

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

December 1, 2016

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 160637 contains the following recommendations:

Nonrenewal, based upon the second nonappearance of the Class D Operator's license for Crispin Ramirez.

Renewal, with a ten (10) day suspension, based upon the police report, and neighborhood and aldermanic testimony of the Class B Tavern, Food Dealer, and Public Entertainment Premises license(s) for Robert Settecase for the premises located at 1125 N Old World Third St ("Ugly's") in the 4th aldermanic district.

Renewal, with a sixty (60) day suspension, based upon the police report of the Class B Tavern and Public Entertainment Premises license(s) for Jon Q Ragland for the premises located at 5219 W Hampton Ave ("Comments Lounge") in the 7th aldermanic district.

Renewal, with a ten (10) day suspension, based upon the police report, and neighborhood and police testimony of the Class B Tavern and Public Entertainment Premises license(s) for Michael Jost for the premises located at 801 S 2nd St ("La Cage") in the 12th aldermanic district.

Nonrenewal, based on the police report, and applicant, neighborhood, aldermanic, and police testimony of the Rooming House license for Sam Stair for the premises located at 803 S 3rd St ("S2 Real Estate") in the 12th aldermanic district.

Renewal, with a sixty (60) day suspension, based upon the police report, video, and applicant, aldermanic, and police testimony of the Class B Tavern and Public Entertainment Premises license(s) for Angel Velazquez for the premises located at 626 S 5th St ("Kana Mojito Club") in the 12th aldermanic district.

Renewal, with a ten (10) day suspension, based upon the police report and testimony of the Class B Tavern, Food Dealer, and Public Entertainment Premises license(s) for Odean Taylor for the premises located at 5007-09 W Center St ("Jay's Uptown Cafe") in the 15th aldermanic district.

Respectfully,

A handwritten signature in black ink that reads "Tony Zielinski".

Tony Zielinski, Chair
Licenses Committee

cc: All Council Members
File 160637

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Operator's License of Crispin Ramirez.

FINDINGS OF FACT

1. Crispin Ramirez (hereinafter the "Licensee") is the holder of a Class "D" Operator's License in the City and County of Milwaukee, Wisconsin. Said license expires on December 31, 2016.
2. An application to renew said license was thereafter filed with the Office of the City Clerk.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department responded with a police report that could form a basis for nonrenewal or suspension of said license.
4. On November 17, 2016 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police department report on November 29, 2016 at 1:00 p.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. A notice of the hearing as well as a copy of the police report was sent to Crispin Ramirez, 3033A South 8th Street, Milwaukee, WI 53215 on November 17, 2016 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3033A South 8th Street, Milwaukee, WI 53215 is the address given by the Licensee on his application. The envelope was not returned to the License Division by the United States Postal Service. The Licensee failed to appear at the hearing on November 29, 2016 at 1:00 p.m.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Crispin Ramirez has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Operator's license based upon his 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Operator's license held by Crispin Ramirez based upon his second nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above the Committee recommends by a vote of three (3) ayes and two (2) excused that the Class "D" Operator's License of Crispin Ramirez not be renewed based upon his second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.



TONY ZIELINSKI
Chairman Licenses Committee

224861

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern, Food Dealer's and Public Entertainment Premises (PEP) licenses of Robert A. Settecase for the premises located at 1125 North Old World Third Street in the City and County of Milwaukee, Wisconsin ("Ugly's").

FINDINGS OF FACT

1. Robert A. Settecase (hereinafter "the Licensee"), is the holder of a Class "B" Tavern, Food Dealer's and PEP licenses for the premises located at 1125 North Old World Third Street in the City and County of Milwaukee, Wisconsin ("Ugly's"). Said licenses expire at midnight on December 19, 2016.
2. An application to renew said license was filed with the Office of the City Clerk on October 25, 2016.
3. On November 21, 2016 the City Clerk's Office provided timely notice to the Licensee of a Licensee's Committee hearing pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes regarding police report and neighborhood objections to the renewal of the license. The matter was scheduled for a hearing on the Milwaukee Police Department report and neighborhood objections on November 29, 2016, commencing at 9:45 a.m. in Room 301B of the third floor of City Hall. At said date and place, the Licensee did appear and was not represented by Attorney Emil Ovbiagele.
4. Based upon the testimony heard and evidence received, the Committee makes the following findings of fact:
 - A. On December 27, 2015, Milwaukee police responded to a complaint of loud music at Ugly's Tavern (1125 North Old World Third Street). The officer was advised that the caller lived two blocks away and the bass from the music being played on the rooftop of the business was shaking his residence. The officer spoke to the caller and then did follow-up by checking CAD calls and found there had been eight calls for noise nuisances made from September 16, 2015 to December 27, 2015. On January 9, 2016 the officer met with the caller, Mr. Kapella at his residence, 1113 North Edison to listen to the problem firsthand.

The officer could faintly hear music being played while inside the residence. The officer went out onto the balcony and determined the music was coming from Ugly's. On January 15, 2016 the officer met with the bar manager, Thomas Little to discuss several complaints of loud music emanating from the business by area residents. The officer reviewed the business license which stated "No music on exterior terrace". The officer stated there was uncertainty as to which portion of the terrace was considered exterior. The officer advised Little to adhere to Milwaukee ordinance 108-23(1)(b) pertaining to Outdoor Public Entertainment. While on scene, at 11:23 p.m., the officers received a complaint of loud music coming from the tavern. At 12:00 a.m. Little stopped the rooftop music and at 12:16 a.m. Kapella made a complaint of loud music coming from the rooftop. Kapella was advised the music on the roof top had ceased at midnight, but he insisted that the bass level was excessive. Little lowered the bass level which satisfied Kapella.

- B. On January 2, 2016 an officer discovered that someone had pulled the fire alarm inside the business at 1125 North Old World Third Street (Ugly's). The fire department was on scene and expressed concern that there was no audible indication inside the business that the fire alarm had been pulled.
- C. On January 1, 2016 Milwaukee police conducted a tavern check at 1125 North Old World Third Street (Ugly's). During this check, officers were advised of a fight on the second floor of the business. One subject was arrested and cited for both disorderly conduct and resisting an officer.
- D. On January 26, 2016 a meeting was held at City Hall regarding the noise nuisances at Ugly's tavern (1125 North Old World Third Street). Attending this meeting were representatives from the Milwaukee Police Department, the City Attorney's Office, the alderman's office, and the applicant along with Nathan Harris and Attorney Michael Maistelman. During this meeting, it was determined that the "No Music on Exterior Terrace" provision of the business's permit meant that the business was prohibited from playing music from both the exterior and enclosed portion of the rooftop.
- E. On January 31, 2016 Milwaukee police conducted a tavern check at 1125 North Old World Third Street (Ugly's). Officers discovered a female inside the business that was holding a napkin to her lip and had blood on her right hand. The victim told officers there had been a fight inside the business between some guys and she had been punched in the face.
- F. On January 31, 2016 Milwaukee police responded to a battery complaint at 1125 North Old World Third Street (Ugly's). The investigation revealed a patron had called police after being pepper sprayed by someone from the business's security while in the ladies room. The security officer told police he had used pepper spray in the ladies room to break up a fight. The caller, and two other

patrons inside the ladies room at the time of the incident, told officers the fight had been resolved and felt the use of pepper spray by security was uncalled for.

- G. On February 18, 2016 Milwaukee police, along with the Wisconsin Department of Revenue, conducted an investigation at 1125 North Old World Third Street (Ugly's Tavern). Eleven bottles of contaminated alcohol were discovered and disposed of.
- H. On February 22, 2016 Milwaukee police investigated a battery complaint that occurred at 1125 North Old World Third Street (Ugly's bar) on 02/21/2016. The victim, Brittani Bauer, told officers she had been punched in the face about 15 times by an unknown subject while inside the ladies room in the business. Bauer also told officers she had reported this incident to security at the business and was told there was nothing they could do because she could not identify her assailant.
- I. On June 19, 2016 while walking outside 1125 North Old World Third Street (Ugly's), a patron on the rooftop threw a glass bottle down onto the sidewalk. The sidewalk was crowded with pedestrians and officers, but no one was injured. This subject was identified and arrested for disorderly conduct.
- J. On July 23, 2016 Milwaukee police were flagged down regarding a trouble with a subject complaint at 1125 North Old World Third Street (Ugly's). The investigation revealed an altercation had taken place inside the business and three females were now outside indicating a male that had been involved was still inside the business. Officers checked, but were unable to locate the described male. The females left the scene without supplying additional information. While inside, the officers noticed several patrons that were dressed in a manner inconsistent with the posted dress code.
- K. Attorney Emil Ovbiagele stated the majority of the complaints are related to loud music and in January 2016 a meeting was held with Alderman Bauman and music is no longer played on the rooftop. He added that some security guards have been terminated based on the issues in the police report. He stated the applicant has met with community groups in the area regarding their operations and they will no longer play music on the rooftop. He added the noise has not been an issue since January. He stated there have been some instances of violence and the applicant have streamlined processes to prevent future incidents. He added that the bottle that was thrown from the roof should never have been on the roof to begin with. He stated there was a 30% reduction in sales when they no longer played music on the rooftop. He added that his clients are trying to engage the community and they would just like a chance to prove themselves without a 60 day suspension.

- L. Nathan Harris, 601 East Ogden stated there are garage doors on the front of the building and they close the doors at 10:00 p.m. and have removed some speakers.
- M. Alderman Bauman stated he has been directly contacted by the Moderne and they told him they have lost tenants due to the noise. He added that in recent renewals noise has always been an issue. He stated that 5 violent incidents have occurred and several of them involved female victims. He recommends a 60 day suspension based on the police report and neighborhood testimony.
- N. Joseph Eisen, Barrett Lo Visionary Development owners of the Moderne stated their tenants are complaining of the noise from the premises and they have had to move tenants. He stated he has spoken with the owners and nothing has changed and it is not just a rooftop music issue. He stated they have lost tenants due to the noise.
- O. Jason Kapella, 1113 North Edison Street stated he objects to music on the rooftop deck. He lives across the river and can hear the music and he has contacted the premises multiple times regarding the noise.
- P. Stacie Callis, Executive Director of the Westtown Association stated they are in opposition to music on the rooftop and has received numerous complaints regarding music on the rooftop of the premises.
- Q. Alderwoman Coggs moved to amend the plan of operation to have no amplified music on the rooftop.
- R. Alderman Perez moved to amend the plan of operation to close the garage doors at 10:00 p.m.
- S. David Sithu, 1129 North Jackson, No. 1102 stated he is a patron and he has always felt safe and enjoyed himself. He believes the noise levels are reasonable.
- T. Alexander Costa, 1129 North Jackson Street stated he has been a customer for 3-1/2 years and has seen their dedication to the community.
- U. Ruben Flores, 1141 North Old World Third Street stated he lives in the Moderne and the noise is not just from the premises because there is construction and other bars in the area. He enjoys the atmosphere at the premises.
- V. Colby Stoddard, 1407 North Martin Luther King Drive stated he has been a customer for over 2 years and the premises fosters entrepreneurship in the area.
- W. Leslie Cadillac, 1129 North Jackson stated the premises is one of her favorite bars in the city and she has been a patron for over 2 years.

- X. Jeremy Perlash, 1858 North Commerce Street stated he enjoys the premises and he has meetings there with other entrepreneurs. He stated the noise from the construction is louder than the music.
- Y. Alderwoman Coggs stated there is a lot of development taking place downtown and she hopes everyone will work together to create a vibrant environment that adds to the city as a whole. She added that the police report speaks to adjustments that are needed at the premises.
- Z. Alderman Zielinski stated it is positive that the applicant is working with the neighborhood and giving up amplified rooftop music. He stated the applicant needs to strive to improve the incidents on the police report and maybe they should hire an outside consultant to help.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 90 and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Robert A. Settecase has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapters 90 and 108 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern, Food Dealer's, and PEP licenses for the premises located at 1125 North Old World Third Street in the City and County of Milwaukee, Wisconsin ("Ugly's"), without undergoing a ten (10) day suspension of said licenses. The Committee finds the police report, neighborhood and aldermanic testimony, 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern, Food Dealer's, and PEP licenses of Robert A. Settecase, for the premises located at 1125 North Old World Third Street in the City and County of Milwaukee, Wisconsin ("Ugly's"), with a ten (10) day suspension based on the police report, neighborhood and aldermanic testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused recommends that the Class "B" Tavern, Food Dealer's, and PEP licenses of Robert A. Settecase for the premises located at 1125 North Old World Third Street in the City and County of Milwaukee, Wisconsin ("Ugly's") be renewed with ten (10) day suspension based upon the police report, neighborhood and aldermanic testimony.

Said suspension will be in effect between 12:01 a.m. December 20, 2016 through to 11:59 p.m., December 29, 2016.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.

A handwritten signature in black ink that reads "Tony Zielinski". The signature is written in a cursive style with a large, stylized "T" and "Z".

TONY ZIELINSKI, Chairman
Licenses Committee

234853

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises (PEP) licenses of Jon Q. Ragland, Jr. for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge").

FINDINGS OF FACT

1. Jon Q. Ragland, Jr. (hereinafter "the Licensee"), is the holder of a Class "B" Tavern and PEP licenses for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge"). Said license expires at midnight on December 16, 2016.
2. An application to renew said license was filed with the Office of the City Clerk on November 15, 2016.
3. On November 16, 2016 the City Clerk's Office provided timely notice to the Licensee of a License's Committee hearing pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes regarding police report and neighborhood objections to the renewal of the license. The matter was scheduled for a hearing on the Milwaukee Police Department report and neighborhood objections on November 29, 2016, commencing at 1:30 p.m. in Room 301B of the third floor of City Hall. At said date and place, the Licensee did appear and was not represented by counsel.
4. Based upon the testimony heard and evidence received, the Committee makes the following findings of fact:
 - A. On October 9, 2016 Milwaukee police responded to a subject with a gun at 5219 West Hampton Avenue (Comments Lounge Tavern). Upon arrival an officer located an individual suffering from a gunshot wound to the head. The investigation revealed there had been an altercation outside the business culminating in the victim being shot. The victim died from his wounds. Based on the evidence, the victim arrived on scene and two subjects began to shoot at him. The applicant did cooperate with police during the investigation. The applicant did not know the names of the security guard or bartender that was working at the time of the incident. A police investigation was filed.

- B. On November 4, 2016 a meeting was held at District 7 at the request of Jon Ragland, agent for Comments Lounge. Mr. Ragland requested the meeting to discuss the homicide and how he could safeguard his business from further problems. Some ideas discussed were purchasing a card reader, age restriction, and holding a meeting with the community and local alderman.
- C. The applicant stated the homicide victim was never in the bar and it was closed at the time of the shooting. He stated he exited the bar when the guns were drawn and the shooting was occurring. He stated no one entered the bar with a weapon and there were no altercations inside the bar. He added he reached out to the community, including meeting with and calling community members, and even hosted block watch meetings at the bar. He stated the premises has been closed since the October incident.
- D. Alderman Rainey stated the residents are concerned and he feels the applicant may have been dealt a bad hand. He stated having a homicide in your neighborhood is alarming and he knows the applicant runs a good establishment. He added that he is willing to give him another opportunity to succeed and to mitigate the concerns of the residents. He recommended a 60 day suspension based on the police report. Alderman Zielinski recommended hiring security and using an ID scanner. Alderman Rainey moved to amend the plan of operation to include use of a card ID scanner.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 90 and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Jon Q. Ragland, Jr. has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapters 90 and 108 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern and PEP licenses for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge"), without undergoing a sixty (60) day suspension of said licenses. 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and PEP licenses of Jon Q. Ragland, Jr., for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge"), with a sixty (60) day suspension based on the police report.

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 Class "B" Tavern and PEP licenses of Jon Q. Ragland, Jr. for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge") be renewed with sixth (60) day suspension based upon the police report.

Said suspension will be in effect between 12:01 a.m. December 17, 2016 through to 11:59 p.m., February 14, 2017.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.



TONY ZIELINSKI, Chairman
Licenses Committee

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises (PEP) licenses of Michael Jost, Agent for La Cage Enterprises, LLC for the premises located at 801 South 2nd Street in the City and County of Milwaukee, Wisconsin ("La Cage").

FINDINGS OF FACT

1. Michael Jost (hereinafter "the Licensee"), is the holder of a Class "B" Tavern and PEP licenses for the premises located at 801 South 2nd Street in the City and County of Milwaukee, Wisconsin ("La Cage"). Said license expires at midnight on December 17, 2016.
2. An application to renew said license was filed with the Office of the City Clerk on November 3, 2016.
3. On November 16, 2016 the City Clerk's Office provided timely notice to the Licensee of a Licensee's Committee hearing pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes regarding police report and neighborhood objections to the renewal of the license. The matter was scheduled for a hearing on the Milwaukee Police Department report and neighborhood objections on November 29, 2016, commencing at 2:15 p.m. in Room 301B of the third floor of City Hall. At said date and place, the Licensee did appear and was not represented by counsel.
4. Based upon the testimony heard and evidence received, the Committee makes the following findings of fact:
 - A. On January 15, 2016, the applicant met with representatives from the Milwaukee Police Department, Milwaukee City Attorney's Office and Alderman Jose Perez at MPD District 2 regarding continued problems at his nightclub. The applicant was told the tavern had been labeled a nuisance property and given a letter. Additionally, a notice of mandatory retail establishment security measures letter was given to the applicant and he was told that cameras must be installed within 60 days. It was also suggested that the applicant communicate with other taverns in the area to avoid problematic patrons and the benefits of an ID scanner to keep track of patrons that cause issues was explained.

- B. On March 26, 2016, Milwaukee police checked on the nuisance abatement plan and went through the items in the action plan at 801 South 2nd Street (La Cage Lounge). David Langoehr, who identified himself as head of security, and officers went through the items together. There are two entrances to the business and a downstairs bar. The upper lounge has security stationed to check IDs and regulate patrons as well as a binder with a banned list. The downstairs bar does not have security or a banned list. The only “No Loitering” sign is located inside the entrance of the downstairs bar. Langoehr told officers he has four security staff working and another three will be starting at 11:00 p.m. He also told officers that cameras are being installed on April 5, 2016, and that the machine that verifies a patron’s identify was being fixed.
- C. On April 3, 2016, a Milwaukee police detective conducted follow-up regarding a theft complaint at 801 South 2nd Street (La Cage). The theft occurred on April 3, 2016 while the victim was dancing, she noticed that her purse was unfastened and her phone and wallet were missing. The victim flagged down a bouncer and asked for help, but was told that because the incident occurred outside the nightclub, he could not help. The detective left several messages with the applicant, asking him to call her back in order to view video surveillance inside the nightclub. On April 6, 2016 the applicant left a voicemail stating he had just received her messages, and he would now answer his phone knowing that it would be the detective calling. Between April 11 and April 14, 2016 the detective left 4-5 messages for the applicant to call her; the detective indicates the applicant did not call her back. Milwaukee police later discovered that there are no working cameras on the dance floor. Therefore, no video surveillance of the theft is available.
- D. The applicant stated he has new ID scanners and weapon wands. He has looked into getting security cameras and the cost is about \$15,000 and he cannot afford it. He stated the use of wands and scanners has decreased the incidents in the premises. He added the younger age group causes more problems than before. He stated he has increased the amount of security guards. He stated he has a \$6 cover charge. He added he tries very hard to watch for drugs, weapons, and fights. He added that he has considered hiring an outside security company. He stated he spoke with an officer at District 2 regarding the cameras because he could not afford them. He requested 2 months to get the security plan together and install security cameras. He stated any suspension would be detrimental to his business and to his employees.
- E. Captain Heather Wurth stated there were 2 additional recent incidents, and 5 nuisance-related calls, and most of the additional calls were proactive. She stated the applicant had since January 15th to put an abatement plan in place and still has not done so, which is concerning. She added that she is supportive of the premises, but it is a drain on police resources.

- F. Bill Wardlow, 811 South 2nd Street stated the incidents have gotten progressively worse over the last few years. He added that the applicant has gotten more security. He stated he has called the police multiple times regarding the premises and those instances were not listed in the police report. He added that he has been told there were no squads available to respond to the incidents. He stated a bloody patron from the premises came in to his establishment and cleaned themselves up in the restroom and left blood all over. He stated he has seen fights in the streets multiple times. He stated he has witnessed fights where the police have been overwhelmed and he was told the police would not arrest people because no one wanted to press charges. He stated he, his staff, and his patrons do not feel safe because of the incidents at the premises. He added that he is supportive of the applicant and would like to see an improvement.
- G. Alderman Zielinski recommended Mr. Wardlow offer advice to the applicant. He also recommended the applicant hire an outside consultant to help with the problems occurring at the premises. He also stated the applicant has until January 29, 2017 to install security cameras.
- H. Alderman Perez stated he is concerned that the applicant has not complied with the nuisance plan and does not have security cameras. He added something has to change at the premises because it is currently unmanageable.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 90 and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Michael Jost, has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapters 90 and 108 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern and PEP licenses for the premises located at 801 South 2nd Street in the City and County of Milwaukee, Wisconsin ("La Cage"), without undergoing a ten (10) day suspension of said licenses. The Committee finds the police report, neighborhood and police testimony, 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and PEP licenses of Michael Jost, for the premises located at 801 South 2nd Street in the City and County of Milwaukee, Wisconsin ("La Cage"), with a ten (10) day suspension based on the police report, neighborhood and police testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused recommends that the Class "B" Tavern and PEP licenses of Michael Jost for the premises located at 801 South 2nd Street in the City and County of Milwaukee, Wisconsin ("La Cage") be renewed with ten (10) day suspension based upon the police report, neighborhood and police testimony.

Said suspension will be in effect between 12:01 a.m. December 18, 2016 through 11:59 p.m., December 28, 2016.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.



TONY ZIELINSKI, Chairman
Licenses Committee

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Licenses Committee on the renewal application of Sam Stair, Agent for S2 Real Estate, LLC for a rooming house located at 803 South 3rd Street in the City and County of Milwaukee, Wisconsin.

FINDINGS OF FACT

1. Sam Stair (hereinafter the "Licensee") is the holder of rooming house license for the rooming house located at 803 South 3rd Street in the City and County of Milwaukee, Wisconsin. Said license expires on December 31, 2016.
2. An application to renew said license was filed on November 15, 2016.
3. Pursuant to Chapter 85 of the Milwaukee Code of Ordinances, this matter was referred to Milwaukee Police Department, the Commissioner of Health, the Commission of Neighborhood Services, and the local alderman for investigation.
4. On November 18, 2016 the City Clerk provided timely notice to the Licensee of the objections to renewal of his room in house license. The Licensee was advised that a hearing would take place regarding his renewal application on November 29, 2016 at 3:00 p.m. in Room 301B at City Hall, 200 East Wells Street, Milwaukee, Wisconsin. At that date and time the Licensee appeared and was not represented by counsel. Based upon the sworn testimony heard and evidence received at the hearing, the Committee renders the following findings of fact:
 - A. On March 3, 2016 Milwaukee police officers were dispatched to 803 South 3rd Street for a battery complaint. The officer interviewed the victim who stated he was drinking with several guys in a room. They started arguing which progressed into a physical fight. The victim was hit causing pain. The subject was not on scene and was not known to the victim.
 - B. On October 19, 2016 Milwaukee police officers were dispatched to 803 South 3rd Street for a drug dealing complaint. The officers observed a male subject approach the front door but return to the rear yard upon seeing the marked squad car. The officers conducted a field interview of

the subject upon his return to the front door. He was found to not be a resident, claiming his girlfriend lived in the building. A female did come out stating the subject was a friend of hers. Both subjects left in a car together. The officers spoke with two witnesses who stated they have seen the male loitering at the building approaching cars that park in front. He meets with them for a short time and then returns to the building.

- C. The applicant stated the tenant involved in the fight was asked to leave. He added that the person accused of drug dealing is not a drug dealer, he's a tattoo artist, so that's why he may look scary and believes it is a case of the complainant not knowing her neighbors. He stated that he monitors his security cameras remotely. He believes a lot of the problems are caused by a vacant property nearby. He stated he believes there is one neighbor who just wants to shut him down. He stated once someone is evicted they are not allowed to rent again. He stated none of the neighbors have been harassed by the residents at the property and doesn't believe his residents are the problem. He added the neighbors have also tried to shut down the bar next door. He stated anything he can do to make the property better would benefit the neighborhood.
- D. Captain Heather Wurth stated the property became a nuisance property in January and the abatement plan was approved in August. There have been 45 nuisance-related calls, and 87 total calls. There have been numerous complaints of drug dealing by residents and Alderman Perez. There is also concern because Bradley Tech High School is across the street. She added the calls for service have been for battery, theft, and fraud.
- E. Alderman Perez stated there are several rooming houses in the area. He stated the vacant house is being restored to historic standards. He stated there is a disconnect between the applicant and the neighbors. He added that there are many rooming houses in the city that do not have these issues. He has not heard a good plan on how to deal with the issues. He does not support renewal.
- F. Brian Farrell, 813 South 3rd Street stated there have been many instances of cars pulling up for transactions in front of the house. He added that there have been many ambulance calls to the property. He recounted dates and times of incidents he witnessed recorded, and shared with police.
- G. Dave Martin, 828 South 3rd Street stated he has seen drug trafficking occurring at the property. He stated the front door of the property is open all the time and it is a nuisance.
- H. Leah Steinborn, 803 South 3rd Street, No. 5 stated she moved into the building in April. She has been managing the building since October and

the person suspected of drug dealing was evicted. He added that one of people involved in the battery was also evicted. She added that the first door is open, but there is a second door with a lock.

- I. Daniel Kemeny, 4429 South 86th Street stated his girlfriend lives there and he is not engaging in criminal activity.
- J. Alderman Rainey stated he is concerned that the applicant has not taken ownership of the problems. He added there is no acknowledgement of problems described by neighbors or a problem of how to fix them.

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 Chapter 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Sam Stair as Licensee of the premises located 803 South 3rd Street in the City and County of Milwaukee, Wisconsin has not met the criteria of Chapter 85 of the Milwaukee Code of Ordinances to allow renewal of his rooming house license. The Committee finds the objections as stated above to be true as stated above.
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 discretion and judgment to not renew the rooming house license held by Sam Stair for the premises located 803 South 3rd Street because of the danger the continued operation of the poses to the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of two (2) ayes, one (1) noe and two (2) excused recommends that the rooming house license of Sam Stair for the premises located 803 South 3rd Street in the City and County of Milwaukee, Wisconsin not be renewed based on the police report, applicant, neighborhood, police, and aldermanic testimony.

Said nonrenewal will begin March 1, 2017.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.



TONY ZIELINSKI
Chairman Licenses Committee

105577

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises (PEP) licenses of Angel M. Velazquez for the premises located at 626 South 5th Street in the City and County of Milwaukee, Wisconsin ("Kana Mojito Club").

FINDINGS OF FACT

1. Angel M. Velazquez (hereinafter "the Licensee"), is the holder of a Class "B" Tavern and PEP licenses for the premises located at 626 South 5th Street in the City and County of Milwaukee, Wisconsin ("Kana Mojito Club"). Said license expires at midnight on December 17, 2016.
2. An application to renew said license was filed with the Office of the City Clerk on October 14, 2016.
3. On November 23, 2016 the City Clerk's Office provided timely notice to the Licensee of a Licensee's Committee hearing pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes regarding police report and neighborhood objections to the renewal of the license. The matter was scheduled for a hearing on the Milwaukee Police Department report and neighborhood objections on November 29, 2016, commencing at 2:30 p.m. in Room 301B of the third floor of City Hall. At said date and place, the Licensee did appear and was represented by Attorney Michael Whitcomb.
4. Based upon the testimony heard and evidence received, the Committee makes the following findings of fact:
 - A. On February 21, 2016 Milwaukee police responded to a fight complaint at 626 South 5th Street (Kana Mojito Club). Security at the business, as well as the applicant's son, stated there had not been any fights outside or at the establishment. Officers did not observe any signs a fight had taken place and they were unable to view video from the business.
 - B. On February 27, 2016 Milwaukee police took a battery complaint from a citizen that walked into Milwaukee police district #2 (245 West Lincoln Avenue). The

citizen, Dennis Wojciechowski, told officers he had been at Kana Mojito Club (626 South 5th Street) to celebrate his birthday, when he was battered and sprayed with pepper spray by one of the security guards for no reason. Officers conducted follow up at Kana Mojito Club (626 South 5th Street) and spoke with security guard, Rigoberto Delatorre, regarding the incident. Delatorre told officers that a bartender had observed Wojciechowski push a female in the face with his hand. Security then asked Wojciechowski to leave. Wojciechowski refused to leave and was escorted out by 5 security guards. Once outside, Wojciechowski attempted to get past Delatorre and reenter the club. Delatorre then sprayed Wojciechowski in the face with OC spray and he, along with other security guards, carried Wojciechowski outside. Officers then viewed video footage of the incident which confirmed Delatorre's version of events.

- C. On March 24, 2016 the applicant was cited at Walker Street for Responsible Person on Premises Required. He was found guilty of this citation and fined \$150.00 on September 15, 2016.
- D. On October 15, 2016, Milwaukee Police were dispatched to a battery complaint at St. Luke's Hospital. A witness, Jocelyn Soto-Varelas, stated on the night of October 14, 2016, she was at Kana Mojito Club (626 South 5th Street), with her friend, Alexandra Calderon, who was attacked by a known subject, Joanne Valdez. Soto-Varelas and Calderon were in the bathroom when Valdez attacked Calderon. The witness observed the suspect punching the victim, smashing her head into the walls and toilet, and dragging her on the floor. The witness stated a friend of the suspect posted a video of the incident on Facebook. The victim suffered a broken orbital socket, brain trauma, sprained elbow and abrasions. Officers spoke to the agent, Angel Velazquez regarding the incident. He stated that security advised him that there was a fight in the women's bathroom. He went inside and observed a female with a swollen eye. Velazquez went to get ice for the victim but when he returned she already had left. Velazquez was unaware that victim and suspect were under the age of 21. The establishment was cooperative.
- E. The applicant stated the fight occurred after hours and he had a staff meeting about it. He stated he does not know the victim and his staff does not know her. He stated he does not have underage patrons in his bar. The applicant stated he got ice for the victim and when he returned she was gone and that is why he did not call the police. He added the security guard who let the individuals in after hours was suspended for a week. He stated that this was just one incident and it is not common practice. He added that he is considering hiring a bathroom attendant. He apologized for not calling the police.
- F. Attorney Michael J. Whitcomb stated the camera system was new in February and staff was unsure how to use and access it. He stated he applicant wasn't hiding anything and will err on the side of caution when calling the police. He added that the other incidents on the police report are really non-incidents. He stated

the applicant was unaware of the severity of the incident. He stated that the applicant cooperated with the police and was not trying to hide anything. He added that the applicant's track record shows that he is a good operator.

- G. Tony Nelson stated he is a security guard at the premises and he checked the IDs of the individuals involved in the fight. He stated a woman told him there was a fight in the bathroom and he attempted to apprehend the people involved in the fight. He added he is not familiar with the individuals involved in the fight.
- H. Rigoberto Delatorre stated he is the head of security at the premises and he let the individuals involved in the fight in after hours, but he does not know any of them.
- I. Captain Heather Wurth stated there have been 5 nuisance related calls for service during the license period, as well as other calls for service from residents and Alderman Perez. She added the victim and witness involved in the fight were 20 years old at the time, and the viciousness of the attack was egregious and caused severe injuries to the victim including a broken orbital socket, brain trauma, and lacerations. She stated the victim and her friend entered the premises at 11 p.m., and the assailant and her friend were seen inside the premises at 1:30 a.m. She added that the applicant never called the police after the fight occurred in the restroom. Alderman Perez provided photos from Facebook of the underage victim inside the establishment in 2014.
- J. Alderwoman Coggs moved to enter into the record as Exhibit #1 the photos from Facebook.
- K. Alderman Perez stated he is surprised that the applicant did not call the police after the fight, especially having participated in the Pivot Program. He stated he is concerned that the applicant did not contact the police or call for medical attention regarding the fight. He stated something isn't being managed properly and this situation was handled poorly. He recommends nonrenewal or 60 day suspension.
- L. Alderwoman Coggs stated that calling the police is the responsibility of the owner of the premises. She stated she is concerned that the staff was unaware that the individuals involved in the fight were in the premises earlier that evening, prior to being let in again after hours. She added that the Pivot Program was created to prevent incidents like this and the applicant went through the program and still decided not to call the police. She added that the video was hard to watch and assailant finding joy in injuring another person is despicable.
- M. Alderman Zielinski moved approval with a 60 day suspension based on the police report, video, and police, applicant, and aldermanic testimony.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 90 and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Angel M. Velazquez has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapters 90 and 108 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern and PEP licenses for the premises located at 626 South 5th Street in the City and County of Milwaukee, Wisconsin ("Kana Mojito Club"), without undergoing a sixty (60) day suspension of said licenses. The Committee finds the police report and testimony, aldermanic testimony, applicant testimony and video, 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and PEP licenses of Angel M. Velazquez, for the premises located at 626 South 5th Street in the City and County of Milwaukee, Wisconsin ("Kana Mojito Club"), with a sixty (60) day suspension based on the police report and testimony, aldermanic testimony, applicant testimony and video.

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 Class "B" Tavern and PEP licenses of Angel M. Velazquez for the premises located at 626 South 5th Street in the City and County of Milwaukee, Wisconsin ("Kana Mojito Club") be renewed with sixty (60) day suspension based upon the police report and testimony, aldermanic testimony, applicant testimony and video.

Said suspension will be in effect between 12:01 a.m. December 18, 2016 through to 11:59 p.m., February 15, 2017.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.



TONY ZIELINSKI, Chairman
Licenses Committee

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 1, 2016

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern, Food Dealer's, and Public Entertainment Premises (PEP) licenses of Odean H. Taylor for the premises located at 5007-09 West Center Street in the City and County of Milwaukee, Wisconsin ("Jay's Uptown Cafe").

FINDINGS OF FACT

1. Odean H. Taylor (hereinafter "the Licensee"), is the holder of a Class "B" Tavern, Food Dealer's, and PEP licenses for the premises located at 5007-09 West Center Street in the City and County of Milwaukee, Wisconsin ("Jay's Uptown Cafe"). Said license expires at midnight on December 20, 2016.
2. An application to renew said license was filed with the Office of the City Clerk on October 13, 2016.
3. On November 16, 2016 the City Clerk's Office provided timely notice to the Licensee of a License's Committee hearing pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes regarding police report and neighborhood objections to the renewal of the license. The matter was scheduled for a hearing on the Milwaukee Police Department report and neighborhood objections on November 29, 2016, commencing at 10:30 a.m. in Room 301B of the third floor of City Hall. At said date and place, the Licensee did appear and was not represented by Attorney Michael Maistelman.
4. Based upon the testimony heard and evidence received, the Committee makes the following findings of fact:
 - A. On January 3, 2016 Milwaukee police responded to a battery complaint at St. Joseph's Hospital. One witness told officers she believed the victim had been involved in an altercation at a bar named "Jays", but she could not provide a location. The victim had a laceration to his head, and indicated there had been an incident at an unknown bar on the south side. The victim declined to make any other statements. An officer determined the only tavern in the city of Milwaukee named "Jays" is Jay's Uptown Cafe (5007 West Center Street). An officer conducted follow up on January 6, 2016 at Jay's Uptown Cafe. The

officer viewed video from inside the business on the night of the incident. The officer observed nothing on camera indicating an altercation had occurred on the premises. The applicant indicated he was on scene the night of the incident and reported no problems that night. A Milwaukee police incident report was filed.

- B. On January 30, 2016 a Milwaukee police officer observed patrons arguing and pushing each other while exiting Jay's Uptown Cafe (5007 West Center Street). The disturbance ceased when the officer activated the squad's lights and siren.
- C. On March 6, 2016 Milwaukee police were dispatched to a battery complaint at 5007 West Center Street (Jay's Uptown Cafe). The caller told officers she was with a group of females who caused disturbance and were asked to leave. When she refused, a security guard removed her from the premise. The caller told police she was mad because security did not have to put his hands on her.
- D. On June 11, 2016 Milwaukee police responded to a theft complaint at 5007 West Center Street (Jay's Uptown Cafe). There had been an altercation inside the business that was broken up by security. One of the involved parties dropped some personal property and another person picked it up with the intent of depriving the owner. A Milwaukee police incident report was filed.
- E. On June 12, 2016 Milwaukee police were dispatched to a subject with a gun complaint in the area of North 50th Street and West Center Street. The investigation revealed there had been an altercation involving patrons inside Jay's Uptown Cafe and this altercation moved outside the business. A security guard from the business intervened, drawing his firearm. The security guard was arrested for endangering safety by use of a dangerous weapon. A Milwaukee police incident report was filed.
- F. On June 30, 2016 Milwaukee police were dispatched to a battery cutting at St. Joseph's hospital. The victim told officers that around 2:15 a.m. there were 20-25 patrons on the sidewalk outside Jay's Uptown Cafe (5007 West Center Street). One person was knocked out and another person suffered a laceration on their ankle. A Milwaukee police incident report was filed.
- G. On July 3, 2016 Milwaukee police were dispatched to a trouble with the subject complaint at 5007 West Center Street (Jay's Uptown Cafe). Officers were told that 4-5 subjects were causing a disturbance. Police were unable to locate the subjects causing the disturbance.
- H. On August 28, 2016 Milwaukee police conducted an investigation regarding patrons of the premise parking between construction barrels on West Center Street in front of the premise. Officers taped off a section of the street to prevent vehicles from moving prior to being cited. A security guard went under the

police tape and entered the applicant's vehicle. Officers needed to physically remove the security guard from the vehicle and escort him out of the taped off area. Patrons became upset while officers cited the parked cars and additional squads responded. A total of 12 parking citations were issued for obstructing the roadway.

- I. On October 30, 2016 16 Milwaukee police responded to a subject with gun call at 5007 West Center (Jay's Uptown Cafe). Officers spoke with the agent and explained to him they had received a call that a subject wearing specific clothing was in the business and possessed a firearm. The agent was cooperative and stated he did not observe anyone matching the description. He allowed officers to check the business and they did not locate anyone matching the description.
- J. On November 3, 2016, at 1:56 a.m., officers responded to a shot spotter call at 5001 West Center. They also received an additional call that someone was shooting inside of Jay's Uptown Cafe. It was later determined no shots were fired from inside the establishment. Officers did locate vehicle that was struck and a casing at 4917 West Center.
- K. On November 6, 2016 a sergeant observed a large crowd gathered in front of Jay's Uptown Café (5007 West Center). She then observed a fight between multiple people break out on the sidewalk. Multiple squads arrived and were able to disperse the crowd. A bouncer stated a fight between multiple females began inside and made its way to the front of the tavern until police arrived.
- L. The applicant stated he plans to open at noon to increase food sales and he has a parking patrol car to direct traffic. He added that they have increased litter clean up in the area. He stated that he has only had 2 neighborhood meetings since he opened 6 years ago.
- M. Attorney Michael Maistelman addressed the police report and stated #A is nothing, #B-D are typical bar problems, #E is a gun issue, #G is nothing, #H is a parking issue, #I-J police determined it was not related the premises, and #K was loud crowd, so most of the issues on the police report are typical bar problems. He added the amended plan of operation includes more security cameras, a patrol car, neighborhood and police engagement, and an ID scanner. He stated he will get written parking permission prior to the Common Council meeting next month. He stated the neighbors should be in contact with the BID regarding concerns.
- N. Alderman Rainey stated he has received complaints from residents regarding parking surrounding the premises.
- O. Dameon Ellzey - 15th District Legislative Assistant stated Alderman Stamper stated these issues with guns are not just bar type issues. He added Alderman

Stamper would also like a written parking agreement and more involvement with the 7th Aldermanic District.

- P. Alma Burkes, 2719 North 50th Street, stated she is concerned about the noise, traffic, and security and she stated she saw 2 security guards with guns. She added that she has seen patrons dancing and loud music. She stated that a patron took a rock from her garden and through it into a parked car. She stated cars park on the grass, in the alley, in the vacant lot, and in other stores parking lots.
- Q. Lauratta Turnvold, North 50th Street, stated this is a bar with food service and it was supposed to be a restaurant with liquor. She stated her fence was torn down by patrons last year. She added parking has gotten better in the last few weeks. She stated there have been gunshots in the area and she is afraid sometimes.
- R. Antionette Wagner, 2719 North 53rd Street, stated the applicant has let her down because he said he wanted to be a restaurant, not a club. She added that there are massive parking problems. She stated most of the problems are in summer.
- S. Rickey Potts, 3819 West Center Street, stated he is in support of the applicant.
- T. James Perry, 5001 West Center Street, stated he is the head of security and he talks with neighborhood residents. He added that the closing of other bars has changed the clientele of the premises.
- U. Albert Owens, 2472 North 51st Street, stated he has lived in the area for 19 years and the gunfire isn't anything new the neighborhood. He stated he has seen the parking issues in the area and he calls Parking Enforcement.
- V. Norman Johnson, 5226 West Center Street, stated he eats and plays darts at the premises and he is in support.
- W. Altwon Jeter, 5526 West Center Street stated, he is in support and has used the premises for events and catering.
- X. Michael Baker, 5003 West Center Street, stated he is in support and has been to the premises multiple times. He stated he has not seen parking issues.
- Y. Curt Parks, 5003 West Center Street stated he is a security guard at the premises and he scans the IDs.
- Z. Edwin Williams, 2524 North 54th Street stated he is in support and the food is good. He added that there are not a lot of things to do in the neighborhood.
- AA. Jennifer Potts Executive Director of BID #39 stated the board is challenged to find the balance between the residents and the business owners. She added the

parking issues have been resolved in the area. She stated she is in support. Aid. Rainey moved to enter into the record as exhibit #1-2 letters to Inhabit, Inc. and Common Ground from BID #39.

- BB. Alderman Rainey stated the applicant needs to take into consideration the concerns of the neighborhood and something needs to change with the operation of the premises.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 90 and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Odean H. Taylor has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapters 90 and 108 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern, Food Dealer's, and PEP licenses for the premises located at 5007-09 West Center Street in the City and County of Milwaukee, Wisconsin ("Jay's Uptown Café"), without undergoing a ten (10) day suspension of said licenses. The Committee finds the police report and neighborhood testimony, 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern, Food Dealer's, and PEP licenses of Odean H. Taylor, for the premises located at 5007-09 West Center Street in the City and County of Milwaukee, Wisconsin ("Jay's Uptown Café"), with a ten (10) day suspension based 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 and one (1) excused recommends that the Class "B" Tavern, Food Dealer's, and PEP licenses of Odean H. Taylor for the premises located at 5007-09 West Center Street in the City and County of Milwaukee, Wisconsin ("Jay's Uptown Café") be renewed with ten (10) day suspension based upon the police report and neighborhood testimony.

Said suspension will be in effect between 12:01 a.m. December 21, 2016 through to 11:59 p.m., December 30, 2016.

Dated and signed at Milwaukee, Wisconsin this 1st day of December, 2016.

Tony Zielinski

TONY ZIELINSKI, Chairman
Licenses Committee

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