



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Minutes

### License & Health Committee

*Aldersperson Michael J. Czaplewski, Chair*

*Aldersperson Daniel J. Roadt, Vice-Chair*

*Alderspersons: Gary T. Barczak, Kevin Haass, Martin J. Weigel*

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Tuesday, February 24, 2015

6:05 PM

City Hall Room 128

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#### REGULAR MEETING (draft minutes)

#### A. CALL TO ORDER

*The meeting was called to order by Chair Czaplewski at 6:05 p.m.*

#### B. ROLL CALL

**Present** 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak, and Ald. Weigel

**Excused** 1 - Ald. Haass

*Others present: Alyssa C. Kopecky, Sarah M. Reimer and Mary Jo Burbach, Sally Nusslock, Health Commissioner, Laura Temke, Health Department, Lt. Jessica Johnson, West Allis Police Dept., Jenna Merten, Assistant City Attorney and Ann Marie Neff, Secretary to the Committee.*

#### C. APPROVAL OF MINUTES

1. **2015-0127** Minutes (Draft) of the License & Health special meeting of February 17, 2015 and recess meeting of February 17, 2015.

Attachments: [021715 LH special Minutes - draft](#)

[021715 LH recess Minutes - draft](#)

**A motion was made by Ald. Weigel, seconded by Ald. Roadt, that this matter be Approved. The motion carried unanimously.**

#### D. NEW AND PREVIOUS MATTERS

2. **2015-0068** 2014-2015 Operator's License (bartender/sales clerk) application no. 15-562 for Alyssa C. Kopecky.

*Appearance by Alyssa C. Kopecky. Discussion ensued regarding Ms. Kopecky's police report. She was told to call 911, and to be helpful and courteous with the police. Ms. Kopecky was informed of the City's Compliance Check Program. She was reminded it is against the law to serve someone intoxicated.*

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

**Aye:** 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak, and Ald. Weigel

**No:** 0

3. **2015-0126** Police Department Report regarding violation of the Wisconsin Indoor Clean Air Act Smoking Ban (5632 W. Burnham St., Sonya R. Bautista, Bartender License no. 15-204, Incident Date: February 3, 2015).

Attachments: [57 bar smoking ban violation](#)

*Nonappearance of Sonya R. Bautista. Ms. Bautista did not contact the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.*

**This matter was Held.**

4. **2015-0125** Communication from Assistant City Attorney regarding failure to follow the terms of the payment agreement for delinquent 2013 personal property taxes signed on June 27, 2014, for 5632 W. Burnham St., 57 Bar, Jeffrey K. Lau, Agent, dated February 13, 2015.

Attachments: [City Atty. comm. re:57 Bar](#)

*Nonappearance by Jeffrey K. Lau. Mr. Lau paid the 2013 delinquent personal property taxes in full and contacted the City Attorney's Office for a payment plan agreement for the 2014 delinquent personal property taxes.*

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

**Aye:** 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak, and Ald. Weigel

**No:** 0

5. **2015-0103** Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 10, 2015).

*Appearance by Sarah M. Reimer and Mary Jo Burback. Discussion ensued regarding the police reports and that Tap 58 does not have a working video recording system. Ms. Burback said she would invest in one.*

**This matter was Held.**

6. **2015-0104** Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 18, 2015).

*See legislative file no. 2015-0103.*

**This matter was Held.**

7. **2015-0081** Communication from Health Commissioner providing an update on Morgan Murphy Enterprises, LLC, Mary Jo Burback, for the premises located at 5732 W. Mitchell St., d/b/a Tap 58 (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005, Instrumental Music License no. 2083 and Food-Related Permit/License) dated January 29, 2015.

Attachments: [MEMORANDUM-Tap58, January 29, 2015](#)

*Appearance by Mary Jo Burback and Sarah M. Reimer. Sally Nusslock, Health Commissioner, informed the Committee that Ms. Burback's waste collection account was suspended and that the company is sending it to collections. Ms. Burback responded that she did not have the funds to pay it.*

**This matter was Held.**

8. **2015-0034** Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: December 18, 2014).

*Appearance by Sarah M. Reimer and Mary Jo Burback. The Committee reminded Ms. Reimer and Ms. Burback to not put their problem patrons out into the neighborhood. They should be calling 911. Discussion ensued regarding suspension or revocation of the licenses. The Committee commented on the recent number of police reports and the City's resources involved taking care of the problems, complaints and follow up required. Ms. Reimer asked the Committee for a chance to prove themselves and to turn the business around for the better. She stated she has been the new agent for a short period of time and feels she has been making a difference. She mentioned changes in the staff and the clientele. The Committee informed Ms. Reimer of the Summons and Complaint process and the length of time it may take.*

**A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Referred for Summons and Complaint to the City Attorney. The motion carried by the following vote:**

**Aye:** 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak, and Ald. Weigel

**No:** 0

9. **2015-0015** Summons and Complaint in the matter of the complaint against Hector E. Guillermo, 2013-2015 Operator's License (bartender/sales clerk) no. 15-156.

Attachments: [Hector Guillermo Summons](#)  
[Hector Guillermo Complaint](#)  
[Hector Guillermo Affidavit of Service](#)

*Nonappearance of Hector E. Guillermo. Assistant City Attorney Merten informed the Committee that Mr. Guillermo has agreed to sign a stipulation to surrender his Operator's License (bartender/sales clerk) on April 1, 2015.*

**This matter was Held.**

- 10. 2014-0766** Police Department Report involving The Drunken Duck, 5906 W. Burnham St., (Hector E. Guillermo, 2013-2015 Operator's License (bartender/sales clerk) no. 15-156, Incident Date: October 13, 2014.

**This matter was Held.**

#### **E. HEARING**

*A Hearing was not held.*

#### **F. CLOSED SESSION**

*A Closed Session was not held.*

#### **G. ADJOURNMENT**

**A motion was made by Ald. Barczak, seconded by Ald. Roadt, to adjourn at 6:26 p.m. The motion carried unanimously.**

*Respectfully submitted,*

*Ann Marie Neff  
Secretary to the Committee*