



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, James W. Sengstock, Martin J. Weigel

Tuesday, August 27, 2013

6:00 PM

City Hall Common Council Chambers

REGULAR 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: 1 - Ald. Sengstock

Others present: Mark S. Silber, Paula K. Johnson, Susan C. Jesion, Jonathan M. Klug, David P. Bickler, Jr., Matthew S. Elich, Benjamin D. Marcin, Gregory R. Moriarity, Nicole M. Shindel, Richard J. Vernon, Jr., John & Dorene J. Monty, Vince & Sue Scardina, Hugo J. Juarez, Cayetano A. Rivera & Attorney Daniel E. Meylink, 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 regular meeting of July 23, 2013, special recess meeting of August 6, 2013 and recess meeting of August 6, 2013. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel

No: 0

Ald. Weigel told all in attendance to be helpful and cooperative with the police. He encouraged them to call 911 for any signs of trouble. He informed them of the City's Compliance Check Programs and reminded them to check identification.

D. NEW AND PREVIOUS MATTERS

1. [2013-0461](#)

Police Department Report involving Flappers, 7527 W. Becher St. (2013-2014 Class B Tavern License no. 797 of Rodeo Grill, LLC, Mark S. Silber, Agent, Incident Date: June 9, 2013).

Appearance by Mark S. Silber. Discussion ensued regarding the police report.

A motion was made by Ald. Weigel, seconded by Ald. Barczak, 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

2. [2013-0463](#) Police Department Report involving The Draft, 9105 W. Lincoln Ave. (2013-2014 Class B Tavern License no. 1821, Dance Hall License no. 1823 and Instrumental Music Dance Hall License no. 1822 of The Draft LLC, Paula K. Johnson, Agent, Incident Date: June 23, 2013).
- Appearance by Paula K. Johnson. Discussion ensued regarding the police report.*
- A motion was made by Ald. Barczak, 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
3. [2013-0503](#) Police Department Report involving 6500 Bar & Grill, 6500 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 1642, Dance Hall License no. 1644 and Instrumental Music License no. 1643 of 6500 Bar, LLC, Susan C. Jesion, Agent, Incident Date: July 12, 2013).
- Appearance by Susan C. Jesion. Discussion ensued regarding the police report and Scott Jesion's involvement with this and prior incidents. This matter was referred for Summons & Complaint to be scheduled on September 24, 2013. Ms. Jesion asked about the procedure. Ald. Barczak explained to her the process and what she could do to prepare.*
- A motion was made by Ald. Barczak, 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. Roadt, Ald. Barczak and Ald. Weigel
No: 0
4. [2013-0445](#) 2013-2014 Class B Tavern License renewal application no. 742 of Crawdaddy's Restaurant, Inc., Jonathan M. Klug, Agent, d/b/a Crawdaddy's Restaurant located at 6414 W. Greenfield Ave.
- Appearance by Jonathan M. Klug. Mr. Klug expressed his desire to reopen Crawdaddy's either at the current location or to transfer the license. He was informed that the taxes would need to be satisfied before a transfer would be approved. Mr. Klug was told he would be scheduled to appear at the next regular License & Health meeting.*
- Held**
5. [2013-0520](#) Communication from Assistant City Attorney regarding failure to follow the terms of the payment agreement for delinquent 2012 real estate and personal property taxes, signed on June 28, 2013, for 5630 W. Lincoln Ave., DDT Bobblehedz, dated August 19, 2013.
- Appearance by David P. Bickler, Jr. Mr. Bickler said he would make a payment on September 3, 2013. He was told to appear at the License & Health recess meeting on September 3, 2013.*
- Held**
6. [2013-0495](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-317 of Matthew S. Elich.
- Appearance by Matthew S. Elich. Discussion ensued regarding Mr. Elich'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

7. [2013-0498](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-325 of Benjamin D. Marcin.
Appearance by Benjamin D. Marcin. Discussion ensued regarding Mr. Marcin's police report.
A motion was made by Ald. Roadt, seconded by Ald. Weigel, 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
8. [2013-0499](#) 2013-2015 Operator's License (bartender/sales clerk) application no. 15-326 of Gregory R. Moriarity.
Appearance by Gregory R. Moriarity. Discussion ensued regarding Mr. Moriarity's police report. He was reminded to list all violations and answer the questions on an application completely. Mr. Moriarity was asked about his mode of transportation to the meeting and informed that there were cameras that could verify his answer.
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
9. [2013-0500](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-305 of Nicole M. Shindel.
Appearance by Nicole M. Shindel. Discussion ensued regarding Ms. Shindel's police report.
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
10. [2013-0501](#) 2013-2014 Operator's License (bartender/sales clerk) application no. 14-310 of Richard J. Vernon, Jr.
Appearance by Richard J. Vernon, Jr. Discussion ensued regarding Mr. Vernon's police report.
A motion was made by Ald. Barczak, seconded by Ald. Weigel, 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
11. [2013-0441](#) 2013-2014 Tavern Operator License application no. 14-293 of Julie A. Shufelt.
Nonappearance by Julie A. Shufelt. Ms. Shufelt was notified by certified letter to appear and bring in the documentation previously requested by the Committee to the Clerk's Office. The Clerk's Office received the documents on August 21, 2013 and provided the Committee with them. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.
Held

E. MATTERS FOR DISCUSSION/ACTION

12. [2013-0411](#) Discussion relative to delinquent 2012 taxes and other outstanding requirements for various 2013-2014 license/permit applicants.
- Appearance by John & Dorene J. Monty. Mr. Monty told the Committee that he contacted Milwaukee County Treasurer at the beginning of August to make a payment on the delinquent taxes. He said he was told by the County that they had not received the City of West Allis delinquent information at that time. The Committee suggested Mr. Monty keep contacting Milwaukee County because the information should be available now. Mr. Monty was told that the County Treasurer will accept a payment on the prior delinquent years.*

Held

13. [2013-0519](#) Discussion regarding poker runs relative to gambling.
- Discussion ensued regarding how Poker Runs operate and if they are legal. Attorney Merten informed the Committee that Poker Runs, as a form of gambling, are illegal. The Committee asked that the Clerk's Office inform any applicant applying for a Special Event Permit involving a Poker Run be informed that they are illegal, and refer the applicant to the City Attorney if they would like to discuss it further.*

A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Discussed and Consensus Given. The motion carried by the following vote:

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

F. CLOSED SESSION

A closed session was not held.

14. [2013-0517](#) Summons and Complaint in the matter of the complaint against Club Canine, LLC, Cynthia A. Bickler, for the premises located at 10506 W. Greenfield Ave., d/b/a Club Canine (2013-2014 Grooming License).
- Nonappearance of Cynthia A. Bickler. Ms. Bickler contacted the Clerk's Office. Attorney Merten told the Committee that Ms. Bickler contacted her and agreed to sign a payment agreement. The Committee requested Ms. Bickler to appear at the next License & Health meeting.*

Held

15. [2013-0518](#) Summons and Complaint in the matter of the complaint against Scardina Bakery & Delicatessen, Inc., Rosa Scardina, Agent, d/b/a Scardina Bakery & Delicatessen, for the premises located at 5901 W. Beloit Rd. (2013-2014 Food Permit).
- Nonappearance of Rosa Scardina. Appearance by Vince & Sue Scardina. Mr. Scardina admitted to the allegations in the complaint. The Committee requested a closed session for September 3, 2013.*

Held

16. [2013-0516](#) Summons and Complaint in the matter of the complaint against ARH Enterprises, LLC, Hugo J. Juarez, Agent, for the premises located at 1901 S. 60 St., d/b/a Las Palmas (2013-2014 Class B Tavern License renewal application no. 1541, Dance Hall License renewal application no. 1543 and Instrumental Music License renewal application no. 1544).

Appearance by Hugo J. Juarez, Cayetano A. Rivera and Attorney Daniel E. Meylink. Attorney Meylink told the Committee that they deny the allegations. A hearing will be scheduled for September 24, 2013.

Held

17. [2013-0438](#) 2013-2014 Class B Tavern License renewal application no. 1541, Dance Hall License renewal application no. 1543 and Instrumental Music License renewal application no. 1544 of A-R-H Enterprises, LLC, Hugo Jose Juarez, Agent, d/b/a Las Palmas for premises located at 1901 S. 60 St.

See legislative file no. 2013-0516.

Held

G. ADJOURNMENT

A motion was made by Ald. Weigel, seconded by Ald. Barczak, to adjourn at 7:03 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*