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March 8, 2024

Francisco V Flores, JR
3180 S 27th St
Milwaukee, WI 53215

Atty. Emil Obviagele
emil@ovblaw.com
Atty. Heather Richmond
heather@hlrlaw-wi.com

Dear Mr. Flores:

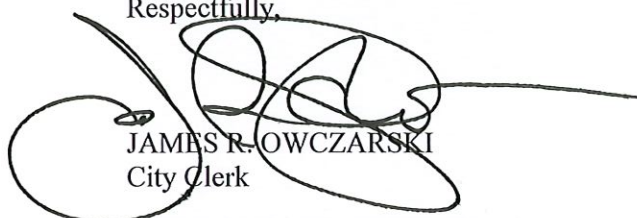
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, March 19, 2024 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Tattoo and Body Piercing license for the premises located at 3180 S 27th St. ("World Class Tattoos").

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 Tattoo and Body Piercing license based upon the preponderance of the evidence in the police report, aldermanic and applicant testimony that demonstrates the operation results in threat to health, safety or welfare of the public. This recommendation is the result of a public hearing before the Committee held on Tuesday, March 5, 2024.

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 Tattoo and Body Piercing license 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, March 13, 2024 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 stasst5@milwaukee.gov. Within 24 hours, you will be sent an e-mail notification that your objections were received. 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

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MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

CHAIR

- Licenses Committee
- Milwaukee Arts Board
- American Rescue Plan Act Allocation Task Force

MEMBER

- Finance and Personnel Committee
- Steering and Rules Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Wisconsin Center District

Date: March 8, 2024

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of Francisco V. Flores, Jr., Agent for a Tattoo and Body Piercing License, located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos").

FINDINGS OF FACT

1. Francisco V. Flores, Jr. (hereinafter the "Licensee") is the holder of a Tattoo and Body Piercing license located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos"). Said license expired at midnight on June 30, 2023.
2. An application to renew said license was filed with the Office of the City Clerk on October 12, 2023.
3. Pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances, this matter was referred to Milwaukee Police Department for investigation. On October 13, 2023, the Milwaukee Police Department responded with a report that could form the basis for the suspension or nonrenewal of said licenses.
4. On November 28, 2023, a hearing was conducted by the Licenses Committee. The findings and minutes of that hearing are attached as exhibit A.
5. On December 12, 2023, the Common Council returned the application to the Licenses Committee for a hearing that took place January 5, 2024. The minutes of that hearing are attached as exhibit B.
6. On February 20, 2024, the City Clerk provided timely notice to the Licensee pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances of the police report. The matter was scheduled for a hearing on the police report on March 5, 2024, commencing at approximately 9:40 a.m. in Room 301B of the third floor of City Hall. At that date and time, the Licensee appeared with counsel Attorneys Obviagele and Richmond, and admitted receipt of the notice of hearing.
7. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. On April 20, 2023 at 4:29 p.m., Milwaukee Police served a search warrant at the location of 3180 South 27th Street. The search warrant was for the whole building consisting of the business 3180 South 27th Street and upper residence of the building, 3178 South 27th. Various firearms were found to be in possession of the agent, who is a convicted felon. A second subject, was found to be in possession of an amount of THC, not used for personal use.
- B. Attorney Obviagele said that the matters on the police report have been read and heard by the committee before and that the criminal matter is still pending at the court. He also said that the committee recommended a 45-day suspension for this application, then was sent back to committee and then it was held. He added that they have been discussing the circumstances and that they do not believe that there is any further basis to have this matter held. He said that they are proposing to bring this business back while the charges are still pending and that the committee could use its powers to bring the Licensee back after the verdict. Attorney Obviagele said that underlying allegations resulted in a search warrant that led to uncovering some weapons and marijuana. He added that the marijuana was not found in the premises. He added that the marijuana was found in a vehicle outside of the premises and the guns were found upstairs, on the residential area of the premises and not in the licensed premises and asked that the license be renewed.

Individuals also present:

- C. Alderman Brostoff said that the last time that they appeared there were some allegations about the business being targeted or an ulterior motive behind the search warrant.
- D. Attorney Richmond said that she was questioning the timing of the filing of the criminal charges in relationship with the license renewal.
- E. Alderman Brostoff asked Attorney Richmond if she has some information about that.
- F. Attorney Richmond said that she does not have any information but that she hopes that it will be provided once they close all of the discovery.
- G. Alderman Borkowski said that we have some representation from the police department, 6th district, that they have taken the time to testify and that it is important for the committee to hear the severity of this application.
- H. Alderman Spiker provided a timeline of what have happened with this application:
- I. -On Nov. 28 he recommended a 90-day suspension, the committee made a 45-day suspension recommendation to the Common Council and then it was sent back to committee. In the meantime, Mr. Flores was charged with possession of firearms.
- J. -At the next hearing in January, the application was held because of some developments in the case.



- K. -Brought forward again. He added that he checked the record and Mr. Flores himself said that he had some issues with management and that is why he closed his shop in Green Bay and moved back to Milwaukee, got rid of the manager, that the weapons were found on what he referred to as "break room". He also said that six weapons were recovered and a silencer and that Mr. Flores in his own words said that the weapons were not his, that people had concealed carry permits for them. Alderman Spiker said that he and the committee members were alarmed about the weapons on the premises and what led to this. He said that according to Mr. Flores' testimony, there was some sort of lack of oversight and that it was the basis under which he recommended the 90-day suspension. He added that if there were no questions about mismanagement, the 90-day suspension would have expired today. He also explained that 90 days for lack of oversight might be acceptable but if Mr. Flores is complicit in the stashing of the weapons when he is a felon; that would move him to recommend nonrenewal. He added that he agrees with Alderman Borkowski on hearing the police officers' testimony.
- L. Alderwoman Coggs asked the Licensee is the business has been open in some way.
- M. Mr. Flores said that the business has been closed for 120 days.
- N. Alderman Chambers asked Attorney Farris if hearing the police officers' testimony will harm, the criminal case.
- O. Attorney Farris said that the full testimony might be given out at trial and that they can testify about matters that were revealed at the preliminary hearing and the cause to bind Mr. Flores over for a trial.
- P. Attorney Obviagele said that most of the judges stay when there is a criminal case that is tied to a civil case because there is a fundamental understanding based on the Fifth Amendment that any prosecution or defense in the civil case will be quite right limited, especially if it involves a person who's been accused of a crime. He also said that this is the reason why they are willing to stipulate to come back to committee after the case is done and that he hopes that the committee would consider that.
- Q. Attorney Farris said that Mr. Flores would be in a disadvantage because he would not be able to give his full explanation here today (Fifth Amendment Right) however, the ordinance does not require a conviction for suspension or nonrenewal.
- R. Attorney Farris read 85-4-4- GROUND FOR NONRENEWAL, SUSPENSION OR REVOCATION. The recommendations of the committee regarding the Licensee shall be based on the preponderance of evidence presented at the hearing. Unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of: b. Pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the Licensee.



- S. Attorney Farris said that we are not here to find him guilty but that it is up to the committee to conclude if Mr. Flores was or was not responsible for what happened.
- T. The committee agreed to hear the police officers' testimony.
- U. Captain Pfeiffer – District 6 – said that the officers directly involved in the search warrant held back in April are here. He added that as a result of that investigation, they were looking at the possibility to file charges on the federal side instead of the state side, and that it was later determined that state charges seemed more appropriate at the time and that is the reason why it took so long to file the charges. He also said that the preliminary hearing was held on January 10th, that probable cause was found. He also said that they will be cautious about the answers but that they are here to provide whatever answers they can.
- V. Alderman Brostoff asked what the motivation for the search warrant was.
- W. Captain Pfeiffer said that they received information that the business was involved in narcotics trafficking and that they had firearms. He added that the Violent Crimes Reduction Team investigated these claims and found enough evidence to go forth with the search warrant to obtain more evidence.
- X. Attorney Richmond asked Captain Pfeiffer if there was another individual being the target of this warrant.
- Y. Captain Pfeiffer said that they were not aware of any specific targeted person, they just looked at the business itself.
- Z. Attorney Richmond said that Mr. Webb was articulated in the affidavit that was accompanied the search.
- AA. Captain Pfeiffer said that it is correct.
- BB. Attorney Richmond asked if Mr. Webb was the one in possession of the marijuana.
- CC. Captain Pfeiffer said that Mr. Webb was in possession of the marijuana found in his vehicle.
- DD. Attorney Richmond asked if other marijuana was found there.
- EE. Captain Pfeiffer said that the officers can testify about it.
- FF. Attorney Obviagele asked Captain Pfeiffer if he can provide the names of who was involved in the discussion to decide how to file charges and who provided the information that led to the investigation.
- GG. Captain Pfeiffer answered that he cannot provide any names to both questions.
- HH. Alderman Spiker asked where was the car where the THC was found.



- II. Captain Pfeiffer said that the vehicle was adjacent to the establishment.
- JJ. Officer Robert Lawrence Jr – said that he was one of the lead investigators in this particular case, that they received information about the business being in possession of firearms and narcotics that were above the amount of personal use.
- KK. Attorney Obviagele said that he objects to the extent that Officer Lawrence is going to testify about the information received.
- LL. Officer Lawrence said that they executed a search warrant and explained that the premises have two levels, the lower level is set up as tattoo parlor and that the upper level is split in two halves. One half is set up as a living premises (with kitchen, bedroom for an adult, bedrooms for children with washer and dryer); and that the other half is also set up as a tattoo parlor with two chairs, tattoo equipment and tattoo artists licenses posted on the wall. He added that they found the weapons on both halves of the upper level.
- MM. Alderwoman Coggs asked Mr. Cooney to check the licensed premises description.
- NN. Attorney Farris asked if the weapons were in plain view.
- OO. Officer Lawrence said that the weapons were found in the upper level, some on the tattoo shop, some on the residential half, some weapons were concealed and some weapons were in plain view.
- PP. Alderwoman Coggs asked if the Licensee's fingerprints were found on any of the weapons.
- QQ. Officer Lawrence said that he would need to review the laboratory reports.
- RR. Attorney Obviagele asked Officer Lawrence if it is fair to say that there are DNA records and that he needs to review the reports.
- SS. Officer Lawrence said that it is fair observation.
- TT. Attorney Obviagele asked Officer Lawrence if it is correct that the weapons subjected to the criminal complaint were found in the residential premises area of the building.
- UU. Officer Lawrence said that the criminal complaint is correct and that as he testified to his observation, that the weapons were found on both halves of the upper level. He added that he personally recovered firearms on both, the tattoo shop and the residential unit.
- VV. Attorney Obviagele said that Officer Lawrence impressions whether or not there was a tattoo shop upstairs is only his opinion.



- WW. Mr. Cooney said that the Health Department confirmed that the half of the upper level is used as part of the tattoo operations.
- XX. Officer Nathan Grap – said that one of the main reasons why they got the search warrant was because they reviewed body camera footage and that is how they were able to establish that Mr. Flores resides in the premises.
- YY. Attorney Obviagele objected to this testimony on the basis of reviewing body cam footage/hearsay.
- ZZ. Alderwoman Coggs said that Attorney Obviagele asked for names of who made the claims and who participated in the decision to file charges at the beginning.
- AAA. Officer Grap – said it was not only the body cam footage but also a burglary police report filed with the premises address on Thanksgiving 2022 and that the Licensee identified himself as the resident and walked the police through.
- BBB. Attorney Obviagele objected to this testimony on the basis of hearsay.
- CCC. Alderwoman Coggs asked the Licensee if they suffered a robbery on Thanksgiving 2022.
- DDD. The Licensee answered “yes”.
- EEE. Alderwoman Coggs asked the Licensee if he let the police in.
- FFF. The Licensee answered “yes”.
- GGG. Alderman Spiker said that his concern is that the Licensee knew that the weapons were there and that what we have heard today is different from what the Licensee has testified before.
- HHH. Alderman Chambers said that there is more than what it has been presented today and that for him, nothing justifies the fact that the Licensee let the license lapse for almost 4 months before filing the renewal application.
- III. Alderwoman Coggs said that when the Licensee first came before committee, there was very little information on the police report and from the Licensee and his attorney. She added that when they came back, the information was a little contradictory and now is even more after hearing the police officers. She said that she does not know how the Licensee could have managed the business and the building in a responsible way. She added that regardless of the parts that we do not want to hear, the committee does not feel comfortable with the way he managed the business and the building before, and that all that have happened were choices the Licensee made.
- JJJ. Attorney Obviagele said that he understands the concerns and that is why he wants the Licensee to testify later when he is able to speak freely and not at a disadvantage. He added that his client already went beyond the 90 days’ suspension



recommended before. He asked for the license to be renewed and that they will come back after the trial.

- KKK. Attorney Richmond said that the Licensee has a circuit court hearing in nine days.
- LLL. Attorney Farris suggested that if the committee wants to hold open the item on the police report then a motion for discipline should not be based on the pending charges.
- MMM. Alderman Chambers moved approval with a 90-day suspension to be held in abeyance and to leave open the criminal case pending on the police report. The 90-day suspension is based on the evidence of the Licensee and aldermanic testimony that demonstrates the operation results in threat to health, safety and welfare of the public. 2 ayes -3 objections. (Borkowski, Coggs and Brostoff). The motion failed.
- NNN. Alderman Borkowski moved nonrenewal based upon the preponderance of the evidence in the police report, the aldermanic and applicant testimony that demonstrates the operation results in threat to health, safety and welfare of the public. There were no objections. (Prevailed 5-0)

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Francisco V. Flores, Jr. who holds a Tattoo and Body Piercing License for the premises located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos") has not met the criteria of Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances, to renew the Tattoo and Body Piercing License. The Committee finds the police report and testimony and aldermanic testimony 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 judgment not to renew the Tattoo and Body Piercing License held by Francisco V. Flores, Jr. for the premises located at 3180 South 27th Street. The Committee based its recommendation upon the preponderance of the evidence in the police report, the Licensee and aldermanic testimony that demonstrates the operation results in a threat to health, safety and welfare of the public.

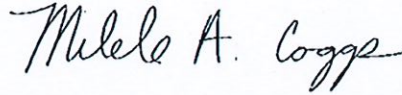
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **fives (5) ayes and zero (0) noes** recommends that the Tattoo and Body Piercing license of Francisco V. Flores, Jr. for the premises located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos") not be renewed based upon the preponderance of



the evidence in the police report, the Licensee and aldermanic testimony that demonstrates the operation results in a threat to health, safety and welfare of the public.

Dated and signed at Milwaukee, Wisconsin this 8th day of March, 2024.



MILELE A. COGGS
Chairman, Licenses Committee

/290248



COMMITTEE ASSIGNMENTS**CHAIR**

- Licenses Committee

VICE CHAIR

- Zoning, Neighborhoods and Development



MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

MEMBER

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: December 1, 2023

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of Francisco V. Flores, Jr., Agent for a Tattoo and Body Piercing License, located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos").

FINDINGS OF FACT

1. Francisco V. Flores, Jr. (hereinafter the "Licensee") is the holder of a Tattoo and Body Piercing license located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos"). Said license expired at midnight on June 30, 2023.
2. An application to renew said license was filed with the Office of the City Clerk on October 12, 2023.
3. Pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances, this matter was referred to Milwaukee Police Department for investigation. On October 13, 2023, the Milwaukee Police Department responded with a report that could form the basis for the suspension or nonrenewal of said licenses.
4. On November 16, 2023, the City Clerk provided timely notice to the Licensee pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances of the police report. The matter was scheduled for a hearing on the police report on November 28, 2023, commencing at approximately 9:40 a.m. in Room 301B of the third floor of City Hall. At that date and time, the Licensee appeared with counsel Attorney Heather Richmond, and admitted receipt of the notice of hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On April 20, 2023 at 4:29 p.m., Milwaukee Police served a search warrant at the location of 3180 South 27th Street. The search warrant was for the whole building consisting of the business 3180 South 27th Street and upper residence of the building, 3178 South 27th. Various firearms were found to be in possession of the agent, who is a convicted felon. A second subject, was found to be in possession of an amount of THC, not used for personal use.



- B. The Licensee was present and said that his main residence has been in Green Bay for the past three years as he has been the solo artist at the Green Bay location. He added that he was in process of closing the Green Bay location because this store was lacking management and going downhill. He also said that multiple people have access to the property that was searched, that his employees use it as a break room (bathroom, cooking and to leave personal belongings); that he cannot speak for the marijuana found on one person and that nothing of what was raided belongs to him.

Individuals also present:

- C. Alderwoman Coggs asked if any of the guns were his.
- D. The Licensee said that none of the guns were his.
- E. Alderman Borkowski said that he is having a hard time understanding with people coming and going but that the stockpile that was recovered was very serious without even going into the narcotics and asked the Licensee who are these people going into the store.
- F. The Licensee said that they are all clients, that his son has a CCW permit and that none of the firearms were illegal. He added that the Subway across the street has been robbed at gunpoint multiple times, that his business is a cash business and that they want to be protected.
- G. Alderman Borkowski said that he is curious about the reason for the search because there has to be reason for it.

Individuals in support:

- H. Michael La Fuente – 8515 S 27th St – said that he has known the Licensee for 15 years and that the Licensee has been a mentor in becoming a business owner, conducting his business and his presence in the community.
- I. Alderman Borkowski asked Mr. La Fuente if he has a gun at his business.
- J. Mr. La Fuente said that he also has a CCW permit, that he carries a gun because he handles cash at his business and that he has a good relationship with the Greenfield Police Department.
- K. Alderwoman Coggs asked for a clarification about the guns being in possession of the Licensee and if the guns were in the building or on his person.
- L. Officer Benitez said that possession means that were found in the building which is the Licensee's property.
- M. Alderwoman Coggs asked Attorney Farris what is the law about to have firearms in possession (even in the building) as a felon. Attorney Farris later advised the Committee and actual or constructive knowledge of the presence of the guns is an element of the crime of possession of a firearm by a felon.



- N. Officer Benitez said that according to his experience, the firearms are not allowed in the felon's property.
- O. Alderwoman Coggs said that the Licensee is saying that the firearms were not his but that they were in the premises that belongs to him and recommended the Licensee to get some legal advice.
- P. The Licensee said that his attorney is here.
- Q. Attorney Heather Richmond mentioned her appearance.
- R. Alderwoman Coggs said that the police report is giving the Licensee credit for all the firearms and based on what he said, none of them were his.
- S. The Licensee said that he has been working with his attorney on his expungement over the last three years with the Second Chance Act through Gov. Evers. He added that many things have changed since the incident, that he has gotten rid of the staff that was messing with his business and the ways to support his family. He added that he has been 12 years at this location with no police report. He added that he never has had a HD issue, not even a violation and that he has a good relationship with neighbors and the local businesses. He also said that the firearms were there but that they are not a threat to the community.
- T. Alderwoman Coggs asked what is his policy now.
- U. The Licensee said that no firearms are allowed even if the person has a CCW permit. He also added that they have upgraded the surveillance and lighting system around the premises.

Individuals in support:

- V. Maria Taylor – 3333A S 6th St she said that she is the manager at Einstein's and that this business brings customers where she works and that she calls them whenever she needs help with people loitering around. She added that they have a good business relationship and that having this business closed has affected her sales as well.
- W. Erin Rodriguez 3126A W Madison St –said that he is one of the tattoo artists who worked there, that he has known the Licensee for 21 years and that he is sad for what happened. He added that 2 of the guns were his, that he has a CCW permit and that he has seen people robbed at the Walmart's parking lot while working late at night and that the store was broken into twice before the raid. He added that the Licensee is a great man who gives people chances. He added that this situation feels like animosity from somebody because there is nothing illegal going on there. He added that the officers just took the firearms and left and that he does not know who to who contact in order to follow up.
- X. Alderman Spiker asked the Licensee if he was present when the location was raided.
- Y. The Licensee said that he was not. He added that he used to be there on Mondays (when they are closed) for banking and purchasing supplies purposes.



- Z. Alderman Spiker said that the amount of firearms was excessive and that the silencer is not for self-defense purposes and asked the Licensee if he has given thought to whether his business should be trafficking in this much cash and that the 140 grams of THC suggest that they may be a reason why.
- AA. The Licensee said that he cannot speak on the THC matter but that his annual credit card sales go from \$400 \$500K and that the annual cash sales go anywhere from \$100K to \$250K. He also said that the businesses around do more or less the same amounts and they have been robbed multiple times.
- BB. Alderman Spiker said that the search was granted by a court commissioner and that target of the search was Mr. Flores and asked the Licensee if he knows why he was the target.
- CC. The Licensee said that his name was not in the original search warrant; only his business name and address and that he has a copy.
- DD. Alderman Spiker said that he is highly disturbed by the fact that a felon was in possession of all these weapons even if they were their employees and having switched practices. He also said that he is bothered by the amount of THC found over there which also causes him a great deal of concern because the shop was neglected at the point that the Licensee did not know what was going on and that it is a safety issue for the community. He recommended a 90-day suspension.
- EE. Alderman Chambers asked the Licensee if he has thought about having an armed security guard instead of having the staff carrying guns.
- FF. The Licensee said that he has given the thought but he thinks that it won't be a good vibe for his business.
- GG. Alderwoman Coggs suggested leaning more on being cashless like other establishments.
- HH. The Licensee said that he wanted to clarify that the THC was found in someone's vehicle and has nothing to do with the store. He added that he has been in the business for 12 years, that he has a good relationship with the health inspectors, that he has done many things trying to turn this industry around. He also said that they are not a nuisance to the neighborhood, that they never had an issue before and that he does not understand where all this comes from. He also said that they have been open except for the last month and that no one has been charged, not even the person in possession of the THC. He added that they did not get a copy of the police report until they received this hearing's notice. He also said that the police reports were never released to his attorney and that the raid took place back in April.
- II. Alderman Borkowski said that the Licensee has taken responsibility, that it has been closed for the last month or so and that no one has been charged.
- JJ. Alderman Chambers said that he is also conflicted by the fact that no one has been charged or fined.
- KK. Ald. Chambers moved renewal with a 45 (forty-five) day suspension based upon the preponderance of the evidence in the police report, aldermanic testimony and the



Licensee's testimony for the admission of the things that had occurred at the location that demonstrates the operation results in a threat to health, safety and welfare of the public. (Prevailed 4-1)

- LL. Alderwoman Coggs said to the Licensee that he may have had 12 years of success but that there was a lapse in his management even staying open after the license expired.

CONCLUSIONS OF LAW

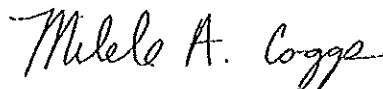
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Francisco V. Flores, Jr. who holds a Tattoo and Body Piercing License for the premises located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos") has not met the criteria of Section 75-23 and Chapter 85 of the Milwaukee Code of Ordinances, to renew the Tattoo and Body Piercing License without undergoing a forty-five (45) day suspension. The Committee finds the police report and aldermanic testimony 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 judgment to renew the Tattoo and Body Piercing License held by Francisco V. Flores, Jr. for the premises located at 3180 South 27th Street with a forty-five (45) day suspension. The Committee based its recommendation upon the preponderance of the evidence in the police report, aldermanic testimony and the Licensee's testimony that demonstrate that the operation results in a threat to health, safety and welfare of the public.

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) noes** recommends that the Tattoo and Body Piercing license of Francisco V. Flores, Jr. for the premises located at 3180 South 27th Street in the City and County of Milwaukee, Wisconsin ("World Class Tattoos") be renewed with a forty-five (45) suspension based upon the preponderance of the evidence in the police report, aldermanic testimony and the Licensee's testimony that demonstrate the operation results in a threat to health, safety and welfare of the public.

Said suspension is in effect between 12:01 a.m. on December 12, 2023 until 11:59 p.m. on January 25, 2024.

Dated and signed at Milwaukee, Wisconsin this 1 day of December, 2023.



MILELE A. COGGS
Chairman, Licenses Committee

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13 FLORES, JR, Sister Francisco V, Tattoo and Body Piercing License Renewal Application for "World Class Tattoos" at 3180 S 27th St. (Expired 6/30/2023)

The applicant was present and said that his main residence has been in Green Bay for the past three years as he has been the solo artist at the Green Bay location. He added that he was in process of closing the Green Bay location because this store was lacking management and going down the hill. He also said that multiple people have access to the property that was searched, that his employees use it as a break room (bathroom, cooking and to leave personal belongings); that he cannot speak for the marijuana found on one person and that nothing of what was raided belongs to him. Individuals also present:

Ald. Coggs asked if none of the guns were his.

The applicant said that none of the guns were his.

Ald. Borkowski said that he is having a hard time understanding with people coming and going but that the stockpile that was recovered was very serious without even going into the narcotics an asked the applicant who are these people going into the store.

The applicant said that they are all clients, that his son has a CCW permit and that none of the firearms were illegal. He added that the Subway across the street has been robbed at gunpoint multiple times, that his business is a cash business and that they want to be protected.

Ald. Borkowski said that he is curious about the reason for the search because there has to be reason for it.

Individuals in support:

Michael La Fuente – 8515 S 27th St – said that he has known the applicant for 15 years and that the applicant has been a mentor in becoming a business owner, conducting his business and his presence in the community.

Ald. Borkowski asked Mr. La Fuente if he has a gun at his business.

Mr. La Fuente said that he also has a CCW permit, that he carries a gun because he handles cash at his business and that he has a good relationship with the Greenfield Police Department.

Ald. Coggs asked for a clarification about the guns being in possession of the applicant and if the guns were in the building or on his person.

Officer Benitez said that possession means that were found in the building which is the applicant's property.

Ald. Coggs asked Atty. Farris what is the law about to have firearms in possession (even in the building) as a felon.

Officer Benitez said that according to his experience, the firearms are not allowed in the felon's property.

Ald. Coggs said that the applicant is saying that the firearms were not his but that they were in the premises that belongs to him and recommended the applicant to get some legal advice.

The applicants said that her attorney is here.

Atty. Heather Richmond mentioned her appearance.

Ald. Coggs said that the police report is giving the applicant credit for all the firearms and based on what he said, none of them were his.

The applicant said that he has been working with his attorney on his expungement over the last three years with the Second Chance Act through Gov. Evers. He added that many things have changed since the incident, that he has gotten rid of the staff that was messing with his business and the ways to support his family. He added that he has been 12 years at this location with no police report. He added that he never has had a HD issue, not even a violation and that he has a good relationship with neighbors and the local businesses. He also said that the firearms were there but that they are not a threat to the community.

Ald. Coggs asked what is his policy now.

The applicant said that no firearms are allowed even if the person has a CCW permit. He also added that they have upgraded the surveillance and lighting system around the premises.

Individuals in support:

Maria Taylor – 3333A S 6th St she said that she is the manager at Einstein's and that this business bring customers where she works and that she calls them whenever she needs help with people loitering around. She added that they have a good business relationship and that having this business closed has affected her sales as well.

Erin Rodriguez 3126A W Madison St –said that he is one of the tattoo artists who worked there, that he has known the applicant for 21 years and that he is sad for what happened. He added that 2 of the guns were his, that he has a CCW permit and that he has seen people robbed at the Walmart's parking lot while working late at night and that the store was broken into twice before the raid. He added that the applicant is a great man who gives people chances. He added that this situation feels like animosity from somebody because there is nothing illegal going on there. He added that the officers just took the firearms and left and that he does not know to who contact in order to follow up.

Ald. Spiker asked the applicant if he was present when the location was raided.

The applicant said that he was not. He added that he used to be there on Mondays (when they are closed) for banking and purchasing supplies purposes.

Ald. Spiker said that the amount of firearms was excessive and that the silencer is not for self defense purposes and asked the applicant if he has given thought to whether his business should be trafficking in this much cash and that the 140 grams of THC suggest that they may be a reason why.

The applicant said that he cannot speak on the THC matter but that his annual credit card sales go from \$400 \$500K and that the annual cash sales go anywhere from \$100K to \$250K. He also said that the businesses around do more or less the same amounts and they have been robbed multiple times.

Ald. Spiker said that the search was granted by a court commissioner and that target of the search was Mr. Flores and asked the applicant if he knows why he was the target.

The applicant said that his name was not in the original search warrant; only his business name and address and that he has a copy.

Ald. Spiker said that he is highly disturbed by the fact that a felon was in possession of all these weapons even if there were their employees and having switched practices. He also said that he is bothered by the amount of THC found over there which also causes him a great deal of concern because the shop was neglected at the point that the applicant did not know what was going on and that it is a safety issue for the community. He recommended a 90 day suspension.

Ald. Chambers asked the applicant if he has thought about having an armed security guard instead of having the staff carrying guns.

The applicant said that he has given the thought but he thinks that it won't be a good vibe for his business.

Ald. Coggs suggested leaning more on being cashless like other establishments.

The applicant said that he wanted to clarify that the THC was found in someone's vehicle and has nothing to do with the store. He added that he has been in the business for 12 years, that he has a good relationship with the health inspectors, that he has done many things trying to turn this industry around. He also said that they are not a nuisance to neighborhood, that they never had an issue before and that he does not understand where all this comes from. He also said that they have been open except for the last month and that no one has been charged, not even the person in possession of the THC. He added that they did not get a copy of the police report until

they received this hearing's notice. He also said that the police reports were never released to his attorney and that the raid took place back in April.

Ald. Borkowski said that the applicant has taken responsibility, that it has been closed for the last month or so and that no one has been charged.

Ald. Chambers said that he is also conflicted by the fact that no one has been charged or fined.

Ald. Chambers moved renewal with a 45 (forty five) day suspension based upon the preponderance of the evidence in the police report, aldermanic testimony and the applicant's testimony for the admission of the things that had occurred at the location that demonstrates the operation results in a threat to health, safety or welfare of the public. (Prevailed 4-1)

Ald. Coggs said to the applicant that he may have had 12 years of success but that there was a lapse in his management even staying open after the license expired.

A motion was made by ALD. CHAMBERS JR. that this Motion be AMENDED. This motion PREVAILED by the following vote:

Aye 4 - Coggs, Borkowski, Chambers Jr., and Pratt

No 1 - Brostoff

13 HANSING, Debra L, Agent for "MEGA MARTS, LLC", Class A Malt & Class A Liquor and Public Entertainment Premises License Renewal Applications for "PICK 'N SAVE #6845" at 3701 S 27TH St. (Expires 1/18/2024)

The applicant was not present.

Ald. Borkowski moved to hold the application to the call of the chair upon first nonappearance. There were no objections. (Prevailed 5-0)

A motion was made by ALD. BORKOWSKI that this Motion be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Coggs, Borkowski, Chambers Jr., Brostoff, and Pratt

No 0

04 HACKBARTH, Paul C, Agent for "DEER CAMP, LLC", Class B Tavern, Public Entertainment Premises, Food Dealer and Sidewalk Dining License Renewal Applications for "Deer Camp" at 1023-1027 N Dr Martin L King Jr DR. (Expires 12/22/2023)

The applicant was present and said that he has been 11 years in the business and that this is the first time that he has to appear before the committee. He added that he is doing the best they can to be as diligent as possible. He also mentioned that they have started a log about how many people come in/out and return. He added that they scan ids, that they confiscate fake ids and that he is a responsible business owner and a great community partner.

Individuals also present:

Ald. Bauman said he recommends renewal with a warning letter as the applicant has an excellent business record.

Ald. Borkowski moved renewal with a warning letter based upon the preponderance of the evidence in the police report. There were no objections. (Prevailed 5-0)

A motion was made by ALD. BORKOWSKI that this Motion be AMENDED. This motion PREVAILED by the following vote:

Aye 5 - Coggs, Borkowski, Chambers Jr., Brostoff, and Pratt

13 FLORES, JR, Francisco V, Tattoo and Body Piercing License Renewal Application for "World Class Tattoos" at 3180 S 27th St. (Expired 6/30/2023)

The applicant was present along with Atty. Heather Richmond.

Atty. Richmond mentioned that none of the firearms that were raided were registered under his client's name neither the THC found in the vehicle of the client and the firearms are linked to the applicant. She added that the apartment above the store is used by the client's employees, customers and friends when they are in town but that it is not the primary residence of his client as he resided in Port Washington at that time. Individuals also present:

Ald. Spiker explained that he reached out to MPD to have them here to explain details of the search for clarification purposes. He also mentioned that Atty. Richmond said that no charges were pressed but that there is a charge.

Atty. Richmond said that right after the hearing in November, the charges were pressed and that they have the preliminary hearing on January 10th and that they will prepare for trial.

Ald. Brostoff said that we should wait for the outcome of the preliminary hearing.

Atty. Richmond said that this decision would put his client out of business.

Ald. Chambers said that he agrees with Ald. Brostoff in waiting for the hearing's outcome.

Ald. Coggs asked Atty. Farris what is the ramification of holding this application until the preliminary hearing's outcome.

Atty. Farris said that the committee could wait to make a decision after the court date, that the license is expired and the renewal application was submitted after the license expired.

Mr. Cooney clarified that the renewal application was filed in October of 2023 after the license expired back in June.

Ald. Chambers said that in his opinion, that the applicant would have not been charged if otherwise.

Ald. Coggs said that the greatest issue to her is the management besides the charges that have been made because he claims not to be aware of what was stored at the premises.

Ald. Coggs asked if knowing all that it has been discussed today and at the previous meeting and based on the ordinances is sufficient to justify why this committee is not taking any action today.

Atty. Farris said that it is sufficient.

Atty. Richmond said that Mr. Flores is innocent until proven guilty and as far as for management said that his client fired the manager, that he will be hiring security once he is open and that he will be implementing a cash less system in order to avoid being a target.

Ald. Chambers said that he knows that the applicant has been closed lately but that he was open and operating without a license before and moved to hold the application to the call of the chair. There were no objections. (Prevailed 5-0)

A motion was made by ALD. CHAMBERS JR. that this Motion be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Coggs, Borkowski, Chambers Jr., Brostoff, and Pratt

No 0

06 KAUR, Paminder, Agent for "Tittu Rehmat Food Inc", Class A Fermented Malt and Food Dealer License Renewal Applications for "Tittu Rehmat Food" at 418 E CENTER St. (Expires 2/16/2024)

The applicant was present and said that the machines were not in used and stored in