



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, June 16, 2009

5:45 PM

West Allis City Hall Room 128

SPECIAL MEETING

A. CALL TO ORDER

The meeting was called to order by Chair Czaplewski at 5:45 p.m.

B. ROLL CALL

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

Others present: Roxanne M. Goodman, Diane D. Plumeri, Dennis M. Gerth, George Glavas, Brad M. Roessger, Gary D. Johnson, Timothy L. Perlberg, Ryan E. Higgins, Timothy R. Berres, Richard A. Witter, Michael J. McCormack, Andrew R. Stauff, Mohammed M. Ali, Douglas P. Brown, Pat Miller, Jason J. Dakins, Lt. Terry Morrissey, West Allis Police Dept. 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 regular meeting of May 26, 2009 and recess meetings of May 19, 2009 and June 2, 2009. The motion carried unanimously.

D. NEW AND PREVIOUS MATTERS

50. [2009-0391](#) 2009-2011 Tavern Operator License renewal application no. 11-254 of Roxanne M. Goodman.

Appearance by Roxanne M. Goodman. Ald. Czaplewski cautioned Ms. Goodman that future OWI's could jeopardize her bartender's license. Ald. Weigel addressed question no. 4 on the bartender license application and stated that incomplete information on question no. 4 or any part of the application could be grounds for denial.

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

51. [2009-0385](#) 2009-2010 Class B Tavern License application no. 1538, Dance Hall License application no. 1540 and Cigarette License application no. 1539 of Diane D. Plumeri, d/b/a Walk-Her-Inn, premises located at 900 S. 74 St. (new-existing location).
- Appearance by Diane D. Plumeri and Dennis Gerth. Mr. Gerth told the Committee he submitted his renewal application as a back up plan, in case there would be any problems with Ms. Plumeri's application. The Committee reviewed Ms. Plumeri's application. Ald. Sengstock informed Ms. Plumeri of the City's compliance check program. Ms. Plumeri stated she has been working at the establishment and has a policy of carding anyone 35 and under. Ald. Weigel questioned if she would be making changes and commented that there have not been any problems and would like it to stay that way. Ms. Plumeri stated she does not plan on making any changes.*
- 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
52. [2009-0386](#) 2009-2010 Class B Tavern License renewal application no. 1511 of Dennis M. Gerth, d/b/a Walk-Her-Inn, premises located at 900 S. 74 St.
- See legislative file no. 2009-0385.*
- 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
53. [2009-0387](#) 2009-2010 Class B Tavern License application no. 1549, Dance Hall License application no. 1550, Instrumental Music License application no. 1551 and Cigarette License application no. 1552 of Yiannis, Inc., George Glavas, Agent, d/b/a Petra Restaurant/Papa Giorgio for premises located at 1657 S. 108 St. (new-existing location).
- Appearance by George Glavas. Ald. Czaplewski complimented Mr. Glavas on the painting progress at 1657 S. 108 St. Ald. Sengstock asked Mr. Glavas about his plans for the business. Mr. Glavas stated he had the building built 20 years ago and currently owns and runs Bluemound Gardens. He stated he will no longer operate as a sports bar, and plans on separating the restaurant from the bar.*
- 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
54. [2009-0388](#) 2009-2010 Class B Tavern License application no. 1541, Dance Hall License application no. 1543, Instrumental Music License application no. 1544 and Cigarette License application no. 1542 of A-R-H Enterprises, LLC, Hugo Jose Juarez, Agent, d/b/a Las Palmas for premises located at 1901 S. 60 St. (new-existing location).
- Nonappearance of Hugo Jose Juarez. Mr. Juarez did not contact the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.*
- Held**

56. [2009-0390](#) 2009-2010 Class B Tavern License application no. 1553 of Angela M. Mallak, d/b/a Thirst Aid Station for premises located at 5600 W. Lincoln Ave. (new-existing location).
- Nonappearance by Angela M. Mallak. Ms. Mallak verbally informed the Clerk's office of her intentions to withdraw her application and stated a new applicant will apply. Ms. Mallak was informed to write a letter with her intentions.*
- 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
71. [2009-0263](#) 2009-2011 Tavern Operator License renewal application no. 11-029 of Samantha J. Martin.
- Second nonappearance of Samantha J. Martin. Ms. Martin did not contact the Clerk's Office. Referred for Summons & Complaint to the City Attorney.*
- A motion was made by Ald. Sengstock, seconded by Ald. Weigel, that this matter be Referred for Summons and Complaint to the City Attorney. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Roadt and Ald. Weigel
No: 0
72. [2009-0367](#) 2009-2011 Tavern Operator License renewal application no. 11-228 of Gary D. Johnson.
- Appearance by Gary D. Johnson. Ald. Sengstock cautioned Mr. Johnson that future OWI's could jeopardize his bartender's license.*
- 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
73. [2009-0368](#) 2009-2010 Tavern Operator License application no. 10-337 of Timothy L. Perlberg.
- Appearance by Timothy L. Perlberg. Ald. Weigel commented on the pattern of OWI's and Mr. Perlberg's possible inability to monitor his own alcohol consumption. Ald. Roadt brought Mr. Perlberg's attention to question no. 4 on the application. Mr. Perlberg replied he ran his own business in West Milwaukee and would be working at Cocktails & Dreams. Ald. Sengstock stated the Committee holds a degree of responsibility to the Community and if something would happen relating to Mr. Perlberg's bartender's license, the Committee could be liable. Recommended denial based on the police report.*
- A motion was made by Ald. Weigel, seconded by Ald. Czaplewski, 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

74. [2009-0369](#) 2009-2011 Tavern Operator License application no. 11-203 of Ryan E. Higgins.
- Appearance by Ryan E. Higgins. Mr. Higgins told the Committee he would be working at O'Connor's as backup. He has a Milwaukee bartender's license and previously held a West Allis license.*
- 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
75. [2009-0370](#) 2009-2011 Tavern Operator License application no. 11-215 of Timothy R. Berres.
- Appearance by Timothy R. Berres. Ald. Roadt stated that question no. 4 on the application was lacking some of Mr. Berres' police incidents. Ald. Weigel read through the police report and Mr. Berres denied some of the charges. Lt. Morrissey questioned Mr. Berres. Ald. Czaplewski commented that drugs in taverns is a huge problem and he would not be in favor of approving this license. Recommended denial based on the police report.*
- A motion was made by Ald. Weigel, seconded by Ald. Sengstock, 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
76. [2009-0375](#) 2009-2010 Package Goods Operator License application no. 1527 of Richard A. Witter.
- Appearance by Richard A. Witter. Mr. Witter stated he is working part time at Sentry's.*
- 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
77. [2009-0366](#) 2009-2010 Adult-Oriented Establishment Operator Permit application no. 1529 of Michael J. McCormack.
- Appearance by Michael J. McCormack. Ald. Czaplewski commented on the police report. Mr. McCormack explained the incidents on the police report.*
- 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
78. [2009-0286](#) 2009 Direct Sellers/Solicitors Permit application no. 45 of Andrew R. Stauff.
- Second nonappearance of Andrew R. Stauff. Mr. Stauff did not contact the Clerk's Office. Recommended 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

79. [2009-0341](#) 2009-2010 Cigarette License renewal application no. 466 of Mohammed M. Ali, d/b/a Smokers Pub for premises located at 10708 W. Oklahoma Ave.
- Appearance by Mohammed M. Ali. Mr. Ali presented a letter from the Dept. of Revenue releasing the hold request on his license.*
- 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
80. [2009-0255](#) 2009-2010 Class B Tavern License application no. 1509 of Night Court Inc., Gregory J. Kaiser, Agent, d/b/a Night Court premises located at 7127 W. National Ave. (new-existing location).
- Nonappearance by Gregory J. Kaiser. Ald. Weigel stated he spoke with Mr. Kaiser.*
- Held**
81. [2009-0350](#) 2009-2010 Class B Tavern License renewal application no. 1402 of SPDB, LLC., Douglas P. Brown, Agent, d/b/a Night Court for premises located at 7127 W. National Avenue.
- Appearance by Douglas P. Brown. Mr. Brown said that he and Mr. Kaiser have a conference with the court set up for July 16, 2009. Ald. Czaplewski stated that the establishment could continue operating until the Committee met with them again.*
- Held**
82. [2008-0633](#) 2008-2009 Class B Tavern License renewal application no. 662 of William Miller, Inc., Thomas L. Miller, Agent, d/b/a Shakey's Pizza & Buffet premises located at 9638 W. National Ave.
- Appearance by Pat Miller on behalf of Thomas L. Miller. Ms. Miller was told that the license application will expire on June 30, 2009 unless they are able to open for business. Ms. Miller said they have had several inquiries about the building, but in these economic times people are having trouble getting financing. Ald. Weigel explained that the Common Council can vote to go over quota if a suitable business should apply. He stated there are no guarantees.*
- Held**
55. [2009-0389](#) 2009-2010 Class B Tavern License application no. 1546 of Jason J. Dakins, d/b/a Bugsys, premises located at 6851 W. Beloit Rd. (new-existing location).
- Appearance by Jason J. Dakins. Brad M. Roessger, the current license holder, had appeared earlier wanting to speak about this license application. He had left when Mr. Dakins was not there and the Committee had held the application. When Mr. Dakins did appear, the Committee gave him the opportunity to speak to them. Mr. Dakins claimed he did not know what Mr. Roessger wanted to say to them.*
- 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

E. ADJOURNMENT

A motion was made by Ald. Sengstock, seconded by Ald. Weigel, to adjourn at 6:27 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*