

COMMITTEE ASSIGNMENTS

**CHAIR**

Public Safety Committee

**MEMBER**

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



**ROBERT G. DONOVAN**

Alderman, 8th District

March 11, 2009

To the Honorable, the Common Council

Dear Members:

File 081410 contains the following recommendation:

Nonrenewal, based on non-appearance, of the public passenger vehicle driver's license of Tyrone Lockett.

Pursuant to section 100-54, Milwaukee Code of Ordinances, and section 349.24, Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matter 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 Licensees.

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Wednesday, March 25, 2009** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

A handwritten signature in cursive script that reads "Robert G. Donovan".

Robert G. Donovan, Chair  
Public Safety Committee

cc: All Council Members  
Files 081410

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**ROBERT G. DONOVAN**  
Alderman, 8th District

Date: February 25, 2009

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Tyrone D. Lockett for a Public Passenger Vehicle Driver License.

**FINDINGS OF FACT**

1. Tyrone D. Lockett (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2007.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 30, 2008.
3. The application was heard at committee and was held in committee due to unpaid fines.
4. Once the outstanding fine were paid, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated January 31, 2009. That report could form the basis of non-renewal or suspension of this license.
5. On February 5, 2009, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on February 25, 2009 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel.

6. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Notice was sent to Tyrone D. Lockett at 9009 West Villard Avenue, No. 2, Milwaukee, Wisconsin 53225, along with a copy of the police report on February 5, 2009 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, WI 53202. The address of 9009 West Villard Avenue, No. 2, Milwaukee, Wisconsin 53225 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

#### CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the licensee, Tyrone D. Lockett, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or § 349.24 of the Wisconsin Statutes to allow renewal of his Public Passenger Vehicle Driver license based upon nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver license held by Tyrone D. Lockett based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee recommends that the Public Passenger Vehicle Driver license of Tyrone D. Lockett be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 25<sup>th</sup> day of February, 2009.

  
ROBERT DONOVAN  
Chairman, Public Safety Committee