



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Meeting Minutes

License & Health Committee

Aldersperson Michael J. Czaplewski, Chair

Aldersperson Daniel J. Roadt, Vice-Chair

Alderspersons: Gary T. Barczak, Martin J. Weigel

Tuesday, January 21, 2014

6:00 PM

City Hall Room 128

SPECIAL MEETING

A. CALL TO ORDER

The meeting was called to order by Chair Czaplewski at 6:00 p.m.

B. ROLL CALL

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

Excused: 0

Others present: Jon Robert Cervantes, Cayetano Antonio Rivera, James F. Henry & Jamie L. Grubb, Deborah A. Daniels, Meghan E. Struck, Arja L. Walker, Richard A. Young, Christina M. Dalzin, Sara E. Donohue, Sue Scardina, Rupinder K. Randhawa & Attorney David C. Bangert, Ald. Vincent Vitale, Lt. Jessica Johnson, 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. Weigel, seconded by Ald. Roadt, to approve the minutes of the special meeting of December 3, 2013, recess meetings of December 3, 2013, December 17, 2013 and January 7, 2014. The motion carried unanimously.

D. NEW AND PREVIOUS MATTERS

21. [2013-0692](#)

Police Department Report involving Jonny Hammers, 6300 W. Lincoln Ave. (2013-2014 Class B Tavern License no. 1415, Dance Hall License no. 1417 and Instrumental Music License no. 1418, of Jonny Hammers, LLC, Jon Robert Cervantes, Agent, Incident Date: November 2, 2013).

Appearance by Jon Robert Cervantes. Discussion ensued regarding the police report.

A motion was made by Ald. Barczak, 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. Roadt, Ald. Barczak and Ald. Weigel

No: 0

22. [2013-0694](#)

Police Department Reports involving Las Palmas, 6007 W. Burnham St. (2013-2014 Class B Tavern License no. 1541, Dance Hall License no. 1543 and Instrumental Music License no. 1544 of ARH Enterprises, LLC, Hugo J. Juarez, Agent, two (2) Incident Dates: August 26, 2013 and November 17, 2013).

Nonappearance of Hugo J. Juarez. Appearance by Cayetano Antonio Rivera. This item was held until the net regular License & Health Meeting due to the fact that Mr. Rivera is not the agent.

Held

23. [2014-0034](#) Police Department Report involving Jim's Oval Bar, 9141 W. National Ave. (2013-2014 Class B Tavern License no. 717 and Dance Hall License no. 719 of Henry Enterprises Ltd., James F. Henry, Agent, Incident Date: December 28, 2013.)
- Appearance by James F. Henry and Jamie L. Grubb. Discussion ensued regarding the police report and the potential severity of the situation.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

24. [2014-0043](#) Police Department Report involving Jim's Oval Bar, 9141 W. National Ave., (Jamie L. Grubb, 2013-2015 Operator's License (bartender/sales clerk) no. 15-265, Incident Date: December 28, 2013).
- See legislative file no. 2014-0034.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

Passed The Block Vote

A motion was made by Ald. Weigel, seconded by Ald. Barczak, 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. Roadt, Ald. Barczak and Ald. Weigel
No: 0

25. [2014-0038](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-357 for Deborah A. Daniels.
- Appearance by Deborah A. Daniels. Discussion ensued regarding the revocation of Ms. Daniels bartender's license in 2008 and her police report.*
- A motion was made by Ald. Roadt, seconded by Ald. Barczak, that this matter be Recommended for Denial. The motion carried by the following vote:**

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

26. [2014-0040](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-353 for Meghan E. Struck.
- Appearance by Meghan E. Struck. Discussion ensued regarding Ms. Struck's police report. Recommended 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel
No: 0

27. [2014-0022](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-346 for Arja L. Walker.
- Appearance by Arja L. Walker. Discussion ensued regarding Ms. Walker's police report. She was told to follow the rules, call 911 for any signs of trouble and to be 100% cooperative when the police arrive.*
- A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**

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

28. [2014-0023](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-348 for Richard A. Young.
Appearance by Richard A. Young. Discussion ensued regarding Mr. Young's police report.
A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:
Votes: Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel
No: 0
29. [2014-0024](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-350 for Jody R. Pallen.
Nonappearance of Jody R. Pallen. Mr. Pallen called the Clerk's Office to inform them he no longer needed a West Allis bartender's license.
A motion was made by Ald. Weigel, seconded by Ald. Roadt, that this matter be Recommended to be Placed on File. The motion carried by the following vote:
Votes: Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel
No: 0
30. [2014-0025](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-385 for Christina M. Dalzin.
Appearance by Christina M. Dalzin. Discussion ensued regarding Ms. Dalzin's police report. She was reminded to call the police and cooperate 100%. Chair Czaplewski said he had concerns with Ms. Dalzin's traffic violations. He told her that having a bartender's license comes with rules and responsibilities just like a driver's license, and he wanted her to follow all the rules.
A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:
Votes: Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Barczak
No: 1 - Ald. Weigel
31. [2013-0680](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-379 for Sara E. Donohue.
Appearance by Sara E. Donohue. Discussion ensued regarding Ms. Donohue's police report. She was reminded to cooperate with the police if they ever needed to be called.
A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:
Votes: Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel
No: 0
32. [2013-0554](#) Findings and Recommendations in the Matter of the Complaint Against Scardina Bakery & Delicatessen, Inc., d/b/a Scardina Bakery & Delicatessen, for premises located at 5901 W. Beloit Rd. (2013-2014 Food Permit renewal application).
Nonappearance by Vince Scardina. Appearance by Sue Scardina. Ms. Scardina brought in a payment for a portion of the delinquent personal property taxes. She informed the Committee of the plans to get the delinquent and current personal property taxes paid in full by January 31, 2014. Attorney Merten reminded the Committee the business would still not be issued their licenses or permits due to the delinquent real estate taxes.
Ald. Vitale spoke about the history of Scardina's and did not want to see a vacant corner if the business needed to close.
The Committee agreed that Scardina's has been a staple in the Community. Chair Czaplewski said the Attorney's Office could not enforce the law regarding delinquent taxes with other businesses if they are not all treated equal.

Attorney Merten was directed by the Committee to write a new Findings and Recommendation to reflect specific due dates and the consequences.

A motion was made by Ald. Barczak, 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. Roadt, Ald. Barczak and Ald. Weigel
No: 0

E. CLOSED SESSION

A closed session was not held.

33. [2014-0041](#) Summons and Complaint in the matter of the complaint against Dilneet Corporation, Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2013-2014 Class A Liquor License application no. 1080, Cigarette License application no. 1081 and Food-Related Permits/Licenses).

Appearance by Rupinder K. Randhawa and Attorney David Bankert. Attorney Bankert stated that Ms. Randhawa denied the allegations in the Summons & Complaint. A Hearing date was agreed upon by all parties for February 25, 2014.

Held

34. [2013-0647](#) Police Department Report involving West Allis Liquor & Tobacco, 7218 W. Greenfield Avenue (2013-2014 Combination Class A Liquor License application no. 1080 of Dilneet Corporation, Rupinder Randhawa, Agent, Incident Date: October 18, 2013).

See legislative file no. 2014-0041.

Held

35. [2013-0561](#) Department of Revenue Field Report regarding Wisconsin State Seller's Permit for Dilneet Corporation (2013-2014 Combination Class A Liquor License application no. 1080, Rupinder K. Randhawa, Agent, d/b/a West Allis Liquor & Tobacco, 7218 W. Greenfield Ave., Incident Date: September 5, 2013).

See legislative file no. 2014-0041.

Held

F. DISCUSSION ITEM

- [2014-0039](#) Discussion on whether the City should prohibit the consumption of fermented malt beverages by passengers on a commercial quadricycle within the municipality.

The Committee requested Attorney Merten to research this item.

Held

G. ADJOURNMENT

A motion was made by Ald. Weigel, seconded by Ald. Barczak, to adjourn at 6:57 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*