



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, April 26, 2011

6:00 PM

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

Others present: Jimmie F. Lloyd, Edward L. Kowalski, Jessie G. Plymesser, Paul Hernandez, Kevin D. Mahnke, Andrew M. Tocco, Robert Garcia, Tami M. Nowak, Samantha L. Littmann, Jacob M. Silber, Gregory J. Steffek, Hans T. Anderson, Edward D. Bomback, Guy M. Robb & Dawn M. Damask, Dominic T. LaLicata, Jeffrey K. Lau, Joseph Lee Griese & Jon Montgomery, Andrew M. Lomax, Lt. Ed Benish, 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 January 25, 2011 and recess meetings of February 1, 2011, February 15, 2011, March 1, 2011, March 15, 2011, April 5, 2011 and April 19, 2011. The motion carried unanimously.

D. NEW AND PREVIOUS MATTERS

An explanation was given to all in attendance regarding the procedure for licenses acted on at this meeting. The Committee would give their recommendations to the Common Council on May 3, 2011. Licenses granted on May 3, 2011 could be picked up at the Clerk's office Wednesday, May 4, between the hours of 10:00 am and 3:00 pm pending Mayoral approval. After 3:00 pm the licenses would be mailed.

1. [2011-0233](#)

2011 Direct Sellers/Solicitors Permit application no. 13 of Jimmie F. Lloyd.

Appearance by Jimmie F. Lloyd. Mr. Lloyd explained he would be working for TruGreen. A discussion ensued regarding Mr. Lloyd's police background 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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

2. [2011-0182](#)

2010-2012 Tavern Operator License application no. 12-285 of Courtney L. Ross.

Nonappearance of Courtney L. Ross. Ms. Ross contacted the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.

Held

3. [2011-0136](#) 2010-2011 Tavern Operator License application no. 11-610 of Edward L. Kowalski.
Appearance by Edward L. Kowalski. A discussion ensued regarding Mr. Kowalski's police background report. The Committee recommended denial based on 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
4. [2011-0137](#) 2010-2011 Tavern Operator License application no. 11-614 of Jessie G. Plymesser.
Appearance by Jessie G. Plymesser. A discussion ensued regarding Mr. Plymesser's police background report. The Committee said bartenders are expected to be helpful and cooperative with the police. The Committee recommended denial based on 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
6. [2011-0139](#) 2010-2011 Tavern Operator License application no. 11-612 of Emmanuel Duncan.
Nonappearance by Emmanuel Duncan. Mr. Duncan did not contact the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.
Held
7. [2011-0156](#) 2010-2011 Tavern Operator License application no. 11-620 of Kevin D. Mahnke.
Appearance by Kevin D. Mahnke. A discussion ensued regarding Mr. Mahnke's background. The Committee held this item pending documentation from Mr. Mahnke's health care provider stating this line of work would be acceptable based on his history.
Held
8. [2011-0157](#) 2010-2012 Tavern Operator License application no. 12-277 of Andrew M. Tocco.
Appearance by Andrew M. Tocco. A discussion ensued regarding Mr. Tocco's police background report. The Committee commented that bartenders are expected to be allies with the police, be cooperative and to call the police when there are problems. The Committee informed those in attendance of the City's Compliance Check Program. The Committee advised everyone to always check identification.
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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0
9. [2011-0121](#) 2010-2011 Tavern Operator License application no. 11-624 of Benjamin A. Buss.
Nonappearance of Benjamin A. Buss. Mr. Buss contacted the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.
Held

10. [2011-0180](#) 2010-2011 Tavern Operator License application no. 11-625 of Robert Garcia.
- Appearance by Robert Garcia. The Committee cautioned Mr. Garcia of any future OWI's and to not over serve patrons.*
- 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
5. [2011-0138](#) 2010-2011 Tavern Operator License application no. 11-611 of Paul Hernandez.
- Appearance by Paul Hernandez. A discussion ensued regarding Mr. Hernandez's police background report. The Committee recommended denial based on recent violations.*
- 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
11. [2011-0181](#) 2010-2012 Tavern Operator License application no. 12-283 of Tami M. Nowak.
- Appearance by Tami M. Nowak. The Committee commended Ms. Nowak on only having one incident on her application and police background 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: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0
12. [2011-0228](#) Police Department Report regarding violation of the Wisconsin Indoor Clean Air Act Smoking Ban (Wild Bill's Saloon, 1454 S. 92 St., Samantha L. Littmann, Bartender License no. 11-515, Incident Date: March 7, 2011).
- Appearance by Samantha L. Littmann. Ms. Littmann told the Committee she panicked when she saw the police, so she lied about not knowing about the smoking ban. The Committee informed Ms. Littmann that her bartender's license could be in jeopardy if she continues to violate the smoking ban.*
- The Committee wanted the minutes to reflect that when Ms. Littmann was asked if she was going to allow patrons to smoke in the bar again, her reply was "no".*
- 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. [2011-0204](#) Police Department Report regarding violations of the Wisconsin Indoor Clean Air Act Smoking Ban for the month of March 2011 involving five (5) West Allis businesses (2010-2011 Class B Tavern License no. 786, and Dance Hall License no. 788 of The Network, LLC., Jacob M. Silber, Agent, d/b/a The Network, 9541 W. Cleveland Ave., Incident Date: March 22, 2011, 2nd Offense).
- Appearance by Jacob M. Silber. Discussion ensued regarding the violations of the smoking ban at 9541 W. Cleveland Ave., The Network. Mr. Silber told the Committee he will not allow smoking in his establishment.*
- 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

16. [2011-0126](#) Police Department Report involving Night Court, 7127 W. National Ave. (2010-2011 Class B Tavern License no. 1594 of Parops, LLC, Hans T. Anderson, Agent, Incident Date: February 13, 2011).
- Appearance by Hans T. Anderson. A discussion ensued regarding the incident on February 13, 2011.*
- 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
17. [2011-0128](#) Police Department Report involving The Spot, 6426 W. Greenfield Ave. (2010-2011 Class B Tavern License no. 956, Tavern Entertainment-Special License no. 959, and Dance Hall License no. 958, Edward D. Bomback & Lonnie D. Bald, Partners, Incident Date: February 20, 2011).
- Appearance by Edward D. Bomback. After further review of the police report it was determined that the bartender called the police the evening 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
18. [2011-0188](#) Police Department Report involving G R's National Pub, 6827 W. National Ave. (2010-2011 Class B Tavern License no. 1613, Dance Hall License no. 1615, and Instrumental Music License no. 1614 of Guy M. Robb, LLC, Guy M. Robb, Agent, Incident Date: March 4, 2011).
- Appearance by Guy M. Robb and Dawn M. Damask. A discussion ensued regarding the incident on March 4, 2011.*
- 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
19. [2011-0189](#) Police Department Report involving Crazy Horse, 9440 W. National Ave. (2010-2011 Class B Tavern License no. 1301, Tavern Special Entertainment License no. 1302 and Dance Hall License no. 1303 of Cugino's Entertainment, LLC, Dominic T. LaLicata, Agent, Incident Date: March 6, 2011).
- Appearance by Dominic T. LaLicata. A discussion ensued regarding the incident on March 6, 2011.*
- The Committee informed Mr. LaLicata that the Alderperson of the district has been receiving complaints regarding patrons' actions and loud music from the establishment. Mr. LaLicata said they have employees walk outside numerous times an evening to police the area.*
- 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

20. [2011-0190](#) Police Department Report involving Magoo's Sports Pub, 8911 W. National Ave. (2010-2011 Class B Tavern License no. 637 and Instrumental Music License no. 644 of Magoo's of West Allis, Ltd., Thomas J. Beckmann, Agent, Incident Date: March 8, 2011).
- Nonappearance of Thomas J. Beckmann. Mr. Beckmann did not contact the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.*
- Held**
21. [2011-0191](#) Police Department Report involving 57 Bar, 5632 W. Burnham St. (2010-2011 Class B Tavern License no. 1310 and Instrumental Music License no. 1515 of JK Lau Investments, LLC, Jeffrey K. Lau, Agent, Incident Date: March 3, 2011).
- Appearance by Jeffrey K. Lau. A discussion ensued regarding the incident on March 3, 2011.*
- 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
22. [2011-0193](#) Police Department Report involving Callanan's Parkway Pub, 11505 W. National Ave. (2010-2011 Class B Tavern License no. 1620, Instrumental Music License no. 1621, and Dance Hall License no. 1622 of Calhoun BBQ, Inc., Joseph Lee Griese, Agent, Incident Date: March 18, 2011).
- Appearance by Joseph Lee Griese & Jon Montgomery. A discussion ensued regarding the incident on March 18, 2011.*
- 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
23. [2011-0194](#) Police Department Report involving Double Barrel Saloon, 1100 S. 60 St. (2010-2011 Class B Tavern License no. 1524, Dance Hall License no. 1526 and Instrumental Music License no. 1525, of SYRE Enterprises, LLC, Andrew M. Lomax, Agent, Incident Date: March 19, 2011)
- Appearance by Andrew M. Lomax. A discussion ensued regarding the incident on March 19, 2011.*
- 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
14. [2011-0125](#) Police Department Report involving Mugshotz, 1902 S. 68 St. (2010-2011 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383 of Mugshotz, Inc., Gregory J. Steffek, Agent, Incident Date: February 10, 2011)
- Appearance by Gregory J. Steffek. A discussion ensued regarding the incident on February 10, 2011 and a possible suspension of the Class B Liquor License at Mugshotz, 1902 S. 68 St..*
- A motion was made by Ald. Weigel, seconded by Ald. Roadt, that this matter be Referred for Summons and Complaint to the City Attorney. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel
No: 0

15. [2011-0192](#) Police Department Report involving Mugshotz, 1902 S. 68 St. (2010-2011 Class B Tavern License no. 1380, Dance Hall License no. 1382 and Instrumental Music License no. 1383 of Mugshotz, Inc., Gregory J. Steffek, Agent, Incident Date: March 13, 2011)

Appearance by Gregory J. Steffek. A discussion ensued regarding the incident on March 13, 2011.

The Committee asked Mr. Steffek to follow up with his employees regarding this 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

E. OTHER MATTERS TO COME BEFORE THE COMMITTEE FOR DISCUSSION/ACTION

24. [2011-0227](#) Discussion relative to delinquent real estate taxes for 5630 W. Lincoln Ave., DDT Bobblehedz, Inc., David P. Bickler, Sr.

Nonappearance of David P. Bickler, Sr. Mr. Bickler contacted the Clerk's Office. Mr. Bickler paid the Real Estate and Personal Property taxes in full.

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

Votes: Aye: 3 - Ald. Czaplewski, Ald. Roadt and Ald. Weigel

No: 0

25. [2011-0235](#) Discussion regarding number of Permits for Temporary Extension of Class B Tavern Licensed Premises for Special Events issued during a license year.

Not Discussed

26. [2011-0232](#) Discussion regarding Provisional Retail Licenses.

Not Discussed

F. ADJOURNMENT

A motion was made by Ald. Weigel, seconded by Ald. Roadt, to adjourn at 7:12 p.m. The motion carried unanimously.

Respectfully submitted,

*Ann Marie Neff
Secretary to the Committee*