

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Zoning, Neighborhoods and Development



MEMBER

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

October 22, 2021

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 211001 contains the following recommendations:

Renewal with a twenty (20) day suspension, based on police report and neighbors, owner and employees' testimony of the Class B Tavern, Public Entertainment Premises and Sidewalk Dining licenses for Baade, James A. for the premises located at 150-58 E Juneau Av. ("J Ken Elliotts, Inc") in the 3rd aldermanic district.

Nonrenewal of the Extended Hours Establishment license, based on the police report and neighborhood testimony for Singh, Pakhar for the premises located at 3114 N Sherman Bl. ("P S Gas Corporation") in the 7th aldermanic district.

Renewal with a twenty (20) day suspension, based on the police report and neighborhood testimony of the Class B Tavern, Food Dealer and Public Entertainment Premises licenses for Jewell, Sherlise A for the premises located at 4200 W Burleigh St. ("Strjewell Entertainment LLC") in the 7th aldermanic district.

Nonrenewal based on the police report and aldermanic and tow lot manager testimony of the Recycling, Salvaging, or Towing Premises license for Roberts, Shalanda R for the premises located at 3156 N 31st St. ("S&G Junking and Towing LLC") in the 7th aldermanic district.

Respectfully,

Milele Coggs, Chair
Licenses Committee

cc: All Council Members
File 211001



Date: October 21, 2021

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of the Class "B" Tavern, Public Entertainment Premises (PEP), and Sidewalk Dining Licenses of James A. Baade, Agent for Ken Elliot's, Inc., for the premises located at 150-58 East Juneau Avenue in the City and County of Milwaukee, Wisconsin ("Scooters Pub/Dukes on Water").

FINDINGS OF FACT

1. James A. Baade (hereinafter "the Licensee") is the holder of Class "B" Tavern, PEP, and Sidewalk Dining Licenses for the premises located at 150-58 East Juneau Avenue in the City and County of Milwaukee, Wisconsin ("Scooters Pub/Dukes on Water"). Said licenses expire at midnight on November 25, 2021.
2. An application to renew said licenses was filed with the Office of the City Clerk on September 15, 2021.
3. Pursuant to Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On September 16, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said licenses.
4. On October 6, 2021, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections. The matter was scheduled for a hearing on the objections on October 19, 2021, commencing at approximately 10:15 a.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared with counsel, Attorney Joseph Abruzzo at the hearing, and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On January 30, 2021 at 2:22 a.m., Milwaukee Police were flagged down for a fight at 150 East Juneau Avenue. Investigation revealed that a security manager had to physically escort a patron out of the establishment and when they got to the front door, he two hand pushed the patron through the front door into a snow bank. While the patron was walking away, the security manager struck the patron in the face causing him to fall and the security manager began to taunt the patron as he was on the ground. The patron then fled the scene and was pursued by the security manager. The security manager, along with the majority of the security

staff were terminated and the new security manager said that a new surveillance system will be installed.

- B. On February 7, 2021 at 1:40 a.m., Milwaukee Police were dispatched to 158 East Juneau Avenue for a battery complaint. Investigation revealed that an armed security guard was battered by a patron they were escorting out of the tavern. The armed security guard lost consciousness from the altercation and when he woke up he observed the subject walking towards him. He then drew his firearm and ordered the subject to stay back. The subject then fled on foot.
- C. On April 20, 2021 at 1:50 a.m., Milwaukee Police were dispatched to 158 East Juneau Avenue for a threat complaint. Upon arrival, officers interviewed the caller/employee who stated that two subjects entered the establishment at bar close and asked for drinks and the bartender refused them service. The subjects became irate and had to be escorted out of the tavern by the caller and when they were outside, the subjects threatened to shoot up the establishment. While the subjects were walking away, surveillance footage captured one of the subjects breaking a window at the tavern. The tavern staff was helpful and cooperative with the investigation.
- D. On June 12, 2021 at 12:34 a.m., Milwaukee Police responded to 158 East Juneau Avenue for a shots fired complaint. While walking near the tavern, officers heard what appeared to be a single gunshot from inside the tavern. Investigation revealed that a group of males and females were arguing inside the establishment and security was escorting them out when someone fired a single shot inside. None of the employees witnessed who fired the shot and officers recovered surveillance footage. The bar staff was cooperative regarding the incident.
- E. On June 14, 2021 at 12:00 a.m., Milwaukee Police conducted a license premise check at 158 East Juneau Avenue. Officers interviewed the manager who stated that they are going to make some changes to the tavern due to events that have recently occurred. These changes include starting a weekend cover charge, the purchase of two hand-held metal detectors, a dress code, and at the end of the night security will help clear the corner and the front of their business.
- F. On June 15, 2021 at 12:19 a.m., Milwaukee Police were dispatched to 158 East Juneau Avenue for a battery complaint. Investigation revealed that a female was kicked out of the tavern for slapping a male and antagonizing patrons. While outside the male and female began to fight and the male was assaulted by numerous males. The female was arrested for an outstanding warrant.
- G. On June 20, 2021 at 1:08 a.m., Milwaukee Police observed a fight outside 158 East Juneau Avenue. The fight was broken up and investigation revealed that a female, who was denied entry earlier in the evening, came back and spit in a

bouncer's face. The bouncer then grabbed the female, fearing that she might retrieve a weapon from the vehicle she exited before the assault, and tried to flag down police. While looking for the police, a male subject approached the bouncer and both subjects began to assault the bouncer. The incident was captured on surveillance footage and the male subject was cited.

- H. On July 30, 2021 at 2:00 a.m., Milwaukee Police observed a tavern violation at 158 East Juneau Avenue. One of the windows was open to the location and people were talking through that window. When officers entered the tavern, they observed 4 employees and two unknown people who were later to be identified as an off-duty employee and a regular citizen. A co-owner was told about the incident the following night and they said that they would address that with staff.
- I. On September 2, 2021 at 2:00 a.m., Milwaukee Police observed an altercation outside of 158 East Juneau Avenue. While dealing with the argument, officers observed patrons inside the tavern with zero intention of being out of the tavern by 2:00 a.m. An officer went inside and observed 15-20 people still standing inside as well as people in the men's bathroom. The manager told officers that she was one of only two employees and did not have any reason as to why there were still patrons inside the tavern after hours. The tavern has been warned previously about having patrons in the bar after hours.

Appearing with the applicant:

- J. Attorney Joseph Abruzzo stated that the past year had been a difficult year because of Covid, marches and the Bucks championship for Water and Juneau streets and that those incidents on the police report occurred outside the bar. He added that the bar has worked with District 1 to improve and to become a role model bar in the area. He said that the new security manager (hired Feb. 2021) is also checking all bags, being the first bar on Water Street searching bags in order to watch for the patrons' safety. Attorney Abruzzo added that the surveillance footage works inside and outside and that the staff and bar owners have been cooperative to make it a safe environment at the intersection. He also noted that there is a cover charge and dress code in place and bad employees have left.
- K. Andrea Shafton, 201 E Main St. Port Washington, WI apologized for what Mr. Daniel Grinder has gone through and added that she will pay attention about the music situation. She owns the building and gave Mr. Steinpas her word that his concerns will be addressed.

Individual present in opposition:

- L. Daniel Steinpas (Grinder) 150 E. Juneau objected and stated that the music is not turned off at 1:35 a.m. and that he had been assaulted by patrons two different

times. He said he is disabled and has reported incidents to the police. He added that he has seen no changes since mid-June.

Individuals also present:

- M. Jeremy Churasch - Security Manager - stated that since he took over the security, management has terminated employees that were not a good fit or did not act within the bar best interests. He added that they are active and solving issues in a timely fashion inside and the surrounding area. The past 2 months they have turned the music off and the lights on 10-15 minutes before closing time.
- N. Alderman Kovac said that he is concerned about the establishment not following the closing hours per police report incidents and that neighbors have the right to be concerned about the police reports because of the sequence of events as well. He added that the business has done a lot but can still work on stronger issues like management.
- O. Alderman Kovac moved approval with 20-day suspension based on police report and testimony from neighbors, owner and employees. (Prevailed 4-0)

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 68, 82 85, 90, and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, James A. Baade who holds Class B Tavern, Public Entertainment Premise (PEP), and Sidewalk Dining licenses for the premise located at 150-58 East Juneau Avenue in the City and County of Milwaukee, Wisconsin ("Scooters Pub/Dukes on Water") has not met the criteria of Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to not renew the Class B Tavern, Public Entertainment Premises, and Sidewalk Dining licenses without undergoing a twenty (20) day suspension. The Committee finds the police report and aldermanic objections as stated above to be true. The Committee based its recommendation on the police report, neighbors, owner and employees' testimony.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class B Tavern, Public Entertainment Premise (PEP), and Sidewalk Dining licenses for the premises located at 150-58 East Juneau Avenue in the City and County of Milwaukee, Wisconsin ("Scooters Pub/Dukes on Water") without undergoing a twenty (20) day suspension. The Committee

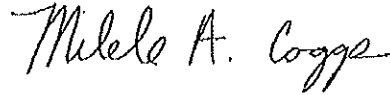
based its recommendation on the police report, neighbors, owner and employees' testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **four (4) ayes, zero (0) noes and one (1) excused**, recommends that the Class "B" Tavern, Public Entertainment Premises (PEP), and Sidewalk Dining Licenses of James A. Baade for the premises located at 150-58 East Juneau Avenue ("Scooters Pub/Dukes on Water") in the City and County of Milwaukee, Wisconsin not be renewed without undergoing a twenty (20) day suspension.

The suspension is in effect between 12:01 a.m. on November 26, 2021 until 11:59 p.m. on December 15, 2021.

Dated and signed at Milwaukee, Wisconsin this 22 day of October, 2021.



MILELE A. COGGS
Chairman, Licenses Committee

1277185

Date: October 22, 2021

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Pakhar Singh, Agent for P S Gas Corporation, for Extended Hours Establishments and Food Dealer licenses for the premises located at 3114 North Sherman Blvd. in the City and County of Milwaukee, Wisconsin ("P S Gas").

FINDINGS OF FACT

1. Pakhar Singh (hereinafter the "Licensee") is the holder of Extended Hours Establishments and Food Dealer licenses for the premises located at 3114 North Sherman Blvd. in the City and County of Milwaukee, Wisconsin ("P S Gas"). Said licenses expires at midnight, November 15, 2021.
2. An application to renew said licenses was filed with the Office of the City Clerk on September 24, 2021.
3. Pursuant to Chapters 68, 82, 84, and 85 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation. On September 27, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On October 7, 2021, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68, 82, 84, and 85 of the Milwaukee Code of Ordinances of the police report and neighborhood objections and included a copy of the police report. The matter was scheduled for a hearing on the police report and neighborhood objections on October 19, 2021 at 10:55 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee appeared with counsel, Attorney Vincent Bobot at the hearing, and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On August 14, 2021 at 11:30 p.m., Milwaukee Police were dispatched to 3114 North Sherman Blvd. for a shots fired complaint. Officers reviewed camera footage, which revealed two male subjects in a physical altercation prior to the shots being fired. The footage had technical difficulties and was not reviewed in its entirety. The business was not fully cooperative and did not want to provide officers with the name of the clerk that was on duty at the time of the incident. Officers downloaded the video from the hard drive and the video was placed in police inventory. No casings were located near the location.

- B. On August 30, 2021 at 10:06 a.m., Milwaukee Police were dispatched to 3114 North Sherman Blvd., for a violation of restraining order complaint. The agent stated that a known suspect was on his property and attempted to buy groceries. The suspect was told to leave the location. The suspect remained at the location and moved the outside garbage can around the location. The agent stated that the incident was captured on video, but the agent was unable to get play back. Officers provided the agent with department email and stated that the video could be emailed. Officers confirmed the restraining order is valid and checked for the suspect but was unable to locate the suspect. The suspect frequents the business and had a prior offense for violating the restraining order. The case is pending and will be reviewed by the District Attorney Office.
- C. On September 6, 2021 at 8:33 a.m., Milwaukee Police were dispatched to 3114 North Sherman Blvd., for theft complaint. The victim stated that an unknown suspect reached in to her purse and took money while she was paying for items at the counter. The suspect then fled the location on foot. The business was cooperative and provided video to the officers of the incident.

Appearing with the applicant:

- D. Attorney Vince Bobot stated that Mr. Singh was cooperative with the police regarding the incident on the police report and that the other two incidents were captured on video but the cameras were not well positioned. The cameras have been fixed.

Individuals present in opposition:

- E. Mabel Lamb, 2803 North Sherman Blvd stated that she is very concerned about this location and conducted a walk with the Police Department about three weeks ago because of the shooting activities that take place along that street including the gas station. She added that she believes this establishment is the lure and would be very concerned if remains open 24 hours.
- F. Redona Williams, 2948 North 41st Street stated that she is concerned about the police report and that it is reason enough not to be open 24 hours for everything that is happening in the area.
- G. Keith Stanley, 4203 West Fond Du Lac Avenue said that he is concerned about how this business operates with tons of issues like graffiti, trash and electric citations from the Department of Neighborhood Services. He added that the business owner must operate the business on the outside as well. He added that he sees no value in these hours and the management has been lacking. Stanley said that he blames the operator for his gas

station being burned in the past due to how disrespectfully he treated his customers. He also said that he no longer frequents this gas station and that he cleans up the trash as he walks his dog. He wishes the business operator did a better job of running his business and it was never seen as part of the community.

Individual also present:

- H. Alderman Stamper said that the business owner must address the neighborhood concerns.
- I. Alderman Rainey said the reason the gas station was targeted was because of a shooting of a resident by the son of the owner. He agrees this has been the location of a lot of violence and he does not support renewal of the Extended Hours Establishment license.
- J. Alderman Kovac moved denial of the Extended Hours Establishment license based on neighborhood testimony and approval of the Food Dealer license. (Prevailed 4-0)

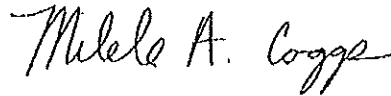
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 68, 82, 84, and 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Pakhar Singh who holds Extended Hours Establishments and Food Dealer licenses for the premise located at 3114 North Sherman Blvd. in the City and County of Milwaukee, Wisconsin ("P S Gas") has not met the criteria of Chapters 68, 82, 84, and 85, of the Milwaukee Code of Ordinances to renew the Extended Hours Establishment license but that he has met the criteria for the renewal of the Food Dealer licenses. The Committee finds the police report and aldermanic objections as stated above to be true. The Committee based its recommendation on the police report neighborhood testimony.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Extended Hours Establishments license, and to renew the Food Dealer licenses for the premises located at 3114 North Sherman Blvd. in the City and County of Milwaukee, Wisconsin ("P S Gas"). The Committee based its recommendation on police report and neighborhood testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, including the Findings previously generated by the Committee in this matter, by a vote of **four (4) ayes, zero (0) noes, and one (1) excused** recommends that the Extended Hours Establishment license held by Pakhar Singh for the premises located at 3114 North Sherman Blvd. in the City and County of Milwaukee, Wisconsin ("P S Gas") not be renewed, and that the Food Dealer license be renewed, based on the police report and neighborhood testimony.

Dated and signed at Milwaukee, Wisconsin this 22 day of October, 2021.



MILELE A. COGGS
Chairman, Licenses Committee

1277194

Date: October 22, 2021

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of the Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) Licenses of Sherlise A. Jewell, Agent for SRJEWELL ENTERTAINMENT LLC, for the premises located at 4200 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("42nd Street Bar & Grill").

FINDINGS OF FACT

1. Sherlise A. Jewell (hereinafter "the Licensee") is the holder of Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) Licenses for the premises located at 4200 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("42nd Street Bar & Grill"). Said licenses expired at midnight on September 15, 2021.
2. An application to renew said licenses was filed with the Office of the City Clerk on July 6, 2021.
3. Pursuant to Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On July 7, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said licenses.
4. On October 6, 2021, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report and neighborhood objections. The matter was scheduled for a hearing on the objections on October 19, 2021, commencing at approximately 11:15 a.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared with counsel, Attorney Joshua Gimbel at the hearing, and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On January 3, 2021 at 12:10 a.m., Milwaukee Police were dispatched to 4200 West Burleigh Street for a shots fired complaint. Surveillance cameras revealed that a female exited the tavern, went into the parking lot of the location, and fired eight rounds into the air. The subject then left the parking lot in a vehicle. The Licensee was cooperative with police and gave them access to the surveillance system.

- B. On April 2, 2021 at 2:20 p.m., Milwaukee Police were dispatched to St. Joseph's Hospital for a shooting complaint. Investigation revealed that the victim was leaving the tavern located at 4200 West Burleigh Street where he was involved in a minor vehicle accident. The victim said that he and the driver of the other vehicle agreed to go their separate ways and they both left the scene. A short time later, while the victim was traveling northbound in the 3100 block of North Sherman Blvd., an unknown vehicle pulled up next to him and fired multiple rounds into his vehicle, striking him in the left leg.
- C. On April 25, 2021 at 12:50 a.m., Milwaukee Police were dispatched to 4200 West Burleigh Street for a shooting complaint. Investigation revealed that three people were shot outside of the tavern, one resulting in a homicide. The homicide victim was found within a few inches of the side door to the parking lot. Further investigation revealed that the shooting suspect was employed as a bouncer/security guard for the establishment. Witnesses on scene stated there was an argument with the staff regarding being denied entry that lead to the shooting.

Appearing with the applicant:

- D. Attorney Joshua Gimbel said there are 3 items on the police report that happened around or outside the premises and the manager was cooperative with the police providing the video footage. Attorney Gimbel added that the incident related to the shooting that a security guard involved had been terminated and that the bar has implemented security measures. Gimbel said that the Licensee is willing to close on Sundays. The Licensee stated that they have done improvements with the lighting and parking lot and have also have outsourced a security company to evaluate the safety and security.

Individuals in opposition:

- E. Felicia Moore, 4028 W Burleigh Street stated that people have come to fight right in front of her house and she personally has cleaned up blood by her door. She added that people stay in the parking lot even after the establishment is closed.
- F. Mabel Lamb, 2803 N Sherman Blvd. said that there has been a significant amount of crime between 41st Street and 44th Street, and on Burleigh Street and asked to have the closing hours modified so everyone can have a restful night and a good quality of life. She added that she is the Executive Director of Sherman Park Neighborhood Association and wants to voice the concerns of the residents as well.
- G. Redona Williams 2948 North 41st Street stated that there is too much going on and closing late is an issue in the neighborhood.

Individuals in support:

- H. Thomas Olderson, 3387 N 38th Street stated that he has been patron for 30 years and it is safe inside the bar.
- I. Martell Booker, 5690 N 42nd St who is employed at location said that they give back to the community, do clean up and that they are doing everything to make everyone safe.

Individuals also present:

- J. Alderman Rainey recommended based on neighborhood testimony to amend the plan of operations to close Monday to Wednesdays at 1:30 AM, Thursday to Saturday at 2:00 AM and close on Sundays and renewal with a 20-day suspension.
- K. Alderman Stamper moved to amend the hours of operations on the plan of operations to close Monday to Wednesday at 1:30 AM, and Thursday to Sunday at 2:00 AM.
- L. Alderman Kovac moved approval as amended with a 20-day suspension. (Prevailed 4-0)

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Sherlise A. Jewell who holds Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) licenses for the premise located at 4200 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("42nd Street Bar & Grill") has not met the criteria of Chapters 68, 82, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to renew the Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) licenses without undergoing a twenty (20) day suspension. The Committee finds the police report and aldermanic objections as stated above to be true. The Committee based its recommendation on the police report, and neighborhood testimony.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) licenses for the premises located at

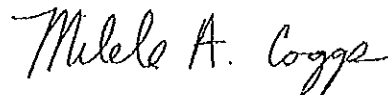
4200 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("42nd Street Bar & Grill") without undergoing a twenty (20) day suspension. The Committee based its recommendation on the police report and neighborhood testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **four (4) ayes, zero (0) noes and one (1) excused**, recommends that the Class "B" Tavern, Food Dealer and Public Entertainment Premises (PEP) Licenses of Sherlise A. Jewell for the premises located at 4200 West Burleigh Street ("42nd Street Bar & Grill") in the City and County of Milwaukee, Wisconsin be renewed with a twenty (20) day suspension.

The suspension is in effect between 12:01 a.m. on November 3, 2021 until 11:59 pm on November 22, 2021.

Dated and signed at Milwaukee, Wisconsin this 22 day of October, 2021.



MILELE A. COGGS
Chairman, Licenses Committee

1277196

Date: October 22, 2021

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report on the Renewal Application of Shalanda R. Roberts, Agent for S&G Junking and Towing LLC for a Recycling, Salvaging, or Towing Premises License Renewal Application with Change of Agent located at 3156 North 31st Street in the City and County of Milwaukee, Wisconsin.

FINDINGS OF FACT

1. Shalanda R. Roberts (hereinafter the "Licensee") is the holder of a Recycling, Salvaging, or Towing Premises license for the premises located at 3156 North 31st Street in the City and County of Milwaukee, Wisconsin ("S&G Junking and Towing"). Said license expires on November 4, 2021.
2. An application to renew said license was filed with the Office of the City Clerk on August 3, 2021.
3. Pursuant to Chapter 85, and 93 of the Milwaukee Code of Ordinances, the matter was referred to Milwaukee Police Department, for investigation. On September 7, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On October 6, 2021 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85 and 93 of the Milwaukee Code of Ordinances and included therewith a copy of the Milwaukee Police Department report and neighborhood objections. The matter was scheduled for a hearing on the police department report on October 19, 2021, commencing at approximately 11:25 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee appeared at the hearing and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based on the sworn testimony heard and evidence received at the hearing, the Committee finds the following:
 - A. On January 6, 2021 S&G Towing towed a vehicle. The vehicle was junked on January 18, 2021 after only 12 days. This is in violation of State Statutes which allows vehicles to be junked 20 days after a certified letter is mailed.
 - B. On January 10, 2021 S&G Towing towed a vehicle. The vehicle was junked on January 29, 2021 after only 19 days. This is in violation of State Statutes which allows vehicles to be junked 20 days after a certified letter is mailed.

C. An officer received several calls regarding vehicles towed on February 21, 2021 from 9310 North 107th Street. The officer spoke with the property owner who stated he did sign a contract with S&G Towing but stated it was to be effective on February 22, 2021. Around that date he called to change the start date to March 1, 2021 because numerous cars were snowed in. On February 21, 2021 2 tow trucks arrived and began towing vehicles. One tenant stated he was attempting to move his auto when an employee of S&G Towing pulled him out of the car and towed it. Video of the incident showed the drivers never looked to see if the auto had stickers permitting them to park in the lot. The property owner stated S&G Towing never provided stickers for tenant vehicles. On March 1, 2021 one tenant picked up four autos and stated two of them were missing catalytic converters and one had items missing from inside. The officer received another call stating that he caller was over charged storage fees by S&G Towing. On March 5, 2021 the officer received a call from a tenant stating he was trying to pick up his vehicle but he was being denied because the Licensee stated his paperwork was not in order. The subject stated he was told it would cost \$6,558 to get his cars out and the next day he was told \$10,500. The officer found that two of the tenants' cars were towed from the street and four were never called in to the tow desk. The fees were waived on those vehicles. The tenant, who had numerous cars towed, did not have enough money to recover all his vehicles and had to forfeit two trucks. The tenant provided the officer a list of vehicles that were damaged or missing catalytic converters. The Licensee provided the officer with a copy of the original contract which did not contain a start date. The video from the parking lot showed the tow trucks did not contain any signage stating they were owned by S&G Towing. The officer called the tow truck owners and they stated they were subcontractors. The officers cited the Licensee for violations.

Charge: Towing-Non-Consensual Requirements
Finding: court date 09/13/2021
Sentence:
Date:
Case: 0683597RC4

D. An officer interviewed a citizen, who stated that on March 24, 2021 her car was parked at 2525 West Center Street. When she went to get her car it was missing. She stated her car was not working so she thought it was towed because of outstanding citations. A check revealed that the car had been towed from 535 N. 27th Street. The officer spoke with the Licensee regarding the tow and asked for all related paperwork including before photos. The photos provided did not comply with the requirements set forth in city ordinance and the Licensee was issued a citation. On April 19, 2021 an officer spoke with Ghavon ROBERTS, (husband of the Licensee). He stated that the Licensee will see an abandoned car parked on the street and will come back

several days later to check to see if the car is still there. If the car is still there, she will tow the car to a lot she has a contract with and report it as a non-consensual tow.

Charge: Towing-Non-Consensual Requirements
Finding: pending Arraignment on 01/04/2022
Sentence:
Date:
Case: 21044290

- E. On April 10, 2021 S&G Towing called in a tow from 3120 West Wisconsin Avenue. The co-owner, Ghavon Roberts (husband of the Licensee), advised that his wife was towing cars parked on the street that appeared to be abandoned. She would call them in as being non-consent tows from lots where she has a contract. The officer contacted the Licensee and requested all document regarding this tow. The Licensee provided pictures which showed the auto parked on gravel. The parking lot at 3120 West Wisconsin Avenue is a paved surface. The owner of the vehicle stated the car was involved in an accident at North 76th and West Capitol Avenue on April 4, 2021. The auto was parked on a side street because it was not drivable. The officer issued a citation for improper pictures of the towed vehicle.

Charge: Towing-Non-Consensual Requirements Finding:
Sentence:
Date:
Citation: 0683597RCC

- F. On April 14, 2021 an officer received a call from the Licensee. She stated her husband has been driving around a vehicle he had taken off their tow yard. The officer spoke with the owner of the car, who stated she thought her car was repossessed. She went to the S&G tow yard to get her belongings and was told by the Licensee's husband she could not get her stuff until she turned over the keys. The citizen did turn over the keys and got her belongings.
- G. On April 30, 2021 an officer spoke with a citizen, who stated around November 10, 2020 her vehicle was illegally towed by S&G Towing, 3156 North 31st Street. She stated she spoke with a police officer at that time and he advised S&G Towing to return her auto. The auto was never returned and she sued S&G Towing in court and won a judgement. The officer spoke with the Licensee who stated the tow was a mistake. The officer was unable to determine from where the vehicle was originally towed and was unable to cite the Licensee.
- H. On May 21, 2021 a citizen's car was placarded at the rear of 3212 North 23rd Street. On May 24, 2021 his car was missing. Assuming his car was towed,

he went to the tow lot and was told the car was not towed by them and to go home and wait for the car to show up. While driving home he observed a white tow truck towing a placarded vehicle to the address of 4912 West Villard Avenue. The citizen observed dozens of cars with placards on the lot, including his vehicle. The citizen spoke with Ghavon Roberts who stated it would cost \$347 to get his car. The citizen refused, stating his car was illegally towed. The citizen went to the police and was told this was a civil matter. The citizen went back to Villard and was now told the car was at S&G Towing, 3156 North 31st Street. The citizen made numerous attempts to get his car but the lot was always closed. S&G Towing junked the car on June 8, 2021. Per state law the earliest the car could be junked was June 13, 2021. On June 23, 2021 the officer requested documents from S&G Towing regarding the tow and junking. Ghavon Roberts admitted they junked the car too soon. He also admitted they were using 4912 West Villard Avenue as an overflow yard.

Charge: Additional Storage Yard license required
Finding:
Sentence
Date:
Citation: 0683597RCH

- I. On June 1, 2021 officers were dispatched to trouble with subject complaint at S&G Towing, 3156 North 31st Street. The caller stated he arrived at the business to pick up his auto and it was closed. He stated his auto was placarded by the City of Milwaukee and he was given 72 hours to move his vehicle, so he was questioning the businesses ability to tow his auto.
- J. On June 1, 2021 a citizen observed a S&G Towing truck tow a vehicle to the lot at 4912 West Villard Avenue. The officers checked with license division and found this location was not licensed. The co-owner of S&G Towing stated they use this lot for overflow storage. The officer issued a citation for the unlicensed lot.
- K. The Licensee made the following comments regarding the police report items:

#6 She apologized to the owner on behalf of the employee. #9 The customer came to pay with a credit card but the invoice was being mailed out and did not know that she had to accept credit cards and that the vehicle was not damaged there and that she never complained while she was there in the presence of the police officers. She added that when she returns a vehicle they ask the owner to check it first and file a form in case of damage. She added that she is still married but she has reported herself to the police the situations involving her husband who has a restraining order now and she is filing for divorce. Roberts also stated that her husband is no longer involved in the

business operations. Also stated that she was not aware about turning in towing receipts and that she is learning as she operates and that she has an App now to track the vehicle and photos are uploaded as well.

Individuals also present:

- L. Peter Knox - Tow Lot Manager from the City of Milwaukee stated that he has only received 183 receipts from the licensee, far behind turning those in (only 9.9%) and owes the city about \$39,000 dollars.
- M. Alderman Stamper stated that the towing companies are aware of the responsibility they have about responding with documentation.
- N. Alderman Rainey recommended not to renew the license based on CAD and the police report.
- O. Alderman Stamper moved denial based on the police report and tow lot manager testimony. (Prevailed 4-0)

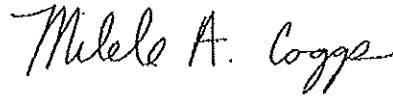
CONCLUSIONS OF LAW

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 Chapters 85 and 93 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Shalanda R. Roberts has not met the criteria to allow renewal of her Recycling, Salvaging, or Towing Premises License based on police report, aldermanic, and tow lot manager testimony.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment not to renew the Recycling, Salvaging, or Towing Premises license held by Shalanda R. Roberts for the premises located 3156 North 31st Street, in the City and County of Milwaukee, Wisconsin ("S&G Junking and Towing") based upon the police report, aldermanic, and tow lot manager testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **four (5) ayes, zero (0) noes and one (1) excused** recommends that the Recycling, Salvaging, or Towing Premises license of Shalanda R. Roberts for the premises located 3156 North 31st Street in the City and County of Milwaukee, Wisconsin not be renewed based on the police report, aldermanic, and tow lot manager testimony.

Dated and signed at Milwaukee, Wisconsin this 22 day of October, 2021.



MILELE A. COGGS
Chairman, Licenses Committee

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