



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, September 15, 2009

6:00 PM

West Allis City Hall Room 128

SPECIAL MEETING

A. CALL TO ORDER

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

B. ROLL CALL

Present: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel

Excused: 1 - Ald. Sengstock

Others present: Zubair Arshad, Enicacio Sanchez, Dawn M. Gonyo, Brianna J. Loker, Dennis B. Robinson, John A. Werner, Colin R. Karlik, Kory J. Jacobson, Janice F. Schirripa, Joseph A. Jeffords, William P. Savage, Mario P. Morgese, Alan J. Bunzel, Jeffrey K. Lau, Randall C. Hopf, Lt. Terry Morrissey, West Allis Police Dept., Scott Post, City Attorney, and Janel Lemanske, Clerk Specialist II.

C. APPROVAL OF MINUTES

A motion was made by Ald. Barczak, seconded by Ald. Roadt, to approve the minutes of the special meeting of September 1, 2009 and recess meeting of September 1, 2009. The motion carried unanimously.

D. CLOSED SESSION

A closed session was not held.

E. NEW AND PREVIOUS MATTERS

New Matters for Introduction

35. [2009-0586](#)

Summons and Complaint in the matter of the complaint against Doyle Foodservices, Inc., Thomas C. Doyle, Agent, d/b/a Tommasino Italia for premises located at 7335 W. Greenfield Ave. (2009-2010 Class B Tavern License no. 887).

Third nonappearance by Thomas C. Doyle. Allegations in the complaint deemed true as result of failure to appear. A motion was made by Ald. Barczak, seconded by Ald. Weigel, to approve the City Attorney's Office drafting up Findings & Recommendations.

A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel

No: 0

36. [2009-0461](#) 2009-2010 Class B Tavern License renewal application no. 887 of Doyle Foodservices, Inc., Thomas C. Doyle, Agent, d/b/a Tommasino Italia for premises located at 7335 W. Greenfield Ave.
- See legislative file no. 2009-0586. Approval of complaint allegations, not to renew license, and preparation of Findings and Recommendations.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended for Nonrenewal. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
37. [2009-0589](#) Summons and Complaint in the matter of the complaint against H.K. Petroleums, LLC, Zubair Arshad, Agent, d/b/a H.K. Petroleums, LLC at 5926 W. Beloit Rd (2009-2010 Cigarette License no. 1222).
- Appearance by Zubair Arshad. Ald. Czaplewski asked Mr. Arshad if he read and understood the complaint. Mr. Arshad said he did and that he was out of town for two months; his brother was representing the business while he was out of town. Ald. Czaplewski recommended maintaining landscaping. Ald. Barczak described the compliance check program.*
- A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
38. [2009-0402](#) Police Department Report regarding May 21, 2009 Tobacco Compliance Check involving nine (9) West Allis businesses, resulting with two (2) selling tobacco to an underage person without requesting identification (2008-2009 Cigarette License no. 1222 of H.K. Petroleums, LLC, Zubair Arshad, Agent, d/b/a H.K. Petroleums, LLC at 5926 W. Beloit Rd.).
- See legislative file no. 2009-0589.*
- A motion was made by Ald. Roadt, seconded by Ald. Barczak, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
39. [2009-0583](#) 2009-2010 Class B Beer License appl. no. 1590 of Enicacio Sanchez, d/b/a Taqueria Buenavista located at 6000 W. Burnham St. (new-nonexisting location).
- Appearance by Enicacio Sanchez. Ald. Barczak explained procedures for selling fermented malt beverages and stated when the restaurant is open past the legal selling time, the beer has to be closed up. Ald. Czaplewski reminded Mr. Sanchez of the compliance check program.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
- Ald. Barczak excused himself from the discussion of Agenda Item no. 40.*

40. [2009-0590](#) 2009-2011 Tavern Operator License application no. 11-381 of Dawn M. Gonyo.
- Appearance by Dawn M. Gonyo. Ald. Weigel addressed the violation of serving alcohol to an underage person, and the importance of adhering to the compliance check program. Ms. Gonyo stated that she'll double-card a questionable patron.*
- 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
Present: 1 - Ald. Barczak
- Ald. Barczak was now present for the remaining portion of the meeting.*
41. [2009-0591](#) 2009-2011 Tavern Operator License application no. 11-378 of Brianna J. Loker.
- Appearance by Brianna J. Loker. Ald. Weigel read question no. 4 and stated it was an incomplete answer. Ms. Loker explained the retail theft and disorderly conduct charges. Ald. Barczak addressed anger management control in a tavern setting; explained the compliance check program and the right to hold any questionable identification.*
- A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
42. [2009-0592](#) 2009-2010 Tavern Operator License application no. 10-385 of Dennis B. Robinson.
- Appearance by Dennis B. Robinson. Ald. Czaplewski stated his concern with the carrying a concealed weapon charge. Mr. Robinson explained the charge. Mr. Robinson stated he has prior bartending experience. Ald. Weigel explained the compliance check program and if there are any problems contact the police immediately. Ald. Barczak commented on his record prior to 2000 and complimented him on turning it around after 2000.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
43. [2009-0611](#) 2009-2010 Tavern Operator License application no. 10-389 of John A. Werner.
- Appearance by John Werner. Ald. Barczak commented on the one pending OWI. Ald. Czaplewski had received a phone call from Mr. Werner stating he was disputing the second charge. Mr. Werner informed the committee that the burglary charge wasn't his as he wasn't a juvenile in 1999. Ald. Czaplewski warned Mr. Werner to watch the OWI's, and if he gets a third he'll be reappearing before the committee.*
- A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

44. [2009-0615](#) 2009-2011 Tavern Operator License application no. 11-384 of Colin R. Karlik.
- Appearance by Colin R. Karlik. Ald. Weigel questioned the pending underage charge. Mr. Karlik explained the charge.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
45. [2009-0614](#) 2009-2010 Adult-Oriented Establishment Operator Permit application no. 1591 of Kory J. Jacobson.
- Appearance by Kory J. Jacobson. Ald. Czaplewski expressed concerns with the police report. Recommended denial based on the police report.*
- A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Recommended for Denial. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
46. [2009-0588](#) Police Department Report involving Happy Tap, 6801 W. Beloit Rd. (Janice F. Schirripa, 2008-2010 Tavern Operator License no. 10-211, Incident Date: July 10, 2009).
- Appearance by Janice F. Schirripa. Ald. Barczak commented on the fact that two (2) hours after the incident she recalled the incident when at the time of the incident she was uncooperative with police officers and failed to report. Lt. Morrissey and Ald. Barczak concurred with Ald. Barczak. Ald. Czaplewski stressed the importance of cooperating with the police and calling 911 when trouble occurs.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
57. [2009-0545](#) Police Department Report involving Happy Tap, 6801 W. Beloit Rd. (2009-2010 Class B Tavern License no. 641, Dance Hall License no. 645 and Cigarette Music License no. 643, Alan J. Bunzel, Incident Date: July 10, 2009).
- Appearance by Alan J. Bunzel. See legislative file no. 2009-0588.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
47. [2009-0607](#) Findings and Recommendations in the Matter of the Complaint Against Paul Ray Investments, LLC, Todd W. Hall & Paul Ray, d/b/a Papa John's Pizza relative to Food-Related Permit.
- Nonappearance of Todd W. Hall & Paul Ray. A motion was made by Ald. Weigel, seconded by Ald. Barczak, for Approval of Findings and Recommendations in the Matter of the Complaint Against Paul Ray Investments, LLC to revoke food-related permits.*
- A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

48. [2009-0608](#) Findings and Recommendations in the Matter of the Complaint Against Jeffrey Farrington, 2009-2011 Tavern Operator License renewal application no. 11-313.
- Nonappearance of Jeffrey Farrington. A motion was made by Ald. Weigel, seconded by Ald. Barczak, for approval of the Findings and Recommendations in the Matter of the Complaint Against Jeffrey Farrington to deny the renewal of his 2009-2011 Tavern Operator License.*
- A motion was made by Ald. Weigel, seconded by Ald. Barczak, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0
49. [2009-0596](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 15, 2009).
- Appearance by Joseph A. Jeffords and Peter W. Grubor. Items 49-53 were taken together. Ald. Weigel commented on the underage charge and noise complaint. Mr. Jeffords explained the underage charge and noise complaint. He is making improvements to eliminate the noise nuisance. Ald. Barczak stated that Mr. Jeffords has to adapt to neighbors. Ald. Czaplewski is concerned with the multiple underage incidents. Ald. Barczak issued a verbal warning to the extent of one more underage incident and a Summons and Complaint will be issued for a mandatory 15-20 day shutdown.*
- This Matter was Recommended to be Placed on File on a Block Vote.**
50. [2009-0597](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 25, 2009).
- See legislative file no. 2009-0596.*
- This Matter was Recommended to be Placed on File on a Block Vote.**
51. [2009-0598](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 26, 2009).
- See legislative file no. 2009-0596.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

52. [2009-0601](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: August 30, 2009).

See legislative file no. 2009-0596.

This Matter was Recommended to be Placed on File on a Block Vote.

Passed The Block Vote

A motion was made by Ald. Barczak, seconded by Ald. Weigel, including all the preceding items marked as having been adopted on a Block Vote. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

Previous Matters for Consideration

53. [2009-0546](#) Police Department Report involving Smokin' Joe's Pub, 6139 W. Beloit Rd., (2009-2010 Class B Tavern License no. 1427, Dance Hall License no. 1428 and Instrumental Music License no. 1430 of Smokin' Joe's Pub, LLC, Joseph A. Jeffords, Agent, Incident Date: July 25, 2009).

See legislative file no. 2009-0596.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

54. [2009-0393](#) Police Department Report involving Wild Bill's Saloon, 1454 S. 92 St. (2008-2009 Class B Tavern License no. 789 and Cigarette License no. 790 of Wild Bill's Saloon, LLC, William P. Savage, Agent, Incident Date: May 3, 2009).

Appearance by William P. Savage. Ald. Czaplewski was concerned with the report due to a gun being involved. Ald. Weigel stated he wasn't pleased with the way the situation was handled. Mr. Savage stated if the police aren't satisfied, he's not satisfied. Ald. Roadt asked what happened three (3) weeks ago. Mr. Savage said there was a problem with the tenant. Ald. Weigel said since Mr. Savage owns the building, and if problems escalate with the tenants, the building can be condemned as a nuisance property according to ordinance. Ald. Czaplewski requested a report be generated regarding the property and available for the committee members.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

55. [2009-0542](#) Police Department Report involving Mario's, 1900 S. 60 St. (2009-2010 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: July 17, 2009).
- Appearance by Mario P. Morgese. Ald. Czaplewski was concerned with the multiple underage incidents. Mr. Morgese stated he has made steps to eliminate the underage incidents. Mr. Morgese has hired a former police officer, two (2) former military persons, hand stamps for carded patrons, and purchasing an age verification scanner. Ald. Barczak stressed to Mr. Morgese that he must clean-up the problems.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

56. [2009-0488](#) Police Department Report involving Mario's, 1900 S. 60 St. (2008-2009 Class B Tavern License no. 1091, Dance Hall License no. 1092 and Instrumental Music License no. 1093 of M & W Hospitality, Inc., Mario P. Morgese, Agent, Incident Date: June 13, 2009).
- See legislative file no. 2009-0542.*
- This Matter was Recommended to be Placed on File on a Block Vote.**

Passed The Block Vote

A motion was made by Ald. Barczak, seconded by Ald. Weigel, including all the preceding items marked as having been adopted on a Block Vote. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

58. [2009-0537](#) Police Department Report involving 57 Bar, 5632 W. Burnham St. (2009-2010 Class B Tavern License no. 1310 and Instrumental Music License no. 1515 of JK Lau Investments, LLC, Jeffrey K. Lau, Agent, Incident Date: June 26, 2009).
- Appearance by Jeffrey K. Lau.*
- A motion was made by Ald. Barczak, seconded by Ald. Weigel, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Barczak, Ald. Roadt and Ald. Weigel
No: 0

59. [2009-0559](#) Communication from Jill Huennekens regarding her termination as Bar Manager at 6500 W. Greenfield Ave., d/b/a 6500 Bar & Grill (2009-2010 Class B Tavern License no. 1500, Susan C. Jesion, licensee).

Non-appearance by Susan C. Jesion. Susan C. Jesion did contact the Clerk's Office prior to the meeting.

Held

60. [2009-0577](#) 2009-2011 Tavern Operator License application no. 11-367 of Randall C. Hopf.
- Appearance by Randall C. Hopf.*
- Held**

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

[2009-0587](#) Discussion relative to cigarette and tobacco products license application.
Not Discussed

[2009-0610](#) Discussion regarding committee action on licenses relative to uncharged or dismissed offenses.
Not Discussed

G. ADJOURNMENT

A motion was made by Ald. Weigel, seconded by Ald. Roadt, to adjourn at 7:13 p.m. The motion carried unanimously.

Respectfully submitted,

*Janel Lemanske
Secretary to the Committee*