



JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE-CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee
- Zoning, Neighborhoods, and Development Committee

May 22, 2025

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 250168 contains the following recommendations:

Renewal with a 20 (twenty) day suspension of the Class B Tavern, Public Entertainment Premises and Food Dealer licenses for Marc R. Fortney based upon the preponderance of the evidence in the police report that demonstrates the operation results in a threat to health, safety or welfare of the public for the assaults, battery and disturbance of the peace; for the premises located at 1209-13 N Water St. ("Brothers Bar & Grill") in the 4th aldermanic district.

Nonrenewal of the Disabled Loading Zone for Carolina Navejar located at 3055 S 14th St based upon second nonappearance. This loading zone is located in the 14th aldermanic district.

Sincerely,

JoCasta Zamarripa
Chairperson, Licenses Committee

cc: All Council Members
File 250168





JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

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• Zoning, Neighborhoods, and Development Committee

Date: May 22, 2025

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of the Class "B" Tavern, Public Entertainment Premises (PEP) and Food Dealer Licenses for Marc R. Fortney, Agent for 1209 Water St, Inc., for the premises located at 1209-13 North Water Street in the City and County of Milwaukee, Wisconsin ("Brothers Bar & Grill").

FINDINGS OF FACT

1. Marc R. Fortney (hereinafter "the Licensee") is the holder of Class "B" Tavern, PEP and Food Dealer Licenses, for the premises located at 1209-13 North Water Street in the City and County of Milwaukee, Wisconsin ("Brothers Bar & Grill"). Said licenses expired at midnight on May 19, 2025.
2. An application to renew said licenses was filed with the Office of the City Clerk on April 1, 2025.
3. Pursuant to Chapters 85, 90 and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On April 1, 2025, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said licenses.
4. On May 6, 2025, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report. The matter was scheduled for a hearing on the police report and neighborhood objections on May 20, 2025, commencing at approximately 9:35 a.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared at the hearing with Attorney Dan Blinka 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 June 22, 2024 at 12:51 a.m., Milwaukee Police were dispatched to a Battery at 1213 North Water Street. Investigation revealed three suspects jumped a patron, causing visible injury to the face and head. The business was cooperative and assisted police in identifying the suspects, who were cited for the violation.



- B. On June 28, 2024 at 1:12 a.m., Milwaukee Police were monitoring the business, when they observed subjects being escorted out for fighting in the bar. The subjects continued to cause a disturbance outside, resulting in a ticket being issued to one subject.
- C. On August 9, 2024 at 1:45 a.m., Milwaukee Police were dispatched to a Fight at 1213 North Water Street. Investigation revealed as a crowd was leaving the establishment, a fight broke out in the street, causing MPD to request additional squads due to the size of the crowd. Officers interviewed the manager and advised them when closing, they need to have security outside assisting with clearing the area. The manager stated moving forward they will have the security team help with patrons, add No Loitering Signs, and is willing to listen to any suggestions MPD has.
- D. On August 16, 2024 at 12:15 a.m., Milwaukee Police were dispatched to a Trouble with Subject at 1213 North Water Street investigation revealed a patron was involved in a verbal altercation with staff, as they were being escorted out of the business, for causing a disturbance and trying to take an alcoholic drink outside. The patron then threw the drink at security, at which time they were arrested and issued a citation. The business had 10 security officers on scene and all appeared to be doing their job.
- E. On December 1, 2024 at 4:44 p.m., Milwaukee Police were dispatched to a Battery at 1213 North Water Street. Investigation revealed three juveniles refused to leave and one of the juveniles punched the manager in the stomach. All three were taken into custody and conveyed to the District. The business was cooperative.
- F. The Licensee said that they have been in the business for 20 years and that there are 5 incidents on the police report. He added that one is too many and that alcohol is not for everybody. He explained that the most concerning incident for him was item 8 because they did not have enough people to clear the street. He also said that they have 20 locations in 8 states, that they have an operations handbook and policies in place.
- G. There were no neighbors present to testify.

Individuals also present:

- H. Alderman Bauman said that the PA-33 is very concerning and read it for the record because it says that all the people involved in the fight came out of this particular establishment. He added that he would like to see a 30 day suspension based on the amount of fights related to this establishment.
- I. Alderman Burgelis asked the Licensee what kind of changes have been made in response to the incident on August 9, 2024.
- J. The Licensee said that they have increased the amount of security guards and that he wants to point out that people on the streets like to get involved.
- K. Alderman Burgelis asked the Licensee if he is disputing what the police report says.



- L. The Licensee said that he does not think that all the people involved in the fight came out from his establishment.
- M. Alderman Burgelis asked the Licensee if he has reviewed the footage.
- N. The Licensee said that he has not.
- O. Gabin Gavlin – General Manager – said that in response they are turning the lights off earlier to make a smooth exiting process and that they have 8 to 10 security officers on Thursday nights which is the busiest one.
- P. Attorney Blinka said that the insurance does not allow the staff to operate outside the premise and that they are taking a financial risk by doing it from now on.
- Q. Alderman Bauman said that he requests a 30-day suspension because the Licensee has not taken any responsibility for the fights happening outside this establishment, especially for the one police officer assaulted as a result.
- R. Alderman Chambers recognized that this business has not been disciplined before and moved for renewal with a 20-day suspension based upon the preponderance of the evidence in the police report that demonstrates the operation results in a threat to the health, safety or welfare of the public for the assaults, battery and disturbance of the peace. **(Prevailed 3-1-1.)**

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 Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the Licensee, Marc R. Fortney who holds Class B Tavern, Public Entertainment Premise (PEP) and Food Dealer licenses for the premise located at 1209-13 North Water Street in the City and County of Milwaukee, Wisconsin ("Brothers Bar & Grill") has not met the criteria of Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes for the renewal of his Class B Tavern, Public Entertainment Premises and Food Dealer licenses without first undergoing a twenty (20) day suspension. The Committee finds the police report and aldermanic objections 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, Public Entertainment Premise (PEP) and Food Dealer licenses for the premises located at 1209-13 North Water Street in the City and County of Milwaukee, Wisconsin ("Brothers Bar & Grill") without undergoing a twenty (20) day suspension. The Committee based its recommendation upon the preponderance of the evidence in the police report that demonstrates the operation results in a threat to the health, safety or welfare of the public for the assaults, battery and disturbance of the peace.

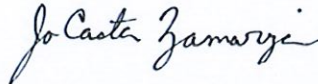


RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **three (3) ayes, one (1) noe, and one (1) abstain**, recommends that the Class "B" Tavern, Public Entertainment Premises (PEP) and Food Dealer Licenses of Marc R. Fortney for the premises located at 1209-13 North Water Street ("Brothers Bar & Grill) in the City and County of Milwaukee, Wisconsin not be renewed without undergoing a twenty (20) day suspension.

Said suspension is in effect between 12:01 a.m. on June 03, 2025 until 11:59 p.m. on June 22, 2025.

Dated and signed at Milwaukee, Wisconsin this 22 day of May, 2025.



JOCASTA ZAMARRIPA
Chairman, Licenses Committee

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JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE-CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee
- Zoning, Neighborhoods, and Development Committee

Date: May 23, 2025

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report on the Renewal Application of Carolina Navejar for a Disabled Loading Zone License Renewal Application located at 3055 South 14th Street in the City and County of Milwaukee, Wisconsin.

FINDINGS OF FACT

1. Carolina Navejar (hereinafter the "Licensee") is the holder of a Disabled Loading Zone license for the premises located at 3055 South 14th Street in the City and County of Milwaukee, Wisconsin. Said license expired on December 12, 2024.
2. An application to renew said license was filed with the Office of the City Clerk on February 14, 2025.
3. On May 7, 2025 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85 and 93 of the Milwaukee Code of Ordinances and included therewith a copy of the neighborhood objections. The matter was scheduled for a hearing based on the neighborhood objections on May 20, 2025, commencing at approximately 11:20 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee did not appear.
4. Based on the sworn testimony heard and evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to Carolina Navejar at 3055 South 14th Street, Milwaukee, WI 53215, on May 7, 2025 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, Wisconsin 53202. The address of 3055 South 14th Street, Milwaukee, WI 53215 was the address given by the Licensee on her renewal application. The licensee did not appear at the hearing and the envelope containing the notice was not returned to the License Division by the U.S. Postal Service.
 - B. The Licensee was not present at 2:55 pm when she was called.



- C. Ms. Melendez noted that the Licensee was present on the board earlier.
- D. Alderman Brower moved to hold the application to the call of the chair. There were no objections. **(Prevailed 5-0)**
- E. Alderman Burgelis moved to reconsider the application at 3:08 pm. There were no objections.
- F. Ms. Garza who is in opposition of this license said that she was present at the last hearing when the Licensee did not appear and that she has been waiting patiently for this application to be called even if the Licensee has left the meeting.
- G. Attorney Gresham said that it is at the committee's discretion.
- H. Alderwoman Pratt moved nonrenewal based upon second nonappearance. **(Prevailed 4-1)**

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 Chapters 85 and 93 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Carolina Navejar has not met the criteria to allow renewal of the Disabled Loading Zone License based the Licensee's 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 of the City of Milwaukee should exercise its judgment not to renew the Disabled Loading Zone license held by Carolina Navejar for the premises located 3055 South 14th Street, in the City and County of Milwaukee, Wisconsin based upon the Licensee's second nonappearance.

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) noe**, recommends that the Disabled Loading Zone license of Carolina Navejar for the premises located 3055 South 14th Street in the City and County of Milwaukee, Wisconsin not be renewed based upon the Licensee's second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23 day of May, 2025.



JOCASTA ZAMARRIPA
Chairperson Licenses Committee

