



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master Report

File Number: 010100

File Number: 010100

File Type: Motion

Status: Passed

Version: 1

Reference:

Controlling Body: UTILITIES &
LICENSES
COMMITTEE

File Name:

Introduced: 5/8/01

Requester: CITY CLERK

Cost:

Final Action: 11/6/01

Drafter: mal

Effective:

Comments:

Title: Substitute motion to approve the recommendation of the Utilities and Licenses Committee relative to a 20-day suspension of a Class "B" Tavern and Cabaret license of Michael F. DeSautel, agent for Mr. Entertainment, Inc. for the premises located at 4177 S. Howell Avenue ("Daddios"), in the 13th Aldermanic District.

Sections:

Indexes: LIQUOR LICENSES, LICENSES,
LICENSE REVOCATION

Sponsors: UTILITIES AND LICENSES COMMITTEE

Attachments:

History of Legislative File 010100

| Version: | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|----------|--------------------------------------|----------|-------------------------|--------------------------------------|-----------|--------------|---------|
| 0 | COMMON COUNCIL | 5/8/01 | ASSIGNED TO | UTILITIES & LICENSES COMMITTEE | | | |
| 0 | UTILITIES & LICENSES COMMITTEE | 10/10/01 | HEARING NOTICES SENT | | 10/16/01 | | |

Master Report Continued (010100)

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|--------|--------------------------------------|----------|-----------------------------|-------|
| 1 | UTILITIES & LICENSES COMMITTEE | 10/16/01 | RECOMMENDED FOR APPROVAL | Pass |
| Mover: | ALD. PRATT | | | 3 - 2 |

--(Revocation hearing re Class "B" Tavern and Cabaret license of Michael F. DeSautel, Mr. Entertainment, Inc., ("Daddios"), 4177 S. Howell Avenue, in the 13th Aldermanic District.)

SPEAKERS:

1. Attorney Arena for Mr. DeSautel. Attorney objects to Assistant City Attorney and Chair of Committee taking part in this process.

OPPOSITION SPEAKERS:

- 2. Sarah Hawks-Legislative Aide. She handed out documents Exhibits 1-5.*
- 3. Craig Plain*
- 4. Eugene Vlies*
- 5. Mr. Cruz Agapito*
- 6. Ms. Shirley Chiaverotti*
- 7. Ms. Janet Breitzman; Mr. Breitzman*
- 8. Pamela Breitzman*
- 9. Mrs. Susan Prother*
- 10. Sally Plain*
- 11. Jacqueline Lintez*
- 12. Theresa Hertzy*
- 13. Kevin Wetrsh*
- 14. Jack Gaboury*
- 15. Sgt. Wade Brubich-MPD*

IN SUPPORT SPEAKERS:

- 16. Mr. Scott Gentry*
- 17. Tuckerd Studd*
- 18. Greg Faretra*
- 19. Ted Zimowicz*
- 20. Craig Witek*
- 21. Carol Lambert*
- 22. Mary Rabat*
- 23. Holly Finnigan*
- 24. Nora Herriges*
- 25. George Cerny*

OTHER SPEAKERS:

- 1. Ms. Pandora Bender-Neighborhood Services Department*
- 2. Officer Sanfellippo-Milwaukee Police Department*

EXHIBITS 1 thru 60

1. 010100-Daddios General Complaint
 2. Maps of Alcohol Beverage Outlets
 3. Meeting Records-Daddios
 4. Four letters dated April 8, 1988/October 28 1999/August 6, 2001/4/8/1999 from Pawlinski. (A-E)
 5. Daddios Issues Chronology
 6. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 7. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 8. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 9. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 10. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 11. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 12. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 13. Photographs from Attorney of defendant (8-Exhibits) Received 10/16/01
 14. Exhibits 14-28 E-Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 15. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 16. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 17. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 18. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 19. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 20. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 21. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 22. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 23. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 24. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 25. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 26. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 27. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 28. Mails from Mr. DeSautel to Ald. Pawlinski's Office (15 E-mails recorded from attorney Arnea)
 29. Photographs from Mr. Plain (10pp)
 30. Picture of Daddios-CD
 31. Video Tape recorded 10/16/01 (viewed) (Ald. Herron moved to receive into record)
 32. DeSautel-Website Document-Attorney Arena (3pp)
 33. Cleaner Picture from Mr. Plain (Ald. Sanchez moved to make Exhibit Part of record)
 34. CAD Reports submitted by Attorney Arena. (Ald. Sanchez makes Exhibit 34 part of record)
 35. Constituenet Profile-Craig and Sally Plain. (
 36. Constituent Profile-Viles and Cruz Ald. Herron moves to make both documents as part of record)
 37. Constituent Profile -Ms. Chiaverotti (Ald. Sanchez moves to make part of record)
- Note: 38-44 Letters from Ald. Pawlinski to Neighbors (Ald. Bohl moves to make letters part of record. (7 Letters)
38. 44 Letters from Ald. Pawlinski to Neighbors
 39. Letters from Ald. Pawlinski to Neighbors
 40. Letters from Ald. Pawlinski to Neighbors
 41. Letters from Ald. Pawlinski to Neighbors

- 42. *Letters from Ald. Pawlinski to Neighbors*
- 43. *Letters from Ald. Pawlinski to Neighbors*
- 44. *Letters from Ald. Pawlinski to Neighbors*
- 45. *Constituent Profile-Mike DeSautel (Ald. Sanchez moves to make part of record)*
- 46. *Constituent Profile-Janet Breitzman (Ald. Pratt moves to make part of record)*
- (Note: 47-53 7 Letters recorded from Ald. Pawlinski's Aide)*
- 47-53 *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters) (Ald. Herron moves to make documents part of record.)*
- 47. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 48. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 49. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 50. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 51. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 52. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 53. *Record from Ald. Pawlinski's Aide (Sarah Hawks) (7 Letters)*
- 54. *Record from Ald. Pawlinski's Aide (Sarah Hawks)-Mrs. Prothero. (Ald. Bohl moves to make part of record Constituent Profile (VIEWED))*
- 55. *Video Tape from Mrs. Prothero(Ald. Bohl moves to make part of record)*
- 56. *Subpoena for Sgt. Wade Grubich-MPD (Ald. Pratt moves to make subpoena part of record)*
- 57. *Hand drawn map from Mr. Gentry. (Ald. Herron moves to make part of record)*
- 58. *Petition for Attorney Arena. (Ald. Sanchez moves to make part of record)*
- 59. *Constituent Profile -Hirtzi, Theresa*
- 60. *Constituent Profile-Wetrich, Susan (Ald. Bohl moves to make Exhibits #59-60 part of record)*

1 CITY CLERK 10/17/01 DRAFT
SUBMITTED

Recommendation of a 20-day suspension in lieu of the revocation of the Class "B" Tavern and Cabaret license of Michael F. DeSautel for the premises at 4177 S. Howell Avenue ("Daddios") in the 13th Aldermanic District. Written objections have been filed by the licensee. (Committee Vote: 3 Ayes; 2 Noes; Expiration Date: 5-13-01).

The President questioned whether the members of the Common Council read the Report and Recommendations of the Utilities and Licenses Committee in this matter and any written exceptions, if filed by the licensee?

Ayes: 17 - Ald. Herron, D'Amato, Henningsen, Bohl, Johnson-Odom, Gordon, Donovan, Richards, Cameron, Scherbert, Sanchez, Pawlinski, Breier, Nardelli, Murphy, Hines and President Pratt.

Noes: 0.

THE CLERK asked whether the applicant or his counsel or any of the complainants were present and wished to address the Council.

The following were present:

Michael F. DeSautel, Attorney Michael Arena, applicants counsel, Eugene Vlies, Susan Prothero, Janet Breitzman, Agapito Cruz, Shirley Chiaverotti, Craig Plain.

Attorney Andrew Arena and Craig Plain wished to speak.

ALD. SANCHEZ moved that the Common Council do now resolve into the Committee of the Whole for the purpose of hearing from the Counsel for the licensee, the Complainant and the City Attorney's Office.

PROCEEDINGS OF THE COMMITTEE OF THE WHOLE

Complaint Mr. Craig Plane, Attorney Andrew Arena and Assistant City Attorney Bruce Schrimpf appeared and addressed the Committee relative to the foregoing matter.

ALD. SANCHEZ moved that the Committee do now rise.

The motion prevailed.

ALD. PAWLINSKI moved to amend the license of Michael F. DeSautel Class "B" Tavern and Cabaret license for the premises at 4177 S. Howell Avenue ("Daddios") by revocating said license notwithstanding the Utilities and Licenses Committee Recommendation.

The motion prevailed by the following vote:

Ayes: 12 - Ald. D'Amato, Bohl, Johnson-Odom, Gordon, Donovan, Richards, Scherbert, Pawlinski, Breier, Nardelli, Murphy and Hines.

Noes: 5 - Ald. Herron, Henningsen, Cameron, Sanchez and President Pratt.

Master Report Continued (010100)

1 COMMON COUNCIL 11/6/01 APPROVED

Pass

Mover: ALD. PAWLINSKI

12 - 5

ALD. PAWLINSKI moved to approve File Number 010100 as amended.

The motion prevailed by the following vote:

Ayes: 12 - Ald. D'Amato, Bohl, Johnson-Odom, Gordon, Donovan, Richards, Scherbert, Pawlinski, Breier, Nardelli, Murphy and Hines.

Noes: 5 - Ald. Herron, Henningsen, Cameron, Sanchez and President Pratt.