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City of West Allis

Matter Summary

File Number	Title	Current Status
2019-0575	Report	Introduced
Police Department Report involving Red, White and Brews, 7127 W. National Ave., of Red, White and Brews, LLC, Eric G. Millard, Agent, Incident Date: July 4, 2019		
Introduced: 9/3/2019		Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

ACTION DATE: NOV 26 2019

- Approved
- Approved as amended
- Approved subject to necessary requirements
- Placed on file
- Denied
(based on _____)
- Other: _____

MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
_____	_____	Haass
_____	_____	Lajsic
_____	_____	May
_____	_____	Reinke
_____	_____	Roadt
_____	_____	Stefanski
_____	_____	Vitale
_____	_____	Weigel

AYE	NO	PRESENT	EXCUSED
✓			
			✓
✓			
✓			
✓			

TOTAL 4 0 0 1

SIGNATURE OF COMMITTEE MEMBER

[Signature]
Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

ACTION DATE: DEC 03 2019

- Approved
- Approved as amended
- Approved subject to necessary requirements
- Placed on file
- Denied
(based on _____)
- Other: _____

MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
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_____	_____	Lajsic
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_____	_____	Weigel

AYE	NO	PRESENT	EXCUSED
			✓
✓			
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✓			

TOTAL 4 0 0 1

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

Chair: Kevin Haass
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Michael P. May
Daniel J. Roadt

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Vincent Vitale
Thomas G. Lajsic
Rosalie L. Reinke
Tracy Stefanski

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Tracy Stefanski
Gary T. Barczak
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: Daniel J. Roadt
Kevin Haass
Michael P. May
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Michael P. May
Thomas G. Lajsic
Tracy Stefanski
Vincent Vitale



Steven A. Braatz, Jr.
City Clerk
City Clerk's Office
sbraatz@westalliswi.gov
414.302.8220

September 9, 2019

Eric G. Millard
d/b/a Red White & Brews
7127 W. National Ave.
West Allis, WI 53214

Dear Mr. Millard:

The Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, September 24, 2019, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., with regard to an incident which occurred on July 4, 2019.

A copy of the incident report is being sent to your home address.

Please be advised that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Steven A. Braatz, Jr.
City Clerk

/amn

cc: Eric G. Millard (home enclosure)

08/06/2019 8:41

** For official use only **

WEST ALLIS POLICE DEPARTMENT

11301 W LINCOLN AVE | WEST ALLIS, WI 53227 | (414) 302-8000

Liquor Establishment Violation



Date: 7/15/19

To: Sargeant James Cato

From: Gold, Timothy

Caller/Complainant: Kristie NMI Romero

Violation Type

- Tavern Violation
- Bartender Violation
- Restaurant Violation
- Liquor Store
- No Violation but the Incident is Liquor License Related

Case #: 2019025362
 Location: 7127 W. National Ave.
 Establishment Name: Red, White & Brews
 Establishment License #: 18-2619
 Establishment Owner: Eric G. Millard
 Owner Address: 4466 N. Mayfair Rd. Wauwatosa

Violation(s):

Allow Underage Person to Enter/Remain on Licensed Premise & Underage Consumption 17-20

Offenders

Commanding Officer Signature: _____

Reviewed by Deputy Chief Robert Fletcher:

		West Allis Police Department		Incident Report			
		Incident: Liquor Viol/Consumption					
		Incident Report Number: 19-025362		Between: Date - Time		And/At: Date-Time 7/4/19 00:48	
		Incident Location: 7127 W National Ave, BLDG, West Allis, WI, 53214					
CFS Code-1: 4199		CFS Code-2: 4199B		CFS Code-3: ZTG9589			
CFS Code-5:		CFS Code-6:		CFS Code-7:			
CFS Code-4: Offense Code-4:		CFS Code-8:					
Name (Last, First, Middle) O Conway, Joseph J		DOB: 10/24/1982		Race/Sex W/M			
Address: (Address, City, State, Zip) 1010 S 76 ST; WA, WEST ALLIS, WI, 53214				Phone 1 (262) 622-3343			
Employer				Phone 2			
Employer Address				Work Phone #			
Name (Last, First, Middle) FO Millard, Eric G		DOB: 03/24/1984		Race/Sex W/M			
Address: (Address, City, State, Zip) 4466 N Mayfair Rd, Wauwatosa, WI, 53225				Phone 1			
Employer				Phone 2			
Employer Address				Work Phone # (414) 704-5769			
<p>SUMMARY</p> <p>Sgt. Gold Reports...Liquor Laws...7127 W. National Ave.</p> <p>On 07/04/19 at approx. 0048hrs. I was flagged down regarding an underage female, Brianna N. Moran F/W 04/01/02, who had been drinking in the Red, White & Brews tavern. During the investigation it was also determined that the tavern was operating with an expired Class B License. The tavern was therefore shut down for the evening. Investigation to continue.</p>							
Vehicle Information: (Year, Make, Model, Style, Color)							
License Number:		State:		Expiration Year:			
Vin:		Insurance Company:					
Other Vehicle Information:					NCIC#		
Reporting Officer(s): Gold, Timothy			Payroll Number : TG9589		Report Date: 07/06/2019		
Time Received: 00:48:49		Time Cleared: 01:35:26		Unit(s) Assigned: 306, 307, 322, 329			
Pages: 1 Of 5							
Reviewed by: Clerical and Coding Manz, Tra			Payroll Number : TM9656		Copy To		

Date: 07/06/2019

CFS Code-1: 4199

Incident Report Number:

19-025362

West Allis Police Department**Continuation**Incident Report Number
19-025362Incident Location:
7127 W National Ave, BLDG, West Allis, WI, 53214Incident Date:
07/04/2019**NAMES****Offender**Moran, Brianna N W/F-17 of 1948 S 70 St, West Allis, WI, 53219
DOB: 04/01/2002

Other Phone: (414) 248-7096

BusinessRed White and Brews of 7127 W National Ave, West Allis, WI, 53214
Work Phone: (414) 312-7533**Parent**Romero, Kristie W/F-40 of 1948 S 70 St, West Allis, WI, 53219
DOB: 04/02/1979

Cell Phone: (262) 366-2664

NARRATIVE

This incident was recorded using Axon body camera TG9589

INITIAL RESPONSE

On 07/04/19 at approx. 0048hrs. Officers responded to the area of 71/National for an intoxicated female stumbling S/B in the middle of the roadway. Officers were unable to locate the female however I was flagged down by Kristie NMI Romero F/W 04/02/79.

STATEMENT OF KRISTIE NMI ROMERO

Kristie stated she just got off work driving as an UBER and when she got home her daughter, Brianna N. Moran F/W 04/01/02 was not there. Kristie stated she then used Snapchat and found her daughters location which was Red White and Brews (7127 W. National Ave.).

As I was speaking with Kristie she received a message from Brianna advising she was home at 1948 S. 70 St. Based on their home address, the initial call may have involved Brianna when she was walking home.

Reporting Officer(s):
Gold, TimothyPayroll Number :
TG9589Pages:
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West Allis Police Department

Continuation

Incident Report Number
19-025362

Incident Location:
7127 W National Ave, BLDG, West Allis, WI, 53214

Incident Date:
07/04/2019

In further speaking with Kristie she advised she went to the bar and Brianna was not there. Kristie stated she spoke with the bartender who confirmed that Brianna was in the bar and was dressed as a male. Kristie stated Brianna dresses like a male sometimes and goes by the name of "Frederick." The bartender further told Kristie that Brianna presented him an ID card when she walked in the bar showing that she was over 21.

Kristie was adamant that Brianna does not have a fake ID and has no idea how the bartender did not know she was underage.

STATEMENT OF BRIANNA N. MORAN

After speaking with Kristie, we both went to the residence where I spoke with Brianna. Brianna was evasive and provided short answers to all my questions.

Brianna stated she was at her residence when she decided to go to Red White and Brews about an hour ago. Brianna stated she did not use a fake ID nor does she own one. Brianna stated the bar did not have security and when she walked in she told the bartender her date of birth was 04/01/97. Brianna only identified the bartender as being a M/W with a hat.

Brianna advised while she was sitting at the bar she ordered and drank one beer. Brianna further added that she was wearing a black button up shirt.

During my contact with Brianna I noted her eyes were red and glassy and she was emitting a light odor of intoxicants from her breath.

PBT

Using the PBT assigned to Squad #63, Brianna showed a .049 BrAC at 0115hrs.

CONTACT AT RED WHITE AND BREWS

After speaking with Kristie and Brianna, I responded to the tavern and spoke with bartender, Joseph J. Conway M/W 10/24/82. Joseph had a valid bartenders license #8388.

Joseph stated he remembered Brianna coming into the bar and using the National Ave. door. Joseph stated she was dressed as a male and identified herself with a ID card with a 1987 date of birth. Joseph stated she sat at the bar and had two \$3.00 PBR beers.

Joseph further stated that Brianna actually came to the bar twice tonight. Joseph advised Brianna initially came to the bar with her dog, stayed a short time and then left. Brianna then returned approx. 45 minutes later without the dog and that is when she sat at the bar and drank the two beers.

Reporting Officer(s):
Gold, Timothy

Payroll Number:
TG9589

Pages:
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West Allis Police Department**Continuation**Incident Report Number
19-025362Incident Location:
7127 W National Ave, BLDG, West Allis, WI, 53214Incident Date:
07/04/2019

SECURITY FOOTAGE

I asked Joseph if I could view the security footage and he stated he did not know how to work it.

BAR LICENSE

While on scene it was determined the taverns displayed Class B License was expired as of 06/30/19. I asked Joseph about the expired license and he had no idea. Joseph additionally looked around for a current license and did not locate it. I therefore told Joseph they had to close for the night and he stated he was closing anyway.

It was later revealed via email correspondence with the City that the Class B License for the tavern was valid and that it was in the mail.

CONTACT WITH ERIC G. MILLARD

Both Joseph and I phoned the bar license holder, Eric G. Millard M/W 03/24/84 however he did not answer and the mailbox was full.

FOLLOW UP

On 07/05/19 at approx. 1938hrs. I returned to the tavern to attempt to view the security footage however Joseph was again working. Joseph stated he talked to a "Dillon" who viewed the video and said it appeared she provided an ID Card.

I requested Joseph to tell Dillon to burn a copy of the video for me.

On 07/08/19 at approx. 0029hrs. I returned to the tavern and was advised no video had been made for me.

On 07/08/19 at approx. 2230hrs. I spoke with Eric and advised him of the incident. Eric stated he would look into the video and call me back.

On 07/09/19 at approx. 2345hrs. I called Eric as I had not received a voicemail from him. Eric's voicemail is full.

On 07/11/19 at approx. 2225hrs. I called Eric as I had not received a voicemail from him. Eric's voicemail is full.

As of 07/14/19 at approx. 2300hrs. I have yet to receive a phone call back from Eric regarding the video surveillance.

CITATION ISSUANCE

Based on the statements provided by all parties involved, I completed and mailed

Reporting Officer(s):

Gold, Timothy

Payroll Number:

TG9589

Pages:

4 Of 5

West Allis Police Department**Continuation**Incident Report Number
19-025362Incident Location:
7127 W National Ave, BLDG, West Allis, WI, 53214Incident Date:
07/04/2019

Joseph municipal citation #1S804HS276 for Permit Underage Person to Enter/Remain on License Premises. I also completed and mailed Brianna municipal citation #1S804HS27H for Underage Consumption 17-20.

TAVERN REPORT

A Tavern Report was completed/submitted.

CASE DISPOSITION

Both Joseph and Brianna were mailed municipal citations.

Reporting Officer(s):
Gold, TimothyPayroll Number:
TG9589Pages:
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Steven A. Braatz, Jr.
City Clerk
City Clerk's Office
sbraatz@westalliswi.gov
414.302.8220

October 25, 2019

Eric G. Millard
d/b/a Red White & Brews
7127 W. National Ave.
West Allis, WI 53214

Dear Mr. Millard:

The Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, November 26, 2019, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., with regard to an incident which occurred on July 4, 2019.

A copy of the incident report is being sent to your home address.

Please be advised that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Steven A. Braatz, Jr.
City Clerk

/amn

cc: Eric G. Millard (home enclosure)

