

Jeff Pawlinski

Alderman, 13th District

CHAIR:

Utilities & Licenses Committee

COMMITTEES:

Zoning, Neighborhoods and Development

Steering & Rules

Anti Graffiti Policy

Administrative Review Appeals Board

Resolutions Committee - League

of Wisconsin Municipalities



November 14, 2002

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 020697

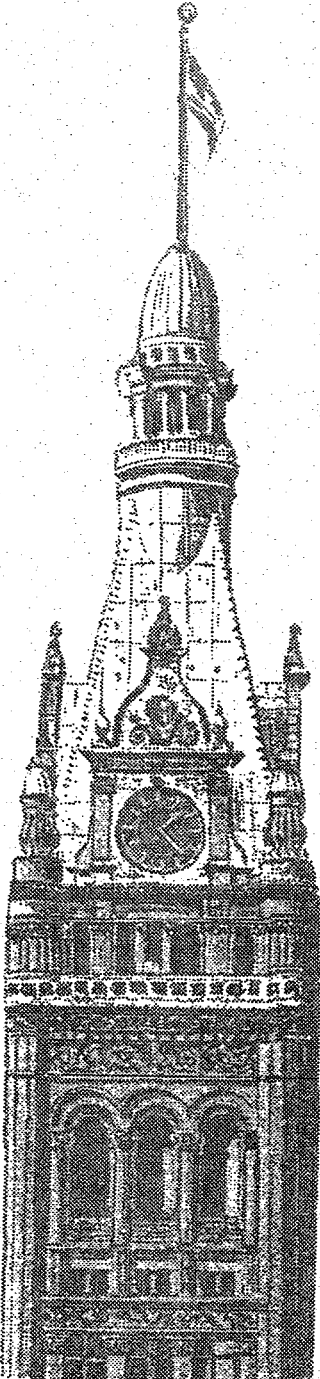
Recommendation of nonrenewal of a Class "D" Bartender License of the following applicants based upon non-appearance:

1. Bennett, John J.
2. Cavanaugh, Carol E.
3. Drake, Jessica A.
4. Espino, Manuel
5. Hernandez, Oralia
6. Kretlow, William J.
7. Love, Sammie D.
8. Neubecker, John W.
9. Santos, Abel
10. Stiff, Cheryl A.
11. Stouff, Joshua D.
12. Swan, Joe W.

Recommendation of nonrenewal of a Class "D" Bartender License of the following applicants based upon police report:

1. Koutromanos, Lazarus P.
2. Reyna, Anita M.
3. Wanta, Hilary A.

Recommendation of nonrenewal of a Class "B" Tavern application of Arturo Martinez based upon police report and non-appearance for the premises at 1704 S. Pearl St. ("Taqueria Neza") in the 8th Aldermanic District.



Recommendation of renewal of a Class "B" Tavern with a 10-day suspension and nonrenewal of a Tavern Dance application of Charles E. Spahn based upon police report and neighborhood objections for the premises at 2800 W. Forest Home Ave. ("McGinty's") in the 8th Aldermanic District.

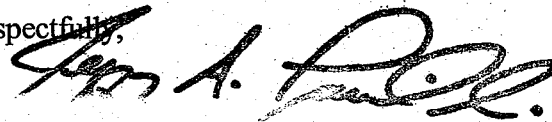
With regard to the items listed above, the Utilities and Licenses Committee held an evidentiary hearing on November 12, 2002.

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, **November 26th, 2002** at 9:00 A.M. in the Common Council Chambers.

Respectfully,



JEFFREY A. PAWLINSKI, Chair
Utilities & Licenses Committee

Attachment

cc: City Attorney's Office
Common Council/City Clerk - License Division
Milwaukee Police Department- License Investigation Unit
All Council Members
File No. 020697



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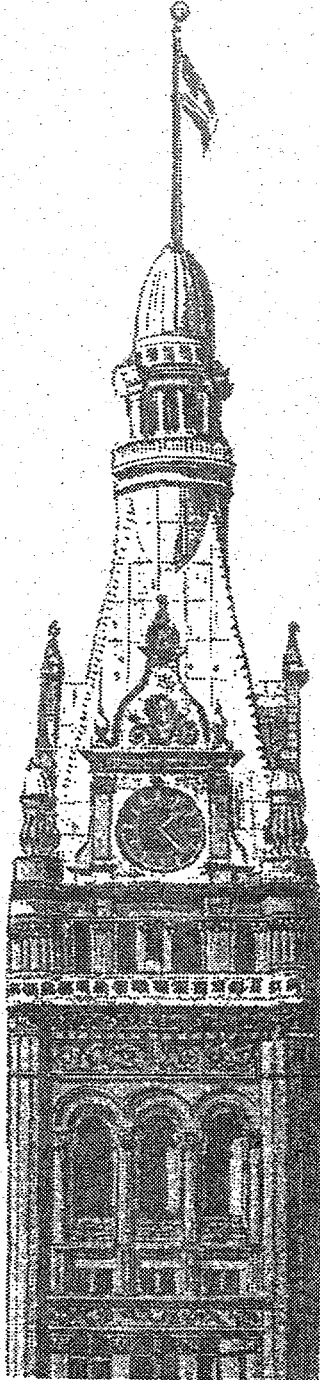
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of John J. Bennett

FINDINGS OF FACT

1. John J. Bennett (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 16, 2002.
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 17, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 J. Bennett at 6006 West Orchard Street, West Allis, WI 53214 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 6006 West Orchard Street, West Allis, WI 53214 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 12, 2002.

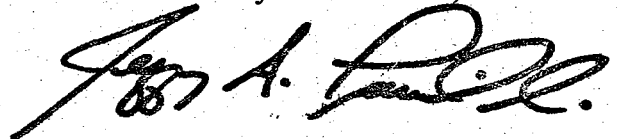
CONCLUSIONS OF LAW

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 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 license of John J. Bennett not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of John J. Bennett not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee

Jeff Pawlinski
Alderman, 13th District



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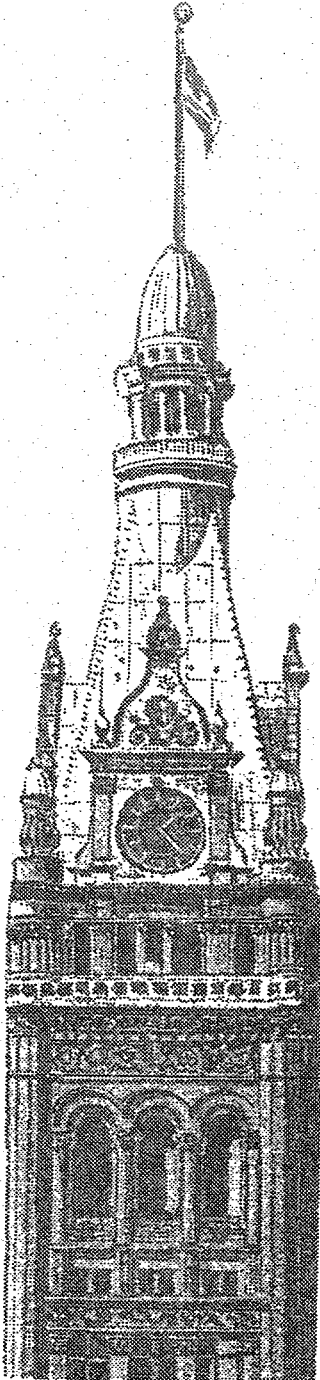
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Carol E. Cavanaugh

FINDINGS OF FACT

1. Carol E. Cavanaugh (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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 23, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Carol E. Cavanaugh at 2568 North Frederick Street, Milwaukee, WI 53211 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2568 North Frederick Street, Milwaukee, WI 53211 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 12, 2002.

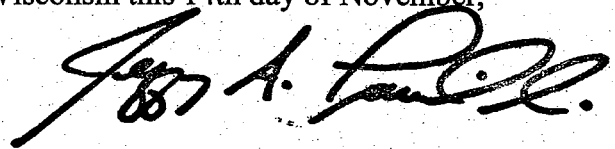
CONCLUSIONS OF LAW

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 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 license of Carol E. Cavanaugh not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Carol E. Cavanaugh not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



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Alderman, 13th District

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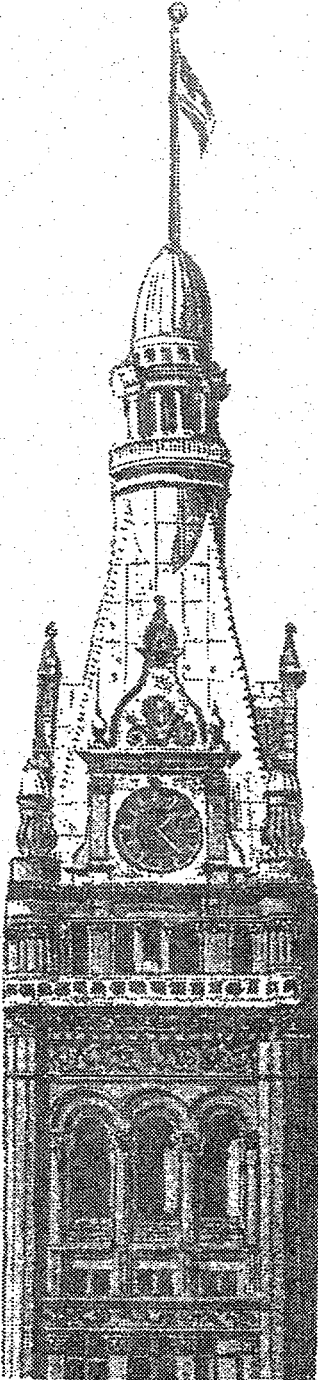
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Jessica A. Drake

FINDINGS OF FACT

1. Jessica A. Drake (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 21, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Jessica A. Drake at 2316 North Humboldt Boulevard, Milwaukee, WI 53212 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2316 North Humboldt Boulevard, Milwaukee, WI 53212 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 12, 2002.

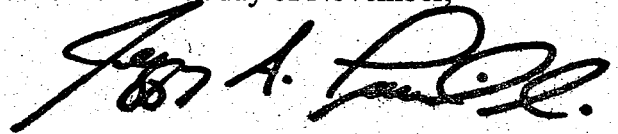
CONCLUSIONS OF LAW

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 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 license of Jessica A. Drake not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Jessica A. Drake not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



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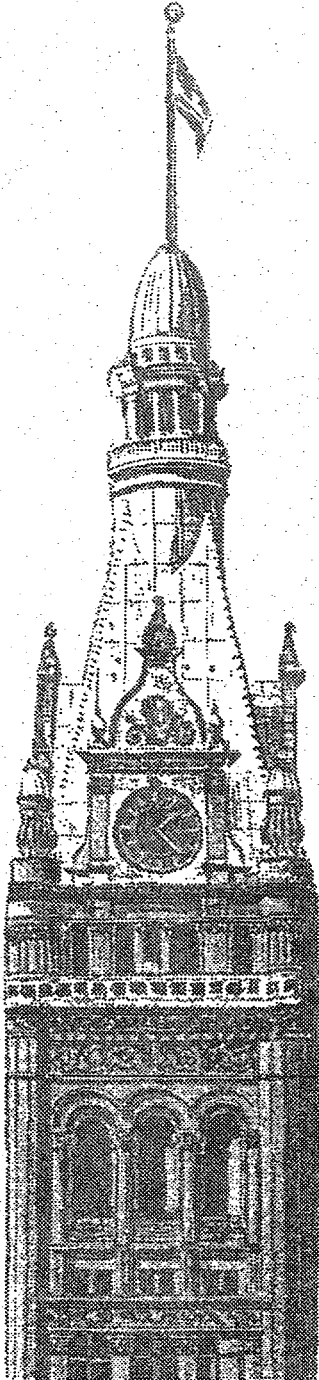
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Manuel Espino

FINDINGS OF FACT

1. Manuel Espino (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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 23, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Manuel Espino at 1818 South 22nd Street, Milwaukee, WI 53204 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1818 South 22nd Street, Milwaukee, WI 53204 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 12, 2002.

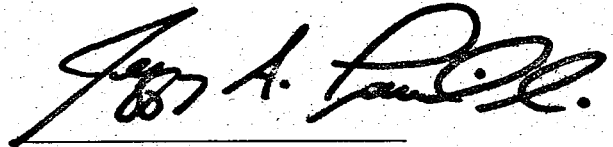
CONCLUSIONS OF LAW

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 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 license of Manuel Espino not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Manuel Espino not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
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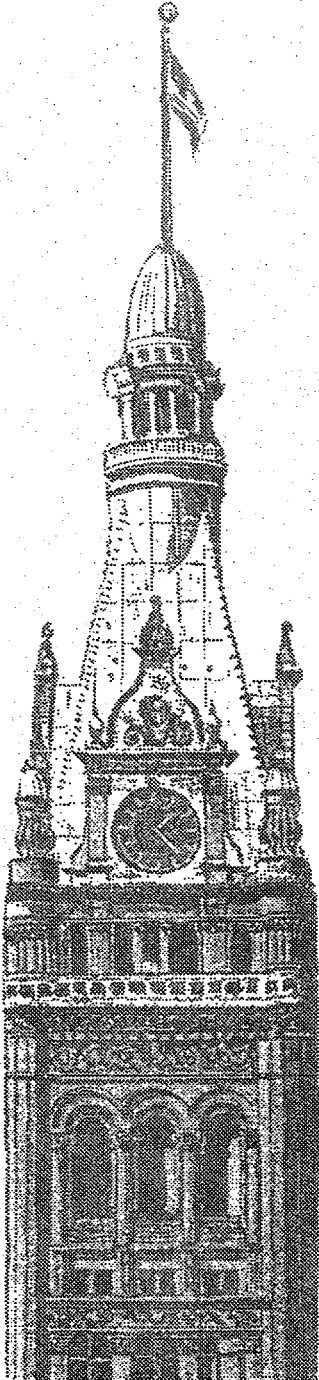
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Oralia Hernandez

FINDINGS OF FACT

1. Oralia Hernandez (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 16, 2002.
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 17, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Oralia Hernandez at 4417 South 15th Street, Milwaukee, WI 53221 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4417 South 15th Street, Milwaukee, WI 53221 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 12, 2002.

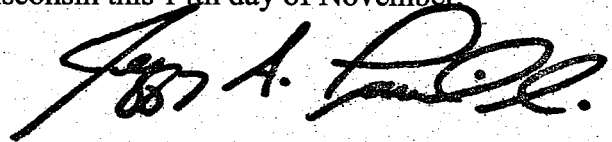
CONCLUSIONS OF LAW

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 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 license of Oralia Hernandez not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Oralia Hernandez not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
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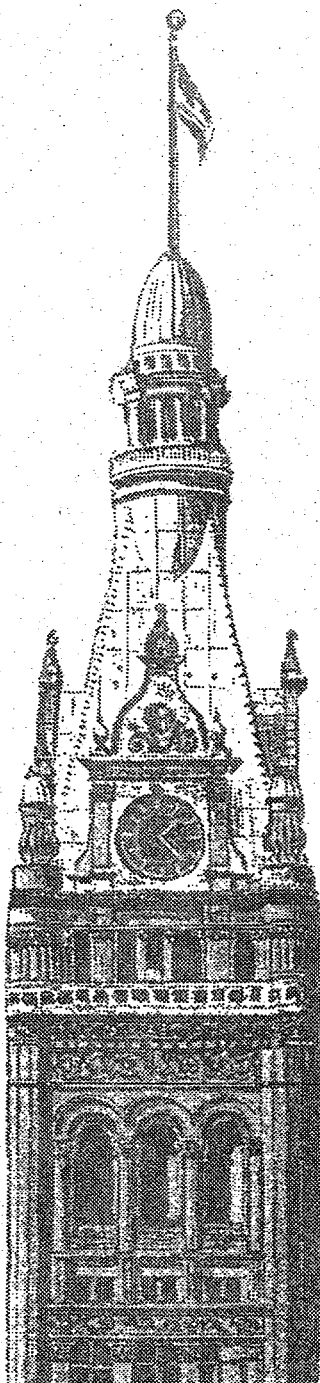
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of William J. Kretlow

FINDINGS OF FACT

1. William J. Kretlow (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 17, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 William J. Kretlow at 4221 South 6th Street, No. D48, Milwaukee, WI 53221 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4221 South 6th Street, No. D48, Milwaukee, WI 53221 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 12, 2002.

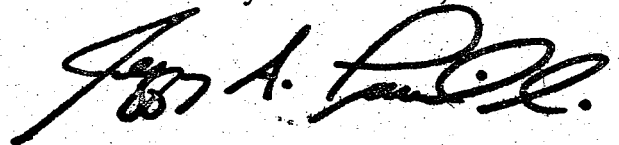
CONCLUSIONS OF LAW

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 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 license of William J. Kretlow not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of William J. Kretlow not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski

Alderman, 13th District

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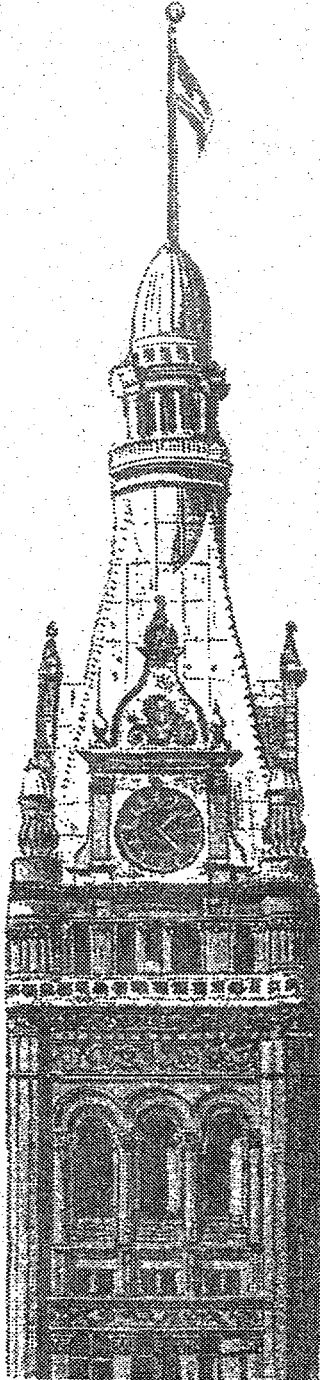
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Sammie D. Love

FINDINGS OF FACT

1. Sammie D. Love (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 17, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Sammie D. Love at 5520 North 92nd Street, No. 1, Milwaukee, WI 53217 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 5520 North 92nd Street, No. 1, Milwaukee, WI 53217 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 12, 2002.

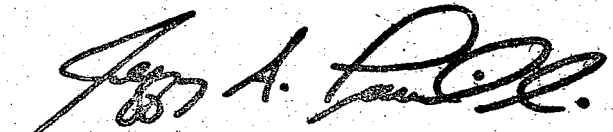
CONCLUSIONS OF LAW

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 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 license of Sammie D. Love not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Sammie D. Love not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



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Alderman, 13th District

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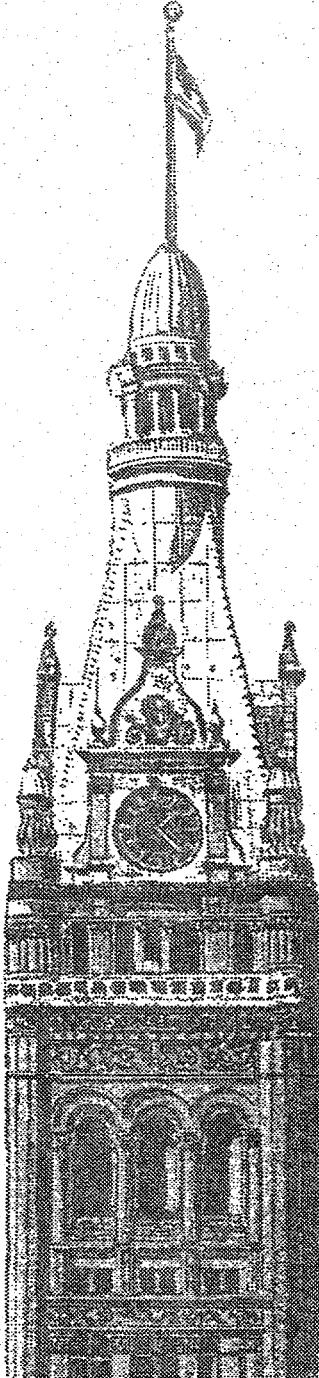
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of John W. Neubecker

FINDINGS OF FACT

1. John E. Neubecker (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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 23, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 W. Neubecker at 4634 South Whitnall Avenue, No. 14, St. Francis, WI 53235 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4634 South Whitnall Avenue, No. 14, St. Francis, WI 53235 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 12, 2002.

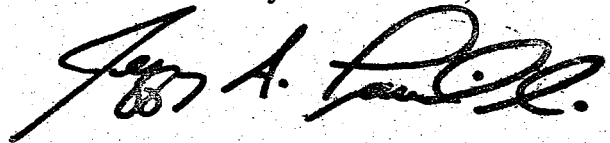
CONCLUSIONS OF LAW

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 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 license of John W. Neubecker not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of John W. Neubecker not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski

Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

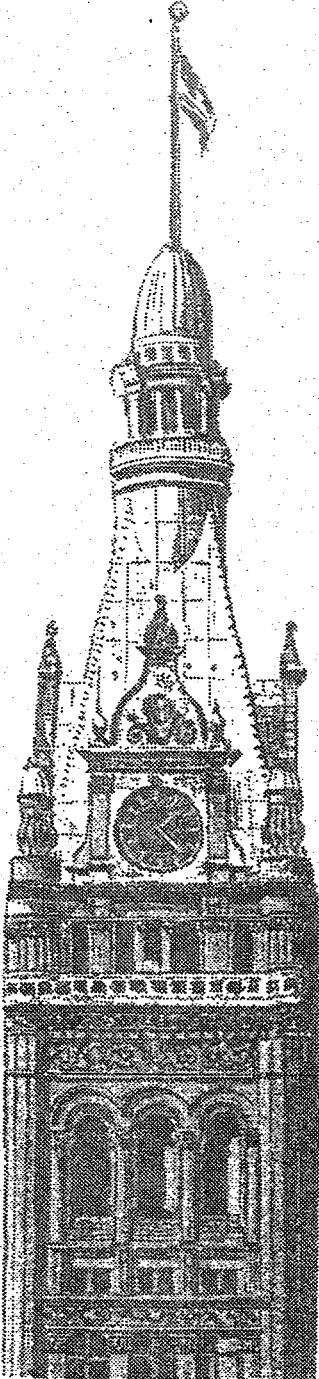
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Abel Santos

FINDINGS OF FACT

1. Abel Santos (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 16, 2002.
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 17, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Abel Santos at 1553 South 23rd Street, Milwaukee, WI 53204 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1553 South 23rd Street, Milwaukee, WI 53204 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 12, 2002.

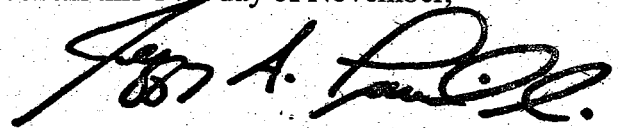
CONCLUSIONS OF LAW

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 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 license of Abel Santos not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License of Abel Santos not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski
Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

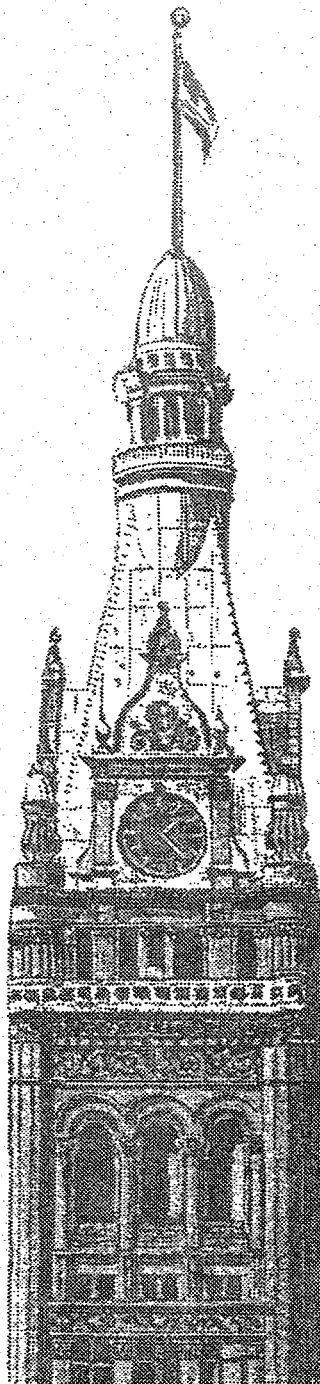
To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Cheryl A. Stiff

FINDINGS OF FACT

1. Cheryl A. Stiff (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Cheryl A. Stiff at 1115 East Howard Avenue, Milwaukee, WI 53207 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1115 East Howard Avenue, Milwaukee, WI 53207 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 12, 2002.

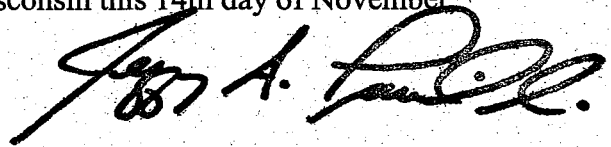
CONCLUSIONS OF LAW

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 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 license of Cheryl A. Stiff not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Cheryl A. Stiff not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski
Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

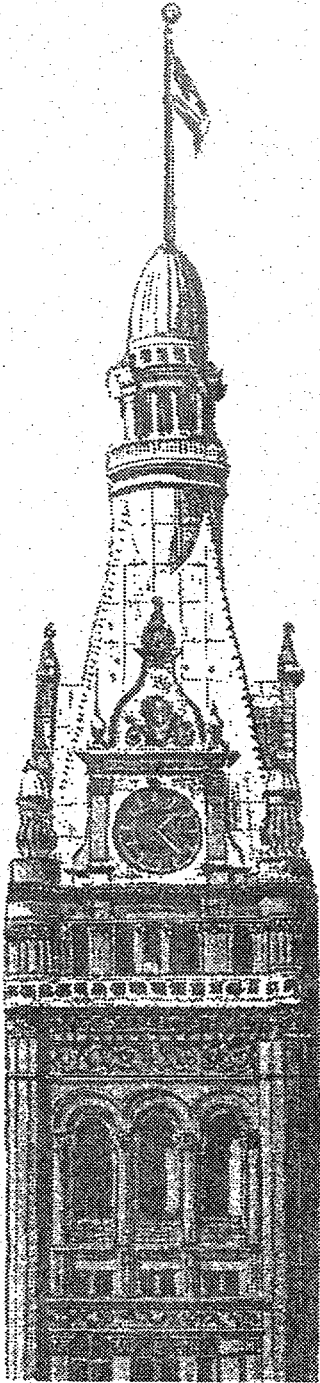
To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Joshua D. Stouff

FINDINGS OF FACT

1. Joshua D. Stouff (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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 23, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Joshua D. Stouff at 1001 East Howard Avenue, Milwaukee, WI 53207 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1001 East Howard Avenue, Milwaukee, WI 53207 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 12, 2002.

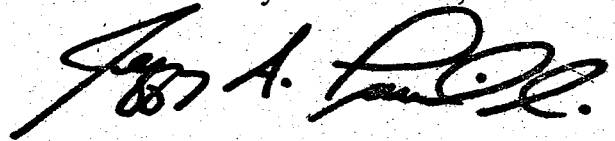
CONCLUSIONS OF LAW

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 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 license of Joshua D. Stouff not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Joshua D. Stouff not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski
Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

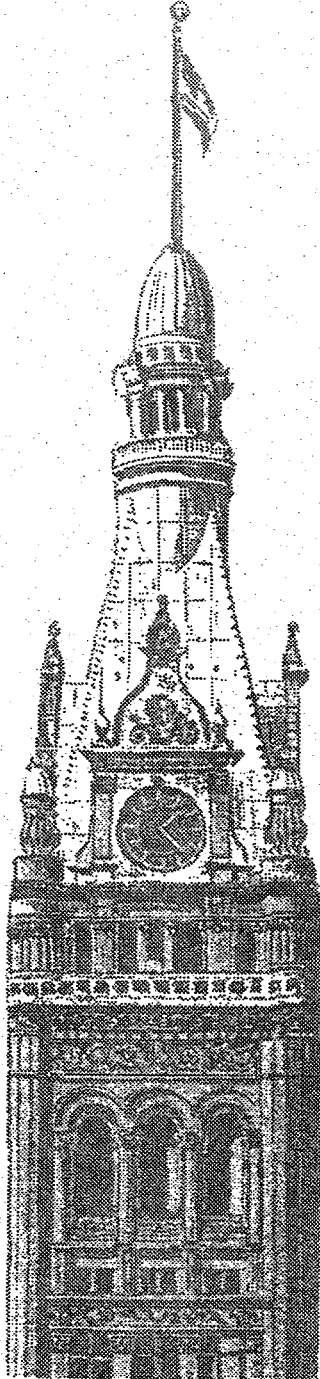
To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Joe W. Swan

FINDINGS OF FACT

1. Joe W. Swan (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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 23, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
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 Joe W. Swan at 6313 West Port Avenue, Milwaukee, WI 53223 on October 30, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 6313 West Port Avenue, Milwaukee, WI 53223 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 12, 2002.

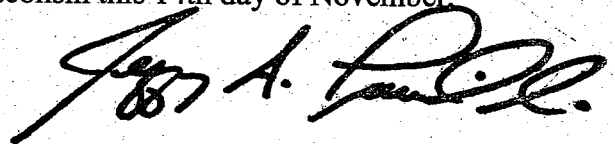
CONCLUSIONS OF LAW

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 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 license of Joe W. Swan not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Joe W. Swan not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 14th day of November 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee

Jeff Pawlinski
Alderman, 13th District



CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

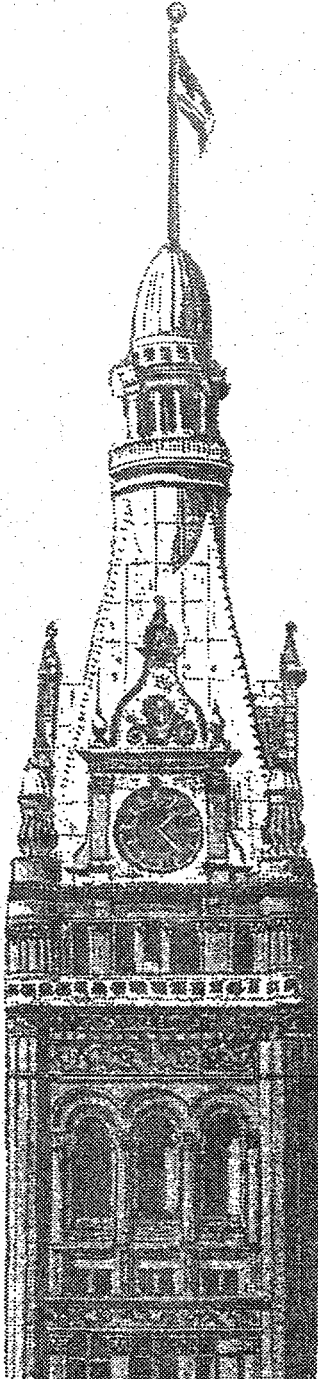
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Lazarus P. Koutromanos

FINDINGS OF FACT

1. Lazarus P. Koutromanos (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared and was unrepresented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. On August 19, 1998, the applicant was convicted of juvenile possession of alcohol.
- B. On August 9, 1999, the applicant was convicted of underage and possession of alcohol.
- C. On November 29, 1999, the applicant was convicted of underage and possession of alcohol.
- D. On September 27, 2000, the applicant was convicted of underage and possession of alcohol.
- E. On 7/12/2002, the applicant was convicted of underage and possession of alcohol.
- F. On July 27, 2002, the applicant was cited by the Milwaukee Police Department for a minor in possession of an alcohol/malt beverage. He was found guilty in Milwaukee Municipal Court on October 21, 2002 and fined \$165.00.

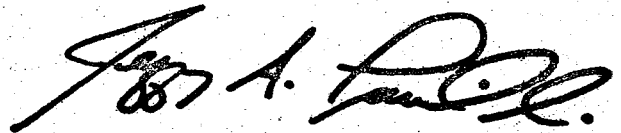
CONCLUSIONS OF LAW

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 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 license of Lazarus P. Koutromanos not be renewed because of his record regarding underage person in possession of alcohol.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Lazarus P. Koutromanos not be renewed based on police report.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski
Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

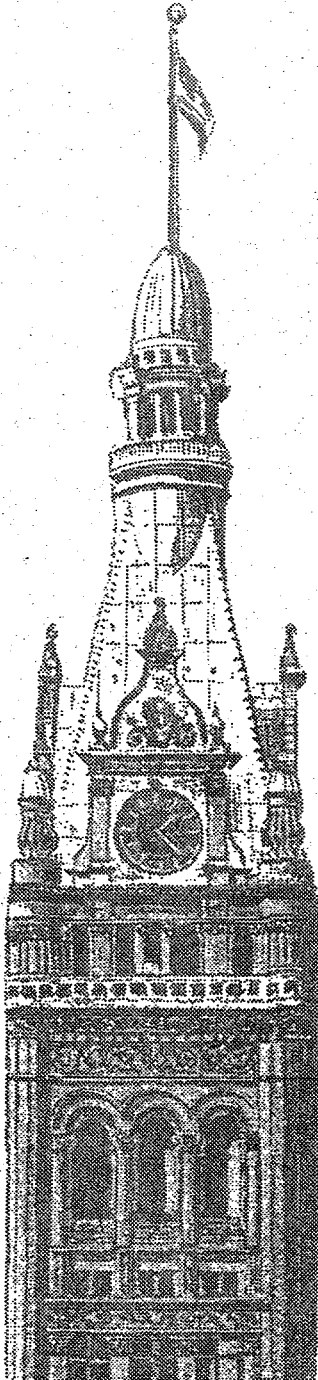
To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Anita M. Reyna

FINDINGS OF FACT

1. Anita M. Reyna (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 22, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared 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 March 17, 2001 Anita M. Reyna was charged with two counts of manufacturing/delivery of cocaine. She was found guilty and sentenced to two years in prison that sentence was stayed. She was given three years probation consecutive and her driver's license was suspended for six months. She was also sentenced to 12 months in the House of Corrections on June 14, 2001. This matter was a felony. The applicant is on probation until April 13, 2005. The applicant's probation officer indicated she had no objection to the bartender's license being renewed, and her employer spoke in favor of renewal.

B. In light of the seriousness of the charge, and the fact that the delivery of cocaine took place at a tavern, while she was on duty, and the Class "B" Tavern license of her employer had been suspended for her conduct. It is the judgment of the Utilities and Licenses Committee that this license should not be renewed.

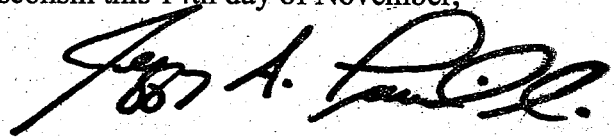
CONCLUSIONS OF LAW

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 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 license of Anita A. Reyna not be renewed because of information contained in the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Anita M. Reyna not be renewed based on police objection.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski

Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

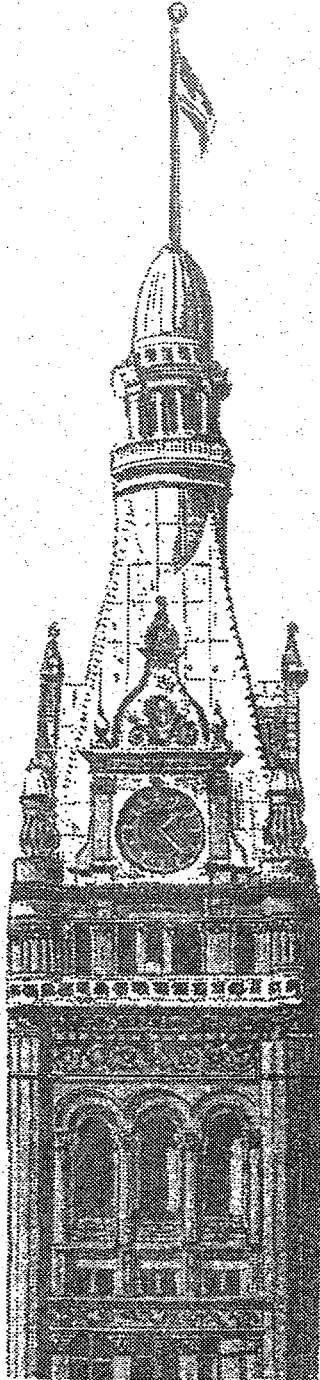
To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Hilary A. Wanta

FINDINGS OF FACT

1. Hilary A. Wanta (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, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 22, 2002.
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, 2002, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On October 30, 2002, 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 12, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared and was unrepresented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On January 21, 1990, Mr. Wanta was charged with operating a vehicle while under the influence of an intoxicant-alcohol. On June 13, 1990 he was found guilty and his license was revoked for three years.



- B. On May 25, 1990, Hilary A. Wanta was cited for operating a vehicle while under the influence of an intoxicant-alcohol. On June 13, 1990 he was found guilty and his license was revoked for three years.
- C. On May 16, 2000, Hilary A. Wanta was cited for operating a vehicle while under the influence of an intoxicant-alcohol. On February 19, 2001 he was found guilty and his license was revoked for two years.
- D. On October 11, 2000, Hilary A. Wanta was charged with operating a vehicle while under the influence of an intoxicant-alcohol. On March 22, 2001 he was found guilty and sentenced to one year in state prison, three years on probation, fined \$2,897.00, and his license was revoked for two years and the case was refiled as a felony case.
- E. On December 24, 2000, Hilary A. Wanta was cited with operating a vehicle while under the influence of an intoxicant-alcohol. On February 19, 2001 he was found guilty and his license was revoked for three years.
- F. The applicant is on probation until April 16, 2005. His probation officer is opposed to his obtaining a Class "D" Bartender license.

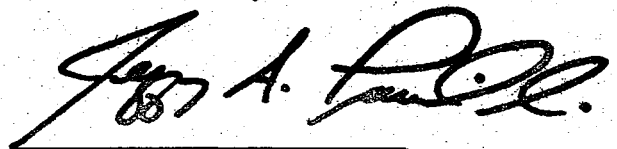
CONCLUSIONS OF LAW

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 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 license of Hilary A. Wanta not be renewed because of his record regarding operation of a motor vehicle while intoxicated.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Hilary A. Wanta not be renewed based on police report.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Jeff Pawlinski
Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

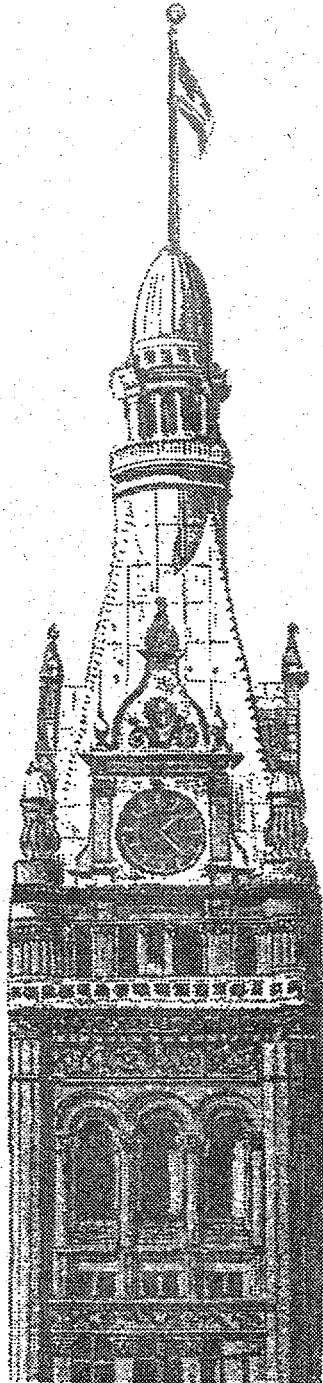
COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002
To: All Members of the Milwaukee Common Council
From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern License of Arturo Martinez for the premises located at 1704 South Pearl Street in the City and County of Milwaukee, Wisconsin ("Taqueria Neza").

FINDINGS OF FACT

1. Arturo Martinez (hereinafter "the Licensee") is the holder of a Class "B" Tavern License for the premises located at 1704 South Pearl Street in the City and County of Milwaukee, Wisconsin ("Taqueria Neza "). Said license expires at midnight on October 30, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on October 30, 2002.
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 31, 2002, the Milwaukee Police Department responded with a report that could form the basis for renewal of said license.
4. On November 5, 2002, 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 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 12, 2002, commencing at 11:00 a.m in Room 301A of the third floor of City Hall. At said date, time and place, the licensee failed to appear nor was he 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 Arturo Martinez at 1038 South 19th Street, Milwaukee, WI 53204 on November 5, 2002 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1038 South 19th Street, Milwaukee, WI 53204 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 12, 2002.

B. On January 30, 1988, the licensee was cited for having patrons in the tavern after hours. On January 27, 1989 he was found guilty in Milwaukee Municipal Court and fined \$130.00.

C. On May 25, 1993, the licensee was cited by the building inspector for building and zone violations. On November 3, 1994 he was found guilty in Milwaukee Municipal Court and fined \$208.00.

D. On February 12, 1995, the licensee was cited by the Milwaukee Police Department for having more than two false burglar alarms in a calendar year. On July 10, 1995 he was found guilty in Milwaukee Municipal Court and fined \$86.00.

E. On October 2, 1995, Milwaukee Police Department officers responded to the licensed premises then operated by the licensee at 2338 West Rogers Street, Milwaukee, Wisconsin ("Neza Cantina") regarding loud music and disorderly patrons. The licensee was cited for doors to be kept closed after 10:00 p.m. and on November 20, 1995 he was found guilty in Milwaukee Municipal Court and fined \$122.40.

F. On November 28, 1996 at 2:15 a.m., Juan Roberto was shot and killed in an armed robbery attempt occurring in the parking lot of a licensed premise then operated by the licensee at 2338 West Rogers Street ("Neza Cantina"). A criminal complaint was filed.

G. On January 5, 1997 at 1:28 a.m., Milwaukee Police Department officers were dispatched to the licensed premises at 2338 West Rogers Street ("Neza Cantina") for a complaint of underage patrons in the tavern. Upon their arrival, offices found an underage female, 19 years of age, inside the tavern. The licensee indicated that he thought the person was with her mother, however, the mother of the underage person was not in the licensed premises at the time. The licensee was cited for a presence of an underage person on a Class "B" premises and on April 28, 1997 was found guilty in Milwaukee Municipal Court and fined \$332.50.

H. On October 15, 1999, the licensee filed an application for a Class "B" tavern premises at 1704 South Pearl Street. Along with the application the subject filed the mandatory auxiliary questionnaire. Question No. 2 on that form states: "Have you ever been convicted of any felony or misdemeanor (other than traffic) for violations of any federal laws, Wisconsin laws, any laws of any other states or ordinances of any municipality?" The question was answered "No." The form was subscribed and sworn to before a notary public on October 12, 1999 and signed by the applicant. The licensee was cited for truth of statements and affidavits (falsifying) and on February 21, 2000 was found guilty in Milwaukee Municipal Court and fined \$250.00.

I. On November 15, 1999, the licensee was charged with possession of cocaine and on June 26, 2000 was found guilty and sentenced to 18 months probation.

J. On January 28, 2002 at 2:32 a.m. Milwaukee Police Department officers were dispatched to St. Francis Hospital regarding a cutting which occurred in front of the license premises at 1704 South Pearl Street ("Taqueria Neza"). The victim told officers that he was involved in an argument with a person inside the bar but he "backed off" and tried to let the problem die out. At 2:00 a.m. when he left the bar, he was followed by the other person who argued with him. They had words and the other person pulled out a box cutter. The victim took off running and was chased at which time he was cut with the box cutter on his stomach causing a 12 inch laceration requiring 36 staples. He drove himself to the hospital and an incident report was filed.

K. On September 5, 2002 at the licensed premises at 1704 South Pearl Street ("Taqueria Neza") an undercover Milwaukee County Deputy Sheriff entered the premises along with another person. The licensee sold the undercover officer and his associate three separate sales of corner-cut plastic bags containing cocaine. The sales took place at 7:50 p.m., 8:30 p.m., and 8:45 p.m. on September 5, 2002. On September 8, 2002 the officer and the associate returned to the licensed premises at 1704 South Pearl Street. Two corner-cut plastic bags containing cocaine in five deliveries. The first delivery was for .39 grams, the second was .40 grams, the third was .43 grams, and the fourth and fifth deliveries total weight was .3 grams. The licensee was charged with delivery of a controlled substance - five counts. He was found guilty and sentencing has been adjourned to February 25, 2003.

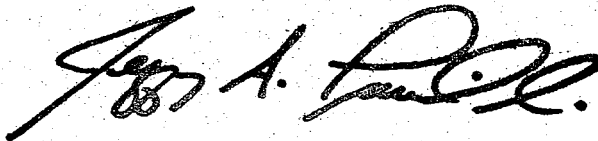
CONCLUSIONS OF LAW

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, Arturo Martinez has not met the criteria to allow renewal of his Class "B" Tavern license, nor has he appeared to answer the report of the Milwaukee Police Department.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class "B" Tavern license of Arturo Martinez for the premises located at 1704 South Pearl Street in the City and County of Milwaukee, Wisconsin ("Taqueria Neza ") based upon his past activities as a Licensee and for the danger that the continued operation of the premises poses to the health, safety and welfare of the citizens of the City of Milwaukee, as well as for his failure to appear.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, one (1) noe and one (1) excused, recommends that the Class "B" Tavern License of Arturo Martinez for the premises located at 1704 South Pearl Street ("Taqueria Neza") in the City and County of Milwaukee, Wisconsin not be renewed

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.



JEFFREY A. PAWLINSKI
Chairman, Utilities and Licenses Committee



Jeff Pawlinski

Alderman, 13th District

CHAIR:
Utilities & Licenses Committee

COMMITTEES:
Zoning, Neighborhoods and Development
Steering & Rules
Anti Graffiti Policy
Administrative Review Appeals Board
Resolutions Committee - League
of Wisconsin Municipalities

Date: November 14, 2002

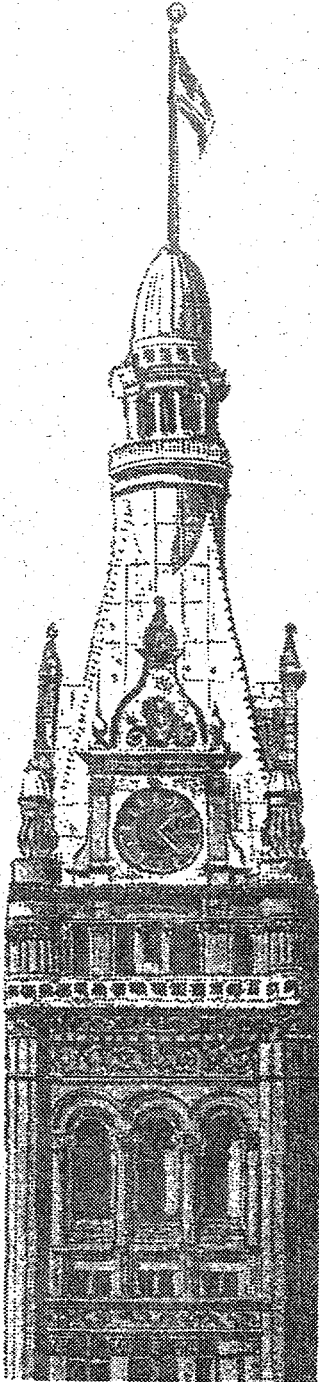
To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of Charles E. Spahn, as agent for "IJDM, Inc." for a Class "B" Tavern and Tavern Dance license, for the premises located at 2800 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("McGinty's").

FINDINGS OF FACT

1. Charles E. Spahn (hereinafter the "Licensee") was the agent for "IJDM, Inc." doing business at 2800 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("McGinty's"). Said license expires at midnight, November 27, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on September 5, 2002.
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 September 6, 2002 the Milwaukee Police Department responded with a report which could form the basis for non-renewal or suspension of the Class "B" Tavern and Tavern Dance license held by "IJDM, Inc." for 2800 West Forest Home Avenue ("McGinty's"). In addition to the police report there were also objections to loitering, littering, noisy patrons, fights, shootings, vandalism, public urination, car jackings, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On November 1, 2002, 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 report of the Milwaukee Police Department that could form the basis for suspension or non-renewal of the licenses of the Licensee, and included therewith a copy



of the Milwaukee Police Department report and notice of the other objections. The matter was scheduled for a hearing on the police department report and neighborhood objections on November 12, 2002 at 11:00 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee appeared at the hearing and admitted receipt of the notice of hearing together with a copy of the Milwaukee Police Department report. The Licensee 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 Saturday, August 12, 2000, at 1:34 a.m. Milwaukee Police Department officers were dispatched to the licensed premises at 2800 West Forest Home Avenue then known as "Scott E's Pub" regarding a shooting. The investigation revealed that one shot was fired in the bar and four shots were fired outside the bar. A subject was shot in the leg while in the bar. A criminal complaint was filed and one person was arrested for recklessly endangering safety.

B. On January 7, 2001, Milwaukee Police Department officers investigated a sexual assault in which a 19 year old woman was the complainant. She related that she had been drinking in the licensed premises at 2800 West Forest Home Avenue, Milwaukee, Wisconsin then known as "Scott E's Pub." A citation was issued to the applicant but was dismissed. The Milwaukee Police Department filed an incident report.

C. On February 16, 2001, an officer of the Milwaukee Police Department responded to the licensed premises at 2800 West Forest Home Avenue (then known as "Scott E's Pub") regarding trouble with a customer. The officer observed an intoxicated patron being escorted out of the bar by a bartender. The investigation revealed that prior to their arrival, there was no licensed person on the premises. A citation was issued to the applicant, but the City Attorney's Office declined to prosecution. An incident report was filed.

D. On February 25, 2001 officers of the Milwaukee Police Department made a lawful inspection of the license premises at 2800 West Forest Home Avenue, then known as Scott E's Pub. The officers were advised that upon their arrival a patron might be armed with a handgun. No weapons were found, however, several patrons became disorderly resulting in one arrest for obstructing an officer. An incident report was filed.

E. On July 7, 2002, at 2:04 a.m. Milwaukee Police Department officers were flagged down to investigate a complaint of shots fired from the licensed premises at 2800 West Forest Home Avenue ("McGinty's").

One of the victims was walking to a car from across the street. He stated he was shot as he was walking outside of the door of the tavern. The second victim was in the tavern. The first victim had a bullet wound to the abdomen and the second victim had a bullet wound to the right calf and one bullet to the left knee. The victim and the shooter had earlier gotten into a verbal argument. The shooter returned to the tavern and two persons, one of whom was sitting at the bar and not involved in either argument.

F. The licensee advised the committee that he has installed metal detectors through the use of a wand. He also indicated that between March and July of 2002, he was opened four days a week, but since July of 2002, he is only open on Friday and Saturday evenings. The licensee also indicated that he has been involved with this premises for the past seven years and in the last year has changed the name to "McGinty's."

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, Charles E. Spahn, as agent for "IJDM, Inc." d/b/a "McGinty's" at 2800 West Forest Home Avenue has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of his Class "B" Tavern license without undergoing a suspension of ten (10) days and non renewal of the Tavern Dance License. The Committee finds the police report and other 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 Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew with a ten (10) day suspension the Class "B" Tavern license and to not renew the Class "B" Tavern Dance license held by Charles E. Spahn, as agent for IJDM, Inc., for the premises located at 2800 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("McGinty's ") based on police report and neighbor objections.

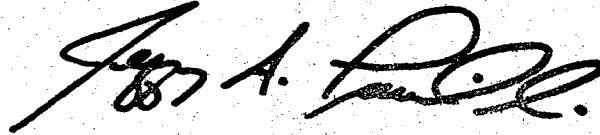
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, one (1) noe, and one (1) excused

recommends that the Tavern Dance license not be renewed, but that the Class "B" Tavern license be renewed with a ten (10) day suspension.

Said suspension is to be in effect between midnight, November 27, 2002 and midnight December 6, 2002.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2002.

A handwritten signature in black ink, appearing to read "Jeffrey A. Pawlinski". The signature is written in a cursive style with a large initial "J" and a long, sweeping underline.

JEFFREY A. PAWLINSKI
Chairman, Utilities and
Licenses Committee