



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, December 15, 2009

6:15 PM

West Allis City Hall Room 128

SPECIAL MEETING

A. CALL TO ORDER

The meeting was called to order by Chair Czaplewski at 6:15 p.m.

B. ROLL CALL

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

Others present: Sarbjit Singh Sidhu, Dave Bevsek, Joseph R. Sosa, Clifford D. Fitz, Susan M. Giganti, Gurnaib S. Sran and Mohinder Dhillon, Cortney A. Oettinger, James L. Bultynck, Jeanette R. Lemieux and Daniel McGuire, Mark R. Holbert, Richard Beckmann, Dominic T. LaLicata, 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. Weigel, to approve the minutes of the regular meeting of November 24, 2009 and recess meeting of December 1, 2009. The motion carried unanimously.

D. NEW AND PREVIOUS MATTERS

New Matters for Introduction

44. [2009-0777](#) 2009-2010 Combination Class A Liquor License application no. 1609 of Sarbjit Singh Sidhu, d/b/a Walsh's Beer & Liquor, for premises at 10910 W. Greenfield Avenue (new-existing location).

Appearance by Sarbjit Singh Sidhu. Mr. Sidhu informed the Committee he had previously held the license at this location, that the current license holder was not keeping up on his land contract agreement and he was going to operate the business again.

A motion was made by Ald. Weigel, 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

45. [2009-0778](#) 2009-2010 Class B Tavern License application no. 1608 of Frank J. Bevsek Funeral Home, Inc., Steven Lazarczyk, Agent, d/b/a Bevsek-Verbick Funeral Home premises located at 10210 W. Lincoln Avenue (new-nonexisting location).
- Appearance by Dave Bevsek. Attorney Merten informed Mr. Bevsek that according to Wisconsin State Statutes, Chapter 125, it is illegal to operate two businesses together, for example, the Funeral Home and a liquor establishment. Also, the address is within 100 feet of a school, which is not allowable. Mr. Bevsek told the Committee that his competitor in New Berlin was granted an alcoholic beverage license. Ald. Sengstock addressed the potential for a Class C Wine License. Attorney Merten told the Committee she would check on the requirements for holding a Class C Wine License at this location.*
- 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
46. [2009-0774](#) 2009-2010 Tavern Operator License application no. 10-411 of Joseph R. Sosa.
- Appearance by Joseph R. Sosa. Ald. Barczak informed Mr. Sosa and all in attendance of the City's Compliance Check Program. He reminded them to check identification, to hold any questionable ID's and to call the Police to verify if an ID is valid. He told Mr. Sosa that he has the right and responsibility to decide not to serve a patron for any reason. Ald. Barczak said to call 911 and to not try to handle disputes on his own or to put problems out into the neighborhood.*
- 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
47. [2009-0775](#) 2009-2011 Tavern Operator License application no. 11-409 of Clifford D. Fitz.
- Appearance by Clifford D. Fitz. Mr. Fitz previously held a West Allis Bartender's License. Ald. Weigel reminded Mr. Fitz that bartenders need to form a partnership with Police Officers and be cooperative when they arrive on the scene. Ald. Sengstock agreed with Ald. Weigel and cautioned Mr. Fitz about the consequences if he receives a third OWI.*
- 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
48. [2009-0776](#) 2009-2011 Tavern Operator License application no. 11-411 of Susan M. Giganti.
- Appearance by Susan M. Giganti. Ald. Barczak commented on Ms. Giganti's honesty on her application. Ald. Sengstock reminded Ms. Giganti to always call 911 for any problems when she is tending bar.*
- 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

49. [2009-0781](#) 2009-2010 Tavern Operator License application no. 10-410 of Gurnaib S. Sran.
- Appearance by Gurnaib S. Sran and Mohinder Dhillon. Ald. Sengstock reminded Mr. Sran to check identification. Ald. Czaplewski informed Mr. Dhillon that there should always be a licensed attendant on the premises. Ald. Czaplewski said Mr. Dhillon could count on there being future compliance checks at this location.*
- 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
50. [2009-0782](#) 2009-2010 Tavern Operator License application no. 10-413 of Cortney A. Oettinger.
- Appearance by Cortney A. Oettinger. Ald. Czaplewski asked Ms. Oettinger to explain the pending gun charges. Ms. Oettinger told the Committee she was holding the gun for someone else and that the court date was coming up. Ald. Barczak suggested a temporary bartender's license be granted and this item be held until after the court date. Ald. Czaplewski requested Attorney Merten supply the Committee with a full copy of the incident report.*
- Held**

Previous Matters for Consideration

51. [2009-0669](#) 2009-2011 Tavern Operator License application no. 11-393 of James L. Bultynck.
- Appearance by James L. Bultynck. Mr. Bultynck provided to Ald. Sengstock a receipt showing he has cleared up his warrant. He stated he works construction part time. Ald. Sengstock commented on his previous disorderly conduct offenses. Ald. Weigel questioned if the disorderly conduct offenses were alcohol related. Ald. Barczak stated the last five years looked good. Ald. Czaplewski informed Mr. Bultynck that the establishment he was going to work at has no history of problems and he would like it to stay that way. Ald. Sengstock reminded Mr. Bultynck to not take matters into his own hands, call 911 and check identification.*
- 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
52. [2009-0711](#) 2009-2011 Tavern Operator License application no. 11-401 of Jeanette R. Lemieux.
- Appearance by Jeanette R. Lemieux and Daniel McGuire. Ald. Weigel commented on Ms. Lemieux's drug conviction being fifteen (15) years ago. Ms. Lemieux told the Committee she previously had a South Milwaukee bartender license. She said she has a full time job and is looking for some extra income at this time.*
- 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

53. [2009-0730](#) Police Department Report involving Sportz Medicine, 7731 W. Becher St. (2009-2010 Class B Tavern License no. 1453 and Dance Hall License no. 1455 of Sportz Medicine, LLC, Mark R. Holbert, Agent, Incident Date: October 12, 2009).
- Appearance by Mark R. Holbert. Mr. Holbert told the Committee that they did not have any problems inside the bar the evening of the incident. A neighbor called because the fight was outside. Mr. Holbert informed the Committee that he has since installed a working camera system outside and inside the bar.*
- A motion was made by Ald. Weigel, 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
54. [2009-0731](#) Police Department Report involving Magoos Sports Pub & Grill, 8911 W. National Ave. (2009-2010 Class B Tavern License no. 637, Dance Hall License no. 640 and Instrumental Music License no. 644 of Magoos of West Allis, LTD., Thomas J. Beckmann, Agent, Incident Date: October 16, 2009).
- Appearance by Richard Beckmann. Mr. Beckmann informed the Committee he was not there the evening of this incident. He said he was told that the bartender thought the disagreement was settled but then it quickly escalated into a physical altercation. Ald. Barczak advised Mr. Beckmann that the bartender should have called.*
- 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
55. [2009-0733](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2009-2010 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: October 30, 2009).
- Appearance by Dominic T. LaLicata. Mr. LaLicata informed the Committee that the evening of the incident a bartender called the Police and this patron is no longer allowed in this establishment.*
- 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

E. ADJOURNMENT

A motion was made by Ald. Sengstock, seconded by Ald. Weigel, to adjourn at 6:47 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*