



# 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*

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Tuesday, September 23, 2008

6:02 PM

West Allis City Hall Room 128

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### REGULAR MEETING

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#### A. CALL TO ORDER

*The meeting was called to order by Chair Czaplewski at 6:02 p.m.*

#### B. ROLL CALL

Present: 3 - Ald. Czaplewski, Ald. Sengstock and Ald. Roadt  
Excused: 2 - Ald. Barczak and Ald. Weigel

*Others present: Courtney R. Nissenbaum, Joseph E. Lynch, Leonard E. Malan, Danielle M. Helt, Susan E. Cashmore, Dawn M. Filtz, Shelby K. Billick, Nora L. Galagan, Nicole M. Henning, Tanya L. Willmsen, Jaeniene Garvey, Inderjeet Singh, William P. Savage, Lonnie D. Bald, Randal W. Katzuba, Joseph A. Jeffords, Mario P. Morgese, Lt. Ron Versnik, 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. Roadt, to approve the minutes of the special meeting of September 2, 2008 and recess meetings of September 2, 2008 & September 16, 2008. The motion carried unanimously.**

#### D. CLOSED SESSION

*A Closed Session was not held.*

*A second roll call was taken to reflect Ald. Weigel present at this time.*

Present: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
Excused: 1 - Ald. Barczak

#### E. NEW AND PREVIOUS MATTERS

##### 1. [2008-0626](#)

Summons and Complaint in the matter of the complaint against Courtney R. Nissenbaum 2008-2010 Tavern Operator License renewal application no. 10-239.

*Appearance by Courtney R. Nissenbaum. Ald. Sengstock explained the Summons & Complaint to Ms. Nissenbaum. He commented on Ms. Nissenbaum not being totally candid on her application. Assistant City Attorney Jenna Merten asked Ms. Nissenbaum if she read the complaint, if she understood it, and if she admits or denies the allegations. Ms. Nissenbaum stated she read it, understood and does not dispute the allegations on the Summons & Complaint. She explained the circumstances of the allegations and her nonappearances. Attorney Merten informed the Committee that a Hearing would not be needed, as Ms. Nissenbaum did not dispute the allegations, and a recommendation could be voted on that evening.*

**Held**

2. [2008-0517](#) 2008-2010 Tavern Operator License renewal application no. 10-239 of Courtney R. Nissenbaum.
- See legislative file no. 2008-0626.*
- A motion to approve the license was made by Alderperson Sengstock, no seconder.*
- A motion was made by Ald. Weigel, seconded by Ald. Roadt, that this matter be Recommended for Revocation. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel  
No: 1 - Ald. Sengstock
21. [2008-0599](#) Police Department Report involving Lynch's, 2300 S. 108 St. (2008-2009 Class B Tavern License no. 489, Dance Hall License no. 616, Instrumental Music License no. 617 and Cigarette License no. 490 of D&N Lynch, Inc., Joseph E. Lynch, Agent, Incident Date: August 3, 2008).
- Appearance by Joseph E. Lynch. Mr. Lynch explained the circumstances of the incident.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
18. [2008-0602](#) Police Department Report involving Lenny's, 6309 W. National Ave., (2008-2009 Class B Tavern License no. 458, Dance Hall License no. 506 and Cigarette License no. 1357 of Lenny's, Inc., Leonard E. Malan, Agent, Incident Date: August 9, 2008).
- Appearance by Leonard E. Malan. Mr. Malan explained the circumstances of the incident.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
3. [2008-0592](#) 2008-2009 Tavern Operator License application no. 9-571 of Danielle M. Helt.
- Appearance by Danielle M. Helt. Ald. Sengstock commented on Ms. Helt not completing question no. 4 on her application. He informed Ms. Helt of the City's compliance check program.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
4. [2008-0614](#) 2008-2009 Tavern Operator License application no. 9-568 of Sacha L. Korpela.
- Nonappearance by Sacha L. Korpela. Ms. Korpela did not contact the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.*
- Held**

5. [2008-0625](#) 2008-2009 Tavern Operator License application no. 9-576 of Susan E. Cashmore.
- Appearance by Susan E. Cashmore. Ald. Sengstock thanked Ms. Cashmore for being candid on her application.*
- A motion was made by Ald. Sengstock, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
6. [2008-0556](#) 2008-2009 Tavern Operator License application no. 9-554 of Dawn M. Filtz.
- Appearance by Dawn M. Filtz. Ald. Czaplewski commented on Ms. Filtz's OWI's on the police background check. Ms. Filtz stated she has been a bartender for 25 years and has never been ticketed for serving to minors. She said she had attended classes and counseling after her third OWI. She would be willing to take the Responsible Beverage Service Course if the Committee suggested her to do so. Recommended for denial based on the police report.*
- A motion was made by Ald. Weigel, seconded by Ald. Roadt, that this matter be Recommended for Denial. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel  
No: 1 - Ald. Sengstock
7. [2008-0574](#) 2008-2009 Tavern Operator License application no. 9-561 of Shelby K. Billick.
- Appearance by Shelby K. Billick. Ald. Sengstock reminded Ms. Billick to check identification carefully.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
8. [2008-0579](#) 2008-2010 Tavern Operator License application no. 10-256 of David K. Steele.
- Nonappearance by David K. Steele. Mr. Steele did not contact the Clerk's Office. Recommended for denial based on two (2) nonappearances.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended for Denial. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
9. [2008-0575](#) 2008-2009 Tavern Operator License application no. 9-567 of Nora L. Galagan.
- Appearance by Nora L. Galagan. Ald. Sengstock reminded Ms. Galagan to check identification and to call the police.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

10. [2008-0580](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1443 of Nicole M. Henning.
- Appearance by Nicole M. Henning. Ald. Sengstock stated Ms. Henning had a clear background check.*
- A motion was made by Ald. Sengstock, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
11. [2008-0582](#) 2008-2009 Adult-Oriented Establishment Operator Permit application no. 1445 of Tanya L. Willmsen.
- Appearance by Tanya L. Willmsen. Ald. Sengstock stated Ms. Willmsen had a clear background check.*
- Ald. Czaplewski directed that no further Adult-Oriented Establishment Operators be ordered to appear unless there is an issue on their police background check.*
- A motion was made by Ald. Sengstock, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
12. [2008-0568](#) 2008-2009 Class B Tavern License application no. 1447, Dance Hall License application no. 1449 and Cigarette License application no. 1448 of PM Pub & Grub, Inc., Jaeniene Garvey, Agent, d/b/a PM Pub & Grub premises located at 6533 W. Mitchell St. (new-existing).
- Appearance by Jaeniene Garvey. Ald. Weigel advised Ms. Garvey to consider hiring a manager and to not keep the same employees on due to the previous problems. He expressed concern as to whether the living quarters upstairs had a separate entrance or was connected. Ms. Garvey told the Committee she is buying the business, not the property and is new to the tavern business. She is considering hiring a manager. She does not anticipate keeping Mr. Monty on as an employee since they are long time friends. She is going to keep her daytime job and does not plan on changing the name.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0
13. [2008-0311](#) 2008-2009 Class B Tavern License renewal application no. 622 and Dance Hall License renewal application no. 624 of PEC Mon Corp., Dorene J. Monty, Agent, d/b/a PM Pub & Grub, premises located at 6533 W. Mitchell St.
- See legislative file no. 2008-0568.*
- This Matter was Recommended to be Placed on File on a Block Vote.**
14. [2008-0495](#) Summons and Complaint in the matter of the complaint against PecMon Corp., John R. Monty, Agent for the premises located at 6533 W. Mitchell St., d/b/a PM Pub & Grub (2007-2008 Class B Tavern License no. 635 and Dance Hall License no. 624).
- See legislative file no. 2008-0568.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

15. [2008-0324](#) Police Department Report involving PM Pub & Grub, 6533 W. Mitchell St., (2007-2008 Class B Tavern License no. 622, Dance Hall License no. 624 and Cigarette License no. 623 of Pec Mon Corp., John R. Monty, Agent, Incident Date: March 31, 2008).

*See legislative file no. 2008-0568.*

**This Matter was Recommended to be Placed on File on a Block Vote.**

Passed The Block Vote

**A motion was made by Ald. Sengstock, seconded by Ald. Roadt, including all the preceding items marked as having been adopted on a Block Vote. The motion carried by the following vote:**

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

16. [2008-0236](#) 2008-2009 Tavern Operator License application no. 9-492 of John R. Monty.

*Mr. Monty's application was held pending the outcome of the current court case.*

**Held**

17. [2008-0597](#) Police Department Report regarding August 14, 2008 Alcohol Compliance Check involving nine (9) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2008-2009 Combination Class A Liquor License no. 1113 and Cigarette License no. 1114 of Supreme Enterprises, Inc., Inderjeet Singh, Agent, d/b/a Oklahoma Liquor & Tobacco, 10711 W. Oklahoma Ave.).

*Appearance by Inderjeet Singh. Ald. Czaplewski commented that Mr. Singh had recently appeared regarding a tobacco compliance check. Mr. Singh stated he was carding customers that evening but was watching a surveillance video of a cigarette theft. Ald. Sengstock told Mr. Singh he needs to lead by example for his other employees.*

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

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

19. [2008-0424](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (2007-2008 Class B Tavern License no. 789 and Cigarette License no. 790 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Date: May 12, 2008).

*Appearance by William P. Savage. Ald. Czaplewski commented that this incident seemed similar to a previous one. Mr. Savage replied he fired the employees for not handling the situation properly and for not calling the police.*

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

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

20. [2008-0559](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2008-2009 Class B Tavern License no. 956, Tavern Entertainment License no. 959, Dance Hall License no. 958 and Cigarette License no. 957, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: July 17, 2008).

*Appearance by Lonnie D. Bald. Edward D. Bomback did not appear due to illness. Mr. Bald told the Committee he was informed of the incident the night it happened. The employee no longer works for them. He could not locate the employee's paperwork the night of the incident for the police because he is not involved in that aspect of the business. Ald. Weigel reminded Mr. Bald he is a partner in the business and is responsible to know these things. Ald. Czaplewski instructed Mr. Bald that an employee of the business needs to call the police.*

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

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

22. [2008-0603](#) Police Department Report involving Randy's Neighbor's Inn, 6922 W. Becher St. (2008-2009 Class B Tavern License no. 784 and Cigarette License no. 785, Randal W. Katzuba, Agent, Incident Date: August 12, 2008).

*Appearance by Mr. & Mrs. Randal W. Katzuba. Mr. Katzuba admitted they did not call the police. The party involved was a tenant from the apartments upstairs, and when he left to go upstairs Mr. Katzuba thought the incident was over. He did not realize the tenant went outside. Ald. Sengstock commented on Mr. Katzuba being in business for 31 years, and had only appeared before the License & Health Committee twice.*

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

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

23. [2008-0507](#) Police Department Report involving Smokin' Joes, 6139 W. Beloit Rd., (2007-2008 Class B Tavern License no. 992, Dance Hall License no. 995, Instrumental Music License no. 994 and Cigarette License no. 993 of Joseph A. Jeffords, Agent, Incident Date: June 29, 2008).

*Appearance by Joseph A. Jeffords. Mr. Jeffords explained the details of the incident. Ald. Weigel asked if Mr. Jeffords had cameras to assist the police. Lt. Versnik stated the police are called regularly for fighting. He suggested Mr. Jeffords not allow "colors" relating to gang activity in his establishment. Ald. Weigel informed Mr. Jeffords he can ban people that are causing trouble from his establishment.*

**This Matter was Recommended to be Placed on File on a Block Vote.**

24. [2008-0604](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2008-2009 Class B Tavern License no. 1427, Dance Hall License no. 1428, Instrumental Music License no. 1430 and Cigarette License no. 1429 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 12, 2008).

*See legislative file no. 2008-0507.*

**This Matter was Recommended to be Placed on File on a Block Vote.**

Passed The Block Vote

**A motion was made by Ald. Sengstock, seconded by Ald. Weigel, including all the preceding items marked as having been adopted on a Block Vote. The motion carried by the following vote:**

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

25. [2008-0505](#) Police Department Report involving Mario's, 1900 S. 60 St. (2007-2008 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: May 20, 2008).

*Appearance by Mario P. Morgese. Mr. Morgese stated he was not allowed to talk about this incident pending a court case.*

**Held**

26. [2008-0606](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: July 21, 2008).

*Appearance by Mario P. Morgese. Mr. Morgese gave an account of each incident. In one incident he was assisting a person outside of his establishment. The person was not in his bar that evening. In another incident his security personnel was holding a suspect until the police arrived. There was an instance where a person made a false accusation and did not want the police to be called. A case where a customer called the police on their own reporting a gun. When the police arrived the person with the gun or the gun could not be located. Mr. Morgese felt some people are just trying to cause trouble. Ald. Weigel told Mr. Morgese his employees, not his customers, should be calling the police. He should take a look at why his customers do not feel safe in telling his employees of problems, and relying on them to do the right thing by calling the police. Lt. Versnik suggested to Mr. Morgese that possibly the City of West Allis should start charging him for the extra patrol and security that needs to be provided in the area. Ald. Roadt commented on the number of squads that get tied up at Mario's address. Assistant City Attorney Jenna Merten stated she went on a ride along with the Police Department and on that evening four (4) squads were patrolling around 60th and Becher St. Mr. Morgese said he has video cameras, 5 bouncers on weekend evenings, and bouncers going outside at the end of the evening to move people along. Assistant City Attorney Jenna Merten advised the Committee a hearing could be held and witnesses called to relate the activity at Mario's. Ald. Sengstock said that could possibly be the next step if the activity continues.*

**This Matter was Recommended to be Placed on File on a Block Vote.**

27. [2008-0607](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: August 2, 2008).  
*See legislative file no. 2008-0606.*  
**This Matter was Recommended to be Placed on File on a Block Vote.**
28. [2008-0608](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: August 10, 2008).  
*See legislative file no. 2008-0606.*  
**This Matter was Recommended to be Placed on File on a Block Vote.**
29. [2008-0609](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: August 22, 2008).  
*See legislative file no. 2008-0606.*  
**This Matter was Recommended to be Placed on File on a Block Vote.**
30. [2008-0610](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: August 24, 2008).  
*See legislative file no. 2008-0606.*  
**This Matter was Recommended to be Placed on File on a Block Vote.**

Passed The Block Vote

**A motion was made by Ald. Sengstock, seconded by Ald. Weigel, including all the preceding items marked as having been adopted on a Block Vote. The motion carried by the following vote:**

**Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel  
No: 0

## F. ADJOURNMENT

**A motion was made by Ald. Sengstock, seconded by Ald. Weigel, to adjourn at 7:30 p.m. The motion carried unanimously.**

*Respectfully submitted,*

*Ann Marie Neff*  
*Secretary to the Committee*