

## COMMITTEE ASSIGNMENTS

### CHAIR

- Licenses Committee

### VICE CHAIR

- Community and Economic Development Committee

### MEMBER

- Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

May 22, 2017

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 161735 contains the following recommendations:

Nonrenewal, based upon the third nonappearance of the Food Dealer license for Amelia Legutki for the premises located at 5115 W Capitol Dr. ("Walgreens") in the 7<sup>th</sup> aldermanic district.

Renewal, with a ten (10) day suspension, based upon aldermanic testimony of the Food Dealer license for Michael Witynski for the premises located at 6450 N 76<sup>th</sup> St. ("Family Dollar Store #23794") in the 9<sup>th</sup> aldermanic district.

Renewal, with a ten (10) day suspension, based upon aldermanic testimony of the Food Dealer license for Michael Witynski for the premises located at 2214 N 35th St. ("Family Dollar Store #26245") in the 15<sup>th</sup> aldermanic district.

Renewal, with a ten (10) day suspension, based upon neighborhood and aldermanic testimony of the Filling Station, Food Dealer, and Weights & Measures license(s) for Nitpreet Kohli for the premises located at 11006 W Silver Spring Dr. ("Silver Spring Marathon") in the 5<sup>th</sup> aldermanic district.

Renewal, with a warning letter, based upon neighborhood, aldermanic, and applicant testimony, and the police report of the Class B Tavern, Food Dealer, and Public Entertainment Premises license(s) for Ural Jackson for the premises located at 731 N Water St. ("Good Life") in the 4<sup>th</sup> aldermanic district.

Respectfully,

A handwritten signature in black ink that reads 'Tony Zielinski'.

Tony Zielinski, Chair  
Licenses Committee

cc: All Council Members  
File 161735

**CHAIR**  
• Licenses Committee

**MEMBER**  
• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: May 19, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Amelia Legutki for Food Dealer Retail licenses for the premises located at 5115 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Walgreens #02925").

#### FINDINGS OF FACT

1. Amelia Legutki (hereinafter the "Licensee") is the holder of Food Dealer Retail licenses for the premises located at 5115 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Walgreens #02925"). Said licenses expired at midnight, April 25, 2017.
2. An application to renew said licenses was filed with the Office of the City Clerk on March 3, 2017.
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 9, 2017, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances 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 and neighborhood objections on May 16, 2017 at 2:30 p.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee did not 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. Ald. Rainey moved for denial based upon nonappearance.

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

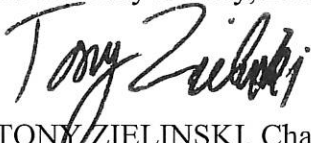


2. Based upon the above facts found, the Committee concludes that the Licensee, Amelia Legutki who holds a Food Dealer Retail license for the premise located at 5115 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Walgreens #02925") has not met the criteria of Chapter 68, of the Milwaukee Code of Ordinances to renew the Food Dealer Retail licenses. The Committee finds the aldermanic testimony as stated above to be true. The Committee based its recommendation on nonappearance of the Licensee.
  
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 Retail license for the premises located at 5115 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Walgreens #02925"). The Committee based its recommendation on nonappearance of the Licensee.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noe, and two (2) excused recommends that the Food Dealer Retail licenses held by Amelia Legutki for the premises located at 5115 West Capitol Drive in the City and County of Milwaukee, Wisconsin ("Walgreens #02925") be denied based its recommendation on nonappearance of the Licensee.

Dated and signed at Milwaukee, Wisconsin this 19th day of May, 2017.

  
TONY ZIELINSKI, Chair  
Licenses Committee

/239550

**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: May 19, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Michael A. Witynski for Food Dealer Retail license for the premises located at 6450 North 76th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin").

**FINDINGS OF FACT**

1. Michael A. Witynski (hereinafter the "Licensee") is the holder of Food Dealer Retail license for the premises located at 6450 North 76th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin"). Said license expires at midnight, June 13, 2017.
2. An application to renew said licenses was filed with the Office of the City Clerk on April 12, 2017.
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 4, 2017, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances 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 and neighborhood objections on May 16, 2017 at 9:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee did appear and was represented by Attorney Joshua Gimbel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Harry Seisman, 3848 Glenwood Ct., Colgate, WI stated that cleanliness, litter and cart issues were addressed.
  - B. Ald. Lewis stated there are issues with loitering, littering, and cleanliness. She also expressed concern that none of the management team had reached out to her.
  - C. Ald. Lewis moved for 10-day suspension based on Aldermanic testimony.

City Hall Room 205, 200 E. Wells Street, Milwaukee, WI 53202

Ph (414) 286-3769 • Fax (414) 286-3456 • Web [www.milwaukee.gov/district14](http://www.milwaukee.gov/district14) • E-mail [tziel@milwaukee.gov](mailto:tziel@milwaukee.gov)



## 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, Michael A. Witynski who holds Food Dealer Retail licenses for the premise located at 6450 North 76th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin") has not met the criteria of Chapter 68, of the Milwaukee Code of Ordinances to not renew the Food Dealer Retail licenses without undergoing a ten (10) day suspension. The Committee finds the aldermanic testimony as stated above to be true. The Committee based its recommendation on the 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 Food Dealer Retail licenses without undergoing a ten (10) day suspension for the premises located at 6450 North 76th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin"). The Committee based its recommendation on the aldermanic testimony.

## RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noe, and one (1) excused recommends that the Food Dealer Retail licenses held by Michael A. Witynski for the premises located at 6450 North 76th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin") be renewed with a ten (10) day suspension based its recommendation on the aldermanic testimony.

The suspension is in effect between 12:01 a.m. on June 14, 2017 until midnight on June 23, 2017.

Dated and signed at Milwaukee, Wisconsin this 19th day of May, 2017.

  
TONY ZIELINSKI, Chair  
Licenses Committee

**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: May 19, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Michael A. Witynski for Food Dealer Retail licenses for the premises located at 2214 North 35th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin").

**FINDINGS OF FACT**

1. Michael A. Witynski (hereinafter the "Licensee") is the holder of Food Dealer Retail license for the premises located at 2214 North 35th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin"). Said license expires at midnight, June 14, 2017.
2. An application to renew said licenses was filed with the Office of the City Clerk on April 12, 2017.
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 4, 2017, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances 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 and neighborhood objections on May 16, 2017 at 9:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee did appear and was represented by Attorney Joshua Gimbel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Robert Theunis, 1315 South 87<sup>th</sup> Street, West Allis, WI stated issues are being addressed. Vandals drove through front door requiring repair to front entry. Theunis acknowledged issues with trash and maintaining the fence around the dumpsters; increased cleaning schedule; vacant parking lot with accumulations of trash; management team has been changed; new manager has been there approximately 10-weeks. This is the second store manager in the last year; turnover went from 180% to 60%.; assistant managers were promoted from within the store.

City Hall Room 205, 200 E. Wells Street, Milwaukee, WI 53202

Ph (414) 286-3769 • Fax (414) 286-3456 • Web [www.milwaukee.gov/district14](http://www.milwaukee.gov/district14) • E-mail [tzieli@milwaukee.gov](mailto:tzieli@milwaukee.gov)



- B. Dameon Ellzey, 15<sup>th</sup> District Legislative Assistant, stated Alderman Stamper has concerns about the cleanliness and the constant inconsistency in requested improvements. There are frequent changes in management which makes it difficult to hold the store accountable for requested changes and improvements. Specific issues include: fencing around the garbage, damage to front door, exits being blocked, cleanliness, and aisles not cleared. He wants to recommend a 10-day suspension.
- C. Attorney Gimbel stated that a warning letter would be more appropriate.
- D. Ald. Lewis moved for 10-day suspension based on aldermanic testimony.

#### 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 Chapters 68 and 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Michael A. Witynski who holds a Food Dealer Retail license for the premise located at 2214 North 35th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin") has not met the criteria of Chapters 68 and 85, of the Milwaukee Code of Ordinances to not renew the Food Dealer Retail licenses without undergoing a ten (10) day suspension. The Committee finds the aldermanic testimony as stated above to be true. The Committee based its recommendation on the 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 Food Dealer Retail licenses without undergoing a ten (10) day suspension for the premises located at 2214 North 35th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin"). The Committee based its recommendation on the aldermanic testimony.

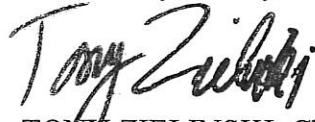
#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noe, and one (1) excused recommends that the Food Dealer Retail licenses held by Michael A. Witynski for the premises located at 2214 North 35th Street in the City and County of Milwaukee, Wisconsin ("Family Dollar Stores of Wisconsin") be renewed with a ten (10) day suspension based its recommendation on the aldermanic testimony.



The suspension is in effect between 12:01 a.m. on June 15, 2017 until midnight on June 24, 2017.

Dated and signed at Milwaukee, Wisconsin this 19th day of May, 2017.

A handwritten signature in black ink, appearing to read "Tony Zielinski". The signature is written in a cursive, somewhat stylized font.

TONY ZIELINSKI, Chair  
Licenses Committee

/239548



**CHAIR**

- Licenses Committee

**MEMBER**

- Community and Economic Development Committee
- Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: May 19, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Nitpreet S. Kohli for Filling Station, Food Dealer, and Weights & Measures licenses for the premises located at 11006 West Silver Spring Drive in the City and County of Milwaukee, Wisconsin ("Silver Spring Marathon").

**FINDINGS OF FACT**

1. Nitpreet S. Kohli (hereinafter the "Licensee") is the holder of Filling Station, Food Dealer and Weights & Measures licenses for the premises located at 11006 West Silver Spring Drive in the City and County of Milwaukee, Wisconsin ("Silver Spring Marathon"). Said licenses expire at midnight, July 8, 2017.
2. An application to renew said licenses was filed with the Office of the City Clerk on March 27, 2017.
3. Pursuant to Chapters 68, 82 and 85 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation.
4. On May 4, 2017, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68, 82 and 85 of the Milwaukee Code of Ordinances 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 and neighborhood objections on May 16, 2017 at 9:00 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee did appear and was represented by Attorney Vincent Bobot.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Ald. Bohl stated that there is a neighborhood objection over zoning related issues. He stated car sales and repairs were reported taking place on the premise. He recommends a warning letter.



- B. Darryl Moore, 12200 West Lynx Avenue stated he contacted Ald. Bohl after noticing several cars for sale on the premise. He also witnessed persons repairing vehicles on the premise without the proper hydraulic equipment. His concern is the deterioration of the area because of the appearance of the establishment.
- C. Ald. Perez moved approval with a warning letter.
- D. Ald. Zielinski moved to reconsider the previous recommendation.
- E. Ald. Rainey moved for 10-day suspension based on neighborhood and aldermanic testimony.

#### CONCLUSIONS OF LAW

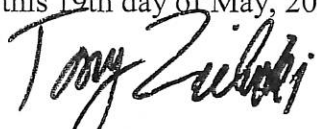
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 68, 82 and 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Nitpreet S. Kohli who holds Filling Station, Food Dealer, and Weights & Measures licenses for the premise located at 11006 West Silver Spring Drive in the City and County of Milwaukee, Wisconsin ("Silver Spring Marathon") has not met the criteria of Chapters 68, 82 and 85, of the Milwaukee Code of Ordinances to not renew the Filling Station, Food Dealer, and Weights & Measures licenses without undergoing a ten (10) day suspension. The Committee finds the neighborhood and aldermanic objections as stated above to be true. The Committee based its recommendation on the neighborhood 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 Filling Station, Food Dealer, and Weights & Measures licenses without undergoing a ten (10) day suspension for the premises located at 11006 West Silver Spring Drive in the City and County of Milwaukee, Wisconsin ("Silver Spring Marathon"). The Committee based its recommendation on the neighborhood and aldermanic testimony.

#### 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) abstain recommends that the Filling Station, Food Dealer and Weights & Measures licenses held by Nitpreet S. Kohli for the premises located at 11006 West Silver Spring Drive in the City and County of Milwaukee, Wisconsin ("Silver Spring Marathon") be renewed with a ten (10) day suspension based its recommendation on the neighborhood and aldermanic testimony.

The suspension is in effect between 12:01 a.m. on July 9, 2017 until midnight on July 18, 2017.

Dated and signed at Milwaukee, Wisconsin this 19th day of May, 2017.



TONY ZIELINSKI, Chair  
Licenses Committee

/239543

**CHAIR**

- Licenses Committee

**MEMBER**

- Community and Economic Development Committee
- Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: May 19, 2017

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern, Food Dealer, and Public Entertainment Premises (PEP) Licenses of Ural P. Jackson, Jr., for the premises located at 731 North Water Street in the City and County of Milwaukee, Wisconsin ("Good Life").

**FINDINGS OF FACT**

1. Ural P. Jackson, Jr. (hereinafter "the Licensee") is the holder of a Class "B" Tavern, Food Dealer, and PEP Licenses for the premises located at 731 North Water Street in the City and County of Milwaukee, Wisconsin ("Good Life"). Said licenses expire at midnight on June 20, 2017.
2. An application to renew said license was filed with the Office of the City Clerk on April 10, 2017.
3. Pursuant to Chapters 68, 85 and 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 June 16, 2016, the Milwaukee Police Department responded with a report that could form the basis for renewal of said license.
4. On May 5, 2017 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68, 85 and 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report, and on the neighborhood objections. The matter was scheduled for a hearing on the police department report on May 16, 2017, commencing at 1:45 p.m. in Room 301A 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 represented by Attorney Emil Ovbiagele.



5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. Stacy Calise, Westtown Association, 224 East Mason Street stated that Mr. Hinton has violated the affidavit and she has witnessed trash, bottles, fighting, and illegal parking, though she has not seen the people involved in these incidents come out of Good Life. She stated that the business has not been open in the morning for breakfast as advertised.
  - B. Malita Brown, N66 W15498 Raven Way Drive, Menomonee Falls, WI, Representative for Hertz Investment Group; Senior Property Manager for 100 East Wisconsin Avenue. After repetitive repair of the parking gate and manipulation the gates have to be replaced ahead of their normal useful life of 5 to 7 years. She added that she has added staff to monitor pay stations on Thursday and Saturday nights and may have to add a third security officer to the 3<sup>rd</sup> shift detail. The reputation of the Good Life is that of a night club rather than a restaurant due to the incidents. She has also witnessed broken fire extinguisher cabinets in the parking garages. Ms. Brown mentioned that other businesses have purchased parking validations for their customers but Good Life has not.
  - C. Debbie Tomczyk, Downtown Bid 21 stated the group is in opposition.
  - D. David Hinton, III, 606 South 5<sup>th</sup> Street stated steps were taken to address the noise issues and there is never a live Disc Jockey. Instead they use a customized play list. He stated that they have disciplined and fired employees that fail to follow policies and rules and that the establishment will be remodeled with smaller speakers.
  - E. Sheldon Oppermann, 735 North Water Street stated Mr. Hinton is a good tenant. He is working with Mr. Hinton to improve the business and facilitate its conversion to more of a restaurant. Mr. Oppermann stated that he has visited Good Life on Thursday and Saturday nights, including during closing, and was not concerned with anything he witnessed. As the landlord, he also has staff in the building 24 hours a day, but stated that no one has informed his staff or called him about issues regarding Good Life or its patrons. He also shared that he has not seen a DJ or observed people dancing in the establishment.
  - F. Ald. Bauman stated he will support a suspension based on the police report. Ald. Bauman will challenge the ruling of the Committee on the Council floor.
  - G. Ald. Perez moved approval with 10 day suspension based on neighborhood, Aldermanic, applicant testimony and police report. The motion failed.
  - H. Ald. Rainey moved approval with a warning letter based on neighborhood, aldermanic and applicant testimony, and the police report.
  - I. Ald. Bauman stated he does not agree with the action of the Committee and will object at Council.

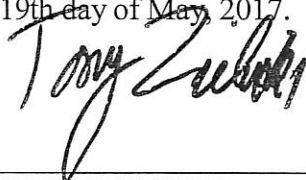
## CONCLUSIONS OF LAW

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 68, 85 and 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Ural P. Jackson, Jr., has not met the criteria to allow renewal of his Class "B" Tavern, Food Dealer, and PEP licenses without the issuance of a warning letter.
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 renew the Class "B" Tavern, Food Dealer, and PEP licenses of Ural P. Jackson, Jr. for the premises located at 731 North Water Street in the City and County of Milwaukee, Wisconsin ("Good Life ") with a warning letter based upon the police report, neighborhood, aldermanic and applicant testimony.

## RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, and two (2) noes and recommends that the Class "B" Tavern, Food Dealer, and PEP Licenses of Ural P. Jackson, Jr. for the premises located at 731 North Water Street ("Good Life") in the City and County of Milwaukee, Wisconsin be renewed with a warning letter.

Dated and signed at Milwaukee, Wisconsin this 19th day of May, 2017.



---

TONY ZIELINSKI  
Chairman, Licenses Committee