

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Thursday, October 08, 2020

COMMITTEE MEETING NOTICE

AD 14

Brent A Rupcich

1051 E POTTER AV

Milwaukee, WI 53207

You are requested to attend a virtual hearing to be held on:

Tuesday, October 20, 2020 at 10:40 AM

Regarding:

Your Class B Tavern and Public Entertainment Premises License Renewal Applications for "Still Shakers" at 1051 E POTTER Av.

This meeting will be held via GoToMeeting. Please see the enclosed be actices document for further instructions. The access code is https://global.gotomeeting.com/join/675254709. If you wish to call in, please call https://global.gotomeeting.com/join/675254709. If you wish to call in, please call https://global.gotomeeting.com/join/675254709. If you wish to call in, please call https://global.gotomeeting.com/join/675254709. If you wish to call in, please call https://global.gotomeeting.com/join/675254709.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, 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 applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines:

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to attend this meeting may result in the denial of your license. Individual applicants and partnership applicants must attend or attend by an attorney. The agent or attorney for corporate or limited liability applicants must attend. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition attend the virtual hearing and are willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should request an interpreter attend the meeting with you, at your expense, so that you can answer questions and participate in your hearing.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY:

Jessica Celella

License Division Manager

If you have questions regarding this meeting, please contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov.

MILWAUKEE POLICE DEPARTMENT LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS
SYNOPSIS

DATE: 10/05/2020

LICENSE TYPE: BTAVN

New:

RENEWAL: X

No. 314859

Application Date: 10/05/2020

Expiration Date:

License Location: 1051 E Potter Avenue

Business Name: Still Shakers

Licensee/Applicant: Rupcich, Brent A (Last Name, First Name, MI)

(Last Name, First Name, MI)

Date of Birth: 08/26/1976

This report is written by Police Officer David NOVAK, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 10/07/1994, the applicant was charged in Ozaukee County with Possn. Of Drug Paraphernalia §161.573(1).

Charge:

Possn. of Drug Paraphernalia

Finding:

Guilty - Ozaukee County Circuit Court

Sentence:

Forfeiture / Fine 12/12/1994

Date: Case#:

1994CM000403

2. On 03/15/1996, the applicant was arrested by Milwaukee Police Department for:

Charge1:

Possession of THC

Charge2:

Possess Drug Paraphernalia

Finding1:

Convicted - Milwaukee County Circuit Court

Finding2:

No Prosecution

Sentence:

Fine

Date1:

04/11/1996

Date2:

03/18/1996

Case#:

1996CM603238

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RE: RUPCICH, Brent A

3. On 05/08/1996, the applicant was arrested by Greendale Police Department for:

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Charge:

Retail Theft

Finding:

Convicted - Greendale Municipal Court

Sentence:

Fine

Date:

06/05/1996

4. On 06/28/1996, the applicant was arrested by Milwaukee Police Department for:

Charge:

Possession of THC

Finding:

Guilty - Milwaukee County Circuit Court

Sentence:

UNKNOWN UNKNOWN

Date: Case#:

1996CM607879

5. On 04/19/1996 the Wisconsin Department of Transportation suspended the applicant's driver's license for 6 months for Operating While Intoxicated.

6. On 03/20/18 at 8:27 pm, Milwaukee Police officer's conducted a license premise check at the address of 1051 E. Potter Avenue (Still Shakers). Upon entering the main entry, officers observed a patron finishing a cigarette in the hallway adjacent to the bar area and multiple cigarette butts in an ashtray of that hallway. While informing the agent (who was bartending) of the smoking violation, officers observed that he was highly intoxicated and had trouble understanding the questions posed by the officers. Officer's conducted an inspection of the establishment and found no other violations. Later, officer's found an inconsistency with the agents home address on the LIRA website. No citations were issued.

7. On 10/21/2018 the applicant was cited for Operating while Intoxicated. He was convicted on 05/01/2019 and his license was revoked for 7 months.

8. On 09/10/2020 the applicant was charged in Waukesha County with Operating while Intoxicated (3rd).

Charge:

Operating while Intoxicated (3rd)

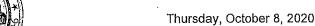
Finding:

pending hearing on 11/20/2020

Sentence:

Date:

Case: 2020CT000849







Notice of Public Hearing

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RUPCICH, Brent A
Still Shakers at 1051 E POTTER Av
Class B Tavern and Public Entertainment Premises License Renewal Applications

Tuesday, October 20, 2020 at 10:40 AM

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place virtually on 10/20/2020 at 10:40 AM. This is a public hearing. Those wishing to view the proceeding are able to do so via the City Channel – Channel 25 on Spectrum Cable – or on the Internet at http://city.milwaukee.gov/citychannel. Those wishing to provide oral testimony will be asked to do so by phone or internet and are asked to contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov for necessary information. Please make such requests no later than one business day prior to the start of the meeting. You are not required to attend the hearing, but please see the information below if you would like to provide testimony. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing.

Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

- 1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
- 2. You must testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
- No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are willing to testify).
- 4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
- 5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)

- 6. You may then provide testimony.
- a. Include only information relating to the above license application.
- b. Include only information you have personally witnessed or seen.
- c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
- d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
- 7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
- 8. Business Competition is not a valid basis for denial or non-renewal of a license.

Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.

OCCUPANT	MAIL ADDRESS	CITY, STATE ZIP	
CURRENT OCCUPANT	1015 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1102 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1046 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1114 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1122 E RUSSELL AVE 101	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1113 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	2618 S CLEMENT AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1117 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1212 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1011A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1023A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1010A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1022 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1032 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1206 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1102A E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1041 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	2564 S CLEMENT AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1008 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1014 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1026A E POTTER AVE	MILWAUKEĘ, WI 53207	
CURRENT OCCUPANT	2565 S CLEMENT AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1100A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1051A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1122 E RUSSELL AVE 106	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1116 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1216 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1023 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1035 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1035A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1043 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1012 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1016 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1026 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1028A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1122 E RUSSELL AVE 103	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1122 E RUSSELL AVE 202	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	2602 S CLEMENT AVE 1	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	2602 S CLEMENT AVE 2	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	2602 S CLEMENT AVE 4	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1117A E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1011 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1054 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1108 E RUSSELL AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1028 E POTTER AVE	MILWAUKEE, WI 53207	
CURRENT OCCUPANT	1122 E RUSSELL AVE 105	MILWAUKEE, WI 53207	

CURRENT OCCUPANT	1130 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1110 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	2624 S CLEMENT AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1216 E RUSSELL AVE A	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1054A E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1108A E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1010 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1020 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1100 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 102	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 104	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 203	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1109 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	2616 S CLEMENT AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	2614 S CLEMENT AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1200 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1208 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1214 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1220 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1019 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1106 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1022A E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1040 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	2568 S LOGAN AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 204	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1108 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1113A E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1208A E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1029 E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1043A E POTTER AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1046 E POTTER AVE B	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 201	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 205	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1122 E RUSSELL AVE 206	MILWAUKEE, WI 53207
CURRENT OCCUPANT	2602 S CLEMENT AVE 3	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1201 E RUSSELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	1220A E RUSSELL AVE	MILWAUKEE, WI 53207
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Total Records: 83

Radius: 250.0 feet and Center of Circle: 1051 E Potter Ave

2020-2021 Plan of Operation for 1051 E POTTER AV 1. Litter & Security Plans Sweep Pressure Wash Pick Up Litter Other: How are the grounds kept clean? Daily Sweekly Other: How often will grounds be cleaned? Milicensee Building Owner Employees Hilred Maintenance Other: Who cleans the grounds? How are noise issues prevented and/or addressed? Security MManager approaches customer(s) Call Police Signs Posted Other: Are there designated outdoor smoking areas? \(\Box\text{V}\) No \(\bar\text{Yes}\) Yes If Yes, Describe: \(\O(\pi)\) \(\text{X}\) \(\ext{X}\) Locations Lady st Meny room, front down which bar Number of garbage cans: Locations: Outside. is a crowd control barrier used? Mo Yes If Yes, Describe: Name of solid waste contractor: { Number of restrooms: and describe security plans; Are there parking spaces on the premises? \square No \square Yes \square If Yes, list number of spaces: $\underline{11}$ Are there designated loading areas? M No Wes if Yes, describe security plans: Do you have security personnel on the premise? 🗹 No 🔲 Yes If Yes, how many? ____ What are their responsibilities? What security equipment do they use? List their licensing, certification or training credentials: Are there security cameras? I No Wyes If Yes, list all locations: front down and down bar arra Are searches and/or identification checks conducted upon entry? \ No \ Yes if yes, describe: 2. Percentage of Sales (must total 100%) Food Sales 10 Entertalnment Alcohol. 75 3 Businesses On The Premises (choose all that apply): Convenience Store Night Club Liquor Store Tavern Sports Facility Cafe/Coffee Shop Cocktail Lounge Restaurant Privote/Fraternal/Veterans' Club Other: Supermarket Hotel ☐ Banquet Hall 4. Hours of Operation and Age Restriction Are there any changes to the current hours of operation or age restriction? Y No Yes If Yes, Describe: Please Note: If you will be open garller or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license. 5. Floor Plan and Capacity Are you requisiting any changes to your capacity or floor plan*? Vino Ves If yes, describe: submit a new floor plan with this renewal application. A sample plan can be found online at www.milwaukee.gov/Scenses under License Forms and Related Information. Alcohol/Foud Establishments: A "Permanent Extension of Premises Application" is required if you are adding any square footage to the licensed premises. 6. Sidewalk Dining: Fee: if Yes, submit an updated site plan with this application. Are there any changes to the sidewalk dining site plan? 🗹 No 🗌 Yes 8. Walghts and Measurest Fee: 7. Food License: Fco: Your current food license includes the following food operations: Are there any changes to your food operations as listed above? \(\sqrt{No} \sqrt{Yes}, if Yes, \) Numbet/Type of Devices: oxplain Are there any changes to the number or types of devices? Who Lives If yes, contact our office for further Instructions.

1. CURRENT APPROVED ENTERTAIN	IMENT, SOUTH OF THE STATE OF		\$ 2 - 7 - 1 - 2 - 3 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4		
The following types of entertainment have b	een approved for your current	Public Entertainment Premises i	lcense:		
fukebox, Karaoke, 5 Amusement Machines					
2. ADDING ENTERTAINMENT		44 T-44 T-14 T-14 T-14 T-14 T-14 T-14 T-	The second secon		
If applicable, check any entertainment you w ENTERTAINMENT IS LISTED ABOVE.	rish to add: ONLY CHECK ENTER	rtainment type(s) you are a	dding. Your current approved		
Instrumental Musicians	Bands	☐ Battle of the Bands	Comedy Acts		
☐ Disc Jockey	Magic Shows	Poetry Readings	Danding by Performers		
Jukebox	☐ Wrestling	Patron Contests	Patrons Dancing		
Adult Entertainment/	☐ Karaoke	Bowling Alley	Pool Tables		
Strippers/Erotic Dance		How many?	How many?		
Motion Pictures (movies by admission) How many screens?	Amusement Machines	Concerts	☐ Theatrical Performances		
· · · · · ·	How many?	Approx. Il paryear?	Approx.# per year?		
Other:		- THE PROPERTY OF THE PARTY OF			
No entertainment changes can take place un	til approved by Common Counc	all and a new license has been is	sued and posted on the premises.		
3. REMOVING ENTERTAINMENT					
If applicable, list any entertainment you wish	tó remove:	23 14 3 4 14 14 14 14 14 14 14 14 14 14 14 14 1	The state of the s		
4. PROMOTERS/SOUND AMPLIFICA	The second secon	CORRESPONDED BARROWS B	1		
Will promote a ever be used for any of the e	ntertalniment? [] No Yes	(If Yes, Ouscribe)			
	Coping ping	DATE STATE OF STATE O			
At any time vill sound amplification be used? Who Yes (1117es, Describe)					
5. SIGNATURE		The second secon			
I understand that after the license has been I	saued, a change to the plan of c	peration will require a written :	request to change and approval from		
the Common Council,					
l agree to inform the City Clerk within 10 day	s of any substantial changes in t	the information supplied in this	application.		
I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of					
the general public because of race, color, sex, religion, national origin or ancestry, age, handlesp, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether					
orientation, gender identity or expression, to dressed in uniform or not; and shall not seek					
selection of personnel for training or promot			7 217 pow 7 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4		
I have knowledge of the City Ordinances curr	antly regulating public entertai	oment, and understand that the	license may be subject to		
I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.					
Front Ward					
Signature of Sole Proprietor, a Partner, or if a Corporation or LLC, the Agent must sign					