

54.



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Matter Summary

File Number	Title	Current Status
2015-0126	Report	In Committee
Police Department Report regarding violation of the Wisconsin Indoor Clean Air Act Smoking Ban (5632 W. Burnham St., Sonya R. Bautista, Bartender License no. 15-204, Incident Date: February 3, 2015).		
Introduced: 2/24/2015		Controlling Body: City Attorney

COMMITTEE RECOMMENDATION

POF

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>3-17-15</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic				
	<input type="checkbox"/>	<input type="checkbox"/>	May				
	<input type="checkbox"/>	<input type="checkbox"/>	Probst				
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke				
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale				
	<input type="checkbox"/>	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>			
			TOTAL	<u>5</u>	<u>0</u>		

SIGNATURE OF COMMITTEE MEMBER

Chair _____ Vice-Chair _____ Member _____

COMMON COUNCIL ACTION **PLACE ON FILE**

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>MAR 17 2015</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	May	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Probst	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Vitale	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>			
			TOTAL	<u>10</u>			

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

Chair: Vincent Vitale
Vice-Chair: Kevin Haass
Thomas G. Lajsic
Michael P. May
Cathleen M. Probst

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Rosalie L. Reinke
Daniel J. Roadt

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Cathleen M. Probst
Michael P. May
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: Daniel J. Roadt
Gary T. Barczak
Kevin Haass
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Michael P. May
Thomas G. Lajsic
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3.
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Introduced: 2/24/2015

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

SdC

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MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
_____	_____	Haass
_____	_____	Lajsic
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_____	_____	Probst
_____	_____	Reinke
_____	_____	Roadt
_____	_____	Vitale
_____	_____	Weigel

AYE	NO	PRESENT	EXCUSED

TOTAL

SIGNATURE OF COMMITTEE MEMBER

[Handwritten Signature]

Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

ACTION DATE:

MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
_____	_____	Haass
_____	_____	Lajsic
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Cathleen M. Probst
Thomas G. Lajsic
Vincent Vitale



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 2/3/2015
To: Lieutenant Jessica Johnson
From: Cpl. McNally

Violation Type

- Tavern Violation Bartender Violation Restaurant Violation Liquor Store
 No Violation but the Incident is Liquor License Related

Incident #: 15-004449 N/A

Location: 5632 W. Burnham St. N/A

Establishment Name: Fifty Seven Bar N/A

Establishment License #: 14-2071 N/A

Establishment Owner: Jeffrey K. Lau N/A

Owner Address: 7828 W. Becher St. West Allis, WI 53219 N/A

Violation(s): No Current Liquor License Posted and Smoking Inside Tavern N/A

Offender: Rochelle M. Peters N/A

Offender Address: 1555 S. 56 St. West Allis, WI 53214 N/A

Offender: Sonya R. Bautista (bartender) N/A

Offender Address: 5805 W. Mitchell St. West Allis, WI 53219 N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Additional Offenders listed in Incident Report narrative: Yes No

Reviewed by Commanding Officer:

Copy of Incident Report Attached to Liquor Laws Violation Report: Yes N/A

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:

West Allis Police Department



Call Detail Report

15.004449

All Others

Disposition **Update**
Unit **329**

Case #: 15-004449

01/31/15 00:1125 5632 W Burnham St;WA

Officer **rm9439**

CAD Comments

People inside the bar smoking cigarettes
julius
414-949-1858
caller would like to be anon
Dispatched: 310
Prime Unit Changed to - 329
Case created - 15-004449

Cpl. McNally reports... On 01-31-15 at 0011 hrs, officers responded to the Fifty Seven Bar, 5632 W. Burnham St. regarding an anonymous complaint of patrons smoking inside the tavern. On arrival, I observed a female, later identified as Rochelle M. Peters (f/w, 10-10-72) sitting at the bar smoking a cigarette. Peters was identified by WI DL. She was found to have a warrant with New Berlin PD. Officer Kaye transported her to the WAPD for the booking process. Peters was mugged/printed and booked under WAPD booking #15-000446. She was unable to post bail. New Berlin PD faxed over a PR bond. Peters signed the PR bond and was released. The PR bond was faxed and mailed back to New Berlin PD. I also made contact with the bartender, Sonya R. Bautista (f/w, 08-07-77, Bartender's License #15-204). She was identified by WI DL. Bautista was behind the bar, approximately five feet away from Peters while Peters was smoking. Bautista admitted that she knew smoking inside the tavern was illegal, but stated she was in the bathroom and did not know that Peters was smoking. A local contact search revealed Bautista had not previously been warned for patrons smoking inside the tavern. Both Peters and Bautista were issued verbal warnings. Officer Kaye obtained the Liquor License #14-2071. The current liquor license was not posted.

Arrest

Peters, Rochelle M
F W 10/10/1972
1555 S 56 St;WA
West Allis. WI 53214

Owner/Building

Lau, Jeffrey K
M W 03/10/1965
7828 W Becher St
West Allis. WI 53219

Business

FIFTY SEVEN BAR
5632 W Burnham St
West Allis. WI 53219

Offender

Peters, Rochelle M
F W 10/10/1972
1555 S 56 St;WA
West Allis. WI 53214

Employee

Bautista, Sonya R
F B 08/07/1977
5805 W Mitchell St
West Allis. WI 53214

West Allis Police Department
Call Detail Report



15.004449

All Others

Disposition Update
Unit 329

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01/31/15 00:1125 5632 W Burnham St;WA

Officer rm9439

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F W [REDACTED]
1555 S 56 St;WA
West Allis, WI 53214

Owner/Building

Lau, Jeffrey K
M W [REDACTED]
7828 W Becher St
West Allis, WI 53219

Business

FIFTY SEVEN BAR
5632 W Burnham St
West Allis, WI 53219

Offender

Peters, Rochelle M
F W [REDACTED]
1555 S 56 St;WA
West Allis, WI 53214

Employee

Bautista, Sonya R
F B [REDACTED]
5805 W Mitchell St
West Allis, WI 53214

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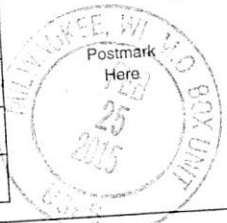
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MAILING DEPARTMENT
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Registered Mail Fee (Endorsement Required)	2.70
Registered Mail Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.49



Sent to: *Sonyia R Bautista*
 Street, Apt. No., or PO Box No. *5805 w. Mitchell St*
 City, State, ZIP+4 *West Allis WI 53214*

PS Form 3800, August 2006

See Reverse for Instructions



OFFICE OF THE CITY CLERK

Monica Schultz
City Clerk

414/302-8220
414/302-8207 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

mschultz@westalliswi.gov
www.westalliswi.gov

VIA CERTIFIED MAIL

February 25, 2015

Sonya R. Bautista
5805 W. Mitchell St.
West Allis, WI 53214

Dear Ms. Bautista:

The Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, March 3, 2015, at 7:30 P.M., (during recess of the Common Council Meeting) in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding your July 1, 2013 - June 30, 2015 Operator's License (bartender/sales clerk) and violation of the Wisconsin Indoor Clean Air Act Smoking Ban on February 3, 2015.

This letter serves as a second request for you to appear. Failure to appear as scheduled may result in the Committee issuing a summons & complaint to suspend, revoke or nonrenewal of your Operator License (bartender/sales clerk).

A copy of the incident is enclosed.

Please note that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Monica Schultz
Monica Schultz
City Clerk
amn

/amn

enclosure



OFFICE OF THE CITY CLERK

Monica Schultz
City Clerk

414/302-8220
414/302-8207 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

mschultz@westalliswi.gov
www.westalliswi.gov

February 18, 2015

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5805 W. Mitchell St.
West Allis, WI, 53214

Dear Ms. Bautista:

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Sincerely,

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/amn

enclosure



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Tracking Number: 70131710000017985147

Updated Delivery Day: Friday, February 27, 2015

Product & Tracking Information

Postal Product:

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
February 27, 2015 , 1:14 pm	Notice Left (No Authorized Recipient Available)	MILWAUKEE, WI 53214
<p>We attempted to deliver your item at 1:14 pm on February 27, 2015 in MILWAUKEE, WI 53214 and a notice was left because an authorized recipient was not available. You may arrange redelivery by visiting http://www.usps.com/redelivery or calling 800-ASK-USPS, or may pick up the item at the Post Office indicated on the notice. If this item is unclaimed after 15 days then it will be returned to the sender.</p>		
February 27, 2015 , 8:47 am	Out for Delivery	MILWAUKEE, WI 53214
February 27, 2015 , 8:37 am	Sorting Complete	MILWAUKEE, WI 53214
February 27, 2015 , 7:23 am	Arrived at Unit	MILWAUKEE, WI 53214
February 26, 2015 , 10:50 pm	Departed USPS Facility	MILWAUKEE, WI 53201
February 25, 2015 , 7:04 pm	Arrived at USPS Facility	MILWAUKEE, WI 53201

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Sincerely,

A handwritten signature in cursive that reads "Monica Schultz" with a flourish underneath that appears to be "amn".

Monica Schultz
City Clerk

/amn

enclosure

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Monica Schultz
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/amn

enclosure

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Total Postage & Fees	\$ 6.49



Sent to *Sonyia R. Bautista*

Street, Apt. No., or PO Box No. *5805 W. Mitchell ST*

City, State, ZIP+4 *West Allis WI 53214*

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DATE & TIME

STATUS OF ITEM

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February 27, 2015 , 8:37 am

Sorting Complete

MILWAUKEE, WI 53214

February 27, 2015 , 7:23 am

Arrived at Unit

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February 26, 2015 , 10:50 pm

Departed USPS Facility

MILWAUKEE, WI 53201

February 25, 2015 , 7:04 pm

Arrived at USPS Facility

MILWAUKEE, WI 53201

Available Actions

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