



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Minutes

License & Health Committee

Aldersperson Michael J. Czaplewski, Chair

Aldersperson James W. Sengstock, Vice-Chair

Alderspersons: Gary T. Barczak, Daniel J. Roadt, Martin J. Weigel

Tuesday, May 26, 2009

6:30 PM

West Allis City Hall Room 128

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Chair Czaplewski at 6:30 p.m.

B. ROLL CALL

Present: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
Excused: 0

Others present: James M. Lynch, Theodore R. Majdecki, Joshua J. Barrett and Mary Pakula, Nora L. Galagan, Kimberly L. Miller, Jeffrey R. Gaudynski, Sr., Brian G. DePons, Alexander J. Lovas, Peter A. Harris, Theodore M. Galaszewski, David A. Bugni, Mohammed M. Ali, Randall W. Katzuba, Beant Singh, Ram S. Joseph, Mohinder S. Dhillon, Tammy L. Dopp, Brad Mark Roessger, Gregory J. Steffek and Neal Steffek, Scott J. Bunker, Douglas P. Brown, Lt. Terry Morrissey, West Allis Police Dept., Jenna Merten, Assistant City Attorney and Ann Marie Neff, Secretary to the Committee.

C. APPROVAL OF MINUTES

A motion was made by Ald. Sengstock, seconded by Ald. Roadt, to approve the minutes of the regular meeting of April 28, 2009 and recess meeting of May 5, 2009. The motion carried unanimously.

D. NEW AND PREVIOUS MATTERS

Previous Matters for Consideration

- 8. [2009-0319](#) 2009-2011 Tavern Operator License renewal application no. 11-175 of James M. Lynch.

Appearance by James M. Lynch. Ald. Sengstock stated that the incident noted on Mr. Lynch's police report was connected to an incident involving the establishment that was previously discussed before the License & Health Committee.

A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:

Votes: Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

18. [2009-0302](#) Police Department Report regarding April 17, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 928 and Cigarette License no. 1024 of Majdecki Foods, Inc., Theodore R. Majdecki, Agent, d/b/a Sentry Foods #2806, 10282 W National Ave.
- Appearance by Theodore R. Majdecki. Ald. Barczak noted that Mr. Majdecki runs a very orderly establishment and has a good policy of carding. This was a rare circumstance that they failed a compliance check.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
19. [2009-0275](#) 2009-2010 Combination Class A Liquor License renewal application no. 928 of Majdecki Foods, Inc., Theodore R. Majdecki, Agent, d/b/a Sentry Foods #2806, premises located at 10282 W. National Ave.
- See legislative file no. 2009-0302.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
1. [2009-0251](#) 2009-2010 Tavern Operator License application no. 10-323 of Joshua J. Barrett.
- Appearance by Joshua J. Barrett and Mary Pakula, manager of Tap City. Ms. Pakula spoke in favor of Mr. Barrett and stated what a valued employee he is and wanted to give him more responsibility. Ald. Weigel commented on Mr. Barrett's police report. Ald. Barczak stated the Committee is responsible for issuing licenses, and if there would be an incident related to his police report the Committee could be liable. Ald. Sengstock commended Mr. Barrett on his candor and honesty on his application. He informed him he can still tend bar with a licensed bartender.*
- A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended for Denial. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
2. [2009-0263](#) 2009-2011 Tavern Operator License renewal application no. 11-029 of Samantha J. Martin.
- Nonappearance of Samantha J. Martin. Ms. Martin did not contact the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.*
- Held**
3. [2009-0273](#) 2009-2011 Tavern Operator License renewal application no. 11-083 of Nora L. Galagan.
- Appearance by Nora L. Galagan.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

4. [2009-0274](#) 2009-2011 Tavern Operator License renewal application no. 11-086 of Kimberly L. Miller.
- Appearance by Kimberly L. Miller. Ms. Miller stated she had carded the patrons in question several times previously when they were in the bar, and the evening of the incident. She missed the scheduled court date to dispute the charges due to family issues, and now it is a permanent mark on her record. Ald. Weigel reminded Ms. Miller to continue checking identification.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
5. [2009-0271](#) 2009-2011 Tavern Operator License renewal application no. 11-049 of Jeffrey R. Gaudynski, Sr.
- Appearance by Jeffrey R. Gaudynski, Sr. Mr. Gaudynski told the Committee he does not have a permanent location to work at, but has helped out at Thirsty's in the past. He is currently unemployed and wants to keep his options open.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
6. [2009-0284](#) 2009-2011 Tavern Operator License renewal application no. 11-099 of Brian G. DePons.
- Appearance by Brian G. DePons. Ald. Czaplewski cautioned Mr. DePons about driving under the influence. Ald. Sengstock told Mr. DePons to use good personal judgement. If he has a problem judging when he has had too much to drink to drive safely, is he sure he can judge when others have had too much.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
7. [2009-0296](#) 2009-2011 Tavern Operator License renewal application no. 11-168 of Alexander J. Lovas.
- Appearance by Alexander J. Lovas. Mr. Lovas explained he was picking a friend up from a party when he was ushered into a room with everyone else by the police, and he was ticketed for being at an underage party. Ald. Sengstock told Mr. Lovas he hopes he understands about the importance of carding and not serving to minors. Mr. Lovas said he has worked at several West Allis locations and does understand.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

9. [2009-0322](#) 2009-2011 Tavern Operator License renewal application no. 11-189 of Peter A. Harris.
- Appearance by Peter A. Harris. The incident on the police report was not discussed because it was not relevant to a bartender license.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
11. [2009-0285](#) 2009-2010 Adult-Oriented Establishment Operator Permit renewal application no. 1497 of David A. Bugni.
- Appearance by David A. Bugni. Ald. Sengstock reminded Mr. Bugni to use good judgement. The incident was not relevant to the license.*
- A motion was made by Ald. Sengstock, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
12. [2009-0286](#) 2009 Direct Sellers/Solicitors Permit application no. 45 of Andrew R. Stauff.
- Nonappearance of Andrew R. Stauff. Mr. Stauff did not contact the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.*
- Held**
13. [2009-0293](#) 2009-2010 Class B Tavern License application no. 1511 of Deborah S. Gerth, d/b/a Walk-Her-Inn, premises located at 900 S. 74 St. (new-existing location).
- Dennis Gerth verbally informed the Clerk's office on May 26, 2009 that Deborah Gerth would not be appearing and would be writing a letter to withdraw her 2009-2010 Class B Tavern License application for 900 S. 74 St.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
10. [2009-0320](#) 2009-2011 Tavern Operator License renewal application no. 11-180 of Theodore M. Galaszewski.
- Appearance by Theodore M. Galaszewski. Mr. Galaszewski told the Committee he was not aware of his past warrant until the Clerk's Office contacted him. He is in the process of clearing it up.*
- A motion was made by Ald. Barczak, seconded by Ald. Sengstock, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
14. [2009-0341](#) 2009-2010 Cigarette License renewal application no. 466 of Mohammed M. Ali, d/b/a Smokers Pub for premises located at 10708 W. Oklahoma Ave.
- Appearance by Mohammed M. Ali. Ald. Czaplewski told Mr. Ali he has outstanding tax warrants. Mr. Ali said he was not aware of them. Mr. Ali was instructed by Attorney Merten to inform the Clerk's office when he clears things up with the Department of Revenue. She informed him a license cannot be issued until these tax warrants are taken care of.*
- Held**

15. [2009-0294](#) 2009-2010 Class B Tavern License renewal application no. 784 of Randall W. Katzuba, d/b/a Randy's Neighbor's Inn, premises located at 6922 W. Becher St.
- Appearance by Randall W. Katzuba. Mr. Katzuba stated he had a lapse in judgement and he was embarrassed. Ald. Sengstock commented we all make poor decisions sometimes.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
16. [2009-0301](#) Police Department Report regarding April 17, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 1351 and Cigarette License no. 1354 of Bunty's Liquor, LLC, Beant Singh, Agent, d/b/a Cleveland Discount Liquor, 8423 W Cleveland Ave.).
- Appearance by Beant Singh. Ald. Sengstock reminded Mr. Singh of the City's compliance check program. Ald. Czaplewski cautioned Mr. Singh to check identification.*
- A motion was made by Ald. Sengstock, seconded by Ald. Roadt, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
17. [2009-0295](#) 2009-2010 Combination Class A Liquor License renewal application no. 1351 of Bunty's Liquor, LLC, Beant Singh, Agent, d/b/a Cleveland Discount Liquor, premises located at 8423 W. Cleveland Ave.
- Appearance by Beant Singh. Ald. Weigel reviewed Mr. Singh's police report. Mr. Singh stated he does not usually drink alcohol. He said he is a diabetic but not under doctors care for it. He tries to control it by diet. Ald. Sengstock commented that we all make mistakes and it sounded like a case of bad judgement.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
20. [2009-0299](#) Police Department Report regarding April 17, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2008-2009 Class A Beer License no. 910 and Cigarette License no. 1015 of Bryan SRA, LLC, Ram S. Joseph, Agent, d/b/a Kwik Pantry, 6716 W. Lincoln Ave.).
- Appearance by Ram S. Joseph. Mr. Joseph brought in letters showing he has passed compliance checks in the past. Ald. Czaplewski commended him, but cautioned him that he needs to pass everytime.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

21. [2009-0300](#) Police Department Report regarding April 17, 2009 Alcohol Compliance Check involving ten (10) West Allis businesses, resulting with four (4) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 935 and Cigarette License no. 1030 of Mohinder S. Dhillon, d/b/a Dhillon Beer & Liquor, 5832 W. Burnham St.).
- Appearance by Mohinder S. Dhillon. Ald. Barczak stated this is the second time they have not passed a compliance check. He cautioned Mr. Dhillon to be very careful. Ald. Czaplewski said he understands how hectic it can get. He reminded him that if this license is his livelihood, he needs to protect it.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
22. [2009-0268](#) 2009-2010 Combination Class A Liquor License renewal appl. no. 935 of Mohinder S. Dhillon, d/b/a Dhillon Beer & Liquor, premises located at 5832 W. Burnham St.
- See legislative file no. 2009-0300.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
23. [2009-0305](#) Police Department Report involving Dopp's Bar & Grill, 1753 S. 68 St. (2008-2009 Class B Tavern License no. 1490, Dance Hall License no. 1492, Instrumental Music License no. 1491 and Cigarette License no. 1493 of Doppelgangers, Inc., Tammy L. Dopp, Agent, Incident Date: April 11, 2009)
- Appearance by Tammy L. Dopp. Ald. Barczak commented that the incident occurred in the parking lot. Ms. Dopp stated that she threatened to call the police and thought that ended the disturbance. She said she recognized some of the people because they have been in the bar before. Ald. Sengstock told Ms. Dopp that if she had been the one to initiate the call to the police, she would not have been called to appear before the Committee.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
24. [2009-0339](#) 2009-2010 Class B Tavern License renewal application no. 1490, Instrumental Music License renewal application no. 1491, Dance Hall License renewal application no. 1492, and Cigarette License renewal application no. 1493 of Doppelganger's, Inc., Tammy L. Dopp, Agent, d/b/a Dopp's Bar & Grill, 1753 S. 68 St.
- See legislative file no. 2009-0305.*
- A motion was made by Ald. Sengstock, seconded by Ald. Barczak, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

25. [2009-0308](#) Police Department Report involving Bugsys, 6851 W. Beloit Rd., (2008-2009 Class B Tavern License no. 454, Dance Hall License no. 504, Instrumental Music License no. 1068 and Cigarette License no. 455 of MJJB, LLC, Brad Mark Roessger, Agent, Incident Date: April 28, 2009)

Appearance by Brad Mark Roessger. Mr. Roessger told the Committee he has a management contract with another party to oversee the bar. He was not present the night of the incident. Ald. Sengstock reminded him that he is still responsible as long as his name is on the license.

A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:

Votes: Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

26. [2009-0307](#) Police Department Report involving Mugshotz, 1902 S. 68 St. (2008-2009 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383 of Mugshotz, Inc., Gregory J. Steffek, Agent, Incident Date: April 16, 2009)

Appearance by Gregory J. Steffek and Neal Steffek. The Committee said the report was unclear as to who called the police. Neal Steffek stated he was there the night of the incident and he was the person who called the police. Ald. Sengstock thanked him.

A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:

Votes: Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

27. [2009-0304](#) Police Department Report involving Bunkers, 7420 W. Greenfield Ave. (2008-2009 Class B Tavern License no. 1431 of Bunkers, LLC, Scott J. Bunker, Agent, Incident Date: April 1, 2009)

Appearance by Scott J. Bunker. Mr. Bunker told the Committee he had thrown the man out of his bar twice that evening. Ald. Roadt commented the police should have been called immediately. He stated that the Committee tells all establishments to not throw their problems out onto the street for others to deal with. Ald. Sengstock agreed and said the police should have been called immediately.

A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:

Votes: Aye: 5 - Ald. Czaplewski, Ald. Sengstock, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

28. [2009-0255](#) 2009-2010 Class B Tavern License application no. 1509 of Night Court Inc., Gregory J. Kaiser, Agent, d/b/a Night Court premises located at 7127 W. National Ave. (new-existing location).

Held

E. OTHER MATTERS TO COME BEFORE THE COMMITTEE FOR DISCUSSION/ACTION

29. [2009-0348](#) Discussion regarding the 2009-2010 Class B Tavern License renewal application no. 1412 of SPDB, LLC, Douglas P. Brown, Agent, d/b/a Night Court for premises located at 7127 W. National Ave.

Appearance by Douglas P. Brown. Mr. Brown informed the Committee that the dispute over the ownership of the business and premises is going to Civil Court. Ald. Weigel questioned if that would be determined before the license expires. Ald. Barczak asked if the business can still operate after June 30, 2009 if the license is not issued by then. Atty. Merten stated that Mr. Brown would be able to operate after June 30, 2009 and he is entitled to apply to transfer the license to another location should he want to do so.

Held

F. ADJOURNMENT

A motion was made by Ald. Sengstock, seconded by Ald. Weigel, to adjourn at 7:10 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*