



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes - Final LICENSES COMMITTEE

ALD. JAMES A. BOHL, JR., CHAIR

Ald. Milele A. Coggs, Vice-Chair

Ald. Ashanti Hamilton, Ald. T. Anthony Zielinski, and Ald. Nik Kovac

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Tuesday, January 26, 2010

8:00 AM

Room 301-B, City Hall

Amended 1/22/10

Meeting commenced at 8:12 a.m.

Present 4 - Bohl, Coggs, Hamilton, Kovac

Excused 1 - Zielinski

1. 091078 Motion relating to the recommendations of the Licenses Committee relative to licenses.

Sponsors: THE CHAIR

13 NAVARRO, Sheila M., Agent for "Gamers Network, LLC", Video Game Center application for "Games Network" at 4202 S. Howell Avenue. *Special Letter*

Applicant at the table, 4213 S. 5th Place. Ald. Terry Witkowski also at the table.

Ald. Witkowski says that he has concerns about the establishment potentially becoming a target for crime.

The applicant says that she has consulted with the police department in the area

No neighborhood objectors present when called.

Ald. Witkowski says that the applicant said that she would close the establishment if the center attracted game members and other crime to the area, which the applicant verified. Ald. Witkowski said that he recommends approval of the license with that stipulation.

Grant by Ald. Hamilton. Prevailed 3-0. (Ald. Coggs and Ald. Zielinski excused)

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

Aye 3 - Bohl, Hamilton and Kovac

No 0

Excused 2 - Coggs and Zielinski

03 *BALISTRIERI, John J., Agent for "Melody Lane, LLC", Class "B" Tavern and Tavern Dance applications for "Savoy Room" at 1962 N. Prospect Avenue.*
Special Letter

Atty. Michael Whitcomb appearing on behalf of the applicant.

Atty. Whitcomb says that the intent of the applicant is to open the location as a piano bar.

Ald. Kovac says that the objections that he received from neighbors were mostly about parking. Atty. Whitcomb says that a lot with 30-40 spaces will be available for patrons of the tavern.

No neighborhood objectors present when called.

Grant by Ald. Kovac. Prevailed 3-0. (Ald. Hamilton and Ald. Zielinski excused)

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

Aye 3 - Bohl, Coggs and Kovac

No 0

Excused 2 - Hamilton and Zielinski

06 *GLADNEY, Jamie N., Agent for "Catfish Lounge, Inc.", Request for permanent extension of the premises "Catfish Lounge" at 3646 N. Teutonia Avenue to include outdoor seating for 35 people.*
Special Letter

Applicant at the table, 3646 N. Teutonia Ave. James Gladney, 3646 N. Teutonia Ave., also at the table.

Ald. Coggs says that she would not feel comfortable approving the extension of premises until the police and her office can review the research the police department has done on crime statistics from the area. Ald. Coggs is requesting that the item be held until the data can be reviewed.

Ald. Zielinski at the table at 8:39 a.m.

No neighborhood objectors present when called.

Hold to the call of the chair by Ald. Coggs. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

Attendance taken at 8:40 a.m.

Present 5 - Bohl, Coggs, Hamilton, Zielinski, Kovac

091078

Motion relating to the recommendations of the Licenses Committee relative to licenses.

Sponsors: THE CHAIR

06 DHALIWAL, Ranjeet, Agent for "Chambers Food Market, Inc.", Class "A" Malt application for "Chambers Food Market" at 200 E. Chambers Street. Special Letter

Applicant at the table, 811 W. Grange Ave., #102. Atty. Vincent Bobot also at the table as counsel.

Atty. Bobot says that the agent currently operates another establishment at 200 E. Center St.

No neighborhood objectors present when called.

Grant by Ald. Coggs. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

06 KAUR, Charnjit, Class "A" Liquor & Malt renewal application for "Stark Food Market" at 1301 W. Atkinson Avenue. (Expires 2-26-10) Special Letter

Applicant at the table, 1301 W. Atkinson Ave. Atty. Michael Maistelman also at table as counsel.

Atty. Maistelman says that he does not believe that the application should have been on the meeting agenda because there was no written objection to the license in the file and there is no police report. He says that the application should have been on the consent agenda.

Ald. Coggs says that since the building is being rebuilt and does not currently exist, there are questions as to whether the application should be a renewal.

Atty. Schrimpf says that under Wisconsin Statutes 125.12-2-D, anyone in the community that is affected by a license has a right to come and appear before the committee even if they have not filed written objections. He also says that if the footprint of the building has changed, then the portion of the building that did not previously exist is considered a new license, not a renewal.

Ald. Coggs says that she generally schedules applications if she receives complaints from neighbors so they can have an opportunity to express objections.

Ald. Bohl says that the notice should only refer to excessive loitering since the complaint that was sent to Ald. Coggs only mentions excessive loitering. Even though the notice mentions other objections, they cannot be considered.

Atty. Schrimpf says that his interpretation is that if the alderman of the district has knowledge that a license is causing particular issues in the neighborhood, even if those issues are not referenced in a written objection, these issues can be included on a notice. Ald. Bohl requests a formal opinion from the city attorney's office on the issue.

Ald. Zielinski, based on the advice of the city attorney, moves to reject the claim by counsel the notice to the applicant was too broadly worded. Prevailed 4-1. (Ald. Bohl voting "no") Ald. Bohl rejects the complaint by counsel that the 45-day rule was violated due to a written complaint not being in the file.

Meeting recessed at 9:11 a.m.

Meeting reconvened at 9:18 a.m.

Atty. Maistelman says that the expansion of the building will not have any alcohol in it. Atty. Schrimpf says that the law requires that an application notify the city of any changes, including any alteration to the premises, to the license within ten days. He also says that the Department of City Development has to approve the changes to building. There was no notice to the applicant that the alteration to the premises would be discussed because the applicant neglected to notify the city of any changes to the floor plan of the establishment.

Atty. Schrimpf says that the only way to proceed is to hold the application until the building plan is examined by the city.

Ms. Grill says that any changes would be an extension of premises if it is in the same footprint as the currently license, not a new license.

Neighborhood objectors present:

Millicent Wright, 3949 N. 13th St., is opposed to the license.

Ald. Bohl moves that the testimony be stricken from the record because they do not fall under the subjects included on the notice to the applicant. The motion was not voted on.

Ald. Coggs says that she believes that the testimony describes conduct that is detrimental to the health, safety and welfare of the neighborhood. She also says that the item should be held until written plans are submitted to the License Division so it can be determined whether the application is new or a renewal.

Ald. Coggs moves to hold to the call of the chair. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

06 ALJAMRAH, Mahmoud S., Agent for "Riverwest Superfoods, LLC", Class "A" Malt renewal application with change of agent for "Riverwest Super Foods" at 2909 N. Holton Street. (Expired 12-10-09) *Special Letter*

Applicant at the table, 2909 N. Holton St. Mayias Aljamrah, daughter, also at the table as translator.

No neighborhood objectors present when called.

Grant by Ald. Coggs. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

06 RAGSDALE, Isaac T., Class "A" Liquor & Malt renewal application for "Green Ring II" at 3305 N. Martin Luther King Jr. Drive. (Expires 3-3-10) **Special Letter**

Applicant at the table, 10410 S. Kelly Dr., Oak Creek.

No neighborhood objectors present when called.

Grant by Ald. Coggs. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

15 TURNER, Sherry, Class "A" Malt renewal application for "Guru Food Store" at 4028 W. Lisbon Avenue. (Expires 2-27-10) **Special Letter**

Applicant at the table, N103W17263 Woodbridge Ct., Germantown. Alex Runner, Staff Assistant to Ald. Willie Hines, Jr. also at the table.

Emily Long, 1076 N. 47th St., member of Washington Park Partners. She says that the organization has received complaints from neighbors, and she says that the organization will make an effort to gather more information from the neighbors.

Mr. Runner says that the alderman's office is concerned about the police report and the appearance of the location.

Ald. Hamilton moves to grant with a warning letter based on the police report. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

15 COLON, Neftali, Agent for "Colhinz, LLC", Class "A" Malt application for "Center Street Market Jr." at 3733 W. Center Street. **New Location Special Letter**

Applicant at the table, 4630 W. Center St.

The applicant say he is withdrawing the application.

Ald. Kovac moves to accept the withdrawal of the application. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

07 COLON, Neftali, Agent for "Colhintz, LLC", Class "A" Liquor & Malt application for "Center Street Market" at 4630 W. Center Street. *New Location*
Special Letter

Applicant at the table, 4630 W. Center St., 53210. Ald. Willie Wade also at the table.

*Ald. Zielinski moves to make the entire police report part of the official record.
Prevailed 5-0.*

Neighborhood objectors:

Nicholas Brecklin, 2728 N. 50th St., is opposed to the license.

Bernadette Davel, 3271 N. 46th St., representative from St. Catherine's Catholic Church. She is opposed to the license.

Doris Wallace, 2677 N. 46th St., is opposed to the license.

Alex Runner, 2377 N. 48th St., is opposed to the license.

The licensee says that the day care center that is across the street from the location is no longer open.

Neighborhood supporters:

Robert Williams, 2456 N. 47th St., is in support of the license.

Jeffery Harris, 2650 N. 45th St., is in support of the license.

Thomas Williams, 2456 N. 47th St., is in support of the license.

Ald. Wade says that the applicant never met with him to discuss the license application. He also says that since the store is very small, other products that would serve the neighborhood would have to be removed from the store to make room for the liquor.

Ald. Wade says that there is a large amount of debris on the corner and that he has seen people loitering at the location.

*Deny by Ald. Hamilton based on the police report and neighborhood objections.
Prevailed 4-0. (Ald. Coggs excused)*

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

Aye 4 - Bohl, Hamilton, Zielinski and Kovac

No 0

Excused 1 - Coggs

07 LIM, Soon D., Agent for "Segen Jewelry, Inc.", Precious Metals & Gem Dealer application for "Segen Jewelry" at 3512 W. Fond du Lac Avenue. *New Location*
Special Letter

Applicant at the table, 555 S. Layton Bl. #625. Albert Hong, 3832 Medford, -- IL at the table as translator. Marvin Pratt, consultant, and Ald. Willie Wade also at the table.

No neighborhood objectors present when called.

Ald. Wade says that he has tried to talk with the applicant and her nephew, but they have had trouble understanding each other. He says that he has some concerns about this type of business in the area and about the access the police may have to the store.

Ald. Hamilton says that the item might be held so that he could facilitate in improving communication between the applicant and the alderman's office.

Hold to the call of the chair by Ald. Hamilton. Prevailed 3-0. (Ald. Coggs and Ald. Zielinski excused)

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

Aye 3 - Bohl, Hamilton and Kovac

No 0

Excused 2 - Coggs and Zielinski

01 BROOKSHIRE, Dujuan K., Class "B" Tavern and Tavern Dance applications for "2 Studs" at 4126 N. Teutonia Avenue. *Special Letter*

Applicant not appearing.

Hold to the call of the chair by Ald. Hamilton. Prevailed 4-0. (Ald. Coggs excused)

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

Aye 4 - Bohl, Hamilton, Zielinski and Kovac

No 0

Excused 1 - Coggs

04 GORSKI, Kris H., Agent for "Mnelson Creditor, LLC", Class "B" Tavern application for "Cuvee" at 177 N. Broadway.

Applicant at the table, 2180 S. 87th St. Ald. Robert Bauman also at the table.

Ald. Bauman has no objections.

Grant by Ald. Zielinski. Prevailed 4-0. (Ald. Coggs excused)

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

Aye 4 - Bohl, Hamilton, Zielinski and Kovac

No 0

Excused 1 - Coggs

04 SINGH, Jatinder, Agent for "Pick N Choose, Inc.", Class "A" Malt renewal application for "Pick N Choose Grocery" at 1904 W. State Street. (Expires 2-25-10)
Special Letter

Applicant at the table, 6129 S. 13th St., #11. Atty. Jeff Guerard at the table as counsel. Ald. Robert Bauman also at the table.

The two armed robberies within two months alarm the alderman and he hopes that the owner is working with the police department. He had no objections to renewal.
Supporters:

*Tavis Butts, 1901 W. Highland Ave.
Macgill Henningsen, 1909 W. Highland Ave.*

Grant, with a warning letter, by Ald. Kovac. Prevailed. 4-0 (Ald. Coggs excused)

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

Aye 4 - Bohl, Hamilton, Zielinski and Kovac

No 0

Excused 1 - Coggs

04 STEIN, Kenneth A., Agent for "Stein Group, LLC", Precious Metals & Gem Dealer application for "Stein Group" at 1300 N. Prospect Avenue. *New Location*

Special Letter

Applicant at the table, 1300 N. Prospect Ave. #. Ald. Robert Bauman also at the table.

The applicant will not store any precious metals or jewelry at his home or use his home at 1300 N. Prospect as a showroom.

Karen Tibbitts, 1260 N. Prospect Ave. She is opposed to the license.

Ald. Bauman says that if Ms. Tibbitts and her neighbors have ongoing concerns, they should notify his office.

Grant by Ald. Hamilton. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

04 WARD, Marcell S., Precious Metals & Gem Dealer application for "Marcell Ward" at 3420 W. Wells Street. *New Location*

Special Letter

Applicant at the table, 4246 N. 21st St.

The applicant requests withdrawal of the application.

Three individuals appeared to testify in opposition to the license.

Ald. Hamilton moves to accept the withdrawal of the license. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

04 THIET, Sheri C., Agent for "Sep Management, Inc.", Class "B" Tavern and Tavern Dance renewal applications for "McGillycuddy's Bar and Grill" at 1133-37 N. Water Street. (Expires 3-1-10) Special Letter

Applicant at the table, 904 E. Manor Ct, Bayside. Paul Melotik, 1408 Pioneer Rd., Grafton, co-owner and Ald. Robert Bauman also at the table.

Dan Herrbold, 1141 N. Edison St., President of the Riverhouse Condominium Association, at the table. He is in support of the license due to the agreement formed between the association and licensee.

Ald. Coggs moves to make a letter from Mr. Herrbold to Ald. Bauman dated January 22, 2010 detailing the things that the licensee has agreed to do to work with the association part of the record. Prevailed 4-0. (Ald. Zielinski excused)

The applicant says that the changes agreed to will become part of the plan of operation.

Grant by Ald. Hamilton with a warning letter based on the police report and neighborhood testimony. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

04 WALIA, Harjeet S., Agent for "Parkeast Entertainment, Inc.", Class "B" Tavern and Tavern Dance renewal applications for "Comfort Inn & Suites/Aura" at 916 E. State Street. (Expires 3-3-10) Special Letter

Applicant at the table, 9519 N. Riverbend Ct., River Hills. Ald. Robert Bauman also at the table.

No neighborhood objectors present when called.

Ald. Bauman says that complaints to his office are generally about problem patrons at the rooftop bar at the hotel during Irish Fest.

The applicant says that the rooftop bar will not be open during Irish Fest due to the problems.

Ald. Kovac moves to make the one page copy of an e-mail provided by the applicant part of the record. Prevailed 5-0.

Grant by Ald. Coggs despite items contained in the notice. Prevailed 5-0.

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

Aye 5 - Bohl, Coggs, Hamilton, Zielinski and Kovac

No 0

Meeting recessed at 12:24 p.m.