

**COMMITTEE ASSIGNMENTS**

**CHAIR**

- Licenses Committee

**VICE CHAIR**

- Zoning, Neighborhoods and Development



**MEMBER**

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

**MILELE A. COGGS**  
 ALDERWOMAN, 6TH DISTRICT

June 9, 2023

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 230250 contains the following recommendations:

Nonrenewal of the Class D Operator’s license based upon second nonappearance for George DeBraska.

Nonrenewal of the Home Improvement Contractor’s license based upon second nonappearance for Reyes Construction & Remodeling LLC.

Renewal with a ten (10) day suspension of the Food Dealer license based upon the preponderance of the evidence, including aldermanic testimony and the photographs on the file that demonstrates the operation results in a threat to health, safety or welfare of the public for the excessive littering and lack of cooperation; for the premises located at 9230 W Capitol Dr. ("Little Caesars #314") in the 5<sup>th</sup> aldermanic district.

Renewal with a twenty (20) day suspension of the Class B Tavern, Public Entertainment Premises and Food Dealer licenses based upon the preponderance of the evidence of the police report and the video submitted that demonstrates the operation fails to comply with the approved plan of operation; for the premises located at 4923 W Villard Av. ("Jack's Executive Bistro") in the 1<sup>st</sup> aldermanic district.

Nonrenewal of the Parking Lot license based upon the preponderance in the police report that demonstrates the operation results in a threat to health, safety or welfare of the public and the aldermanic testimony; for the premises located at 701 W St. Paul Av. ("Interstate Parking Company # 1148") in the 4<sup>th</sup> aldermanic district.

Nonrenewal of the Class A Fermented Malt and Food Dealer licenses based upon the preponderance of the evidence of the police report and the video submitted with the notice, the applicant and aldermanic testimony that demonstrates the operation results in a threat to health, safety or welfare of the public; for the premises located at 200 E Chambers St. ("Chamber East Food") in the 6<sup>th</sup> aldermanic district.

Respectfully,

Milele Coggs, Chair  
 Licenses Committee

cc: All Council Members  
 File 230250



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- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

Date: June 9, 2023

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Operator's License of George A. DeBraska

### **FINDINGS OF FACT**

1. George A. DeBraska (hereinafter the "Licensee") is the holder of a Class "D" Operator's License in the City and County of Milwaukee, Wisconsin. Said license expired on December 31, 2022.
2. An application to renew said license was thereafter filed with the Office of the City Clerk.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department responded with a police report that could form a basis for nonrenewal or suspension of said license.
4. On May 26, 2023 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 June 6, 2023 at 1:00 p.m. in Room 301B of City Hall. At said date, time and place, the Licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to George A. DeBraska, 1103 North Water Street, #409, Milwaukee, WI 53202 on May 26, 2023 by U.S. prepaid first-class mail in an envelope bearing the return



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address of the License Division. The address of 1103 North Water Street, #409, Milwaukee, WI 53202 is the address given by the Licensee on the 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 June 6, 2023 at 1:00 p.m.

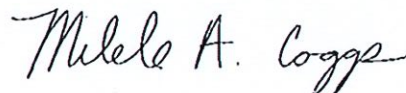
### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the Licensee, George A. DeBraska has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Operator's license based upon Applicant's second nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Operator's license held by George A. DeBraska based upon Applicant's second nonappearance.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **three (3) ayes and zero (0)** recommends that the Class "D" Operator's License of George A. DeBraska not be renewed based upon Applicant's second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.



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MILELE A. COGGS  
Chairman Licenses Committee

/285683



## **COMMITTEE ASSIGNMENTS**

### **CHAIR**

- Licenses Committee

### **VICE CHAIR**

- Zoning, Neighborhoods and Development



**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

### **MEMBER**

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: June 9, 2023

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of Sebastian Reyes-Diaz, Agent for Reyes Construction & Remodeling, LLC for a Home Improvement Contractor's License located at 4023 North 93rd Street in the City and County of Milwaukee, Wisconsin ("Reyes Construction & Remodeling").

### **FINDINGS OF FACT**

1. Sebastian Reyes-Diaz (hereinafter the "Licensee") is the holder of Home Improvement Contractor's license for the Home Improvement Contractor's located at 4023 North 93rd Street in the City and County of Milwaukee, Wisconsin ("Reyes Construction & Remodeling"). Said license expires at midnight on March 4, 2023.
2. An application to renew said license was filed with the Office of the City Clerk on January 25, 2023.
3. Pursuant to Chapters 85 and 95 of the Milwaukee Code of Ordinances this matter was referred to Milwaukee Police Department for investigation.
4. On May 26, 2023 the City Clerk provided timely notice to the Licensee pursuant to Chapters 85 and 95 of the Milwaukee Code of Ordinances of the neighborhood objections. The matter was scheduled for a hearing on the objections on June 6, 2023, commencing at approximately 1:05 p.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. The applicant was not present.
  - B. Alderman Borkowski moved denial upon second nonappearance. There were no objections. (Prevailed 3-0)



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## 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 Chapters 85 and 95 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Sebastian Reyes-Diaz who holds a Home Improvement Contractor's License for the premises located 4023 North 93rd Street in the City and County of Milwaukee, Wisconsin ("Reyes Construction & Remodeling") has not met the criteria of Chapters 85 and 95 of the Milwaukee Code of Ordinances, to renew the Home Improvement Contractor's License. The Committee finds the aldermanic testimony as stated above to be true as stated above.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Home Improvement Contractor's License held by Sebastian Reyes-Diaz for the premises located at 4023 North 93rd Street ("Reyes Construction & Remodeling"). The Committee based its recommendation on the Applicant's second nonappearance.

## RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **three (3) ayes and zero (0) noes** recommends that the Home Improvement Contractor's license of Sebastian Reyes-Diaz for the premises located 4023 North 93rd Street in the City and County of Milwaukee, Wisconsin ("Reyes Construction & Remodeling") not be renewed based on the Applicant's second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.



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MILELE A. COGGS  
Chairman, Licenses Committee

/285687



## **COMMITTEE ASSIGNMENTS**

### **CHAIR**

- Licenses Committee

### **VICE CHAIR**

- Zoning, Neighborhoods and Development



**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

### **MEMBER**

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: June 8, 2023

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Rose-Marie Walker, Agent for Little Caesar Enterprises, Inc., for a Food Dealer license for the premises located at 9230 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Little Caesars #314").

### **FINDINGS OF FACT**

1. Rose-Marie Walker (hereinafter the "Licensee") is the holder of a Food Dealer license for the premises located at 9230 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Little Caesars #314"). Said license expire at midnight, July 1, 2023.
2. An application to renew said license was filed with the Office of the City Clerk on April 25, 2023.
3. Pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation.
4. On May 22, 2023, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances of the neighborhood objections and included a copy. The matter was scheduled for a hearing on the police report and neighborhood objections on June 6, 2023 at 11:00 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee appeared and admitted receipt of the notice of hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. The applicant was present virtually.
  - B. Tracy Jacobs, a corporate employee, was present virtually.
  - C. Melissa Daniels was present in the Common Council Hearing Room.



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- D. Alderman Westmoreland said that he has been in communication with Tracy Jacobs for 4-5 weeks regarding the condition of the premises with respect to trash and the parking blocks but has not seen improvement. He added that the parking lot is filthy, and that the parking blocks are on the sidewalk and that they have handicapped residents who cannot use the sidewalk because these parking blocks are blocking the way. He also said that he would recommend a 20-day suspension based on the lack of attention and that the plan of operations is not being followed.
- E. Melissa Daniels, a corporate employee from Chicago, Illinois, said that the plan is to clean up 3 times a day starting today (before opening, midday and before sundown) and that they are hiring a new general manager.
- F. Alderman Chambers asked how often Ms. Daniels is in Milwaukee if she resides in Chicago.
- G. Ms. Daniels said that between herself and her boss they will be doing checkups and that they flew some staff overnight to work at multiple locations in order to have them running as they supposed to be.
- H. Alderman Brostoff moved renewal with a 20-day suspension based on the aldermanic testimony and the lack of response from the organization which is evident even this morning.
- I. Alderwoman Coggs said that she wants to make the applicant accountable and that what Ms. Daniels said is not part of the plan of the operations.
- J. Tracy Jacobs acknowledged that Alderman Westmoreland had reached out to her and that she has been in communication with him. She added that the parking blocks have been moved this morning.
- K. Alderman Brostoff moved to amend the application to reflect the agreement to clean up 3 times at day (prior opening, midday and at 7pm) everyday around the entire property and that the parking blocks are secured to the ground. There were no objections.
- L. Alderman Brostoff moved renewal with a 10-day suspension based upon the preponderance of the evidence, including aldermanic testimony and the photographs on the file that demonstrates the operation results in a threat to health, safety or welfare of the public for the excessive littering and lack of cooperation. There were no objections. (Prevailed 5-0)

## 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 Chapters 68 and 85 of the Milwaukee Code of Ordinances.



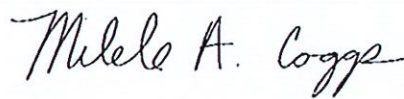
2. Based upon the above facts found, the Committee concludes that the Licensee, Rose-Marie Walker who holds a Food Dealer license for the premise located at 9230 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Little Caesars #314") has not met the criteria of Chapters 68 and 85, of the Milwaukee Code of Ordinances to renew the Food Dealer license without undergoing a ten (10) day suspension. The Committee finds the aldermanic objections as stated above to be true. The recommendation is based on the preponderance of the evidence, including aldermanic testimony and the photographs on file.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Food Dealer license for the premises located at 9230 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Little Caesars #314") without undergoing a ten (10) day suspension. The Committee based its recommendation on the aldermanic testimony and photographs on file.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, including the Findings previously generated by the Committee in this matter, by a vote of **five (5) ayes and zero (0) noes** recommends that the Food Dealer license held by Rose-Marie Walker for the premises located at 9230 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Little Caesars #314") not be renewed without undergoing a ten (10) day suspension, The recommendation is based on the aldermanic testimony and photographs on file.

The suspension is in effect between 12:01 a.m. on July 2, 2023 until 11:59 p.m on July 11, 2023.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.



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MILELE A. COGGS  
Chairman, Licenses Committee

/285714





## **COMMITTEE ASSIGNMENTS**

### **CHAIR**

- Licenses Committee

### **VICE CHAIR**

- Zoning, Neighborhoods and Development



**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

### **MEMBER**

- Finance and Personnel Committee
- Library Board
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- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: June 9, 2023

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of the Class "B" Tavern, Food Dealer, and Public Entertainment Premises (PEP) Licenses of Anthony T. Wilks, Agent for Jacks Lounge LLC, for the premises located at 4923 West Villard Avenue in the City and County of Milwaukee, Wisconsin ("Jack's Executive Bistro").

### **FINDINGS OF FACT**

1. Anthony T. Wilks (hereinafter "the Licensee") is the holder of Class "B" Tavern, Food Dealer, and PEP Licenses for the premises located at 4923 West Villard Avenue in the City and County of Milwaukee, Wisconsin ("Jack's Executive Bistro"). Said licenses expire at midnight on July 7, 2023.
2. An application to renew said licenses was filed with the Office of the City Clerk on April 18, 2023.
3. Pursuant to Chapters 68, 85, 90, and 108 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 April 20, 2023, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said licenses.
4. On May 22, 2023, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 68, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections. The matter was scheduled for a hearing on the objections on June 6, 2023, commencing at approximately 2:40 pm. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On February 18, 2023 at 10:25 p.m., officers were dispatched to an overdose at 4923 West Villard Avenue. On arrival, officers were advised by security the patron



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suffered from a seizure, not an overdose, and they refused medical treatment by the ambulance.

- B. On March 28, 2023 at 1:42 p.m., officers were dispatched to the area of North 49<sup>th</sup> Street and West Villard Avenue, for a Shots Fired call. Officers observed a group of people assisting what appeared to be an intoxicated patron from the bar located at 4923 West Villard Avenue. At no time during the investigation did any one flag officers down or appear in distress. A short time later, a victim of a shooting arrived at a hospital in the same vehicle officers observed earlier. Officers interviewed a gas station clerk from across the street as well as a resident from about the bar, both stated they heard the gun shots. Officers returned to the bar to investigate, however it was closed.
- C. The applicant was present and said that they have not had any overdoses on the premises and that he was not on the premises when the second incident happened and that he had tried to improve the security of his business during the license term.
- D. Alderman Chambers asked the applicant if he has seen the video provided with the notice.
- E. The applicant acknowledged that he had received the video, and that he had watched it as well.
- F. Alderman Chambers asked if what is shown in the video is part of his plan of operations.
- G. The applicant said that those behaviors are not allowed and that they are not part of the plan of operations. He added that the servers wear sexy clothes, but that nudity is not allowed.
- H. Alderwoman Pratt made a disclosure about nudity in the video.
- I. The video was played.
- J. Alderman Chambers asked if that advertising belongs to his business.
- K. The applicants said that it is his business and that he does not use this promoter anymore for the same reason.
- L. Alderman Chambers asked Mr. Cooney if the applicant is allowed to use promoters.
- M. Mr. Cooney said that the application says that no promoters will be used.
- N. Alderman Chambers said that he is looking at a promoter's ad for this Thursday, June 8th on his phone right now.
- O. Alderwoman Pratt asked the applicant how often he is at the establishment if he was not there the night of the shooting and at the stripper party.





- P. The applicant said that he was there the night of the stripper party but that it was not supposed to be like that and that they are a family oriented restaurant with good food.
- Q. Alderman Chambers said that he is looking at the Instagram page and that he sees a lot of parties advertised by promoters since the license was granted just a year ago.
- R. Alderman Brostoff asked the applicant if he has paid people to promote his business.
- S. The applicant said that he has not.
- T. Alderman Brostoff said that the applicant has also said that his establishment is family friendly but that earlier he said that the servers wear sexy clothing which is not consistent with being family friendly.
- U. Alderwoman Pratt said that there is an active group that complains about the traffic and that he is fully responsible for everything that happens on his premises and that he must understand his responsibilities as a licensee.
- V. Alderwoman Pratt moved renewal with a 20-day suspension based upon the preponderance of the evidence of the police report and the video submitted that demonstrates the operation fails to comply with the approved plan of operation. (Prevailed 5-0)

### 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 Chapters 68, 85, 90, and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Anthony T. Wilks who holds Class B Tavern, Food Dealer, and Public Entertainment Premise (PEP) licenses for the premise located at 4923 West Villard Avenue in the City and County of Milwaukee, Wisconsin ("Jack' Executive Bistro") has not met the criteria of Chapters 68, 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to not renew the Class B Tavern, Food Dealer and Public Entertainment Premises without undergoing a twenty (20) day suspension. The Committee finds the police report and aldermanic objections as stated above to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class B Tavern, Food Dealer and Public Entertainment Premise (PEP) licenses for the premises located at 4923 West Villard Avenue in the City and County of Milwaukee, Wisconsin ("Jack's Executive Bistro") without undergoing a twenty (20) day suspension.

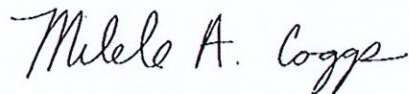
### RECOMMENDATION



Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **five (5) ayes, and zero (0) noes**, recommends that the Class "B" Tavern and Public Entertainment Premises (PEP) Licenses of Anthony T. Wilks for the premises located at 4923 West Villard Avenue ("Jack's Executive Bistro") in the City and County of Milwaukee, Wisconsin not be renewed without undergoing a twenty (20) day suspension.

The suspension is in effect between 12:01 a.m. on July 8, 2023 until 11:59 p.m. on July 27, 2023.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.



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MILELE A. COGGS  
Chairman, Licenses Committee

1285709





## **COMMITTEE ASSIGNMENTS**

### **CHAIR**

- Licenses Committee

### **VICE CHAIR**

- Zoning, Neighborhoods and Development



**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

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- Steering and Rules Committee
- Wisconsin Center District Board

Date: June 9, 2023

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of Erica E. Vaillancourt, Agent for Interstate Parking Company LLC for a Parking Lot License located at 701 West St. Paul Avenue in the City and County of Milwaukee, Wisconsin ("Interstate Parking Company #1148").

## **FINDINGS OF FACT**

1. Erica E. Vaillancourt (hereinafter the "Licensee") is the holder of Parking Lot license for the Parking Lot located at 701 West St. Paul Avenue in the City and County of Milwaukee, Wisconsin ("Interstate Parking Company #1148"). Said license expires at midnight on September 23, 2022.
2. An application to renew said license was filed with the Office of the City Clerk on May 5, 2022.
3. Pursuant to Chapters 84 and 85 of the Milwaukee Code of Ordinances, this matter was referred to Milwaukee Police Department for investigation. On May 22, 2023, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On May 22, 2023 the City Clerk provided timely notice to the Licensee pursuant to Chapters 84 and 85 of the Milwaukee Code of Ordinances of the neighborhood objections. The matter was scheduled for a hearing on the objections on June 6, 2023, commencing at approximately 9:20 a.m. in Room 301B of the third floor of City Hall. At that date and time, the Licensee appeared at the hearing, and admitted receipt of the notice of hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. On January 15, 2023 at 3:30 p.m., Milwaukee Police were dispatched to 701 West St. Paul Avenue for an auto theft complaint. Victim stated that her vehicle had been stolen.
- B. On January 19, 2023 at 9:57 p.m., Milwaukee Police were dispatched to 701 West St. Paul Avenue for a stolen auto complaint. Victim stated that she parked her vehicle in the lot and when she returned, someone had taken it and left the wheel club and broken glass in its place.
- C. On February 12 2023 at 11:12 a.m., Milwaukee Police were dispatched to 701 West St. Paul Avenue for an entry to auto complaint. Surveillance footage revealed that a stolen vehicle entered the parking lot and broke into ten vehicles.
- D. On February 12, 2023 at 10:04 p.m., Milwaukee Police were dispatched to 701 West St. Paul Avenue for an auto theft complaint. Victim stated that she parked her vehicle overnight in the lot and when she returned, someone had broken into it.
- E. On February 23, 2023 at 1:07 p.m., Milwaukee Police were dispatched to 701 West St. Paul Avenue for an entry to auto complaint. Victim stated that she parked her vehicle overnight in the lot and when she returned, someone had broken into it.
- F. On March 20, 2023, Milwaukee Police were dispatched to 701 West St. Paul Avenue for an entry to auto complaint. Victim stated someone broke his passenger side windows and ransacked his vehicle.
- G. The applicant was present and said that they have had multiple incidences and that their priority is to mitigate the issues and that they are working with the intermodal station and MPD.
- H. Alderman Chambers asked the applicant if they have security on site.
- I. The applicant said that the intermodal station has security and 24 surveillance cameras.
- J. Alderman Chambers asked how many cameras are in the parking lot.
- K. The applicant said that the lot has 8 surveillance cameras and that they are owned by the landlord.
- L. Alderman Borkowski said that the applicant mentioned that these issues are the same that are happening in downtown and asked the applicant if they have contacted any of the BIDs for help.





- M. The applicant said that they are part of the BID and that they are working with them but that security is not Interstate's responsibility but that they take it seriously and that they are working collaboratively. She added that they are thinking to put up a fence and to add more cameras.
- N. Alderman Brostoff said that the police report said 6 incidences happened last year and another 6 so far this year and asked the applicant if she has an idea of what is going on.
- O. The applicant said that the more traffic, the more incidences.
- P. Alderman Brostoff said that is best to be proactive and not to wait for incidences to happen.
- Q. Alderwoman Pratt asked if the plan includes security guards.
- R. The applicant said that they have boots on the ground and that they work with three different companies in addition to the security guards from the Intermodal station.
- S. Alderwoman Pratt asked how these incidences keep on happening if they have 24-hour security guards.
- T. The applicant said that security checks this locations 8 times in a 24-hour period.
- U. Alderman Bauman said that the plan of operation is not consistent with what the applicant has explained here and that this plan was updated and signed by the applicant. He added that the lot is owned by the State of Wisconsin and that it was leased to a company in California and subleased to another company here in Wisconsin. He also said that this location has been a problem for the last 10 years and that this facility was the trigger to change the law and that we are here with the same problems again. He asked the committee not to renew this license because the only way to fix this issue is to have a physical person on site and that this company refuses to do so.
- V. Alderwoman Coggs asked what the impact of the nonrenewal at this location is.
- W. Mr. Cooney said that it would be illegal to operate as parking lot.
- X. Alderman Chambers asked the applicant what is the problem of having 24hr on site security at the parking lot.
- Y. The applicant said that it is an expense that they cannot do and that it would be responsibility of the property owner.



- Z. Alderman Brostoff said that Alderman Bauman's testimony is well taken and moved nonrenewal based upon the preponderance of evidence in the police report and the lack of cooperation of the applicant.
- AA. Anthony Janowiec (stockholder) said that this location parks around 100 cars/day and that if this lot is not accessible will affect the users of the Intermodal station and that the 24hr on site security is too expensive compared to the low \$8 fee that they charge.
- BB. Alderwoman Coggs asked if there is a chance to negotiate with the owner and when the lease is going to expire.
- CC. Mr. Janowiec said that the lease ends in 2027 and that it is only a little fraction of users that have experienced the issues and that it would be even worse if the parking lot is not operating.
- DD. Alderman Chambers spoke in support of Alderman Brostoff's motion.
- EE. Alderwoman Coggs asked if they do CPTED reviews.
- FF. Ms. Vaillancourt said that they do and that the only issue or suggestion was to place a fence on the perimeter but that it is also the owner's responsibility.
- GG. Mr. Janowiec asked to hold the application in order to discuss the problem and to get the level of the service required.
- HH. Alderman Brostoff moved nonrenewal based upon the preponderance of the evidence in the police report that demonstrates the operation results in a threat to health, safety or welfare of the public and the aldermanic testimony. There were no objections. (Prevailed 5 0)

### 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 Chapters 84 and 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Erica E. Vaillancourt who holds a Parking Lot License for the premises located 701 West St. Paul Avenue in the City and County of Milwaukee, Wisconsin ("Interstate Parking Company #1148") has not met the criteria of Chapters 84 and 85 of the Milwaukee Code of Ordinances, to renew the Parking Lot License based upon the preponderance of the evidence, including police reports and aldermanic testimony.



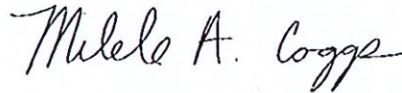


3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Parking Lot License held by Erica E. Vaillancourt for the premises located at 701 West St. Paul Avenue ("Interstate Parking Company #1148"). The Committee based its recommendation on the preponderance of the evidence contained within the police report, as well as aldermanic testimony, demonstrating that the operation results in a threat to health, safety or welfare of the public.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **five (5) ayes and zero (0) noes** recommends that the Parking Lot license of Erica E. Vaillancourt for the premises located 701 West St. Paul Avenue in the City and County of Milwaukee, Wisconsin ("Interstate Parking Company #1148") not be renewed based upon the preponderance in the police report that demonstrates the operation results in a threat to health, safety or welfare of the public and the aldermanic testimony aldermanic testimony.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.



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MILELE A. COGGS  
Chairman, Licenses Committee

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## **COMMITTEE ASSIGNMENTS**

### **CHAIR**

- Licenses Committee

### **VICE CHAIR**

- Zoning, Neighborhoods and Development



**MILELE A. COGGS**  
ALDERWOMAN, 6TH DISTRICT

### **MEMBER**

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: June 9, 2023

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Davinderjit Kaur, Agent for Chamber East Food Market LLC, for Class A Fermented Malt and Food Dealer licenses for the premises located at 200 East Chambers Street in the City and County of Milwaukee, Wisconsin ("Chamber East Food").

### **FINDINGS OF FACT**

1. Davinderjit Kaur (hereinafter the "Licensee") is the holder of Class A Fermented Malt and Food Dealer licenses for the premises located at 200 East Chambers Street in the City and County of Milwaukee, Wisconsin ("Chamber East Food"). Said licenses expired at midnight, April 21, 2023.
2. An application to renew said licenses was filed with the Office of the City Clerk on February 15, 2023.
3. Pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances and Section 125 of the State Statutes, the matter was referred to the Milwaukee Police Department for investigation.
4. On February 16, 2023, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances and Section 125 of the State Statutes of the police report and neighborhood objections and included a copy of the police report. The matter was scheduled for a hearing on the police report on March 29, 2023, commencing at approximately 3:20 p.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared with counsel, Attorney Michael Maistelman and Attorney Vince Bobot, and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. This matter was previously before the Common Council, wherein the Council determined to non-renew. The court ordered that the applicant receive a new hearing, and that the Licensing Committee and Common Council consider the entire Facebook video.



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6. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. On January 11, 2023 at 5:44 p.m., officers conducted a License Premise check at 200 East Chambers. Officers interviewed the manager who stated since the last inspection they have been more vigilant about calling the police regarding people loitering or using drugs. Officers did locate three (3) calls for police placed by the manager. The interior appeared to be clean with no odor of cigarette or marijuana smoke.
  - B. On January 20, 2023 at 5:58 p.m., officers conducted a License Premise check at 200 East Chambers. No violations were found and the employee stated they are having less problems with people loitering since officers have been conducting regular business checks at the location.
  - C. On January 30, 2023 at 6:08 p.m., Milwaukee Police conducted a license premise check at 200 East Chambers Street. While conducting the check, an employee told police about a customer, who had just left, who was selling drugs inside the store. The employee said he's called police on numerous occasions but the subject is gone before police arrival. While talking to the employee, the same subject entered and exited the store approximately six times. The employee told officers that he wanted him "trespassed" and when the officers told the subject to leave, he began shouting profanities at the employee. The subject eventually left. The employee was cooperative throughout the license premise check no violations were observed.
  - D. On February 1, 2023 at 7:45 p.m., Milwaukee Police conducted a license premise check at 200 East Chambers Street. Upon arrival to the location, officers did observe numerous vehicles occupied and running on both N. Palmer Street and E. Chambers Street. While officers were inside the store, they observed no violations and the manager was cooperative.
  - E. The applicant was present at the hearing along with Atty. Michael Maistelman and Atty. Vince Bobot. Captain Sheronda Grant, MPD District 5, and Officer Keith Garland, MPD District 5, were virtually present.
  - F. Chamber East Food is a long-standing business with some neighborhood support. The licensee has proposed a mitigation plan. The building and the business are for sale contingent upon obtaining a license.
  - G. Officers have conducted visits since the store reopened, and have not observed or reported any subsequent violations at the premises.
  - H. Four citizens spoke in favor of renewing the license. Ms. Spence acknowledged that she has seen people drinking alcohol in the store, and that staff did not ask them to leave. She also acknowledged that she saw the video, where people can be seen brandishing firearms. She denied that she has seen drug deals inside the store. Mr. Jordan described himself as a regular, and the described the store as



“clean and organized.” Ms. Clark testified that she needs the store to remain open because she is disabled and cannot walk to other shops further away. Ms. Carrington also wanted the store to remain open.

- I. Officer Garland has been assigned to the area for 14 years and has conducted premises visits in the past. He has observed individuals standing inside the store smoking tobacco and has detected the strong odor of marijuana.
- J. Officers are conducting investigations related to drug-dealing activity which has been observed in the immediate vicinity of the store.
- K. Milwaukee Police Officers first viewed a thirty-two minute video posted to Facebook at or around 7 p.m. on November 29, 2022. The video depicts several individuals inside of Chamber East Food (“the store”) smoking, drinking alcohol and making what appear to be gang signs with their hands.
- L. MPD did not receive any calls for service while the video was being filmed. Store employees did not interrupt or ask the participating individuals to leave the store over the course of the entire 32 minutes.
- M. Officer Keith Garland and his partner went to the store and spoke with an individual who identified himself as the owner. This individual provided a false name to officers. He was subsequently identified as Mr. Kulwinder, the licensee’s brother who owns the building and can be seen participating in the activity depicted in the video. Officers observed the store’s internal cameras and saw the same activity posted to Facebook taking place. They also observed expired food, and a rat while on-scene.
- N. Officer Garland recognized some of the individuals in the video from prior report visits. He has seen them behind the cash register, but was unable to identify them.
- O. When Mr. Kulwinder met with Ald. Coggins and Capt. Grant after the video came to light he held himself out as the business owner. He did not take accountability for his role in allowing and/or participating in the video at that meeting.
- P. Mr. Kulwinder has held himself out as the business owner in prior interactions with officers and Ald. Coggins over a number of years, but he is not the licensee.
- Q. The license is in the name of his sister, Davinderjit Kaur. Officers attempted to contact Ms. Kaur multiple times as part of their investigation but she not available.
- R. Ms. Kaur testified that the store has pest control, they mop the floors twice a day, and that they don’t have any expired food.





- S. Ms. Kaur acknowledged that she recognized some of the people in the video.
- T. Ms. Kaur was not present at the store when the video was taken. Her brother, Mr. Kulwinder, was managing the store. She was unable to remotely view the store cameras during that time. She denied that her brother had been inside, managed the store or participated in the business since she learned about the video.
- U. Ms. Kaur acknowledged that her brother walked into view and made hand signs in the video. She denied that any of the others in the video worked at the store. She "did not know," why the man with the yellow Nike shirt in the video was behind the cash register.
- V. Ms. Kaur acknowledged that she was in India for two months, during which time she left her brother, Mr. Kulwinder, to manage the store.
- W. The Council has a duty to protect the health, safety and welfare of the community.
- X. The conduct depicted in the video, the manager/building owner's failure to intervene and active participation in these events, as well as other activity contained in the police report demonstrate by a preponderance of the evidence that this license should not be renewed for the safety of the citizens who live in the neighborhood and patronize the store.
- Y. Given the severity of the conduct, its duration, the lack of management response and accountability, renewal with a suspension is not sufficient. (Prevailed 5-0)

### 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 Chapters 68 and 85 of the Milwaukee Code of Ordinances and Section 125 of the Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the Licensee, Davinderjit Kaur who holds Class A Fermented Malt and Food Dealer licenses for the premise located at 200 East Chambers Street in the City and County of Milwaukee, Wisconsin ("Chamber East Food") has not met the criteria of Chapters 68 and 85 of the Milwaukee Code of Ordinances and Section 125 of the Wisconsin Statutes to renew the Class A Fermented Malt and Food Dealer licenses. The Committee finds the health department reports and aldermanic objections as stated above to be true. The Committee finds the nonrenewal based upon the preponderance of the evidence in the police report, the video submitted with the notice, the applicant and aldermanic testimony that demonstrates the operation results in a threat to health, safety or welfare of the public.



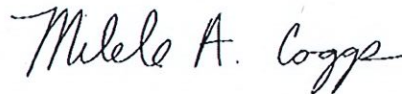
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class A Fermented Malt and Food Dealer licenses for the premises located at 200 East Chambers Street in the City and County of Milwaukee, Wisconsin ("Chamber East Food"). The Committee based its recommendation upon the preponderance of the evidence in the police report, the video submitted with the notice, the applicant and aldermanic testimony that demonstrates the operation results in a threat to health, safety or welfare of the public.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **five (5) ayes and zero (0) noes** recommends that the Class A Fermented Malt and Food Dealer licenses held by Davinderjit Kaur for the premises located at 200 East Chambers Street in the City and County of Milwaukee, Wisconsin ("Chamber East Food") not be renewed based upon the preponderance of the evidence in the police report, the video submitted with the notice, the applicant and aldermanic testimony that demonstrates the operation results in a threat to health, safety or welfare of the public.

Dated and signed at Milwaukee, Wisconsin this 9 day of June, 2023.

Said nonrenewal is effective June 20, 2023.



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MILELE A. COGGS  
Chairman Licenses Committee

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