

69.



City of West Allis

Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

| File Number | Title | Status |
|-------------|-------|--------|
|-------------|-------|--------|

2008-0656 Communication In Committee

~~Communication from the City Attorney regarding~~ Findings and Recommendations in the matter of the Complaint against Courtney R. Nissenbaum.

Introduced: 10/7/2008

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

Approval & POF

ACTION
DATE:

10-7-08

MOVER ~~SECONDER~~

| | | |
|----------|----------|------------|
| _____ | <u>✓</u> | Barczak |
| _____ | _____ | Czaplewski |
| _____ | _____ | Kopplin |
| _____ | _____ | Lajsic |
| _____ | _____ | Narlock |
| _____ | _____ | Reinke |
| <u>✓</u> | _____ | Roadt |
| _____ | _____ | Sengstock |
| _____ | _____ | Vitale |
| _____ | _____ | Weigel |

| AYE | NO | PRESENT | EXCUSED |
|----------|----|---------|---------|
| <u>✓</u> | | | |
| <u>✓</u> | | | |
| | | | |
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| | | | |
| <u>✓</u> | | | |
| <u>✓</u> | | | |
| | | | |
| <u>✓</u> | | | |

TOTAL

5

SIGNATURE OF COMMITTEE MEMBER

Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

APPROVAL + PLACE ON FILE

ACTION
DATE:

OCT 07 2008

MOVER SECONDER

| | | |
|-------|----------|------------|
| _____ | <u>✓</u> | Barczak |
| _____ | _____ | Czaplewski |
| _____ | _____ | Kopplin |
| _____ | _____ | Lajsic |
| _____ | _____ | Narlock |
| _____ | <u>✓</u> | Reinke |
| _____ | _____ | Roadt |
| _____ | _____ | Sengstock |
| _____ | _____ | Vitale |
| _____ | _____ | Weigel |

| AYE | NO | PRESENT | EXCUSED |
|----------|----|---------|---------|
| <u>✓</u> | | | |
| <u>✓</u> | | | |
| <u>✓</u> | | | |
| <u>✓</u> | | | |
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| <u>✓</u> | | | |
| <u>✓</u> | | | |
| <u>✓</u> | | | |

TOTAL

10

STANDING COMMITTEES OF THE CITY OF WEST ALLIS COMMON COUNCIL

ADMINISTRATION & FINANCE

Chair: Kurt E. Kopplin
Vice-Chair: Vincent Vitale
Thomas G. Lajsic
Richard F. Narlock
Rosalie L. Reinke

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Daniel J. Roadt
James W. Sengstock

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Richard F. Narlock
Kurt E. Kopplin
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: James W. Sengstock
Gary T. Barczak
Daniel J. Roadt
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Daniel J. Roadt
Kurt E. Kopplin
Richard F. Narlock
Vincent Vitale

**WEST ALLIS COMMON COUNCIL
LICENSE AND HEALTH COMMITTEE
CITY OF WEST ALLIS**

**In the Matter of the
Complaint Against**

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND RECOMMENDATIONS**

COURTNEY NISSENBAUM,

**STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)**

Upon deliberation and consideration of the evidence presented at the hearing held on
September 23, 2008, the Committee finds:

FINDINGS OF FACT:

1. That the allegations in the complaint were admitted by Courtney Nissenbaum and are true;
2. That the conduct of Courtney Nissenbaum described in the complaint substantially relates to the alcohol beverage licensed activity contrary to Wis. Stat. § 125.04 (a)(1);
3. That in particular, the operating while intoxicated conviction, the failure to appear at two License and Health Committee meetings, and the failure to list the operating while intoxicated arrest on her renewal application are contrary to Wis. Stat. § 125.04 (a)(1).

CONCLUSIONS OF LAW:

1. That the evidence submitted at the hearing constitutes a sufficient basis to not renew the bartender's license of Courtney Nissenbaum.

Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the Bartender's License of Courtney Nissenbaum not be renewed.

Dated at this 7 day of OCTOBER, 2008.

By: 

Michael J. Czaplewski
License & Health Committee
West Allis Common Council