

48
78.



City of West Allis

Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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2013-0602 Report Introduced

Police Department Reports involving Quenchers, 7731 W. Becher St. (2013-2014 Class B Tavern License no. 1453, Dance Hall License no. 1455 and Instrumental Music License no. 1774 of Sportz Medicine, LLC, John J. Biwer, Agent, Incident Date: September 22, 2013).

Introduced: 10/15/2013


Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
NOV 05 2013	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic				
	<input type="checkbox"/>	<input type="checkbox"/>	May				
	<input type="checkbox"/>	<input type="checkbox"/>	Probst				
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke				
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Sengstock	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale				
	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>				
		TOTAL		5	0		

SIGNATURE OF COMMITTEE MEMBER

 _____
Chair Vice-Chair Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
NOV 05 2013	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	May	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Probst	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Sengstock	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>				
		TOTAL		10	-		-

UNANIMOUS

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

ADMINISTRATION & FINANCE

Chair: James W. Sengstock
Vice-Chair: Vincent Vitale
Thomas G. Lajsic
Michael P. May
Cathleen M. Probst

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Rosalie L. Reinke
Daniel J. Roadt

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Cathleen M. Probst
Michael P. May
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: Daniel J. Roadt
Gary T. Barczak
James W. Sengstock
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Michael P. May
Cathleen M. Probst
Daniel J. Roadt
Vincent Vitale



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 9/22/2013
To: Lieutenant Jessica Johnson
From: Officer Carlson

Violation Type

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

Incident #: 13-008598 N/A

Location: 7731 W. Becher St N/A

Establishment Name: Quenchers N/A

Establishment License #: 13-00001453 N/A

Establishment Owner: Mark Holbert N/A

Owner Address: 2312 S Brookland Rd. New Berlin, Wi. 53151 N/A

Violation(s): Disorderly Conduct N/A

Offender: Edward C. Kleinwaechter N/A

Offender Address: 2224 S 80 St. N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Additional Offenders listed in Incident Report narrative: Yes No

Reviewed by Commanding Officer:

Copy of Incident Report Attached to Liquor Laws Violation Report: Yes N/A

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Incident: Disorderly Conduct			
Incident Report Number: 13-008598	Between: Date - Time	And/At: Date-Time 9/22/13	08:23
Incident Location: 7731 W Becher St;WA, West Allis, WI, 53219			
CFS Code-1: 5311	CFS Code-2:	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

O	Name (Last, First, Middle) Kleinwaechter, Edward C	DOB: 04/16/1964	Race/Sex W/M
Address: (Address, City, State, Zip) 2224 S 80 St;WA, West Allis, WI, 53219			Home Phone Number (715) 355-6888
Employer			Work Phone Number
Employer Address			Cell Phone Number
CN	Name (Last, First, Middle) Bourgeois, Phyllis M	DOB: 09/14/1940	Race/Sex W/F
Address: (Address, City, State, Zip) 1970 S 77 St, West Allis, WI, 53219			Home Phone Number (414) 541-0812
Employer			Work Phone Number (414) 541-3188
Employer Address			Cell Phone Number

SUMMARY

Officer Carlson reports... **Disorderly Conduct**... On 09/22/13 at approximately 0823 hrs., Officers responded to Quenchers, located at 7731 W. Becher St. for a subject being loud and refusing to leave the bar. Upon arrival, Officers made contact with Edward C. Kleinwaechter, M/W, 04/16/64, who stated he was owed money from the bartender. Investigation revealed he did not pay his bar tab and the bartender, Phyllis M. Bourgeys, F/W, 09/14/40, wanted him to leave. Kleinwaechter refused to leave and became loud and verbally abusive to Officers. Kleinwaechter was arrested for disorderly conduct, transported to the station, and booked. Kleinwaechter was given a disorderly conduct citation and a Municipal Court date of 10/21/13 at 0830 hrs.

Vehicle Information: (Year, Make, Model, Style, Color)				
License Number:	State:	Expiration Year:	Vin:	Insurance Company:
Other Vehicle Information:			NCIC#	
Reporting Officer(s): Carlson, Lete		Payroll Number: 9970	Payroll Number:	Report Date:
Time Received: 08:23:12	Time Cleared: 08:36:49	Unit(s) Assigned: 110, 112T	Pages: 1 Of 3	
Reviewed by: Waarvik, Scott		Payroll Number: 1374	Copy To	

Date: 09/22/2013
CFS Code-1: 5311
Incident Report Number: 13-008598

Incident Report Number
13-008598

Incident Location:
7731 W Becher St;WA, West Allis, WI, 53219

Incident Date:
09/22/2013

NARRATIVE

Officer Carlson reports...

INITIAL CONTACT

On 09/22/13 at approximately 0823 hrs., Officers responded to Quenchers, located at 7731 W. Becher St. for a subject being loud and refusing to leave the bar.

STATEMENT OF PHYLLIS BOURGAYS

Upon arrival, I made contact with Quenchers bartender, Phyllis, M. Bourgays, F/W, 09/14/40, who stated Edward C. Kleinwaechter, M/W, 04/16/64, came into the bar and ordered a pitcher of beer. Bourgays stated Kleinwaechter did not have money on him and contacted a friend to come and pay for the beer. Kleinwaechter then asked Bourgays for two quarters, which she borrowed him. Bourgays informed Kleinwaechter he owed her \$3.50 for the pitcher of beer and the money he borrowed.

Bourgays stated a short time later when Kleinwaechter did not pay for the beer, she took the half glass of beer from him as well as the pitcher. Bourgays stated Kleinwaechter began calling the other customers, "retarded" and "stupid". Bourgays then asked Kleinwaechter to leave. Kleinwaechter left the bar and then proceeded to stand outside of the establishment.

I asked Bourgays if she wanted Kleinwaechter arrested for not paying for the beer he ordered and she stated she did not. Bourgays just wanted Kleinwaechter removed from the property and told he was not allowed back.

CONTACT WITH EDWARD C. KLEINWAECHTER

Officers then made contact with Kleinwaechter who was loitering outside of Quenchers. Kleinwaechter informed Officers that the patrons inside of Quenchers were retarded and he "wanted his change." I informed Kleinwaechter that he did not pay his bill and therefore was not owed any change.

I also informed Kleinwaechter that the bartender did not want him back inside of the bar. Kleinwaechter stated he did not care and wanted to go back inside of the bar. I told Kleinwaechter to leave the area or he would be arrested. Kleinwaechter informed me to arrest him because he was not leaving the area.

ARREST DECISION

Due to Kleinwaechter refusing to leave the establishment after being asked twice, I placed him under arrest for disorderly conduct. It should be noted,



West Allis Police Department**Continuation**

Incident Report Number

Incident Location:

Incident Date:

13-008598

7731 W Becher St;WA, West Allis, WI, 53219

09/22/2013

Officer Kaye arrested Kleinwaechter on 09/21/13 at approximately 2339 hrs. for a similar situation. See case #13-008585.

TRANSPORT/BOOKING

Kleinwaechter was transported to the West Allis Police Department to be mugged and fingerprinted for disorderly conduct. While transporting Kleinwaechter, he kept telling Officers we were making him rich and he just made \$429.00 from being arrested. I informed Kleinwaechter he would have to pay the citation amount of \$429.00; and that the department did not owe him this money. Kleinwaechter kept stating he was doubling his money.

At the department, Officers placed Kleinwaechter into cell 4 due to his level of intoxication and uncooperation. Approximately five hours later, I mugged and fingerprinted Kleinwaechter for disorderly conduct. Kleinwaechter was assigned booking # 2013004469. I issued Kleinwaechter Municipal citation M130044691 and gave him a Municipal court date of 10/28/13 at 0830 hrs.

CASE DISPOSITION

Kleinwaechter was arrested for disorderly conduct after refusing to leave Quenchers. Kleinwaechter was booked for the offense. Kleinwaechter was given a Municipal court date of 10/28/13 at 0830 hrs.

Reporting Officer(s):

Carlson, Lete

ID Number

9970

ID Number

Pages:

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