



Office of the City Clerk

Jim Owczarski
City Clerk

Rebecca N. Grill
Deputy City Clerk

April 1, 2013

Jason R. Mayer
5090 W Steeple Drive
Greendale, WI 53219

Dear Mr. Mayer:

You are hereby notified that the Milwaukee Common Council will hold a hearing on April 9, 2013, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider the renewal of your public passenger vehicle driver's license application.

Attached you will find a copy of the Report of the Public Safety Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of this license with a 10 day suspension based upon police report and driving record. The recommendation is the result of a public hearing before the Committee held on March 28, 2013.

You may file a written objection to the report of the Committee. If you file a written objection to the report, you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk by 4:45 p.m. on April 4, 2013. You or a legal representative may then also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

A handwritten signature in black ink, appearing to read 'Jim Owczarski', written over a printed name and title.

JAMES R. OWCZARSKI
City Clerk

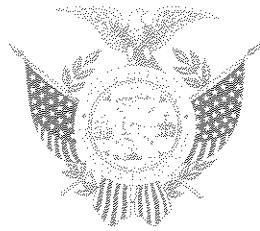
Enclosure



CHAIR
• Public Safety Committee

VICE CHAIR
• Judiciary and Legislation Committee

MEMBER
• Zoning, Neighborhoods and Development Committee
• Steering and Rules Committee
• Administrative Review Appeals Board
• League of Wisconsin Municipalities Board
• VISIT Milwaukee Board



*The
Garden
District*

TERRY L. WITKOWSKI
ALDERMAN, 13TH DISTRICT

Date: April 1, 2013

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Jason R. Mayer for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Jason R. Mayer (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, October 31, 2012.
2. An application to renew said license was filed with the Office of the City Clerk on February 8, 2013.
3. 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 and the applicant's driving record dated February 11, 2013. That report could form the basis of non-renewal or suspension of this license.
4. On March 14, 2013, 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 March 38, 2013 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On January 21, 2012 the applicant was cited in the City of Milwaukee for (1) operating while intoxicated (1st offense) and, (2) operating with a prohibited alcohol concentration at North 40th Street and West Burleigh. He was found guilty on both items on May 10, 2012 and fined \$731.00, AODA assessment and a 6 month license revocation on item (1). He



received a suspended license for item (2).

- B. On June 21, 2012 the applicant was charged in Milwaukee County with theft-movable property (§ 943.20 (felony)) and found guilty on November 15, 2012 an sentenced to 18 months prison-imposed and stayed, 18 months extended supervision, 3 years probation and 90 days in the House of Correction. The applicant is on probation until November 15, 2015. Notification was sent to the Wisconsin Department of Corrections and the License Division on February 11, 2013.
- C. The applicant's driver's license was revoked for 6 months for item B above. During the period of revocation the applicant failed to return his public passenger vehicle license t the City Clerk as required by City ordinance 100-59-1-b.
- D. the applicant's driving record revealed the following

1/3/08	signal violation	guilty	Milwaukee County
1/3/09	speeding	guilty	Milwaukee County
1/17/09	passing illegally	guilty	Milwaukee County
3/5/09	defective speedometer	guilty	Milwaukee County
1/18/10	accident		Milwaukee County
5/30/10	failure to fasten seat belt	guilty	Milwaukee Muni. Ct.
1/21/12	blood alcohol content	guilty	Milwaukee Muni. Ct.
1/21/12	operating while intoxicated	guilty	Milwaukee Muni. Ct.
2/20/12	block alcohol content	guilty	
5/10/12	operating while intoxicated	guilty	Milwaukee Muni. Ct.
6/18/12	non-compliance/assessment interview		

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, Jason R. Mayer, 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 without undergoing a ten (10) day suspension.
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 renew

the Public Passenger Vehicle Driver license held by Jason R. Mayer with a ten (10) day suspension based upon the above police report and driving record.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee by vote of four (4) ayes and one (1) no, recommends that the Public Passenger Vehicle Driver license of Jason R. Mayer be renewed with a ten (10) day suspension based upon the licensee's police report and driving record.

Said suspension is to be in effect from the date of the Common Council hearing of April 9, 2013 and for ten days thereafter.

Dated and signed at Milwaukee, Wisconsin this 28th day of March, 2013.

A handwritten signature in cursive script, appearing to read "Terry L. Witkowski".

TERRY L. WITKOWSKI
Chairman, Public Safety Committee