

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

November 18, 2008

To the Honorable, the Common Council

Dear Members:

Common Council File 080824 contains the following recommendations:

Non-renewal, based on non-appearance, of the public passenger vehicle driver's licenses of the Tyree Fleming, Jimme Sims and James Witkinson.

Renewal, with a 10-day suspension based on the police report, of the public passenger vehicle driver's license of Alpha Kroma.

Renewal, with a 20-day suspension based on the police report, of the public passenger vehicle driver's license of Jamal Aljaber.

With regard to the file listed above, the Public Safety Committee held an evidentiary hearing on November 17th.

Pursuant to Chapter 100-54, Milwaukee Code of Ordinances, and § 349.24, Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensee.

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, November 25, 2008** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

Robert G. Donovan, Chair
Public Safety Committee

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Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: November 18, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Tyree Fleming for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Tyree Fleming (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on September 5, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated September 25, 2008, that could form the basis of non-renewal or suspension of this license.
4. On October 30, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 17, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to Tyree Fleming at 3718 North 50th Street, Milwaukee, Wisconsin 53216, along with a copy of the police report on October 30, 2008 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East

Wells Street, Room 105, Milwaukee, WI 53202. The address of 3718 North 50th Street, Milwaukee, Wisconsin 53216 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

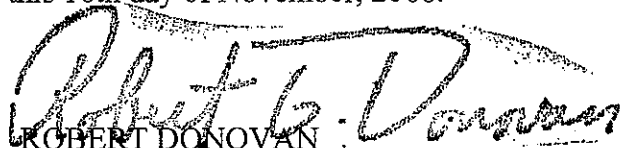
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24.
2. Based upon the above facts found, the Committee concludes that the licensee, Tyree Fleming, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license based upon nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver license of Tyree Fleming based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver license of Tyree Fleming not be renewed based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 18th day of November, 2008.


ROBERT DONOVAN
Chairman, Public Safety Committee

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: November 18, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Jimmie D. Sims for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Jimmie D. Sims (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on October 14, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated October 15, 2008, that could form the basis of non-renewal or suspension of this license.
4. On October 30, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 17, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to Jimmie D. Sims at 3247 North 29th Street, Milwaukee, Wisconsin 53216, along with a copy of the police report on October 30, 2008 in an envelope which was sent by U.S. first-class prepaid mail in an

envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, WI 53202. The address of 3247 North 29th Street, Milwaukee, Wisconsin 53216 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

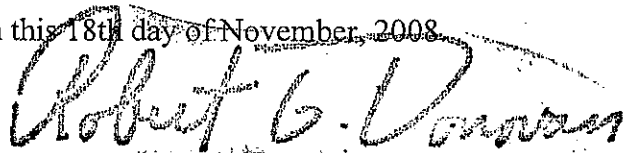
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24.
2. Based upon the above facts found, the Committee concludes that the licensee, Jimmie D. Sims, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license based upon nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver license of Jimmie D. Sims based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver license of Jimmie D. Sims not be renewed based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 18th day of November, 2008.



ROBERT DONOVAN
Chairman, Public Safety Committee

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: November 18, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of James J. Watkinson for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. James J. Watkinson (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on October 31, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated November 3, 2008, that could form the basis of non-renewal or suspension of this license.
4. On November 10, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 17, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to James J. Watkinson at 911 East Center Street, No. 1, Milwaukee, Wisconsin 53212, along with a copy of the police report on November 10, 2008 in an envelope which was sent by U.S. first-class

prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, WI 53202. The address of 911 East Center Street, No. 1, Milwaukee, Wisconsin 53212 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

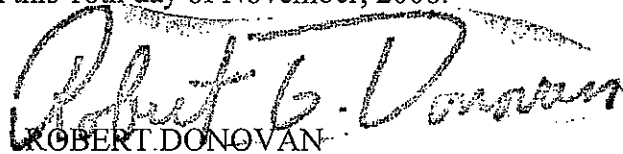
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24.
2. Based upon the above facts found, the Committee concludes that the licensee, James J. Watkinson, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license based upon nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver license of James J. Watkinson based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver license of James J. Watkinson not be renewed based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 18th day of November, 2008.



ROBERT DONOVAN

Chairman, Public Safety Committee

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: November 18, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Alpha Kromah for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Alpha Kromah (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on October 22, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated October 23, 2008, that could form the basis of non-renewal or suspension of this license.
4. On October 30, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 17, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report. The licensee was represented by Attorney Mark A. Schoenfeldt, 135 West Wells Street, Milwaukee, Wisconsin 53203.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On March 24, 2003 the applicant was cited by the Milwaukee Police Department for theft of cable. He was found guilty on August 23, 2004 and fined \$175.00.
- B. On September 30, 2006 an officer observed the applicant operating a taxi at 606 North James Lovell Street. The applicant did not have his Wisconsin driver's license with him. He was issued a citation for license to be carried which was released at district on October 13, 2006.
- C. On September 7, 2007 an officer observed the applicant operating a taxi at 1121 North Water Street. The applicant did not have a daily checklist filled out for that day or any customer complaint forms accessible to the passengers. The applicant was issued a citation for daily safety checklist required and was found guilty on February 1, 2008 and fined \$105.00. The citation for complaint forms required was dismissed on February 1, 2008. Although found guilty, the licensee claimed at hearing that his trip sheets had been stolen.
- D. On January 26, 2008 an officer observed the applicant operating a taxi eastbound on West Wisconsin Avenue. The applicant was talking on a cell phone while making a left turn and he failed to yield the right-of-way to a westbound vehicle causing that vehicle to brake to avoid a collision. The applicant stated to the officer that the on-coming vehicle let him through and talking on his cell phone was not a distraction. The applicant had his public passenger vehicle license in the holder facing backwards and no complaint forms accessible to the passengers, which he was cited for. The officer advised the incomplete trip record, dirty cab interior, the driver not wearing his seatbelt and not changing his home address with the Department of Motor Vehicles. The citations issued to the applicant for public passenger vehicle license to be exhibited and failure to yield making left turn were dismissed without prejudice on March 19, 2008. The applicant was found guilty on the citation for complaint forms required and fined \$136.00 on March 19, 2008. The applicant was found guilty on the citation for inattentive driving which was amended to interfere with traffic sign/signal and fined \$96.40 on March 19, 2008. At hearing, the licensee claimed the officer allowed other drivers to make the same illegal turn, no car was coming, and that he was not in service at the time.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24.

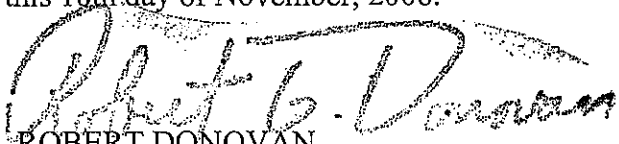
2. Based upon the above facts found, the Committee concludes that the licensee, Alpha Kromah, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license without undergoing a ten (10) day suspension of said license based upon the police report. The Committee finds the police report, as stated above, to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Public Passenger Vehicle Driver license held by Alpha Kromah with a ten (10) day suspension of said license based upon the police report on file in this matter.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver license of Alpha Kromah be renewed with a ten (10) day suspension based upon the police report on file in this matter.

Said suspension is to be in force from date of the Common Council action on November 25, 2008 through midnight January 4, 2009.

Dated and signed at Milwaukee, Wisconsin this 18th day of November, 2008.


ROBERT DONOVAN
Chairman, Public Safety Committee

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: November 18, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Jamal J. Aljaber for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Jamal J. Aljaber (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on October 8, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated October 9, 2008, that could form the basis of non-renewal or suspension of this license.
4. On October 30, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 17, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report. The licensee was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On August 25, 2007 at 12:38 a.m., an officer of the Milwaukee Police Department observed the applicant, while operating a red taxicab, turn left at the intersection of East Wisconsin Avenue and North Water Street in violation of the "No Left Turn" signal posted at the southwest corner of that intersection. The licensee was issued a citation for improper signal for stop/turn and was charged on November 13, 2007 and fined \$83.80.
- B. On July 23, 2008, an officer of the Milwaukee Police Department assigned to the License Investigation Unit received a complaint from a citizen regarding a taxi ride on July 5, 2008. The citizen stated the applicant became agitated over a dispute regarding how much a fare should be. The citizen further stated the applicant struck her in the chest. The applicant was cited for disorderly conduct, was found guilty on November 14, 2008 and forfeited \$80.00.
- C. At hearing, the licensee claimed the fare dispute arose as a result of an incorrect location request by the fare. He further claimed he was threatened with physical harm by a male companion of the fare if he called police.
- D. The licensee has had four speeding convictions in 2007.

CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24.
- 2. Based upon the above facts found, the Committee concludes that the licensee, Jamal J. Aljaber, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license without undergoing a twenty (20) day suspension of said license based upon the police report. The Committee finds the police report, as stated above, to be true.
- 3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Public Passenger Vehicle Driver license held by Jamal J. Aljaber with a twenty (20) day suspension of said license based upon the police report on file in this matter.

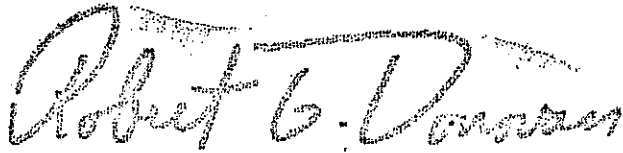
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger

Vehicle Driver license of Jamal J. Aljaber be renewed with a twenty (20) day suspension based upon the police report on file in this matter.

Said suspension is to be in force from date of the Common Council action on November 25, 2008 through midnight December 14, 2008.

Dated and signed at Milwaukee, Wisconsin this 18th day of November, 2008.

A handwritten signature in dark ink, appearing to read "Robert G. Donovan". The signature is stylized with a large, looping "R" and a long, sweeping underline.

ROBERT DONOVAN
Chairman, Public Safety Committee

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