



# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Meeting Minutes 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, August 5, 2014

5:30 PM

City Hall Room 128

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### SPECIAL MEETING

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#### A. CALL TO ORDER

*The meeting was called to order by Chair Czaplewski at 5:30 p.m.*

#### B. ROLL CALL

Present: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
Excused: 1 - Ald. Barczak

*Others present: Kelly M. Hansburg, Paula K. Johnson & Michael G. Lange, Andrew P. Baumbach, Pattie L. Ford, Kayla R. Quesada, Luciano E. Siragusa, Janice S. Fazen & Roberto Herrera, Jr., Mary Jo Burbach & Abigail R. Sindelar, Melissa M. Martin & Lori A. Jones, Charline S. Hart & Michael Jonas, Jonathan G. Rengstorf, Alma A. Frye, Kirstyn M. Wollert, Fredrick J. Glatz, Mary Louise Ell, Charles B. Hastings, Timothy A. Czarnecki & Ronald L. Mellantine, Lisa M. Branson, Lt. Jessica Johnson, West Allis Police Dept., John Stibal, Director of Development, Monica Schultz, City Clerk, and Ann Marie Neff, Secretary to the Committee.*

#### C. APPROVAL OF MINUTES

**A motion was made by Ald. Haass, seconded by Ald. Roadt, to approve the minutes of the special meeting of July 1, 2014 and recess meeting of July 1, 2014. The motion carried unanimously.**

*All in attendance were told of the importance of calling 911 for any signs of trouble, and to be helpful and cooperative with the police when they arrive.*

*They were reminded it is illegal to over serve or serve intoxicated patrons.*

*They were informed to check identification and of the City's Compliance Check Programs.*

*Everyone was told to be thoughtful and considerate of the neighbors.*

#### D. NEW AND PREVIOUS MATTERS

##### 76. [2014-0474](#)

2014-2015 Class B Tavern License application no. 2115, Dance Hall License application no. 2112, Tavern Entertainment License-Other Entertainment License application no. 2116, and Instrumental Music License application no. 2113 of Protoplanet, LLC, Kelly M. Hansburg, Agent, d/b/a Binary: Games, Food & Spirits for premises located at 9105 W. Lincoln Avenue (new-existing location).

*Appearance by Kelly M. Hansburg, Paula K. Johnson and Michael G. Lange. Discussion ensued regarding the multiple applications for this location. Ms. Johnson was informed that the City approves a license based on the City's requirements. It does not get involved with matters between the owner and the buyer.*

*The Committee requested this item be brought back to Committee when it is decided who will be buying the establishment.*

**Held**

77. [2014-0488](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-471 for Andrew P. Baumbach.
- Appearance by Andrew P. Baumbach. Discussion ensued regarding Mr. Baumbach's police report and his incomplete application.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended for Denial. The motion failed by the following vote:**
- Votes:** Aye: 2 - Ald. Haass and Ald. Weigel  
No: 2 - Ald. Czaplewski and Ald. Roadt
78. [2014-0489](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-476 for Pattie L. Ford.
- Appearance by Pattie L. Ford. Discussion ensued regarding Ms. Ford's police report.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
79. [2014-0490](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-477 for Chad C. Clausing.
- Nonappearance of Chad C. Clausing. Mr. Clausing did not contact the Clerk's Office. The Committee requested he be ordered to appear at the next scheduled License & Health meeting.*
- Held**
80. [2014-0491](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-208 for Kayla R. Quesada.
- Appearance by Kayla R. Quesada. Discussion ensued regarding Ms. Quesada's police report. A motion was made by Ald. Roadt to recommend approval. There was no seconder.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended for Denial. The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Czaplewski, Ald. Haass and Ald. Weigel  
No: 1 - Ald. Roadt
81. [2014-0492](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-212 for Luciano E. Siragusa.
- Appearance by Luciano E. Siragusa. Discussion ensued regarding Mr. Siragusa's police report.*
- A motion was made by Ald. Haass, seconded by Ald. Weigel, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
82. [2014-0077](#) Amended Findings and Recommendations in the Matter of the Complaint Against Scardina Bakery & Delicatessen, Inc., d/b/a Scardina Bakery & Delicatessen, for premises located at 5901 W. Beloit Rd. (2013-2014 Food Permit renewal application).
- Nonappearance of Vince & Sue Scardina. Mr. & Ms. Scardina did not contact the Clerk's Office. The Committee requested they be ordered to appear at the next scheduled License & Health meeting.*
- Held**

83. [2014-0444](#) Police Department Report involving Dog House, 1641 S. 68 St. (2013-2014 Class B Tavern License no. 1759, Dance Hall License no. 1760 and Instrumental Music License no. 1761) of Janice Susan, LLC, Janice Susan Fazen, Agent, Incident Date: May 28, 2014.
- Appearance by Janice S. Fazen & Roberto Herrera, Jr. Discussion ensued regarding the police report. Mr. Herrera was told that when he checks the date of birth on identification cards he needs to look at the picture to verify it is the same person.*
- 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
84. [2014-0445](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004 and Dance Hall License no. 2005) of Morgan Murphy Enterprizes, LLC, Carolyn S. Tomovich, Agent, Incident Date: June 7, 2014.
- Nonappearance of Carolyn S. Tomovich. Appearance by Mary Jo Burback & Abigail R. Sindelar. Discussion ensued regarding the police report and that Ms. Sindelar was reported as being argumentative and disrespectful to the officers.*
- Chair Czaplewski informed Ms. Tomovich that he has been receiving calls regarding Tap 58 and that there are additional problem calls to the police department regarding this establishment. He suggested they review their choice of music and remind the bartenders that over serving or serving intoxicated patrons is against the law. Ms. Burback was reminded she does not have to serve problem customers.*
- Ald. Haass wanted it on record that he intends to move for revocation of Abigail R. Sindelar's bartender license at the next meeting.*
- 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
85. [2014-0452](#) 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 Enterprizes, LLC, Carolyn S. Tomovich, Agent, Incident Date: June 27, 2014.
- See legislative file no. 2014-0445.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0

86. [2014-0453](#) Police Department Report involving Tap 58, 5732 W. Mitchell St. (Abigail R. Sindelar, 2013-2014 Operator's License (bartender/sales clerk) no. 14-194, Incident Date: June 27, 2014.
- See legislative file no. 2014-0445.*
- A motion was made by Ald. Haass, 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. Roadt, Ald. Haass and Ald. Weigel  
No: 0
87. [2014-0446](#) Police Department Report involving M & M's Sports Bar, 1900 S. 60 St. (2013-2014 Class B Tavern License no. 1931) of 3M Management, LLC, Melissa M. Martin, Agent, Incident Date: June 19, 2014.
- Appearance by Melissa M. Martin & Lori A. Jones. Discussion ensued regarding the police report and Ms. Jones being dishonest with the officers.*
- Ms. Martin was reminded that state law only allows employees on the premises after closing hours and that she is to have available a list of employees for the police if they request to see it. Ms. Martin asked where she could file a complaint about the way the officers secured her building the evening of the incident. She was told to contact the Chief of Police first and then the Police and Fire Commission.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended to be Placed on File. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
- Ald. Czaplewski excused himself from the discussion of Agenda item no. 88.*
88. [2014-0448](#) Police Department Report regarding June 21, 2014 Alcohol Compliance Check involving thirteen (13) West Allis businesses, resulting with one (1) selling alcohol to an underage person without requesting identification (2013-2014 Class A Beer License no. 1944 and Cigarette License no. 1896 of Beechers Quick Stop Shop, LLC, Charline S. Hart, Agent, d/b/a The Corner Spot, 2079 S. 69 St.).
- Appearance by Charline S. Hart and Michael Jonas. Mr. Jonas explained that his daughter was visiting from out of state and she thought she was being helpful running the register while the employee was in back stocking.*
- Ald. Weigel commented on the establishments outside storage of ice and propane tanks.*
- A motion was made by Ald. Haass, 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. Roadt, Ald. Haass and Ald. Weigel  
No: 0  
Present: 1 - Ald. Czaplewski
- Ald. Czaplewski was now present for the remaining portion of the Agenda.*

89. [2014-0470](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-193 for Jonathan G. Rengstorf.
- Appearance by Jonathan G. Rengstorf. Discussion ensued regarding Mr. Rengstorf's police 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
90. [2014-0471](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-466 for Alma A. Frye.
- Appearance by Alma A. Frye. Discussion ensued regarding Ms. Frye's police report. She was reminded to make good choices for herself and her customers and to call the police.*
- 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
91. [2014-0472](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-462 for Krista M. Mulholland.
- Nonappearance of Krista M. Mulholland. Ms. Mulholland did not contact the Clerk's Office. The Committee requested she be ordered to appear at the next scheduled License & Health meeting.*
- Held**
92. [2014-0475](#) 2014-2016 Operator's License (bartender/sales clerk) application no. 16-203 for Kirstyn M. Wollert.
- Appearance by Kirstyn M. Wollert. Discussion ensued regarding Ms. Wollert's police report.*
- A motion was made by Ald. Haass, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
93. [2014-0479](#) 2014-2015 Operator's License (bartender/sales clerk) application no. 15-487 for Fredrick J. Glatz.
- Appearance by Fredrick J. Glatz. Discussion ensued regarding Mr. Glatz's police report.*
- A motion was made by Ald. Haass, seconded by Ald. Roadt, that this matter be Recommended For Approval. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0

94. [2014-0457](#) 2014-2015 Class B Tavern License application no. 2111 of Just Mary's, LLC, Mary Louise Ell, Agent, d/b/a Just Mary's for premises located at 5600 W. Lincoln Ave. (new-existing location).
- Appearance by Mary Louise Ell. Discussion ensued regarding Ms. Ell's renewal application and her plans to not open at the current location but to transfer the license to a different location. The Committee informed Ms. Ell that she has sixty (60) days to apply for a transfer of her license or let the Committee know of her progress.*
- A motion was made by Ald. Haass, seconded by Ald. Roadt, 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. Roadt, Ald. Haass and Ald. Weigel  
No: 0
95. [2014-0462](#) 2014-2015 Class B Tavern License application no. 2107 of BFS WI, LLC, Charles B. Hastings, Agent, d/b/a Bottoms Up for premises location at 7127 W. National Avenue (new-existing location).
- Appearance by Charles B. Hastings and Sarah Murphy. Discussion ensued regarding their Plan of Operation, having trivia contests and applying for a Dance Hall License. Mr. Hastings commented on his extensive clean up of the area inside and outside, inquired about putting in an outdoor patio area and his plans to buy the lot next door to make a parking lot. He was told to apply for the appropriate licenses and permits for his plans.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, 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. Roadt, Ald. Haass and Ald. Weigel  
No: 0
96. [2014-0218](#) Police Department Report involving Night Court, 7127 W. National Ave. (2013-2014 Class B Tavern License no. 1594 of Parops, LLC, Hans T. Anderson, Agent, Incident Date: March 31, 2014).
- See legislative file no. 2014-0462.*
- 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: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0
- Ald. Czaplewski excused himself from the discussion of Agenda Item nos. 97-99.*
97. [2014-0460](#) Application of Transfer of License from Premises to Premises of 2014-2015 Class B Tavern License no. 1440 of Czar's LLC, Timothy A. Czarnecki, Agent, d/b/a Czar's, and Top Dog Enterprises, LLC, Ronald L. Mellantine, Agent, d/b/a The Choice Eatery & Entertainment, from 6901 W. Beloit Rd. to 9638 W. National Avenue.
- Appearance by Timothy A. Czarnecki & Ronald L. Mellantine. Discussion ensued regarding Mr. Czarnecki's transfer of his license to a new location and Mr. Mellantine's application for the license and Plan of Operation.*
- A motion was made by Ald. Weigel, seconded by Ald. Haass, that this matter be Recommended for Approval subject to the necessary requirement(s). The motion carried by the following vote:**
- Votes:** Aye: 3 - Ald. Roadt, Ald. Haass and Ald. Weigel  
No: 0  
Present: 1 - Ald. Czaplewski

98. [2014-0461](#) 2014-2015 Class B Tavern License application no. 2102 of Top Dog Enterprises LLC, Ronald L. Mellantine, Agent, d/b/a The Choice Eatery & Entertainment for premises located at 9638 W. National Ave. (new-nonexisting location).

*Mr. Mellantine and the Committee discussed Mr. Mellantine's experience and background in owning or running a restaurant/bar. Ald. Weigel asked Mr. Mellantine to provide a completed Plan of Operation and sketch of the premises.*

**Held**

99. [2014-0459](#) 2014-2015 Class B Tavern License renewal application no. 1440 of Czar's LLC, Timothy A. Czarnecki, Agent, d/b/a Czar's, premises located at 6901 W. Beloit Road.

*Mr. Czarnecki's renewal application was placed on file.*

**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. Roadt, Ald. Haass and Ald. Weigel

No: 0

Present: 1 - Ald. Czaplewski

*Ald. Czaplewski was now present for the remaining portion of the Agenda.*

#### **E. MATTERS FOR DISCUSSION/ACTION**

- a. [2014-0478](#) Discussion relative to the music being played at The New 6500 Bar at 6500 W. Greenfield Ave. as reported to the License & Health Committee Chairperson.

*Appearance by Lisa M. Branson. Discussion ensued regarding complaint calls that the Alderperson of the area has been receiving. They were reminded to keep the doors and windows closed, especially when music was playing. Ms. Branson was reminded to call the police to avoid problems and not to over serve. Ms. Branson stated they have been taking steps to keep the windows closed and she has been speaking with the neighbors about their concerns.*

**Discussed and Consensus Given**

- b. [2014-0508](#) Discussion relative to scheduling a public hearing to exceed the Municipal Class B Liquor License quota for Hampton Inn & Suites at 8201 W. Greenfield Ave.

*John Stibal, Director of Development spoke about the requirements needed by the hotel for their closing. One of those requirements being the approval of a Class B Liquor License for the location. A public hearing will be held regarding to exceed the municipal Class B Liquor License quota.*

**Discussed and Consensus Given**

#### **F. ADJOURNMENT**

**A motion was made by Ald. Weigel, seconded by Ald. Czaplewski, to adjourn at 7:05 p.m. The motion carried unanimously.**

*Respectfully submitted,*

*Ann Marie Neff  
Secretary to the Committee*