

Jim Owczarski City Clerk jowcza@milwaukee.gov

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

June 12, 2015

Erik Gast Family Dollar Stores of Wisconsin, Inc PO Box 1017 Charlotte, NC 28201

Atty Kristin Pierre Kasdorf, Lewis, & Swietlik SC One Park Plaza 11270 W Park Pl Ste 500 Milwaukee, WI 53224

Dear Mr. Gast:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 23, 2015, 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 the Food Dealer license(s) for the premises located at 4130 S Howell Ave ("Family Dollar Store #5856").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a ten day suspension of the Food Dealer license(s) based upon aldermanic testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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. OWCZARSK City Clerk





Jim Owczarski City Clerk jowcza@milwaukee.gov

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

June 12, 2015

Atty Kristin Pierre Kasdorf, Lewis, & Swietlik SC One Park Plaza 11270 W Park Pl Ste 500 Milwaukee, WI 53224

Erik Gast Family Dollar Stores of Wisconsin, Inc PO Box 1017 Charlotte, NC 28201

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Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a ten day suspension of the Food Dealer license(s) based upon aldermanic testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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. OWCZARSK

City Clerk



· Licenses Committee

#### MEMBER

- Community and Economic
  Development Committee
- · Steering and Rules Committee





TONY ZIELINSKI ALDERMAN, 14TH DISTRICT

Date:

June 12, 2015

To:

All Members of the Milwaukee Common Council

From:

Licenses Committee

Re:

Report on the renewal application for a Food Dealer's License for Erik D. Gast, Agent for

Family Dollar Stores of Wisconsin, Inc., for the premise located at 4130 South Howell

Avenue ("Family Dollar Store #5856").

# FINDINGS OF FACT

1. Erik D. Gast (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 4130 South Howell Avenue. Said license expires on June 30, 2015.

2. On May 29, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 9, 2015, commencing at 8:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Kristin Pierre.

4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:

A. Alderman Witkowski testified that he has observed issues with litter and unresponsiveness. This is the most unkempt store in the area. Other establishments clean their lots but this location does not. He has had to contact the Department of Neighborhood Services regarding the location. The dumpster is often left open and litter blows out of it. He would like to see ongoing maintenance and not observe clean-up only after complaints are received. He would like to have a written plan regarding maintenance.

Also appearing was Thomas Nichol, S68 W17575 East Dr., Muskego, store manager. The company recently did a realignment so managers can focus on fewer stores. They have received one complaint and immediately had an outside maintenance company come clean the area. He assured the complainant that the fence along the perimeter of the property would be cleaned of litter.

B. The applicant's agent testified that the establishment is adding more trash receptacles to the parking lot. They will commit to submitting a written maintenance plan regardless of the committee's recommendation.



- 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 68 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the Licensee, Erik D. Gast has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer License without serving a ten (10) day suspension based on aldermanic 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 should exercise its discretion to renew the Food Dealer License of Erik D. Gast, for the premises at 4130 South Howell Avenue ("Family Dollar Store #5856") with a ten (10) day suspension based on 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 zero (0) noes, recommends that the Food Dealer License application of Erik D. Gast for the premises at 4130 South Howell Avenue ("Family Dollar Store #5856") be renewed with a ten (10) day suspension based upon aldermanic testimony.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2015 and 11:59 p.m. on July 10, 2015.

Dated and signed at Milwaukee, Wisconsin this 12<sup>th</sup> day of June, 2015.

TONY ZIELINSKI

Chairman Licenses Committee



Jim Owczarski City Clerk jowcza@milwaukee.gov

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

June 12, 2015

Erik Gast Family Dollar Stores of Wisconsin, Inc PO Box 1017 Charlotte, NC 28201

Atty Kristin Pierre Kasdorf, Lewis, & Swietlik SC One Park Plaza 11270 W Park Pl Ste 500 Milwaukee, WI 53224

Dear Mr. Gast:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 23, 2015, 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 the Food Dealer license(s) for the premises located at 7924 W Burleigh St ("Family Dollar Store #6433").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a ten day suspension of the Food Dealer license(s) based upon aldermanic testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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. OWCZARS City Clerk





Jim Owczarski City Clerk jowcza@milwaukee.gov

Richard G. Pfaff Deputy City Clerk rpfaff@milwaukee gov

June 12, 2015

Atty Kristin Pierre Kasdorf, Lewis, & Swietlik SC One Park Plaza 11270 W Park Pl Ste 500 Milwaukee, WI 53224

Erik Gast Family Dollar Stores of Wisconsin, Inc PO Box 1017 Charlotte, NC 28201

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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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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,

Oity Clerk



Licenses Committee

#### MEMBER

- · Community and Economic **Development Committee**
- Steering and Rules Committee





TONY ZIELINSKI ALDERMAN, 14TH DISTRICT

Date:

June 12, 2015

To:

All Members of the Milwaukee Common Council

From:

Licenses Committee

Re:

Report on the renewal application for a Food Dealer's License for Erik D. Gast, Agent for Family Dollar Stores of Wisconsin, Inc., for the premise located at 7924 West Burleigh Street

("Family Dollar Store #6433").

### FINDINGS OF FACT

- 1. Erik D. Gast (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 7924 West Burleigh Street. Said license expires on June 30, 2015.
- 2. On May 29, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 9, 2015, commencing at 8:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Kristin Pierre.
- 3. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. Alderman Bohl testified that he has observed litter on the exterior of the establishment. Trucks park at the establishment blocking the alley and causing traffic jams. Neighbors see police squad cars parked outside of the establishment regularly. He met with some of the leadership of the store several years ago. He states there is an operational problem with the establishment and has observed over-filled dumpsters. He has not observed any employees cleaning the area. The lot is not well kept. He has observed litter in the lot that was left from the previous day. He has contacted the manager at least once in the past year and multiple times over the years. Often there is a temporary improvement after communication, but then issues arise again.
  - B. The agent of the applicant recognizes that there is an issue with some stores and in the last two months has targeted this location for additional maintenance. Also appearing was store manager Kendall Jackson, 2342 Linden Ave - The corporation has recently split up districts so managers can focus on a smaller amount of stores. They also have scheduled more litter pickups. An outside company picks up three times a week and employees clean up at least three times daily.



- 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 68 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the Licensee, Erik D. Gast has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer License without serving a ten (10) day suspension based on aldermanic 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 should exercise its discretion to renew the Food Dealer License of Erik D. Gast, for the premises at 7924 West Burleigh Street ("Family Dollar Store #6433") with a ten (10) day suspension based on 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 zero (0) noes, recommends that the Food Dealer License application of Erik D. Gast for the premises at 7924 West Burleigh Street ("Family Dollar Store #6433") be renewed with a ten (10) day suspension based upon aldermanic testimony.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2015 and 11:59 p.m. on July 10, 2015.

Dated and signed at Milwaukee, Wisconsin this 12th day of June, 2015.

TONY ZIELINSKI

Chairman Licenses Committee



Jim Owczarski City Clerk jowcza@milwaukee.gov

Richard G. Pfaff Deputy City Clerk rpfaff@milwaukee gov

June 12, 2015

Amardeep Singh Lucky Supermarket 2701 W Wisconsin Ave Milwaukee, WI 53208

Atty. Vincent Bobot 5414 S 13<sup>th</sup> St Milwaukee, WI 53221

Dear Mr. Singh:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 23, 2015, 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 the Food Dealer license(s) for the premises located at 2701 W Wisconsin Ave ("Lucky Supermarket").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a ten day suspension of the Food Dealer license(s) based upon testimony from the alderman's office, neighborhood testimony, and health reports. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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,

AMES R. OWCZAR City Clerk





Jim Owczarski City Clerk jowcza@milwaukee.gov

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

June 12, 2015

Atty. Vincent Bobot 5414 S 13<sup>th</sup> St Milwaukee, WI 53221

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Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a ten day suspension of the Food Dealer license(s) based upon testimony from the alderman's office, neighborhood testimony, and health reports. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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. OWCZARSK Civ Clerk



· Licenses Committee

#### MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee





Date:

June 12, 2015

To:

All Members of the Milwaukee Common Council

From:

Licenses Committee

Re:

Report on the renewal application for a Food Dealer's License for Amardeep Singh, for the

premise located at 2701 West Wisconsin Avenue ("Lucky Supermarket").

### FINDINGS OF FACT

- 1. Amardeep Singh (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 2701 West Wisconsin Avenue. Said license expires on June 30, 2015.
- 2. On May 29, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 9, 2015, commencing at 10:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Vincent Bobot.
- 3. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. Ronald Falson appeared and stated he is part of the neighborhood task force and has gone to the establishment for four years. One of the employees at the establishment has used profanity arid racial slurs and is very rude. He is in support of the business, but would like the employee to be terminated.
  - B. Natalie Fowler, Legislative Assistant for Alderman Bauman, present at the table and stated the alderman has received neighborhood concerns regarding lifter and loitering for eleven years. The price verification audit was initially failed per an email from the Health Department. Ms. Fowler observed litter in the back of the establishment the evening before the meeting. The litter included broken glass, alcohol bottles, and chip bags. Alderman Stamper moved to add an email from the Health Department submitted by Ms. Fowler to the record Exhibit #1.
  - C. The applicant states that the loitering issue stems from the bus stop in front of the store. Attorney Vincent Bobot appearing with the applicant. The issue with pricing has been resolved, but the applicant was unaware of the problem employee and short changing issue. The applicant has asked to have the bus stop moved to prevent loitoring issues. He has been in the area often and has not observed a lot of litter. The city-owned garbage receptacle should be emptied more often.



- 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 68 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the Licensee, Amardeep Singh has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer License without serving a ten (10) day suspension based on aldermanic objections, neighborhood objections and health department objections.
- 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 renew the Food Dealer License of Amardeep Singh, for the premises at 2701 West Wisconsin Avenue ("Lucky Supermarket") with a ten (10) day suspension based on neighborhood objections, aldermanic objections and health department objections.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and zero (0) noes, recommends that the Food Dealer License application of Amardeep Singh for the premises at 2701 West Wisconsin Avenue ("Lucky Supermarket") be renewed with a ten (10) day suspension based upon testimony of neighbors, aldermanic objections and health department objections.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2015 and 11:59 p.m. on July 10, 2015.

Dated and signed at Milwaukee, Wisconsin this 12<sup>th</sup> day of June, 2015.

TONY ZIELINSKI

Chairman Licenses Committee

170644



Jim Owczarski City Clerk jowcza@milwaukee.gov

Richard G. Pfaff Deputy City Clerk rpfaff@milwaukee gov

June 12, 2015

Daniel Groholski Ricochet On, Inc 7009 W Capitol Dr Milwaukee, WI 53216

Dear Mr. Groholski:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 23, 2015, 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 the Class B Tavern, Public Entertainment Premises, and Food Dealer license(s) for the premises located at 7009 W Capitol Dr ("Ricochet On In").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending nonrenewal of the Class B Tavern, Public Entertainment Premises, and Food Dealer license(s) based upon neighborhood testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Class B Tavern, Public Entertainment Premises, and Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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



Licenses Committee

#### MEMBER

- Community and Economic **Development Committee**
- · Steering and Rules Committee





ALDERMAN, 14TH DISTRICT

Date:

June 12, 2015

To:

All Members of the Milwaukee Common Council

From:

Licenses Committee

Re:

Report on the renewal application for the Class "B" Tavern, Public Entertainment Premises and Food Dealer's License for Daniel D. Groholski, Agent for Ricochet On, Inc. for the premise located at 7009 West Capitol Drive ("Ricochet On In").

## FINDINGS OF FACT

- 1. Daniel D. Groholski (hereinafter the "Applicant") applied for renewal of the Class "B" Tavern, Public Entertainment Premises and Food Dealer's License for the premises located at 7009 West Capitol Drive. Said licenses expire on June 30, 2015.
- 2. On May 29, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Milwaukee Code of Ordinances Chapters 68, 90 and 108. The matter was scheduled for a hearing on June 9, 2015, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
- 3. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. Lisa Falsetti, 3971 North 70th Street stated that in the summer she is woken up once a week because of noise associated with patrons of the Ricochet On In. Her kids are also awoken up by foul language, fighting, and gun shots. Previously the applicant said customers would not park on 70th Street, but they still do. She states the security team for the establishment is ineffective. She said she called the applicant earlier in the year and he hung up on her. She states the issues occurring at 2:00 a.m. do not come from the bus stop since the bus does not run then.

B.

- B. Orlandus Jackson 3968 North 70th Street feels insecure in the area and speaks with the applicant about once per week. He has discussed the issues he encounters with the applicant. He has never met the new security team. He does not want to shut the business down, but wants issues to be resolved. An employee told him to hit the ground when shots are fired, but he would like the issue of shots fired to be resolved instead. He has contacted the police about four times within the last year about noise, arguments, or gunshots from the establishment.
- C. Remikah Gray, 3893 North 41st Street testified that about two weeks ago loud music was playing for a few hours before the police told the establishment to turn it down. There is noise at night from intoxicated people and he has observed people urinating outside. He has heard gunshots twice in the last year.



- D. The applicant testified that he has become proactive with the police department. He had a meeting with them on December 11<sup>th</sup>. The gun shots occurred about half an hour after the establishment closed. He has increased the number of cameras and had his parking lot improved so customers can park there. He has had signs installed instructing customers to park on the lot and keep the noise down. He has temporarily parked a vehicle to block traffic to the alley and will install a more permanent blockade. He states Ms. Falsetti has not spoken to him within the last year. Appearing with the applicant was James Henry, 5162 North 63rd Street. He is the head of the security team at the establishment. When the police are called for an incident, they speak with him and each time this has occurred the problems were not from their patrons. He stated problems come from a business across the street and a nearby bus stop. He is on the premise 5 days a week.
- E. LC Butler, 3845 North 69<sup>th</sup> Street testified that he owns a car wash at the same location as the establishment. He is unaware of any problems with his business. He has not heard any gunshots in the area.
- F. Alderman Murphy present at the table. He has received multiple complaints from residents regarding noise, traffic, and gunshots. He confirmed with Ms. Falsetti that she contacted police on September 26, 2014 regarding gun shots, on August 22, 2014 about suspects in the parking lot, on June 2, 2014 about people yelling outside of the establishment, on May 12, 2015 about people arguing outside, and on May 15, 2015 about loud music.

- 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 Chapters 68, 90 and 108 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the Licensee, Daniel D. Groholski has not met the criteria of Chapters 68, 90 and 108 of the Milwaukee Code of Ordinances to allow the renewal of the Tavern, Public Entertainment Premises and Food Dealer Licenses based on the neighborhood objections.
- 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 nonrenew the Class B Tavern, Public Entertainment Premises and Food Dealer Licenses of Daniel D. Groholski based on the neighborhood objections.

# RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and zero (0) noes, recommends that the Class B Tavern, Public Entertainment Premises and Food Dealer Licenses application of Daniel D. Groholski for the premises at 7009 West Capitol Drive ("Ricochet On In") be nonrenewed based upon the neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 12th day of June, 2015.

TONY ZIELINSKI

Chairman Licenses Committee

204338



Jim Owczarski City Clerk jowcza@milwaukee.gov

Richard G. Pfaff Deputy City Clerk rpfaff@milwaukee gov

June 12, 2015

Akram Sharqawi A&R Foods, LLC 400 E Burleigh St Milwaukee, WI 53212

Dear Mr. Sharqawi:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 23, 2015, 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 the Food Dealer license(s) for the premises located at 400 E Burleigh St ("A&R Foods").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a twenty day suspension of the Food Dealer license(s) based upon the police report and building owner testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 9, 2015.

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 Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 17, 2015 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 jlcelel@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. OW City Clerk



· Licenses Committee

#### MEMBER

- Community and Economic Development Committee
- · Steering and Rules Committee





ALDERMAN, 14TH DISTRICT

Date:

June 12, 2015

To:

All Members of the Milwaukee Common Council

From:

Licenses Committee

Re:

Report on the renewal application for the Food Dealer's License for Akram A. Sharqawi,

Agent for A&R Foods, LLC for the premise located at 400 East Burleigh Street ("A&R

Foods").

### FINDINGS OF FACT

- 1. Akram A. Sharqawi (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 400 East Burleigh Street (A&R Foods). Said license expires on June 30, 2015.
- 2. On June 1, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 9, 2015, commencing at 1:45 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
- 3. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - On August 21, 2014, Milwaukee police conducted a business check at 400 East Burleigh after A. observing numerous subjects standing in front of the business loitering. This location has received numerous complaints for loitering, drug dealing, subjects with guns, etc. There is a standard complaint form for no loitering at this business which has been ordered by the property owner, Sue Lee, and signs are clearly posted in the windows of the stores. Police observed a subject loitering in front of the business and conducted a field interview. This subject was identified as Jason Randolph and advised police he worked at the location. Police wanted to confirm his employment and spoke to the clerk, identified as Saed Abdelsalam, who was located behind the counter. Abdelsalam stated that Randolph was an employee and that he stocks food goods. During this investigation, officers observed Randolph continually walking in and out of the front door, loitering with other subjects outside. Police never observed Randolph performing any stocking duties. A wanted check revealed Randolph has two cash bail only warrants and police attempted to arrest Randolph who resisted arrest, Police later spoke with owner/licensee Akran A. Sharqawi, who confirmed that Randolph was a part time employee. Sharqawi was asked to appear at District Five on August 27, 2014 at 12:00 pm, for a meeting with CPU officers regarding the loitering and drug dealing complaints outside his establishment.



- B. On August 27, 2014, Akran Sharqawi met with members of the Milwaukee Police Department, City Attorney's Office, Department of Neighborhood Services and the business building owner Sujin Lee. Sujin Lee signed an updated standing complaint form and police provided two "No Loitering" signs to be posted on her building. Lee advised police that she applied for a City of Milwaukee grant to install surveillance cameras on the exterior of her building. Police spoke with Sharqawi in regards to the arrest of Randolph and that Sharqawi might need to evaluate if he will keep Randolph on as an employee. Also discussed were ways to abate nuisance activity. Police hand delivered an 80-10 Chronic Nuisance letter to Sharqawi and a copy was also given to Sukin Lee, CPU officers from District Five did coordinate the project impact armed vehicle, which is equipped with video surveillance, to be parked across the street from the store from 8/27/14 to 08/29/14. Both Lee and Sharqawi were supportive of this action. Sharqawi is required to submit a written plan of action that will address nuisance activity to his store to District Five by September 11, 2014.
- C. Sujin Lee, 1756 North Humboldt is the owner of the property and testified that after the first police report incident (A above) the employee's hours were reduced and they had extensive conversations with the employee. He was told that he needs to cooperate with police. There have been no incidents with the employee since then. Ms. Lee has applied for Safe & Sound cameras and has told police they may come in at any time. They have placed no loitering signs and tell loiterers to leave. Many of the loiterers do not live in the neighborhood. When they are told to leave they often come back. Ms. Lee will contact a consultant per the committee's advice.
- D. Alderman Kovac stated he lives a few blocks away from the establishment and regularly observes loiterers in front of the establishment.

- 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 68 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the Licensee, Akram A. Sharqawi has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of the Food Dealer License without undergoing a twenty (20) day suspension based on the police report and building owner testimony.

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 renew the Food Dealer License of Akram A. Sharqawi with a twenty (20) day suspension based on the police report and building owner testimony.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and zero (0) noes, recommends that the Food Dealer License application of Akram A. Sharqawi for the premises at 400 East Burleigh Street ("A&R Foods") be renewed with a twenty (20) day suspension based on the police report and building owner testimony.

Said suspension is to be in effect between 12:01 a.m. July 1, 2015 and 11:59 p.m. July 20, 2015.

Dated and signed at Milwaukee, Wisconsin this 12th day of June, 2015.

TONY ZIELINSKI

Chairman Licenses Committee

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