

City of West Allis Meeting Minutes

7525 W. Greenfield Ave. West Allis, WI 53214

License & Health Committee

Alderperson Kurt E. Kopplin, Chair Alderperson James W. Sengstock, Vice-Chair Alderpersons: Michael J. Czaplewski, Linda A. Dobrowski, Richard F. Narlock

Tuesday, March 25, 2008

6:00 PM

West Allis City Hall Room 128

REGULAR MEETING

A. CALL TO ORDER

The meeting was called to order by Vice-Chair Sengstock at 6:00 p.m.

B. ROLL CALL

Present: 3 - Ald. Sengstock, Ald. Dobrowski and Ald. Narlock

Excused: 2 - Ald. Kopplin and Ald. Czaplewski

Others present: Heather R. Walker, Jennifer Spack, Stephen J. Chollampel, Mark A, Nisenbaum, Michelle A. Alexander, Joseph T. Kurth, Roslyn A. Calloway, Allison M. Isler, Douglas J. Drake, Ramzan Charania, Petros Visvardis, Mohinder Singh, Daniel G. Hilety, Christopher S. Armes, Sharon Nowak, Milw. County Tavern League, Karen D. Schoenfeld, Bonnie S. Gorlewski, Joseph A. Jeffords, Carol L. McMahon, Brian McMahon, Mario P. Morgese, Steven Robinson, Martha I. Garcia, Lt. Ron Versnik, West Allis Police Dept., Jeffrey J. Warchol, Assistant City Attorney and Ann Marie Neff, Secretary to the Commitee.

C. APPROVAL OF MINUTES

A motion was made by Ald. Narlock, seconded by Ald. Dobrowski, to approve the minutes of the regular meeting of February 26, 2008, and recess meetings of March 4, 2008 and March 18, 2008. The motion carried by the following vote:

Votes: Aye: 3 - Ald. Sengstock, Ald. Dobrowski and Ald. Narlock

A second roll call was taken to reflect Ald. Czaplewski present at this time.

Present: 4 - Ald. Sengstock, Ald. Czaplewski, Ald. Dobrowski and Ald. Narlock

Excused: 1 - Ald. Kopplin

D. NEW AND PREVIOUS MATTERS

1. 2008-0148

Police Department Report regarding February 22, 2008 Tobacco Compliance Check involving eight (8) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2007-2008 Cigarette License no. 477 of Speedway Superamerica, LLC, Heather R. Walker, Agent, d/b/a Speedway #2090 at 9130 W. Oklahoma Ave.).

Appearance by Heather R. Walker. Ms. Walker stated that the employee was reprimanded and all employees were retrained.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

15. 2008-0087

Police Department Report involving Yester Years Pub & Grill, 9427 W. Greenfield Ave. (2007-2008 Class B Tavern License no. 760, Dance Hall License no. 763, Instrumental Music License no. 761 and Cigarette License no. 765 of Yester Years Pub & Grill, Inc., Karen D. Schoenfeld, Agent, Incident Date: January 18, 2008).

Appearance by Karen D. Schoenfeld and Bonnis S. Gorlewski. Ald. Narlock inquired why the police were not called. Ms. Gorlewski replied she did not think the police were necessary, but does know to call 911 for any sign of problems. Ald. Sengstock complimented Ms. Schoenfeld on her establishment's record and length of service in the City.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

2. 2008-0145

Police Department Report regarding February 22, 2008 Tobacco Compliance Check involving eight (8) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2007-2008 Cigarette License no. 4822 of Speedway Superamerica, LLC, Jennifer Spack, Agent, d/b/a Speedway #4229 at 9111 W. National Ave.).

Appearance by Jennifer Spack. Ms. Spack told the Committee that the employee is no longer employed with her. Ald. Sengstock reminded Ms. Spack about the tobacco compliance checks and being thorough with checking identification.

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

2008-0146 3.

Police Department Report regarding February 22, 2008 Tobacco Compliance Check involving eight (8) West Allis businesses, resulting with three (3) selling tobacco to an underage person without requesting identification (2007-2008 Cigarette License no. 1276 of MTS MiniMart, Inc., Stephen J. Chollampel, Agent, d/b/a BP AA Cleveland Mart at 2668 S. 92 St.).

Appearance by Stephen J. Chollampel. Mr. Chollampel told the Committee the employee has been reprimanded. Ald. Sengstock reminded Mr. Chollampel about the tobacco compliance checks and being thorough with checking identification.

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

2008-0089 4.

Police Department Report regarding January 26, 2008 Tobacco Compliance Check involving ten (10) West Allis businesses, resulting with one (1) selling tobacco to an underage person without requesting identification (2007-2008 Cigarette License no. 1222 of H.K. Petroleums, LLC, Zubair Arshad, Agent, d/b/a H.K. Petroleums at 5926 W. Beloit Rd.).

Appearance by Mark A. Nisenbaum representing Zubair Arshad. Mr. Nisenbaum told the Committee it was a new employee. Ald. Sengstock reminded Mr. Nisenbaum about the tobacco compliance checks and being thorough with checking identification.

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

Passed The Block Vote

A motion was made by Ald. Narlock, seconded by Ald. Czaplewski, 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. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

5. 2008-0129 2007-2009 Tavern Operator License application no. 9-462 of Michelle A. Alexander.

Appearance by Michelle A. Alexander. Ald. Narlock commented on Ms. Alexander not being thorough on the application. Ald. Sengstock reminded Ms. Alexander to be candid and up front on future applications. He explained the Police Department compliance check program and reminded Ms. Alexander to check identification.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

6. 2008-0130 2007-2009 Tavern Operator License application no. 9-464 of Joseph T. Kurth.

Appearance by Joseph T. Kurth. Ald. Czaplewski commented on Mr. Kurth's police background check. Recommended for denial based on police report. Ald. Narlock advised Mr. Kurth to apply again in one to two years.

A motion was made by Ald. Czaplewski, seconded by Ald. Narlock, that this matter be Recommended for Denial. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

7. 2008-0150 2007-2009 Tayern Operator License application no. 9-465 of Roslyn A. Calloway.

Appearance by Roslyn A. Calloway. Ald. Sengstock commented on Ms. Calloway being candid on her application. He reminded her to check identification and call 911 for altercations.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

8. 2008-0181 2007-2008 Adult-Oriented Establishment Operator Permit application no. 1376 of Allison M. Isler.

Appearance by Allison M. Isler.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

2008-0131 2007-2008 Second Hand Dealer License appl. no. 1375 of DRA Sports Collectibles, LLC, Douglas J. Drake, Agent, for premises at 7201 W. National Ave.

Appearance by Douglas J. Drake. Lt. Versnik informed the Committee that Mr. Drake has not had any tickets or arrests since January 2007. Mr. Drake to provide letter of compliance.

A motion was made by Ald. Narlock, seconded by Ald. Dobrowski, 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. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

9.

10. 2008-0132

2007-2008 Cigarette License application no. 1374 of Salima & Rozina of WI, Inc., Ramzan Charania, Agent, for premises located at 9530 W. National Ave.

Appearance by Ramzan Charania. Ald. Narlock commented on Mr. Charania appearing before the Committee for compliance checks violations. Mr. Charania stated he has appeared from another location.

A motion was made by Ald. Czaplewski, seconded by Ald. Dobrowski, 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. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

11. 2008-0137

2007-2008 Class B Tavern License appl. no. 1370 of Pegasus of West Allis, LLC., Petros Visvardis, Agent, d/b/a Pegasus Restaurant at 7727 W. Greenfield Ave. (new-existing).

Appearance by Petros Visvardis. Mr. Visvardis informed the Committee he has experience running a restaurant with alcohol.

A motion was made by Ald. Czaplewski, seconded by Ald. Dobrowski, 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. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

12. 2008-0104

2007-2008 Class A Beer License appl. no. 1373 of 81st Beer & Food, Inc., d/b/a 81st Beer & Food, Inc., Mohinder Singh, Agent, for premises located at 1568 S. 81 St. (new-existing location).

Appearance by Mohinder Singh. Mr. Singh explained he still owns this establishment. This application is to change it to a Corporation.

A motion was made by Ald. Narlock, seconded by Ald. Dobrowski, 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. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

2008-0085

Police Department Report involving Sale Inn, 5832 W. Lincoln Ave. (2007-2008 Class B Tavern License no. 709 and Dance Hall License no. 710 of Daniel G. Hilety, Incident Date: January 5, 2008).

Appearance by Daniel G. Hilety. Ald. Czaplewski complimented on the the bartender calling 911.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

14. 2008-0090

Police Department Report involving The Needle Inn, 7100 W. National Ave. (2007-2008 Class B Tayern License no. 1174, Dance Hall License no. 1177, Instrumental Music License no. 1176 and Cigarette License no. 1175 of Armes Enterprises, LLC, Christopher S. Armes, Agent, Incident Date: January 1, 2008).

Appearance by Christopher S. Armes and Sharon Nowak, Milwaukee County Tavern League. Mr. Armes told the Committee he did not call the police because the people had already left. He felt the incident was resolved between the parties. Ald. Sengstock reminded Mr. Armes that they could have returned. Ald. Dobrowski said 911 should be called immediately.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

16. 2008-0086

Police Department Report involving Smokin' Joes, 6139 W. Beloit Rd., (2007-2008 Class B Tavern License no. 992, Dance Hall License no. 995, Instrumental Music License no. 994 and Cigarette License no. 993 of Joseph A. Jeffords, Incident Date: January 13, 2008).

Appearance by Joseph A. Jeffords. Lt. Versnik mentioned the Police Department receiving a grant for gang activity called "Operation Safe Neighborhood". He told Mr. Jeffords there has been suspected gang members in his bar and advised him to keep a watchful eye. Ald. Sengstock told Mr. Jeffords to remind his bartenders to check identification and not allow minors in his establishment. Ald. Czaplewski warned Mr. Jeffords about the loud volume level of his music and reminded him about his close proximity to residential properties. He told Mr. *Jeffords it is his license in jeopardy if there are excessive noise complaints.*

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

2008-0142 17.

Police Department Report involving Stacey's, 6711 W. Beloit Rd. (2007-2008 Class B Tavern License no. 817, Dance Hall License no. 819 and Cigarette License no. 818 of Stacey's, Inc., Carol L. McMahon, Agent, Incident Date: February 2, 2008).

Appearance by Carol L. McMahon and Brian McMahon. Ald. Sengstock commended Mr. McMahon on following procedure for calling 911.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

2008-0144 18.

Police Department Report involving Mario's, 1900 S. 60 St. (2007-2008 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: February 23, 2008).

Appearance by Mario P. Morgese. Lt. Versnik asked Mr. Morgese if he would have his doormen monitor the outside area of his establishment at closing time. Mr. Morgese replied he does.

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

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

19. <u>2008-0102</u>

Police Department Report involving Top Gun Saloon, 1100 S. 60 St. (2007-2008 Class B Tavern License no. 729, Dance Hall License no. 731 and Instrumental Music License no. 730 of Top Gun Saloon, Inc., Angela M. Robinson, Agent, Incident Date: February 3, 2008).

Appearance by Steven Robinson on behalf of Angela M. Robinson. Lt. Versnik spoke, on behalf of the officers, regarding the incident of February 3, 2008. A discussion ensued about the events of the evening and the repetitive calls involving Top Gun Saloon.

A motion was made by Ald. Czaplewski, seconded by Ald. Narlock, that this matter be Referred for Summons and Complaint to the City Attorney. The motion carried by the following vote:

Votes: Aye: 4 - Ald. Czaplewski, Ald. Sengstock, Ald. Narlock and Ald. Dobrowski No: 0

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

20. <u>2008-0149</u>

Discussion regarding 2007-2008 Class B Tavern License application no. 1312 of Martha I. Garcia, d/b/a Las Fajitas for premises located at 10114 W. Greenfield Ave.

Appearance by Martha I. Garcia. Ms. Garcia informed the Committee that Las Fajitas would be ready to open in a week. Ald. Narlock reminded Ms. Garcia to ask for an extension if they are not open by May.

Discussed

F. ADJOURNMENT

A motion was made by Ald. Dobrowski, seconded by Ald. Narlock, to adjourned at 7:06 p.m. The motion carried unanimously.

Respectfully submitted,

Ann Marie Neff Secretary to the Committee