



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Richard G. Pfaff
Deputy City Clerk
rpfaff@milwaukee.gov

December 7, 2017

Lamarr Bennett
9739 W Hampton Ave, #20
Milwaukee, WI 53225

Dear Mr. Bennett:

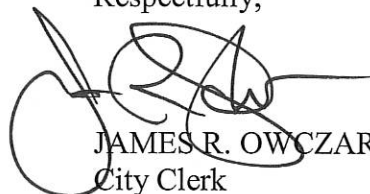
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, December 19, 2017, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Public Passenger Vehicle Driver's license.

Attached you will find a copy of the Report of the Public Works Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending nonrenewal of your Public Passenger Vehicle Driver's license based upon the second nonappearance. This recommendation is the result of a public hearing before the Committee held on Wednesday, December 6, 2017.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Public Passenger Vehicle Driver's license based upon the Findings of Fact contained within the Public Works Committee report.

You may file a written response to the report of the Public Works Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, December 13, 2017 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and yashica.byrd@milwaukee.gov. You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414) 286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,



JAMES R. OWCZARSKI
City Clerk



CHAIR

- Public Works Committee
- Historic Third Ward Architectural Review Board
- Public Transportation Review Board
- Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Frank P. Zeidler Public Service Award Selection Committee

**VICE CHAIR**

- Joint Committee on Streetcar Implementation

MEMBER

- Judiciary and Legislation Committee
- Steering and Rules Committee
- Historic Preservation Commission
- Housing Trust Fund Advisory Committee

ROBERT J. BAUMAN
ALDERMAN, 4TH DISTRICT

Date: December 7, 2017

To: All Members of the Milwaukee Common Council

From: The Public Works Committee

Re: Report of the Renewal Application of Lamarr E. Bennett for a Public Passenger Vehicle Driver's License.

FINDINGS OF FACT

1. Lamarr E. Bennett (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver's License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, November 4, 2017.
2. An application to renew said license was filed with the Office of the City Clerk.
3. On November 20, 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 and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on December 6, 2017 at approximately 9:30 a.m. in Room 301-B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to Lamarr E. Bennett at 9739 West Hampton Avenue, #20, Milwaukee, Wisconsin 53225, along with a copy of the police report on November 20, 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, Milwaukee, Wisconsin 53202. The address of 9739 West Hampton Avenue, #20, Milwaukee, Wisconsin 53225 was the address given by the applicant on his renewal application. 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, Lamarr E. Bennett, 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's License based upon the second 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 Works Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver's License held by Lamarr E. Bennett based upon the second nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee recommends by a vote of **four (4) ayes, zero (0) noes and one (1) excused** that the Public Passenger Vehicle Driver's License of Lamarr E. Bennett be denied based upon the second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 7th day of December, 2017.



ROBERT BAUMAN
Chairman, Public Works Committee

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