



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Jim Owczarski
Deputy City Clerk

www.milwaukee.gov

March 29, 2007

Michael Tipton
4455 West Bradley Road, No. 206
Brown Deer, WI 53223

Dear Mr. Tipton:

You are hereby notified that the Milwaukee Common Council will hold a hearing on April 17, 2007 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 53202 to consider your Public Passenger Vehicle Driver renewal application.

Attached you will find a copy of the Report of the Public Safety Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending denial of the Public Passenger Vehicle Driver license. The recommendation is the result of a public hearing before the Committee held on March 29, 2007 and nonappearance.

You may file a written objection to the report of the Public Safety Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's report must be filed with the City Clerk at least one (1) business day prior to the above-mentioned date set for hearing by the Common Council. You or a legal representative may 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,

RONALD D. LEONHARDT
City Clerk

Enclosure

c: License Division
MPD License Investigation Unit
File:061503

117791



ROBERT G. DONOVAN
Alderman, 8th District

Date: March 29, 2007

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Michael G. Tipton for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Michael G. Tipton (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on February 28, 2007.
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 an objection to renewal of this license dated March 5, 2007. That objection could form the basis of non-renewal or suspension of this license.
4. On March 15, 2007, 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 police objections 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 29, 2007 at 9:00 a.m. in Room 301B 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. Notice was sent to Michael G. Tipton at 4455 West Bradley Road, No. 206, Brown Deer, WI 53223, along with a copy of the police report on October 18, 2006 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, WI 53202. The address of 4455 West Bradley Road, No. 206, Brown Deer, WI 53223 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

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, Michael G. Tipton, 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 based upon 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 Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver license held by Michael G. Tipton based upon nonappearance.

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 Public Passenger Vehicle Driver license of Michael G. Tipton be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 29th day of March, 2007.


ROBERT DONOVAN
Chairman, Public Safety Committee