together with a schedule of proposed assessments for improvement of W. Schlinger Avenue from S. 92 Street to S. 98 Street and portions of intersecting streets by major asphalt resurfacing, miscellaneous walk repair, storm sewer relay and utility adjustments.
- Sponsors: Public Works Committee

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

17. [R-2018-0155](#) Resolution authorizing the Fire Chief to enter into an Enterprise Subscription Agreement and Business Associate Agreement with CommuniCare Technology, Inc. dba Pulsara related to the coordination of communication for emergent healthcare conditions.

Sponsors: Safety & Development Committee

Attachments: [Pulsara Enterprise Subscription Agreement](#)

18. [2018-0169](#) City of New Berlin Notice of Public Hearing scheduled for March 29, 2018, at 6:00 p.m. before the City of New Berlin Plan Commission, in regard to incorporating amendments into the City's adopted 2020 Comprehensive Plan, Future Land Use Map.

Attachments: [New Berlin Public Hearing Notice](#)

19. [2018-0192](#) City of Wauwatosa Notice of Public Hearing scheduled for April 17, 2018, at 7:30 p.m. at Wauwatosa City Hall, in regard to Adoption of the Mid-Town Tosa Master Plan and an amendment to the City of Wauwatosa 2008-2030 Comprehensive Plan to incorporate the Mid-Town Tosa Master Plan.

Attachments: [Wauwatosa PH Notice](#)

20. [2018-0187](#) Special Use Permit for Coast Car Wash, LLC to establish a vehicle wash facility on vacant property (formerly AMF Bowling) located at 10901 W Lapham St.

Attachments: [Application - Coast Car Wash](#)

21. [2018-0188](#) Special Use Permit for Infiniti Milwaukee, to establish a vehicle dealership on undeveloped property located in the 10500 Block W. Arthur Ave.

Attachments: [Application - Infiniti Milwaukee](#)

22. [2018-0189](#) Special Use Permit for CS Logistics, Inc., an existing transportation courier business, to establish a vehicle detailing use as part of their business operations, located at 11001 W. Mitchell St.

Attachments: [Application - CS Logistics](#)

23. [2018-0191](#) Special Use Permit for Pho Saigon, a proposed restaurant, to be located at 10534 W. Greenfield Ave.

Attachments: [Application - Pho Saigon](#)

24. [2018-0193](#) Special Use Permit for Seat Auto Electric LLC, a proposed automobile repair business, to be located at 5600 W. Burnham St.

Attachments: [Application - Seat Auto Electric](#)

**Previous Matters for Consideration**

25. [O-2018-0007](#) Ordinance to Amend Section 6.027 of the West Allis Revised Municipal Code Relating to Sex Offender Residing Within Seven Hundred Fifty (750) Feet of Schools, Child-Care Centers, Parks, and Other Specified Facilities and Uses Prohibited

**Sponsors:** Safety & Development Committee

**Attachments:** [City of S. Milwaukee v. Kester, 347 Wis. 2d 334 \(Wis.Ct.App. 2013\)](#)  
[Doe v. Miller, 405 F.3d 700 \(8th Cir. 2005\)](#)  
[Hoffman v. Vill. of Pleasant Prairie, 249 F. Supp. 3d 951 \(E.D. Wis. 2017\)](#)  
[McKune v. Lile, 122 S. Ct. 2017 \(2002\)](#)  
[Vasquez v. Foxx, No. 16-CV-8854, 2016 U.S. Dist. LEXIS 170354 \(N.D. Ill. Dec. 9, 2016\)](#)  
[Vill. of Menomonee Falls v. Ferguson, 334 Wis. 2d 131 \(Wis.Ct.App. 2011\)](#)

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

26. [R-2018-0163](#) Resolution relative to determination of Special Use Permit for the proposed Pick 'n Save Fuel Center to be located within the parking lot of the existing Pick 'n Save at 6760 W. National Ave.

**Sponsors:** Safety & Development Committee

27. [2018-0018](#) Special Use Permit for the proposed Pick 'n Save Fuel Center to be located within the parking lot of the existing Pick 'n Save at 6760 W. National Ave., submitted by Tim Kratz, d/b/a Sevan Multi-Site Solutions, LLC.

**Attachments:** [Application - Pick N Save Fuel Center](#)  
[Pick n Save Fuel Center](#)

28. [R-2018-0162](#) Resolution relative to determination of Special Use Permit for Antigua Latin Restaurant, LLC, to relocate to 6207 W. National Ave.

**Sponsors:** Safety & Development Committee

29. [2018-0115](#) Special Use Permit for Antigua Latin Restaurant, LLC, to relocate to 6207 W. National Ave.

**Attachments:** [Application - Antigua](#)  
[Antigua \(SUP-SLA\)](#)

**LICENSE & HEALTH COMMITTEE****New Matters for Introduction**

30. [2018-0174](#) License applications.
- Operator's License (bartender/sales clerk) applications 2017-2018 and 2017-2019:*  
*\*Barr, Frances E.; Campos, Julie L.; Clark, Dawn M.; Coolman, Andreanne E.; Franco, Ana L.; Gomez Carranza, Rosa M.; Kosanke, Sheila L.; Kyrola, Cheryl J.; Peters-Garay, Meghan J.; and Tolbert, Mercedes*
- Adult Oriented Establishment Operator's Permit 2017-2018*  
*\*Curtis, Malcolm I. & Ludwig, Jr., Allen L.*
- Special Class B Beer & Wine License applications 2017-2018*  
*\*Holy Assumption , 1531 S. 71 St., Chicken Dinner*  
*March 25, 2018 (11:00 a.m. to 5:00 p.m.) (2nd application with wine)*
- Carnival Permits 2018*  
*\*National Night Out, 6501 W. National Ave., July 25, 2018, 5:00 p.m. to 9:00 p.m.*
- Used Vehicle Dealer License Applications 2018-2019*  
*\*Badger Lease & Auto Sales, Inc., 9601 W. Greenfield Ave.*  
*Caritas For Children, Inc., 7400 W. National Ave.*  
*Classic Motorcars Inc., 7010 W. Lincoln Ave.*  
*Corner Choice Motors LLC, 9200 W. Oklahoma Ave.*  
*EZ Motorcars, EZ Motorcars LLC, 7606 W. Beloit Rd.*  
*Fleet Services, Inc., 7400 W. National Ave.*  
*Autoguys, Frenzy LLC, 9712 W. Schlinger Ave.*  
*Heiser Chevrolet, Inc., 10200 W. Arthur Ave.*  
*Selig Leasing Co., Inc., 2510 S. 108 St.*  
*Wilde Toyota, Wilde of West Allis, Inc., 3225 S. 108 St.*
31. [2018-0181](#) 2017-2018 Class B Tavern Special Event Permit application no. 21 of Buzzard's Nest, LLC, Lawrence E. Pryor, Agent, d/b/a The Buzzard's Nest, 6000 W. Mitchell St., for Fundraiser-Dart Tournament, to be held on Saturday, April 14, 2018, from 4:00 p.m. to 11:00 p.m. Parking lot to be closed off with barricades and tape. Second (2nd) permit application for 2017-2018 license year.
32. [2018-0155](#) 2017-2018 Class B Tavern License application no. 2533 of LA SAYS INVEST, LLC, Christopher Kuranz, Agent, d/b/a Public Table, for the premises located at 5835 W. National Ave. (new-nonexisting location).
33. [2018-0168](#) 2017-2018 Operator's License (bartender/sales clerk) application no. 18-330 of Douglas M. Parker.
34. [2018-0175](#) 2017-2018 Operator's License (bartender/sales clerk) application no. 18-331 of Jeffrey S. Wezyk.
35. [2018-0176](#) 2017-2019 Operator's License (bartender/sales clerk) application no. 19-404 of Ashley N. Duchow.

36. [2018-0177](#) 2017-2019 Operator's License (bartender/sales clerk) application no. 19-406 of Kristina M. Mercer.

### **Previous Matters for Consideration**

37. [2018-0087](#) 2017-2019 Operator's License (bartender/sales clerk) application no. 19-392 of Jennessa L. Cruz.
38. [2018-0096](#) 2017-2019 Operator's License (bartender/sales clerk) application no. 19-395 of Jordan Baxter.
39. [2018-0059](#) 2017-2018 Operator's License (bartender/sales clerk) application no. 18-327 of Jennifer Lynn Schroeder.
40. [2018-0026](#) 2017-2019 Operator's License (bartender/sales clerk) application no. 19-389 of Anthony J. Brunette.

### **ADVISORY COMMITTEE**

*None.*

### **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.