



**MARK A. BORKOWSKI**  
ALDERMAN, 11TH DISTRICT

**COMMITTEE ASSIGNMENTS**

**CHAIR**

- Public Works Committee

**VICE CHAIR**

- Public Safety Committee

**MEMBER**

- Capital Improvements Committee
- Judiciary and Legislation Committee
- Milwaukee Board of Harbor Commissioners
- Steering and Rules Committee

June 12, 2017

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 170161 contains the following recommendations:

Nonrenewal, based on the second nonappearance, of the Public Passenger Driver's License for Mohammad Rafiq.

Respectfully,

Mark Borkowski, Chair  
Public Works Committee

cc: All Council Members  
File 170161



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Date: June 9, 2017

To: All Members of the Milwaukee Common Council

From: The Public Works Committee

Re: Report of the Renewal Application of Mohammad Rafiq for a Public Passenger Vehicle Driver License.

**FINDINGS OF FACT**

1. Mohammad Rafiq (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, 10/31/2015.
2. An application to renew said license was filed with the Office of the City Clerk.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated May 11, 2017. That report could form the basis of non-renewal or suspension of this license.
4. On May 24, 2017, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes 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 June 7, 2017 at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and 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. Notice was sent to Mohammad Rafiq at 2641 N 27<sup>th</sup> Street # 1, Milwaukee, WI 53210, along with a copy of the police report on May 24, 2017 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, and Milwaukee, WI 53202. The address of 2641 N 27<sup>th</sup> Street # 1, Milwaukee, WI 53210 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 § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the Licensee, Mohammad Rafiq, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or § 349.24 of the Wisconsin Statutes 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 held by Mohammad Rafiq based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee recommends by a vote of **five (5) ayes** and **zero (0) noes** that the Public Passenger Vehicle Driver License of Ali M. Ali be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 9th day of June, 2017.



MARK BORKOWSKI  
Chairman, Public Safety Committee