



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, March 24, 2009

6:00 PM

West Allis City Hall Room 128

REGULAR MEETING

A. CALL TO ORDER

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

B. ROLL CALL

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

Others present: April Mitchell-Bobo III, Ryan G. York, Eric D. Rohloff, Brian J. Lorenson, Pamela A. Yanny, John Meddaugh, Stephen S. Silber, Jacob Silber, Carmen D. Lewis Yun, Gregory S. Barczak, Dennis M. Gerth, Eric Geldmeyer, Claudia A. Martorano, Lt. Terry Morrissey, 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. Roadt, seconded by Ald. Weigel, to approve the minutes of the regular meeting of February 24, 2009, closed session - recess meeting of March 3, 2009 and recess meetings of March 3, 2009 & March 17, 2009. The motion carried unanimously.

D. CLOSED SESSION

A closed session was not held.

E. NEW AND PREVIOUS MATTERS

5. [2009-0144](#) 2009 Direct Sellers/Solicitors Permit application no. 37 of April Mitchell-Bobo III.

Appearance by April Mitchell-Bobo III. Ald. Weigel asked Ms. Mitchell-Bobo, why she did not answer question no. 7 completely. Ms. Mitchell-Bobo replied she was in a hurry the morning she filled it out. She skimmed the application and thought the question was only about traffic violations. Ald. Roadt commented that it was an incident from 15 years ago but it still needed to be listed. He reminded her to remember to be thorough and honest when completing applications.

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

6. [2009-0142](#) 2009 Direct Sellers/Solicitors Permit application no. 30 of Ryan G. York.
- Appearance by Ryan G. York. Ald. Weigel questioned the address listed for the business and what company it was. Mr. York verified the address as 2511 N. 124 St being a home project office for Sears. Ald. Roadt inquired about the charges from 2003. Mr. York explained he was charged with possession because his name was on the lease where a house party was busted.*
- A motion was made by Ald. Weigel, 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. Weigel
No: 0
7. [2009-0143](#) 2009 Direct Sellers/Solicitors Permit application no. 33 of Eric D. Rohloff.
- Appearance by Eric D. Rohloff. Ald. Weigel asked what time of the day and evening Direct Sellers were allowed to work. Mr. Rohloff stated they were required to be back at the office by 8:00 pm., so they generally stop by 7:30 pm. The Ordinance states direct selling or solicitation is allowed between the hours of 9:00 am to 9:00 pm.*
- A motion was made by Ald. Weigel, 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. Weigel
No: 0
8. [2009-0115](#) 2008-2010 Tavern Operator License application no. 10-304 of Julaine S. Ostrowski.
- Second nonappearance of Julaine S. Ostrowski. Ms. Ostrowski did not contact the Clerk's Office. Recommended denial based on two (2) nonappearances and 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: 0
9. [2009-0141](#) 2008-2009 Tavern Operator License application no. 09-641 of Brian J. Lorensen.
- Appearance by Brian J. Lorensen. Ald. Czaplewski asked Lt. Morrissey to contact the Milwaukee Police Department for dispositions not previously supplied. The Committee requested Mr. Lorensen appear at the next scheduled License & Health meeting on April 7, 2009.*
- Held**
10. [2009-0128](#) Police Department Report involving J.P.'s Hat Trix, 5826 W. Burnham St. (2008-2009 Class B Tavern License no. 1223 and Cigarette License no. 1224 of J.P.'s Hat Trix, Pamela A. Yanny, Agent, Incident Date: January 5, 2009).
- Appearance by Pamela A. Yanny and John Meddaugh. Ald. Czaplewski stated they were requested to appear because the call for police that night did not come from the establishment. Mr. Meddaugh replied that the bartender on duty that night, Al, called from his personal cell phone. Mr. Meddaugh commented that there was a verbal altercation that the bartender thought he had settled down, however, the incident started up again. That is when the ashtray was thrown and the police were called.*
- 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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

11. [2009-0129](#) Police Department Report involving The Network, 9541 W. Cleveland Ave. (2008-2009 Class B Tavern License no. 786, Dance Hall License no. 788 and Cigarette License no. 787 of The Network, LLC, Stephen S. Silber, Agent, Incident Date: January 28, 2009).
- Appearance by Stephen S. Silber and Jacob Silber. Jacob Silber told the Committee that he called the police the night of the incident.*
- A motion was made by Ald. Roadt, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0
12. [2009-0130](#) Police Department Report involving Las Palmas, 1901 S. 60 St. (2008-2009 Class B Tavern License no. 1345, Dance Hall License no. 1346, Instrumental Music License no. 1347 and Cigarette License no. 1348 of Las Palmas, LLC, Carmen D. Lewis Yun, Agent, Incident Date: January 12, 2009).
- Appearance by Carmen D. Lewis Yun. Ms. Yun informed the Committee the bartender will no longer be working for her. The first time this type of incident happened she gave him the benefit of the doubt, but this time he disappointed her. She stated she intends to sell her other restaurant and take full control of this location. Ald. Weigel commented that there is an Ordinance that karaoke should stop 30 minutes before closing time.*
- A motion was made by Ald. Roadt, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0
13. [2009-0164](#) Police Department Report involving Painted Parrot, 8028 W. National Ave. (2008-2009 Class B Tavern License no. 454, Dance Hall License no. 504, Instrumental Music License no. 1068 and Cigarette License no. 455 of LTL PNK HSZ, LLC, Gregory S. Barczak, Agent, Incident Date: February 14, 2009)
- Appearance by Gregory S. Barczak. Mr. Barczak commented to the Committee he felt he was being called in because he went over the officer's head to report inappropriate behavior. He stated the officer demanded employee personal information the day after the incident without explaining why or what happened. Mr. Barczak said that when he found out what happened he reviewed his cameras and the incident did not happen on his property. Lt. Morrissey asked Mr. Barczak if he filed a formal complaint regarding the officer's conduct. He informed Mr. Barczak the police were trying to determine if the incident started inside the establishment and then escalated outside to the parking lot approach. Assistant City Attorney Merten informed Mr. Barczak of an Ordinance stating employees and agents of the license holder must cooperate with police requests. Ald. Weigel told Mr. Barczak he would encourage him to follow up with a written complaint. Lt. Morrissey informed Mr. Barczak there are forms at the station if he would like to follow up.*
- 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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

14. [2009-0165](#) Police Department Report involving Walk-Her-Inn, 900 S. 74 St. (2008-2009 Class B Tavern License no. 491, Cigarette and Tobacco License no. 492, and Dance Hall License no. 493 of Dennis M. Gerth, Incident Date: February 15, 2009).

Appearance by Dennis M. Gerth and Eric Geldmeyer. Mr. Gerth told the Committee the patron was asked to leave the bar. The call was made by people outside. Ald. Czaplewski reminded Mr. Gerth to call the Police for problems inside the bar and not put them out onto the street for the neighborhood to deal with. Mr. Gerth said the patron was just being loud and was going to a friend's apartment upstairs. She kept yelling outside and that is why others called.

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

Votes: Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

15. [2009-0167](#) Police Department Report involving Burnham Bowl, 6016 W. Burnham St. (2008-2009 Class B Tavern License no. 764, Dance Hall License no. 766, Instrumental Music License no. 767, and Bowling Alley License no. 964 of Blaine Enterprises, Inc, Claudia A. Martorano, Agent, Incident Date: February 21, 2009).

Appearance by Claudia A. Martorano. Ms. Martorano told the Committee the incident involved customers that were not regulars. She said one of her employees called the police at the request of the bartender on duty.

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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

1. [2009-0185](#) Summons and Complaint in the matter of the complaint against Susan M. Domena, for the premises located at 1100 S. 60 St., d/b/a Top Gun Saloon (2008-2009 Class B Tavern License no. 1424, Dance Hall License no. 1425 and Instrumental Music License no. 1426).

Nonappearance by Susan Domena. Confirmation was not received if Ms. Domena had been served the Summons & Complaint. The Committee requested she be ordered to appear at the next scheduled License & Health meeting on April 7, 2009.

Held

2. [2009-0119](#) Discussion regarding 2008-2009 Class B Tavern License no. 1424, Dance Hall License no. 1425 and Instrumental Music License no. 1426 of Susan M. Domena, Agent, d/b/a Top Gun Saloon for premises located at 1100 S. 60 St.

Discussed and Consensus Given

3. [2009-0168](#) Police Department Report involving Top Gun Saloon, 1100 S. 60 St. (2008-2009 Class B Tavern License no. 1424, Dance Hall License no. 1425 and Instrumental Music License no. 1426, Susan M. Domena, Agent, Incident Date: January 16, 2009).

Nonappearance of Susan M. Domena. Ms. Domena did not contact the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.

Held

4. [2009-0169](#) Police Department Report involving Top Gun Saloon, 1100 S. 60 St. (2008-2009 Class B Tavern License no. 1424, Dance Hall License no. 1425 and Instrumental Music License no. 1426, Susan M. Domena, Agent, Incident Date: February 17, 2009).

See legislative file no. 2009-0168.

Held

F. ADJOURNMENT

A motion was made by Ald. Roadt, seconded by Ald. Weigel, to adjourn at 6:50 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*