



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### License & Health Committee

*Aldersperson Michael J. Czaplewski, Chair*

*Aldersperson James W. Sengstock, Vice-Chair*

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

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Tuesday, August 24, 2010

6:00 PM

City Hall Room 128

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#### REGULAR MEETING

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**A. CALL TO ORDER**

**B. ROLL CALL**

**C. APPROVAL OF MINUTES**

*Minutes of the special meeting of August 3, 2010 and recess meeting of August 3, 2010.*

**D. HEARING**

*Hearing on the complaint in the matter of LAM Enterprises, LLC, Loretta A. Matovich, Agent, for the premises located at 1101 S. 60 St., d/b/a Shawna's Pub & Grub (2009-2010 Class B Tavern License no. 1579).*

**E. CLOSED SESSION**

*PLEASE TAKE NOTICE That the License & Health Committee of the City of West Allis will meet in open session Tuesday, August 24, 2010, at approximately 6:00 P.M., or as soon thereafter as time permits, in Room 128 of West Allis City Hall, 7525 W. Greenfield Ave., West Allis, Wisconsin, to vote on a motion to convene in closed session at said time and place to deliberate and confer with the City Attorney on the Summons and Complaint regarding LAM Enterprises, LLC, Loretta Matovich, Agent (2009-2010 Class B Tavern License no. 1579, d/b/a Shawna's for premises located at 1101 S. 60 St.).*

*A closed session for the above purpose is authorized pursuant to the provisions of Wis. Stats. Section 19.85(1)(a) and (g), which authorizes a governmental body, upon motion duly made and carried, to meet in closed session to deliberate concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before that governmental body; and to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.*

*Upon conclusion of the closed session, the License & Health Committee will reconvene in open session at said time and place to consider its public agenda, including motions to recommend approval or rejection of above-listed deliberations or any of the public agenda items that have not been acted upon.*

**1. 2010-0425**

LORETTA A. MATOVICH, 1101 S. 60 St., 53214  
West Allis

Summons and Complaint in the matter of the complaint against LAM Enterprises, LLC, Loretta A. Matovich, Agent, for the premises located at 1101 S. 60 St., d/b/a Shawna's Pub & Grub (2009-2010 Class B Tavern License no. 1579).

2. 2010-0365

LORETTA A. MATOVICH, 1101 S. 60St., 53214  
West Allis

2010-2011 Class B Tavern License renewal application no. 1579,  
Instrumental Music License application no. 1675, and Dance Hall License  
renewal application no. 1580 of LAM Enterprises, LLC, Loretta A.  
Matovich, Agent, d/b/a Shawna's Pub & Grub for premises located at 1101  
S. 60 St.

**F. NEW AND PREVIOUS MATTERS**3. 2010-0510

STEVEN K. MITCHELL, West Allis

2010-2011 Tavern Operator License application no. 11-534 of Steven K.  
Mitchell.

4. 2010-0511

KRISTEN S. SROMALLA, West Allis

2010-2012 Tavern Operator License application no. 12-227 of Kristen S.  
Sromalla.

5. 2010-0523

COLLEEN M. SANTNER, Milwaukee

2010-2012 Tavern Operator License application no. 12-230 of Colleen M.  
Santner.

6. 2010-0468

JOE BROCKSMITH, 9220 W. Greenfield Ave., 53214  
New Berlin

Police Department Report regarding June 5, 2010 Tobacco Compliance  
Check involving twelve (12) West Allis businesses, resulting with three (3)  
selling tobacco to an underage person without requesting identification  
(2010-2011 Cigarette License no. 1100 of Wisconsin CVS Pharmacy LLC,  
Joe Brocksmith, Agent, d/b/a CVS Pharmacy #8765 at 9220 W. Greenfield  
Ave.).

7. 2010-0469

RICHARD F. WEIS, 12004 W. Greenfield Ave., 53214  
Greenfield

Police Department Report regarding June 5, 2010 Tobacco Compliance  
Check involving twelve (12) West Allis businesses, resulting with three (3)  
selling tobacco to an underage person without requesting identification  
(2010-2011 Cigarette License no. 473 of Weis Oil, Inc., Richard F. Weis,  
Agent, d/b/a Weis Oil, Inc. at 12004 W. Greenfield Ave.).

8. 2010-0470

MELINDA M. SMYCZEK, 10725 W. Greenfield Ave., 53214  
West Allis

Police Department Report regarding June 5, 2010 Tobacco Compliance Check involving twelve (12) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2010-2011 Cigarette License no. 498 of Walgreens Co., Melinda M. Smyczek, Agent, d/b/a Walgreens #5231 at 10725 W. Greenfield Ave.).

9. 2010-0428

KAMAL H. ISSA, 7023 W. Greenfield Ave., 53214  
Wauwatosa

Police Department Report involving West Allis Cigarette Depot, 7023 W. Greenfield Ave. (2010-2011 Cigarette License application no. 513 of Atlas Tobacco & Grocery Wholesale Corp., Kamal H. Issa, Agent, Incident Dates: June 12, 2010 and June 17, 2010).

10. 2010-0486

JOSEPH A. JEFFORDS, 6139 W. Beloit Rd., 53219  
Milwaukee

Communication from Assistant City Attorney regarding Smokin' Joe's failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

11. 2010-0461

JOSEPH A. JEFFORDS, 6139 W. Beloit Rd., 53219  
Milwaukee

Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2010-2011 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Dates: June 13 and June 15, 2010).

12. 2010-0412

FRED SCARDINA, 5921 W. Beloit Rd., 53219  
West Allis

Communication from Assistant City Attorney regarding non-payment of personal property taxes for Scardina Bakery and Delicatessen.

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

13. 2010-0462

Discussion relative to delinquent taxes for various license and permit applicants.

*Lam Enterprises, LLC, Loretta Matovich, Shawna's, 1101 S. 60 St.,  
Personal Property Taxes*

*Connoisseur House of Chocolate, Scott Repinski, 1942 S. 76 St.,  
Retail Food Permit - Personal Property Taxes*

*East Samaria-Tri-Corp Housing, Bob McCormack & Erich Schwenker, 6640-67 W. Beloit Rd.,  
Restaurant Permit & Rooming House Permit - Personal Property Taxes*

*Golden Chicken, James A. Foti, 8901 W. Greenfield Ave.,  
Personal Property Taxes - Restaurant Fee*

*The Learning Years, Inc., Laura Cagle, 932 S. 60 St.  
Personal Property Taxes*

*Papa Johns Pizza, PJ Milwaukee, LLC. 7520 W. Greenfield Ave.,  
Restaurant Permit - Personal Property Taxes*

*Mary's on the Corner, LLC, Mary Lou Gardipee, 7033 W. Becher St.  
Real Estate Taxes*

*DDT Bobblehedz, Inc., David P. Bickler, Sr., Agent, d/b/a Bobblehedz, 5630 W. Lincoln Ave., Class B Tavern License & Instrumental Music License -  
Real Estate Taxes*

*Fratella Restaurant Group, LLC, Timothy Sanchez, 6202 W. Lincoln Ave.,  
Restaurant Fee - Personal Property Taxes*

*Children's Creative Corner, Inc., Toni Hamelin, 7330 W. Lincoln Ave.,  
Personal Property Taxes*

*Scardina Bakery & Delicatessen, Fred Scardina, 5921 W. Beloit Rd., Restaurant Permit & Weights & Measures, - Personal Property Taxes*

## **H. ADJOURNMENT**

*City of West Allis Common Council members may attend the above License & Health Committee meeting for information gathering purposes. Should a quorum of Common Council members appear at this Committee meeting, a regular Common Council meeting may take place for the purposes of gathering information on an item listed on the Committee agenda. Should such a meeting occur, the date, time and location of the Common Council meeting will be that of the License & Health Committee as listed on the License & Health Committee agenda.*

All meetings of the License & Health Committee 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.