

35



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
2005-0003	Communication	In Committee
	Police Department communications regarding Complaint/Telephone message involving Brian Malec of the Rock Shop, 1900 S. 60 St.	
	Introduced: 1/4/2005	Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION *POF* *place on file*

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>1-4-05</u>			Barczak				
		✓	Czaplewski				
			Dobrowski				
			Kopplin				
			Lajsic				
	✓	✓	Narlock				
	✓		Reinke				
			Sengstock				
			Vitale				
			Weigel				
			TOTAL	<u>5</u>			

SIGNATURE OF COMMITTEE MEMBER

Krist Kopplin

Chair Vice-Chair Member

COMMON COUNCIL ACTION **PLACE ON FILE**

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>JAN 04 2005</u>			Barczak				
		✓	Czaplewski				
	✓		Dobrowski				
			Kopplin				
			Lajsic				
			Narlock				
			Reinke				
			Sengstock				
			Vitale				
			Weigel				
			TOTAL				

UNANIMOUS



CITY OF WEST ALLIS

Tuesday, December 14, 2004



Mayor Jeannette Bell

DEPARTMENT OF POLICE

*Dean Puschmig
Chief of Police*

License and Health Committee
Aldersperson Kurt E. Kopplin, Chair
Aldersperson James Sengstock, Vice-Chair
Aldersperson Linda A. Dobrowski
Aldersperson Richard F. Narlock
Aldersperson Michael J. Czaplewski
Assistant City Attorney Janilyn Knorr

Reference: Complaint/telephone message

License and Health Committee,

On Monday 12/20/04, I was made aware that a neighbor of The Rock Shop had a concern regarding a telephone message he had received from the license holder, Brian Malec.

I contacted this person and was told that he had called police to complain of loud noise on Saturday 12/18/04. After police had left, the music was toned down.

However, he then received a call from Brian Malec and a message was left on the answering machine. The message was not threatening in any way but did concern the complainant due to the tone.

I listened to the message that was played to me over the telephone and did make a copy that can be available to any committee member upon request. In the message, Malec says that he is trying to keep the noise down and accuses the complainant of being one of the reasons he is losing the business and "thousands of dollars". Malec makes reference to Wayne Pullach in a derogatory manner, as a "Fuching liar" and says that the complainant will not be happy when the new tenant takes over. Malec says that he has a license to have live music in the tavern and that is what he is going to do.

Malec refers to the fact that there is only two weeks left before his business is closed during the message. I am forwarding this information to you as I felt it was important for you to be aware of, as Malec will want to use his license in another location and his confronting neighbors who complain in a way that makes them uneasy or complain further would be of interest to the committee.

Respectfully,

Charles Padgett
Lieutenant of Police
Detective Bureau

(2005-003)



11301 WEST LINCOLN AVENUE WEST ALLIS, WISCONSIN 53227
PHONE (414)302-8000 ■ FAX (414)302-8099 ■ TTY (414)302-8000 (HIT SPACE BAR)
<http://www.ci.west-allis.wi.us>



Completed CAD Calls

Print Date: 12/20/2004

Call Rec'd 2004:12:18:18:06:07S 12/18/2004 18:06

Event # E04-120929

Loc 1900 S 60 ST

Inc #

Common ROCK SHOP

Arr #

Call Type NC NOISE COMPLAINT

Acc #

Disp C OWNER ADVISED

Fire #

Name

Prim Offcr CE1870

Name Type Sex/Race DOB / /

Dispatcher sw1260

Addr

Sector 10023E

City

St

Area NE

Zip

Ph #

Call Status C

Bus Ph # 732-9481

OAR Category CFS

Rpt'd By

On Call Event Y

Agency P

Cleared Time 18:12

Juris WAPD

Cleared Date 12/18/2004

Source P

Prior 3

*****Narrative*****

LOUD MUSIC

*****Geo*****

Incident Location:

1900 S 60 ST

Street

Type D # D # Apt C

St 1 60

ST S 1900 S

St 2

City WEST ALLIS , WI 53219

Sector 10023E Int ID Span ID GS00603

Sup1

Sup2

Miller Address:

Street

Type D # D # Apt C

St 1

St 2

City

Geo Rem Fire Station 2

*****Adm*****

Sys Rec Time 2004:12:18:18:06:07S

Elapsed Time 1.517 In Progress Y

CAD Xfer Status Time Rec'd 18:06

*****Veh*****

Plate #

State Issued

Plate Expire

Plate Type

Vehicle ID #

*****Custom*****

Event # E04-120929

Prop Tag #

State Fair Y/N

Enforcement

Update



CITY OF WEST ALLIS

WISCONSIN

Wednesday, December 22, 2004



Mayor Jeannette Bell

License and Health Committee
Aldersperson Kurt E. Kopplin, Chair
Aldersperson James Sengstock, Vice-Chair
Aldersperson Linda A. Dobrowski
Aldersperson Richard F. Narlock
Aldersperson Michael J. Czaplewski
Assistant City Attorney Janilyn Knorr

DEPARTMENT OF POLICE

Dean Puschmig
Chief of Police

RECEIVED

DEC 23 2004

CITY OF WEST ALLIS
CLERK/TREASURER

Reference: Conversation with Brian Malec

License and Health Committee,

In response to the incident involving Malec as described in my letter of 12/21/04 and addressed during the meeting on 12/21/04, Brian Malec came to the police station to speak with me at 5:30 PM this date.

I reviewed the contents of the telephone message he had left for a neighbor of The Rock Shop and asked specifically what he was referring to when he made statements about the neighbor not being happy when the new operator moves in. Malec said that he was just blowing smoke when saying that and that he doesn't know Mario or have any information as to future problems that may occur.

I expressed concern that a license holder in the city would leave such messages or speak to neighbors in a manner that would make them feel uncomfortable. Malec agreed that he should not have left the message and said that he has been stressed because of problems with Wayne and losing his business at the current location.

I reviewed my role and efforts that should be taken to reduce assaults and other problems at taverns for Malec to keep in mind when he does find another location. Malec was receptive to the ideas presented. Malec said that he would contact me when he finds a new location and would like to get together to share ideas regarding how to best prevent problems.

Malec agreed that he would work with neighbors of any location he finds and will control his stress so that he does not have problems with neighbors in the future.

The audiotape of the message left by Malec will be maintained in my files and can be accessed for any committee member if requested.

Respectfully,

Charles Padgett
Lieutenant of Police
Detective Bureau



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