

JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

November 23, 2005

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 050811

Recommendation of renewal, with a 45-day suspension based on the police report, of the Class "B" Tavern license of John Carter for the premises at 507 W. North Ave. ("The Carter") in the 6th aldermanic district. (Committee vote: ayes: 3, noes: 2)

Recommendation of nonrenewal, based on the police report, of the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license of Andrea Chavis for the premises at 6222 W. Fond du Lac Ave. ("Phoenix Bar and Grill") in the 2nd aldermanic district (Committee vote: ayes: 3, noes: 2)

Recommendation of nonrenewal, based on non-appearance, the police report, neighborhood objection and a finding of unfit location, of the Class "B" Tavern license of Tira Ingram for the premises at 5930 W. North Ave. ("End Zone") in the 10th aldermanic district (Committee vote: ayes: 4, noes: 1)

Recommendation of renewal, with a 10-day suspension based on the police report, of the Class "D" Bartender license of Louis Gawlowski.

Recommendation of renewal, with a 10-day suspension based on the police report, of the Class "D" Bartender license of Robert Liu.

Recommendation of renewal, with a 10-day suspension based on the police report, of the Class "D" Bartender license of Mario Thompson.

Recommendation of renewal, with a 15-day suspension based on the police report, of the Class "D" Bartender license of Fayez Hussein.

Recommendation of nonrenewal, based on non-appearance, for the following Class "D" Bartenders:

Aric Cansler
John Carter
Debra Hughes
Kathleen Sardina
Michael Stikl
Pauline Tavernia

With regard to the items listed above, the Licenses Committee held an evidentiary hearing on November 21st, 2005.

Pursuant to section 90-11, Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensee.

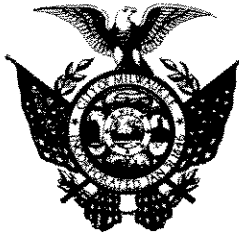
These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, December 13, 2005** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

A handwritten signature in dark ink that reads "JAMES N. WITKOWIAK". The signature is written in a cursive, slightly slanted style. It is positioned above the printed name and title.

James N. Witkowiak, Chair
Licenses Committee

cc: All Council Members
CCF 050811



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of John F. Carter for a Class "B" Tavern license for premises located at 507 West North Avenue, in the City and County of Milwaukee, Wisconsin ("The Carter").

FINDINGS OF FACT

1. John F. Carter (hereinafter the "Licensee") is the holder of a Class "B" Tavern license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 20, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 20, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. There was a Milwaukee Police Department report dated October 21, 2005, which could form the basis for non-renewal or suspension of the license. There were also neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, drug and criminal activity, disorderly patrons, prostitution, presence of underage persons on a Class "B" premises, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On November 14, 2005, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of a police report along with a copy of that report that could form the basis for suspension or non-renewal of the license of the Licensee. There were neighborhood objections to loitering, littering, parking and traffic problems, presence of and sale to underage persons, vandalism, public urination and drunkenness, trespassing, loud music and noise, late night disturbances, fights, shootings, criminal activity, prostitution, and conduct which is detrimental to the health, safety, and welfare of the community. The matter was scheduled for a hearing on the police report and

neighborhood objections on November 21, 2005 at 9:45 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On September 1, 1991, in Milwaukee, Wisconsin, the licensee was charged with Possession with Intent to Deliver Narcotics on February 7, 1992 and found guilty and sentenced to 1 year in the House of Correction which was stayed and 2 years probation.
 - B. On August 25, 1993, in Milwaukee County, Wisconsin, the licensee was charged with Battery and on June 2, 1994 he was found guilty and fined \$300.00.
 - C. On September 5, 1994, in City of Milwaukee, the licensee was issued a citation for Lead Abatement Permit and on October 17, 1994 he was found guilty and fined \$273.79
 - D. On July 4, 1995 in Milwaukee County, the licensee was charged with Battery and on February 6, 1996 he was found guilty and sentenced to 30 days in the House of Correction and 12 months probation.
 - E. On January 10, 1996, in Milwaukee, Wisconsin, the licensee was charged with Burglary-Building or dwelling and on June 10, 1996 he was found guilty and sentenced to 5 years in state prison which was stayed and 4 years probation, and 6 months in the House of Correction.
 - F. On July 8, 1997, at 2735 West Clarke Street, the licensee was issued a citation for Resisting/Obstructing an Officer and on August 28, 1997 he was found guilty and fined \$111.10.
 - G. On August 3, 1997, at 3707 West Good Hope Road, the licensee was issued a citation for Resisting/Obstructing an Officer and on September 23, 1997 he was found guilty and fined \$111.10.
 - H. On May 21, 1998 in Brookfield, Wisconsin, the licensee was charged with Retail Theft and on March 23, 1999 he was found guilty and sentenced to 1 year probation and costs.
 - I. On January 16, 2002, in Menomonee Falls, Wisconsin, the licensee was issued a citation for Issue of Worthless Check and on February 27, 2002 he was found guilty and fined an undisclosed amount.

The following incident occurred after subject applied for license in 2004, but before it was granted. The licensee at the time was Mary A Anderson, DOB: 5-5-61.

- J. On November 13, 2004, at 2:16 AM, officers of the Milwaukee Police Department

investigated a personal injury accident, 1200 West Garfield Avenue. One officer was instructed to make a notification to a family member regarding a possible life-threatening injury in the 3400 block North 11th Street. Officers went to the address they were given, and spoke to the occupant (not a family member). They were told that another female, a friend of the first victim, was upstairs on the bed, and may have also been injured in the accident. The officers went to the bedroom and found the female. She was questioned regarding the accident, and she said that she had been in the accident. She told officers she and her two friends were involved in underage drinking, and were at the licensed premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin ("What Goes Up Must Come Down Tavern"). When asked more questions about the accident she became very uncooperative. This victim was conveyed to Froedtert Hospital for treatment by Milwaukee Fire Department personnel.

- K. On November 19, 2004, officers of the Milwaukee Police Department conducted a follow-up investigation regarding the accident at the licensed premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin ("What Goes Up Must Come Down Tavern"). The officers interviewed the bar manager, John F Carter, who stated that he heard about the fatal accident, and he was working that night. He then stated that none of the victims were inside his tavern. John Carter was issued a citation for presence of minors on Class "B" premises and on January 13, 2005 he was found guilty and fined \$354.00
- L. On January 10, 2005 at 2:10 AM, officers of the Milwaukee Police Department were flagged down by a female who stated she had just gotten in a fight with a bartender, Tasha Weatherall, from the licensed premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin ("Carter's Tavern"). The female said she and Weatherall were kicked out of the bar and that Weatherall told someone in the bar to "Get her pistol". The female stated she started to walk across the street when she heard 3-4 shots coming from behind her. She said that as she turned around, she saw the bartender firing a gun at her. She then saw Weatherall run to a vehicle, a 2002 Cadillac. A description of the vehicle was broadcast, and the vehicle was stopped a short while later. As the officer approached the driver's side of the vehicle he could see the barrel of a pistol sticking out between the drivers seat and the middle counsel. The driver was identified as Weatherall. The driver was removed and pistol was recovered. The officers then spoke to licensee John Carter, who stated that Weatherall is a bartender at his bar, and that she did get into a fight inside of his tavern on that date. One arrest was made for Carrying Concealed Weapon, and Reckless Endangering Safety. At the hearing the Committee was told that Weatherall was off duty at the time and that she was fired.
- M. On January 19, 2005 at 1:53 AM, officers of the Milwaukee Police Department were dispatched to investigate a shooting at the licensed premises at 507 West North Avenue (Carter's Tavern'). Upon arrival there were four security persons from Carter's Tavern standing in front of the premises. As the officers approached they asked if anyone had heard or seen anyone shooting a gun or if anyone had been shot at that location. All of the security persons responded by saying "No one has been shot here and we didn't hear any shots being fired." At that time a green Cadillac was seen driving away from 507

West North Avenue. About 5 minutes later, officers were dispatched to Mt Sinai Hospital to investigate a shooting victim. A green Cadillac had just left the hospital after dropping off a shooting victim. The officers returned to 507 West North Avenue. They identified the driver as John Carter, the licensee. He told officers a female patron got into a fight in the tavern and she was removed. A couple of minutes later she came back into the tavern and stated that she had been shot. Carter was asked why he did not tell officers he had a shooting victim in the car, and why he drove away from the scene. He said he did not know whether she had been shot and he wanted to get her to the hospital quickly. He then became very uncooperative and confrontational. An incident report was filed. At the hearing, the licensee claimed he was cooperative. However, it is clear, in light of all the facts that the security personnel and the licensee were attempting to deceive the officer.

- N. On January 26, 2005, officers from the Milwaukee Police Department were notified that the licensed premises at 507 West North Avenue ("The Carter") may be operating without a license. John Carter was operating the tavern, but as yet has not been issued a valid tavern license. Mary Anderson the previous owner held a valid Class "B" tavern license for the premises. Officers contacted Mary Anderson. She said she turned the tavern over to John Carter on April 1, 2004. She said she is no longer involved in the premises, and does not receive any monies from Mr. Carter. She was advised to surrender her license to City Hall. On January 26, 2005, officers conducted a premises check at the licensed premises at 507 West North Avenue (Carter's Tavern). The applicant told the officers he was leasing the tavern from Anderson. The tavern was closed by the applicant. He was issued the a citation for Class "B" license required which was dismissed without prejudice on October 21, 2005. At the hearing, the Committee was informed that a license in the name of Mr. Carter was granted on January 21, 2005 and issued on February 1, 2005. Thus for over a year Mr. Carter was operating under Ms. Anderson's Class "B" license.
- O. On July 27, 2005, at 1:25 AM, officers of the Milwaukee Police Department conducted a premises check of the licensed premises at 570 West North Avenue in the City and County of Milwaukee, Wisconsin ("The Carter"). The customers were counted with the total number being 57 patrons, not including 7 employees. The posted maximum capacity for the premises is 25. The amusement machines, and the juke box were checked and it was found that the licenses for the machines had expired on June 30, 2005. The licensee was issued a citation for posting of occupancy capacity for which he was found guilty on October 21, 2005. The licensee was also issued 2 citations for amusement machine license required and both of these were dismissed on October 21, 2005.
- P. On October 29, 2005 at about 1:45 AM, a triple shooting occurred at the licensed premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin ("The Carter"). An unknown person fired several shots on a crowded sidewalk. John Carter, the licensee, stated that as he was closing the tavern, he heard one gunshot. Then he heard several more gunshots. There were three victims, one with a gunshot wound to the knee, one with a wound to an ankle and a third with a wound to a bicep. The victims drove themselves to the hospital. All the victims were customers of the tavern. At the hearing, the licensee claimed the shootings did not occur at the premises but "up the

block.”

- Q. No neighbors testified as to the neighborhood objections.

CONCLUSIONS OF LAW

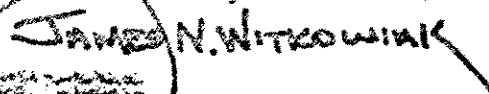

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, John F. Carter, for the licensed premises at 507 West North Avenue (“The Carter”) has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of his Class “B” Tavern license without undergoing a forty-five (45) day suspension. The Committee finds the police report 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 discretion to renew the Class “B” Tavern license of John F. Carter for the premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin (“The Carter”) with a forty-five (45) day suspension.

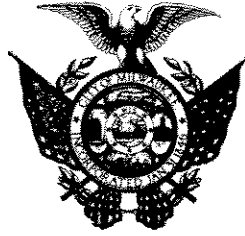
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes recommends that the Class “B” Tavern license held by John F. Carter for the premises at 507 West North Avenue in the City and County of Milwaukee, Wisconsin (“The Carter”) be renewed with a forty-five (45) day suspension.

Said suspension is to be in effect from 12:01 a.m. December 20, 2005 through midnight February 3, 2006.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.



JAMES N. WITKOWIAK
Chairman of the Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for a Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license for the premises located at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill").

FINDINGS OF FACT

1. Andrea N. Chavis (hereinafter the "Licensee") is the agent for "Diamond Food & Beverages, Inc." doing business at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill"). Said license expires at midnight, December 15, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 25, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department responded with a report that could form the basis of non-renewal or suspension of this license on October 26, 2005. There were also neighborhood objections to loitering, littering, parking, cruising and traffic problems, vandalism, public urination and drunkenness, trespassing, loud music and noise, late night disturbances, fights, gun shots, criminal activity, drug activity, prostitution, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On November 11, 2005, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for suspension or non-renewal of the licenses of the Licensee provided a copy of the report and the neighborhood objections. The matter was scheduled for a hearing on the police report and the neighborhood objections on November 21, 2005 at

10:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee appeared.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. The applicant was interviewed regarding the license application on November 5, 2001. The applicant stated she worked at the licensed premises for the prior three years. She stated at that time that she applied for a Class "D" Bartender license to work on the premises on October 30, 1998. She also stated at that time that she applied for a Class "B" Manager license for the premises on October 17, 2001. The same applicant also applied for a Class "B" Manager license to be the manager of "The Matrix" located at 352 East Capitol Drive in the City and County of Milwaukee, Wisconsin. The application for a Class "B" Manager's license for "The Matrix" was also filed on October 17, 2001. The applicant stated she works at the Phoenix during the days and evenings at "The Matrix."

Applicant also revealed to police officers that she worked as a bartender at "The Matrix" and was going to be the manager of that location as well. The applicant had been tending bar at "The Matrix" since February, 2001.

 - B. On Saturday, April 28, 2001, at 1:40 a.m., officers of the Milwaukee Police Department were approached by security guards at the licensed premises at 352 East Capitol Drive in the City and County of Milwaukee, Wisconsin ("The Matrix"). The security guards were having trouble with a customer. In the subsequent investigation, the police officers spoke with the licensed applicant, Andrea Chavis, who represented herself to the officers as the manager of "The Matrix." When asked if she had a Class "B" Manager's license, she replied, "Yes." When she was asked to produce the license she stated that she did not actually have it, but indicated it had been approved but not yet issued. The applicant was issued a citation for Class "B" Manager's license required. The case was heard on October 17, 2001 and she was found not guilty on October 17, 2001, being the same date she applied for a Class "B" Manager's license as manager of "The Matrix."
 - C. On Sunday, October 21, 2001, vice control officers conducted an investigation regarding a complaint of "nude strippers" at the licensed premises at 6222 West Fond du Lac Avenue ("Diamond Inn"). The officers entered the premises undercover at 10:15 p.m. Prior to being allowed to enter they were verbally informed of a \$20 cover charge. No such cover charges were posted at the entry. One of the officers observed a female dancing in a sexually suggestive manner, that she was nude, with her breasts, buttocks, and genitalia fully exposed to the officer's view.

The dancer inserted several objects into her vaginal cavity, including two beer bottles, rubber balls, and glow sticks. The officer observed at least two separate male patrons placing US currency into the vaginal cavity of the dancer. The undercover officers called for uniformed officers for the purpose of conducting a license premises check. They spoke to a person who identified himself as the "manager", in the absence of the owner who was "out of town." The "manager" said that he was overseeing the day-to-day operations of the business. The manager was asked to produce a Class "B" Manager's license. This individual did not have such a license. The "manager" was on the premises and observed the dancer's performances. The manager did nothing to stop the performance. The bartender working at the bar was asked to show her bartender license. That individual did not have one. A sergeant on the scene located a quantity (2.42 grams) of cocaine powder, contained in film canister and a quantity (2.33 grams) of marijuana contained in a sandwich baggie. Both had been discarded on the floor of the tavern. The items were inventoried. In addition, the premises did not have a tavern amusement license allowing them to have cabaret performances or floor shows.

As a result of this incident, the following citations were issued:

1. Display of license, § 90-16 of the Milwaukee Code of Ordinances (bartender).
2. Prohibited performance or costume (dancer).
3. Prohibited performance or costume (manager's responsibility).
4. Class "B" manager's license required (acting manager).
5. Display of license/license required (licensee responsibility).
6. Display of license/license required (licensee responsibility).
7. Prohibited performance or costume (licensee responsibility).
8. Tavern charges to be posted (licensee responsibility).
9. Report of changes required (licensee).

The following disposition occurred as to the above citations:

1. Warrant issued regarding display of license (bartender).
2. Case dismissed as to prohibited performance or costume (dancer).
3. Guilty and fined \$824.00 on March 11, 2003, commitment issued for prohibited performance or costume (manager).
4. Case dismissed as to Class "B" Manager's license required.
5. Case dismissed (display of license/license required, licensee responsibility).
6. Guilty and fined \$339.00 on March 11, 2002 (display of license/license required, licensee responsibility).
7. Case dismissed March 11, 2002 (prohibited performance or costume, licensee responsibility).

8. Guilty and fined \$339.00 on March 11, 2002 (tavern charges to be posted, licensee responsibility).
 9. Case dismissed on March 11, 2002 (report of changes required, licensee responsibility).
- D. On April 5, 2003, at 1:34 a.m., officers of the Milwaukee Police Department responded to a shooting at the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill"). It was determined that two patrons who were at the club suffered gunshot wounds during an altercation. The licensee, Andrea Chavis, stated that she did not hear or see the shooting in that the incident happened outside of the club. The police investigation demonstrated that there were three substantial battery cutting victims at St. Joseph's Hospital as a result of that altercation and that it occurred inside the club. The two shooting victims were shot as they exited the club along the north exit.
- E. On June 14, 2003, at 10:00 p.m., a Milwaukee Police Department detective assigned to the Vice Control Division entered the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill") to investigate a complaint of illegal strippers. The detective observed a female dancer on the stage clad in a small brassier and underpants. She was gyrating in front of a patron next to the stage and pulled down her brassier exposing both breasts entirely. The patrons placed a dollar bill between the dancer's exposed breasts and the dancer accepted the bill by clenching her breasts around it using her hands to push her breasts together. She did not have any covering on her breasts when doing this. When asked to talk to the owner, the doorman took the detective to James H. Harrison. Mr. Harrison talked to the detective. Mr. Harrison showed the detective a copy of the Milwaukee supplemental application for entertainment and the box marked "exotic dancers male and female strippers" was not marked. Mr. Harrison stated that Andrea Chavis is his stepdaughter. The detective stated to Mr. Harrison that "you own and control the tavern and take care of the day to day operations, but put the tavern license in your step daughters [sic] name because of your criminal record?" Mr. Harrison stated that he did not believe that was against the law. The detective was also taken into the VIP room where there were five females dancers who were using the room as a changing room.

Citations were issued to Ollie L. Harrison and James Harrison for certain performances and costumes prohibited and change in entertainment. As a result of a plea negotiation, a guilty adjudication was entered on certain performances and costumes prohibited and the change in entertainment citation was dismissed. On October 8, 2003, a guilty finding was entered and a fine of \$500 was imposed.

- F. On September 6, 2003 at 2:09 a.m., City of Milwaukee Police Officers were dispatched to 6249 West Fond du Lac Avenue for shots fired into a residence. An auto driving eastbound on Fond du Lac Avenue was struck through the driver's window injuring the driver. While checking the area, police found seven 9mm casings in the parking lot adjacent to the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill").
- G. This licensed premises, specific with reference to Class "B" Manager's license required, prohibited costumes and performances, display of license, and tavern charges to be posted and reported was the subject of a warning letter issued by the Milwaukee Common Council on November 26, 2002. The committee has determined that the incidents of April 5, 2003 and June 14, 2003 indicate that the previous warning of the Common Council was not taken seriously by the operators of this premises.
- H. In the year 2003 for the 2004 license year, this premises had its Class "B" Tavern and Tavern Nite Club Entertainment (Cabaret) license renewed with a sixty (60) day suspension.
- I. On June 27, 2004 at 1:30 a.m. City of Milwaukee Police Officers conducted a license premises check of the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill"). The occupancy permit listed the occupancy limit as 99. Approximately 300 persons were on the premises. Andrea Chavis was issued a citation for Class "B" Manager license required which was dismissed without prejudice on September 10, 2004. Ms. Chavis was also issued a citation for illegal occupancy and found guilty on September 10, 2004 and fined \$300.00
- J. On January 22, 2005 at 8:00 p.m. at Froedtert Hospital a Milwaukee detective interviewed a victim of a shooting. The victim stated that he has been at the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill"). He had been there to perform rap songs with other artists. As he was leaving the tavern he was getting into the front passenger seat of his manager's car and that suddenly gunshots were fired at the vehicle and that he felt 2 bullets enter his chest. As he pretended to be dead in the vehicle, the shooter reached in and took his wallet from his back pants pocket. An armed robbery/reckless injury report was filed. At the hearing, the licensee related that she does not have "rap" performances, but occasionally and on this occasion, patrons entertain impromptu.

- K. On February 14, 2005 at the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill") Andrea Chavis was issued a citation for Class "D" Bartender license required which was dismissed without prejudice on April 22, 2005. Ms. Chavis was issued a citation for posting of occupancy capacity and found guilty on April 22, 2005 and fined \$100.00.
- L. On March 21, 2005 at the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill") Andrea Chavis was issued a citation for sale of alcohol to underage person and on July 11, 2005 she was found guilty and fined \$125.00.
- M. Other than the local alderman, who appeared in opposition to the renewal of this license, no neighbors appeared to testify.

CONCLUSIONS OF LAW

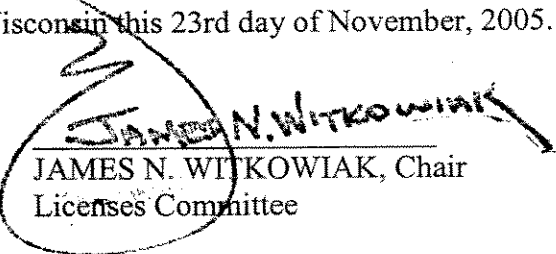
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." at 6222 West Fond du Lac Avenue has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes allow renewal of her Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license. The Committee finds the police report 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 deny renewal of the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for the premises located at 6222 West Fond du Lac Avenue.

RECOMMENDATION

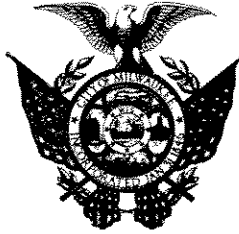
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes recommends that the renewal of the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for

the premises located at 6222 West Fond du Lac Avenue be denied.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK, Chair
Licenses Committee

99080



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Tira C. Ingram for a Class "B" Tavern license for the premises located at 5930 West North Avenue, in the City and County of Milwaukee, Wisconsin ("End Zone").

FINDINGS OF FACT

1. Tira C. Ingram (hereinafter the "Licensee") is the holder of a Class "B" Tavern license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, September 20, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 18, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. There was a Milwaukee Police Department report dated October 19, 2005, which could form the basis for non-renewal or suspension of this license. There were also neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, late night disturbances, fights, shootings, public urination, drunkenness, drug and criminal activity, disorderly patrons, prostitution, and conduct which is detrimental to the health, safety, and welfare of the neighborhood.
4. On November 11, 2005, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of police objections that could form the basis for suspension or non-renewal of the license of the Licensee, along with a copy of the report of the neighborhood objections to loitering, littering, parking and traffic problems, presence of and sale to underage persons, vandalism, public urination and drunkenness, trespassing, loud music and noise, late night disturbances, fights, shootings, criminal activity, prostitution, and conduct which is detrimental to the health, safety, and welfare of the community. The matter

was scheduled for a hearing on the police objections on November 21, 2005 at 2:45 p.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Tira C. Ingram at 3847 North 42nd Street, Milwaukee, Wisconsin 53216 on November 11, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3847 North 42nd Street, Milwaukee, Wisconsin 53216 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.
 - B. On February 5, 2005 at 11:29 PM, the licensee was issued citation for doors kept closed after designated hours and on May 9, 2005 she was found guilty and fined \$343.00.
 - C. On February 20, 2005 at 12:40 AM, officers of the Milwaukee Police Department in a squad car were sitting in front of the licensed premises at 5930 West North Avenue, Milwaukee, Wisconsin ("End Zone"), observing patrons because of outstanding complaints from neighbors regarding loud patrons and public drinkers. They observed a female exit the premises with a clear bottle in her hand. She walked past the squad and took a drink from the bottle before placing it on the sidewalk and entering her vehicle. The officers conducted a field interview. They found the bottle was labeled Smirnoff Twisted V Watermelon, which she said she purchased at the End Zone. The licensee was issued a citation for permit patrons to leave Class "B" with open bottle which was dismissed on May 6, 2005.
 - D. On February 20, 2005 at midnight, officers of the Milwaukee Police Department were monitoring the crowd at the licensed premises at 5930 West North Avenue ("End Zone"). They observed two subjects arguing with others in front of the premises. They were loud and causing a disturbance. The officers attempted to conduct a traffic stop on a vehicle containing two of the subjects that were arguing. The vehicle fled at a high rate of speed. After a brief pursuit the subjects bailed out of the vehicle. After a several block foot pursuit the two subjects were taken into custody. A female subject was observed outside the bar, drinking an alcoholic beverage from a bottle which she had concealed in her jacket as she walked out of the bar. Arrests for public drinking, fleeing from officer, obstructing officer, and disorderly conduct were made. The licensee was written a citation for permitting removal of intoxicants from Class "B" premises which was not issued by the City Attorney's Office.
 - E. On February 23, 2005 at 12:45 AM, officers of the Milwaukee Police Department conducted a premises check at the licensed premises at 5930 West North Avenue

("End Zone"). They spoke to Larry B. Williams, who stated he is the brother of the licensee. The officers asked where the Class "B" license was. Williams pulled it and the phonograph license out of a closed drawer behind the counter. He was informed that the licenses must be displayed in a conspicuous place easily viewed on the wall. The officers observed two doors marked exit at the rear. One of the doors was opened and it was observed that trash lying on the floor blocked the way in the event of a fire. The other door was locked, and when it was opened there was another door behind it, which was also locked. There were two pool tables on the premises, and several patrons were observed playing billiards. There was also a coin-operated ice hockey machine, a coin-operated basketball game next to it; also two coin-operated cart boards. The power was on to all the machines. It was concluded that the premises did not have a license to operate amusement machines. The licensee was issued a citation for display of license and found guilty on May 6, 2005 and fined \$343.00. The licensee was issued a citation for safe egress and found guilty on May 6, 2005 and fined \$200.00. The licensee was issued citations for no amusement machine license and no pool/billiard licensee, both of which were dismissed on May 6, 2005.

- F. On March 4, 2005 at approximately 1:35 AM, Officers of the Milwaukee Police Department officers positioned themselves in the 6000 block of West North Avenue to monitor the activities of the licensed premises because of several complaints received from citizens who live near the bar. The officers used a handheld counting device to count the number of patrons exiting the premises. They stopped counting at 1:50 AM with a count of 159 people who had exited the bar. The posted capacity inside the bar is 154, which includes the employees. Once the officers completed the count they entered, and spoke to Larry Williams, who stated he was the manager of the bar, but has no valid manager license on file. On 11 previous occasions officers spoke to Williams, and he identified himself as the brother of the licensee. On these occasions officers have never seen the licensee on the premises. The officers spoke to several of the employees in the bar and they have advised the officers that Williams was the Manager. Mr. Williams stated that he owns at least two bars in the Chicago area and he is here running the bar. When asked why his sister, Mrs. Ingram is never around, Williams stated that she works during the day and takes care of her kids during the evening. During our inspection, the officer observed that the two exit doors at the rear of the tavern were locked and that the exit signs were lighted. On a previous inspection it was discovered that one of the exits leads to a dark stairwell and the other leads to the basement. During the officers' inspection, Mr. Williams at times was very belligerent and yelling at officers. Several of the employees who were present as well were yelling profanities at officers as well as interrupting as they attempted to speak to Mr. Williams. It should be noted that Mr. Williams is on probation for drug and firearms related offenses. On March 10, 2005, the officer made contact with Mrs. Ruth Ingram, the mother of the licensee, Tira Ingram. She stated that her daughter Tira does not live at her address and that Tira works for the City of Milwaukee in the Treasurer's office. Ruth stated that she is not aware that her daughter owns a bar, but allows her to

use her address as her mailing address. Ruth Ingram stated that Larry Williams is not her son, but is Tira's boyfriend. Larry B. Williams was issued the citations for Class "B" manager's license required and safe egress and found guilty of both charges on April 25, 2005 and fined \$343.00 on each charge.

The licensee was issued a citation for posting of occupancy capacity and found guilty on May 18, 2005 and fined \$1,000.00. The licensee was written a citation for collusive agreement which was not issued by the City Attorney's Office.

- G. On June 19, 2005 at 1:40 AM, officers of the Milwaukee Police Department on routine patrol in the 5900 block of West North Avenue, observed about 25-50 people empty out of a licensed premises at 5930 W North Avenue, Milwaukee, Wisconsin ("End Zone"). They began to fight in the middle of West North Avenue. The officers activated the lights on the squad and all the subjects fled on foot. The officers spoke to the premises manager, Larry B. Williams of 5043 North 37th Street. Williams stated that at about 1:35 AM two female patrons began to fight inside the bar, and security began to push everyone out of the tavern. Williams stated that half the patrons were pushed out the front door, and half were pushed out the back door. The officers stood at the front door with security and counted the patrons who left the tavern through the front door. Security counted the patrons who left the tavern. When the count was over the count was 121 people with the tavern having a capacity of 154. This was after 25-50 people were pushed out the front and rear doors by Security during the fight. The officers proceeded to write a citation but Williams did not remain on the scene to receive the citation. Williams was contacted by phone and he said he could not believe the officers would write him a citation because the fight which started inside the tavern, and he began to argue with the officer about the citation.

Based on several citizen complaints from surrounding neighbors, the officers obtained a MPD video camera and began video taping The End Zone about 20 minutes prior to the fight. The goal of this mission was to monitor the premises because of problems which neighbors had expressed concern. The officers videotaped everything that took place prior to the fight, and taped the fight, and what took place when other officers responded and arrived on the scene. The video shows a fight inside the tavern. It also shows the fight spilling out onto the street.

Larry Williams was issued a citation for disorderly premises and a warrant was issued for failure to appear at arraignment.

- H. On July 22, 2005 at 11:34 PM, officers of the Milwaukee Police Department were dispatched to licensed premises at 5930 West North Avenue, Milwaukee, Wisconsin ("End Zone") for a hold up alarm. It was determined to be a false alarm; they had pressed the hold up alarm button because a fight was beginning.
- I. On September 21, 2005, officers of the Milwaukee Police Department were

advised at roll call that the licensed premises at 5930 West North Avenue ("End Zone") should not be open for business because the bar's license had expired on September 20, 2005. At 1:05 am, on September 21, 2005, officers drove by the premises and observed the "open" sign was lit and there were two patrons seated at the bar consuming alcoholic beverages. A sergeant came to the scene and the premises was closed. The licensee was issued a citation for licensee responsibility-expired Class "B" license. There was a court appearance scheduled for November 14, 2005. The licensee did not appear, and the matter became a warrant.

- J. Objecting neighbors testified to being awoken by loud and disorderly patrons leaving at closing time. Many of these same neighbors supported this licensee's application because of the business plan she submitted for the 2005 license year. That plan purported to show this premises as a restaurant. Some of the objecting neighbors attempted to patronize the restaurant, but found it was not open at regular restaurant hours.
- K. This is the fourth time a tavern has been licensed at this premises, and the last three of them have been the source of considerable neighborhood disturbances.

CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based upon the above facts found, the Committee concludes that the licensee, Tira C. Ingram, for the licensed premises at 5930 West North Avenue ("End Zone") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of her Class "B" Tavern license. The Committee finds the police report and neighborhood objections 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 discretion to not renew the Class "B" Tavern license of Tira C. Ingram for the premises at 5930 West North Avenue in the City and County of Milwaukee, Wisconsin ("End Zone").
- 4. The Common Council of the City of Milwaukee declare this premise as an unfit location for a Class "B" Tavern license.

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 Class "B" Tavern license held by Tira C. Ingram for the premises at 5930 West North Avenue in the City and County of Milwaukee, Wisconsin ("End Zone") be denied based upon the police report, neighborhood objections and nonappearance, and further that this location is unfit for a Class "B" Tavern license.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK
Chairman of the Licenses Committee

99113



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Louis Gawlowski

FINDINGS OF FACT

1. Louis Gawlowski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 31, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 2, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 11, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On February 21, 2003 at 3:10 p.m. the licensee was cited for sale to underage at 616 West Wisconsin Avenue. On June 27, 2003 the licensee was found guilty of that charge and fined \$100.00. No PA-33 was filed.
- B. On May 16, 2003 at 8:00 p.m. the licensee sold a six-pack of Jack Daniel's Coolers to an underage police aide who was under the direction of City of Milwaukee police officers. The police aide was not asked for identification. The licensee was charged with sale to underage and found guilty on September 12, 2003 and fined \$100.00
- C. On August 5, 2004 the licensee was cited for sale of alcohol to an underage person. He was found guilty of that charge on September 29, 2004 and fined \$152.00.
- D. On April 23, 2005, the licensee was cited for sale of cigarettes to a minor and found guilty on June 16, 2005 and fined \$152.00.

CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based upon the above facts found, the Committee concludes that the licensee Louis Gawlowski has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension of said license because of the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

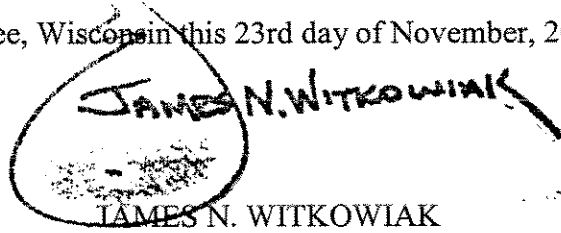
In order to protect the health, safety, and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to renew the Class "D" Bartender license held by Louis Gawlowski with a ten (10) day suspension of said license based upon the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be approved with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2006 through midnight, January 10, 2006.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.

A handwritten signature "JAMES N. WITKOWIAK" is written in dark ink. The signature is enclosed within a circular stamp that has a textured, grainy appearance. The signature is slanted upwards to the right.

JAMES N. WITKOWIAK
Chairman
Licenses Committee

99107



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Robert N. Liu

FINDINGS OF FACT

1. Robert N. Liu (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 2, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 4, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On June 22, 2003 at 1:00 a.m., the licensee was cited for loitering after Milwaukee police officers observed him and he ran from the area of 2101 West St. Paul Avenue while officers were investigating a drag racing complaint. The licensee was charged with loitering and on August 11, 2003 he was found guilty and fined \$150.00.
- B. On August 3, 2003 at 12:47 a.m. the licensee was cited for loitering after Milwaukee police officers observed him in the area of 11100 West Heather Avenue while officers were investigating a drag racing complaint. The licensee was charged with loitering and on September 24, 2003 he was found guilty and fined \$150.00.
- C. On September 10, 2003 the licensee was arrested in Milwaukee County for take/drive vehicle without owner's consent (felony). The licensee was found guilty of that charge on February 4, 2004 and sentenced to 12 months in the House of Correction which was stayed and he spent 150 days in House of Correction (Huber) and 3 years probation

The licensee is on probation until February 4, 2007.

CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based upon the above facts found, the Committee concludes that the licensee Robert N. Liu has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension of said license because of the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

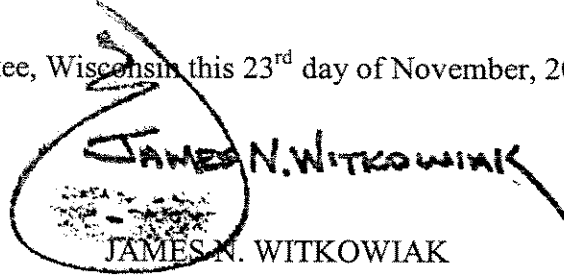
In order to protect the health, safety, and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to renew the Class "D" Bartender license held by Robert N. Liu with a ten (10) day suspension of said license based upon the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be approved with a ten (10) day suspension.

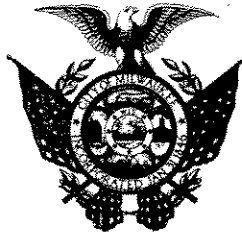
Said suspension is to be in effect between 12:01 a.m. January 1, 2006 through midnight, January 10, 2006.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.

A handwritten signature in black ink, reading "JAMES N. WITKOWIAK", is written over a circular embossed seal. The seal contains a portrait of a man, likely a state official, and some illegible text around the perimeter.

JAMES N. WITKOWIAK
Chairman
Licenses Committee

99108



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Mario V. Thompson

FINDINGS OF FACT

1. Mario V. Thompson (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 17, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 18, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. The licensee has the following convictions:

6/15/1990	armed robbery	Circuit Court
8/22/1991	theft	West Milwaukee
	Circuit Court	
9/8/1993	felony POCS cocaine	Circuit Court
11/18/1996	felon possessing firearm	Circuit Court
11/9/1999	public drinking	Municipal Court
2/27/2004	disorderly conduct	Municipal Court
6/22/2005	felony-fleeing officer	Circuit Court

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee Mario V. Thompson has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension of said license because of the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

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 Class "D" Bartender license held by Mario Thompson with a ten (10) day suspension of said license based upon the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be approved with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2006 through midnight, January 10, 2006.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman
Licenses Committee

99105



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Fayeze Hussein

FINDINGS OF FACT

1. Fayeze Hussein (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 3, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 4, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 11, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On April 11, 2003 a Milwaukee police officer with an underage police aide conducted a premises check at Hayes Market, 1438 West Hayes Street. The police aide entered the premises and purchased a four-pack of "Milwaukee Best" beer from the cashier, while the undercover officer observed the transaction. The cashier did not ask the police aide his age or for identification. The cashier was charged with sale of alcohol to underage person and found guilty on June 3, 2003 and fined \$150.00

- B. On February 26, 2003, Milwaukee police officers along with an underage police aide, conducted a premises check at Hayes Food Market at 1438 West Hayes Street. The underage police aide entered the premises and purchased a 12-pack of Corona beer from Faye Hussein who is the licensee. The licensee was charged with sale of alcohol to an underage person and found guilty on June 3, 2003 and fined \$150.00.

- C. On January 14, 2005, the licensee was arrested in Milwaukee County for:
 1. Receiving stolen property guilty 4 months House of Correction (stayed) 18 months probation, \$400 fine
 2. Possession of THC guilty Fined \$500 and 6 months suspended driver's license
 3. Possess illegally obtained Prescription Dismissed

All the above matters were adjudicated on August 18, 2005.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.

2. Based upon the above facts found, the Committee concludes that the licensee Faye Hussein has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a fifteen (15) day suspension of said license because of the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

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

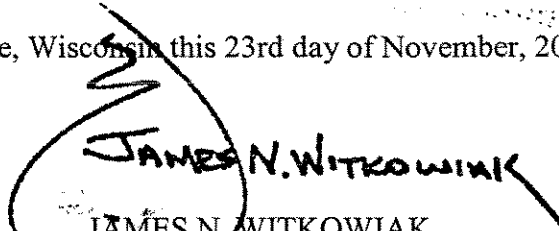
Common Council should exercise its discretion to renew the Class "D" Bartender license held by Fayez Hussein with a fifteen (15) day suspension of said license based upon the danger his activities represents to the health, safety, and welfare of the citizens of the City of Milwaukee.

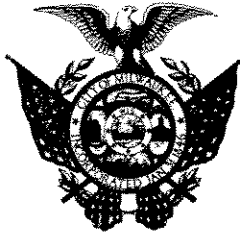
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be approved with a fifteen (15) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2006 through midnight, January 15, 2006.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK
Chairman
Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23 2005

To: All Mmbers of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Aric J. Cansler

FINDINGS OF FACT

1. Aric J. Cansler (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 3, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 4, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. Notice of the hearing as well as a copy of the police report was sent to Aric J. Cansler at 1703 South 31st Street, La Crosse, Wisconsin 54601 on November 10, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1703 South 31st Street, La Crosse, Wisconsin 54601 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

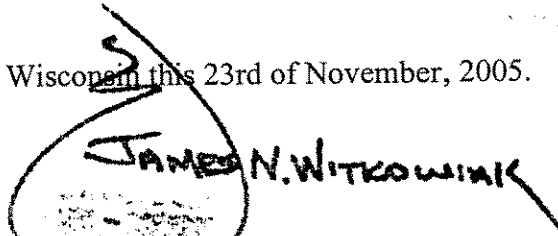
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of Aric J. Cansler be denied based upon nonappearance.

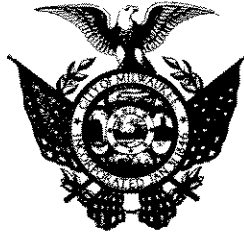
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused recommends that the Class "D" Bartender license be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd of November, 2005.


JAMES N. WITKOWIAK
Chairman Licenses Committee

99144



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of John F. Carter

FINDINGS OF FACT

1. John F. Carter (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on October 17, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 18, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. Notice of the hearing as well as a copy of the police report was sent to John F. Carter at 108 East Meinecke Avenue, Milwaukee, Wisconsin 53212 on November 10, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 108 East Meinecke Avenue, Milwaukee, Wisconsin 53212 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of John F. Carter be denied based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes, and one (1) excused recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK
Chairman Licenses Committee

99098



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Debra L. Hughes

FINDINGS OF FACT

1. Debra L. Hughes (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 7, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 8, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Debra L. Hughes at 2608 South 71st Street, Milwaukee, Wisconsin 53219

on November 10, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2608 South 71st Street, Milwaukee, Wisconsin 53219 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

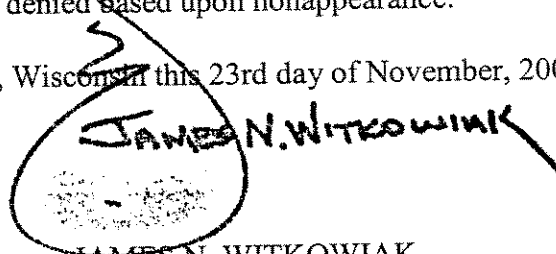
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of Debra L. Hughes be denied based upon nonappearance.

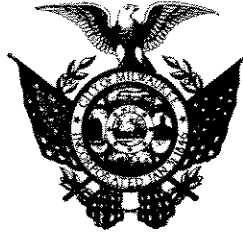
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK
Chairman Licenses Committee

99094



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Kathleen M. Sardina

FINDINGS OF FACT

1. Kathleen M. Sardina (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 9, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 10, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 11, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Kathleen M. Sardina at 4611 West Beloit Road, No. 6, West Milwaukee,

Wisconsin 53215 on November 11, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4611 West Beloit Road, No. 6, West Milwaukee, Wisconsin 53215 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of Kathleen M. Sardina be denied based upon nonappearance.

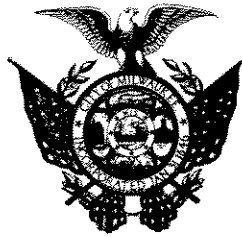
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK
Chairman Licenses Committee

99104



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23, 2005

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Michael J. Stikl

FINDINGS OF FACT

1. Michael J. Stikl (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was filed with the Office of the City Clerk on November 7, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 8, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Michael J. Stikl at 3206 North 79th Street, Milwaukee, Wisconsin 53222 on

November 10, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3206 North 79th Street, Milwaukee, Wisconsin 53222 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

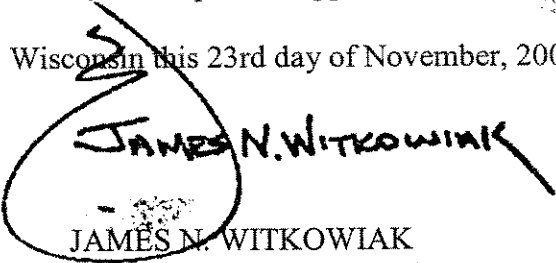
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of Michael J. Stikl be denied based upon nonappearance.

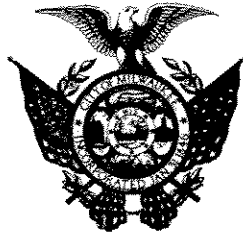
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd day of November, 2005.


JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: November 23 2005

To: All Mmbers of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender
License of Pauline K. Tavernia

FINDINGS OF FACT

1. Pauline K. Tavernia (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 21, 2005.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 24, 2005, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2005, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on November 21, 2005, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Pauline K. Tavernia at 3551 East Armour Avenue, Cudahy, Wisconsin

53110 on November 10, 2005 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3551 East Armour Avenue, Cudahy, Wisconsin 53110 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 21, 2005.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender licensee of Pauline K. Tavernia be denied based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd of November, 2005.


JAMES N. WITKOWIAK
Chairman Licenses Committee