



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Agenda

### License & Health Committee

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

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Tuesday, April 28, 2015

4:00 PM

City Hall Room 128

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#### REGULAR MEETING

#### A. CALL TO ORDER

#### B. ROLL CALL

#### C. HEARINGS

*Hearing on the complaint in the matters of:*

*1. 3M Management, LLC, Melissa M. Martin. Agent, for the premises located at 1900 S. 60 St., d/b/a M&M's Sports Bar (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, Instrumental Music License no. 2064 and Local Food Permit) and*

*2. Morgan Murphy Enterprises, LLC, Mary Jo Burbach, Registered Agent, for the premises located at 5732 W. Mitchell St., d/b/a Tap 58 (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005, Instrumental Music License no. 2083 and Food-Related Permit/License).*

#### D. CLOSED SESSION

*PLEASE TAKE NOTICE that the License & Health Committee of the City of West Allis will hold a meeting on Tuesday, April 28, 2015, at 4:00 P.M., or as soon thereafter as the matter can be heard, in Room 128 of West Allis City Hall, 7525 W. Greenfield Ave., West Allis, Wisconsin, to consider a motion to convene in closed session at said time and place to deliberate and confer with the City Attorney on the Summons and Complaints regarding the following matters:*

*1. 3M Management, LLC, Melissa M. Martin. Agent, for the premises located at 1900 S. 60 St., d/b/a M&M's Sports Bar (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, Instrumental Music License no. 2064 and Local Food Permit) and*

*2. Morgan Murphy Enterprises, LLC, Mary Jo Burbach, Registered Agent, for the premises located at 5732 W. Mitchell St., d/b/a Tap 58 (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005, Instrumental Music License no. 2083 and Food-Related Permit/License).*

*A closed session for the above purpose is authorized pursuant to the provisions of Wis. Stats. Section 19.85(1)(a) and (g), which authorizes a governmental body, upon motion duly made and carried, to meet in closed session to deliberate concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before that governmental body; and to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.*

*Upon conclusion of the closed session, the License & Health Committee will reconvene in open session at said time and place to consider its public agenda, including motions to recommend approval or rejection of above-listed deliberations or any of the public agenda items that have not been acted upon.*

## **E. NEW AND PREVIOUS MATTERS**

2. [2015-0176](#) Findings and Recommendations in the Matter of the complaint against 3M Management, LLC, 1900 S. 60 Street (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063 and Instrumental Music License no. 2064).  
  
*Attachments:* [Findings of Fact - 3M Mgmt LLC](#)
3. [2015-0132](#) Summons and Complaint in the matter of the complaint against 3M Management, LLC, Melissa M. Martin, Agent, for the premises located at 1900 S. 60 St., d/b/a M&M's Sports Bar (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, Instrumental Music License no. 2064 and Local Food Permit).  
  
*Attachments:* [M&M's Summons 3-3-15](#)  
[M&M's Complaint 3-3-15](#)  
[M&M's Affidavit of Service 2-24-15](#)
4. [2015-0203](#) Response of 3M Management LLC, d/b/a M&M's Sports Bar, to the Findings and Recommendation of the License & Health Committee and Motion to Modify the Recommendation.  
  
*Attachments:* [Response of 3M Management LLC](#)
5. [2015-0096](#) Department of Revenue Field Report from January 23, 2015 regarding 3M Management, LLC, (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063 and Instrumental Music License no. 2064, Melissa M. Martin, Agent, d/b/a M&M's Sports Bar, 1900 S. 60 St.).  
  
*Attachments:* [DOR Field Report 3M Mngmnt 1-23-15](#)  
[DOR 3M Mngmnt photograph 1-23-15](#)  
[DOR 3M Mngmnt photographs 1-23-15](#)  
[DOR Property Receipts 3M Mngmnt 1-23-15](#)
6. [2015-0106](#) Police Department Report involving M & M's Sports Bar, 1900 S. 60 St. (2014-2015 Class B Tavern License no. 1931, Dance Hall License no. 2063, and Instrumental Music License no. 2064) of 3M Management, LLC, Melissa M. Martin, Agent, Incident Date: January 23, 2015).
7. [2015-0071](#) Request from Melissa Martin, to amend the Plan of Operation for M&M's Sports Bar, to allow a Tavern Entertainment License and a DJ and karaoke for the current Instrumental Music License.

8. [2015-0075](#) Summons and Complaint in the matter of the complaint against Morgan Murphy Enterprises, LLC, Mary Jo Burbach, Registered Agent, for the premises located at 5732 W. Mitchell St., d/b/a Tap 58 (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005, Instrumental Music License no. 2083 and Food-Related Permit/License).

Attachments: [Summons Morgan Murphy Enterprises 03-24-15](#)  
[Complaint Morgan M urphy Enterprises, LLC 03-24-15](#)  
[Affivadit of Service Morgan Murphy Enterprises, LLC](#)

9. [2015-0034](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: December 18, 2014).
10. [2015-0103](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 10, 2015).
11. [2015-0104](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: January 18, 2015).
12. [2015-0185](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083) of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: February 12, 2015).
13. [2015-0081](#) Communication from Health Commissioner providing an update on Morgan Murphy Enterprises, LLC, Mary Jo Burbach, for the premises located at 5732 W. Mitchell St., d/b/a Tap 58 (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005, Instrumental Music License no. 2083 and Food-Related Permit/License) dated January 29, 2015.

Attachments: [MEMORANDUM-Tap58, January 29, 2015](#)

## F. ADJOURNMENT

*City of West Allis Common Council members may attend the above License & Health Committee meeting for information gathering purposes. Should a quorum of Common Council members appear at this Committee meeting, a regular Common Council meeting may take place for the purposes of gathering information on an item listed on the Committee agenda. Should such a meeting occur, the date, time and location of the Common Council meeting will be that of the License & Health Committee as listed on the License & Health Committee agenda.*

All meetings of the License & Health Committee are public meetings. In order for the general public to make comments at the committee meetings, the individual(s) must be scheduled (as an appearance) with the chair of the committee or the appropriate staff contact; otherwise, the meeting of the committee is a working session for the committee itself, and discussion by those in attendance is limited to committee members, the mayor, other alderpersons, staff and others that may be a party to the matter being discussed.

#### **NON-DISCRIMINATION STATEMENT**

The City of West Allis does not discriminate against individuals on the basis of race, color, religion, age, marital or veterans' status, sex, national origin, disability or any other legally protected status in the admission or access to, or treatment or employment in, its services, programs or activities.

#### **AMERICANS WITH DISABILITIES ACT NOTICE**

Upon reasonable notice the City will furnish appropriate auxiliary aids and services when necessary to afford individuals with disabilities an equal opportunity to participate in and to enjoy the benefits of a service, program or activity provided by the City.

#### **LIMITED ENGLISH PROFICIENCY STATEMENT**

It is the policy of the City of West Allis to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served or likely to be directly affected by our programs. Such services will be focused on providing meaningful access to our programs, services and/or benefits.