

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

June 12, 2017

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 161479 contains the following recommendations:

Nonrenewal, based on the police report and neighborhood testimony of the Hotel/Motel license for Harjinder Singh for the premises located at 6222 W Fond Du Lac Ave. ("Diamond Inn Motel") in the 2nd aldermanic district.

Renewal, with a twenty (20) day suspension, based on neighborhood testimony of the Food Dealer license for Adli Dahadha for the premises located at 4025 W Burleigh St. ("Noil Food") in the 7th aldermanic district.

Nonrenewal, based on the police report, police and neighborhood testimony and unfit location/habitual nuisance property, of the Class B Tavern and Public Entertainment Premises licenses for Annabelle Rupert Ealy for the premises located at 4747 N Hopkins St. ("Ealy's 00 Lounge") in the 7th aldermanic district.

Respectfully,

A handwritten signature in cursive script that reads "Tony Zielinski".

Tony Zielinski, Chair
Licenses Committee

cc: All Council Members
File 161479

CHAIR
• Licenses Committee

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



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: June 9, 2017

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Hotel/Motel License Renewal Application for the premises located at 6222 W. Fond Du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Diamond Inn Motel").

FINDINGS OF FACT

1. Harjinder Singh (hereinafter "the Licensee") is the holder of a Hotel/Motel License for the premises located at 6222 W. Fond Du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Diamond Inn Motel"). Said license expires at midnight on June 30, 2017.
2. An application to renew said license was filed with the Office of the City Clerk on April 25, 2017.
3. Pursuant to Chapters 85 and 275 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation. On May 22, 2017 the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On May 24, 2017 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85 and 275 of the Milwaukee Code of Ordinances a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on June 7, 2017, commencing at 1:15 p.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 represented by Attorney Andrew Arena.



5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. On July 7, 2016, an officer spoke with a caller over the phone regarding an issue she was having with the staff at Diamond Inn located at 6222 W Fond Du Lac Avenue. The caller stated that she when to that location in order to “dance” and make money. The caller was paid \$20 dollars and went into a room with a “James.” While dancing inside of the location, “James” asked her to remove her clothing to which she refused. The caller stated that “James” became aggressive and she screamed causing him to run out of the room allowing her to flee. The caller stated she returned to the front desk and demanded her money back and the ID of “James.” The call was handled by the DPR and was sent back for a squad to respond. Hours later a status check was conducted on the call and the caller was no longer present to meet with officers.
 - B. On July 8, 2016, Milwaukee police were dispatched to 6222 W Fond Du Lac, Diamond Inn, for a trouble with subject complaint. Officers were told that the caller’s girlfriend and her daughter were threatening to harm him. Police spoke with all parties and no further action was taken.
 - C. On July 24, 2016, Milwaukee police spoke to a complainant regarding a theft to his auto that was parked at the Diamond Inn, located at 6222 W Fond Du Lac. The caller stated someone broke the rear window to gain entry and removed cash and two designer purses. A report was filed.
 - D. On August 9, 2016, Milwaukee police were dispatched to 6222 W Fond Du Lac for a trouble with subject complaint. Officers were advised that the subjects who were staying at the location were slamming doors and cursing, causing a disturbance. Officers spoke with the offending parties and the call was advised.
 - E. On August 15, 2016, Milwaukee police were dispatched to 6222 W Fond Du Lac for a property damage complaint. Police spoke to the caller who stated a male subject broke into his auto by breaking a window. The call was advised.
 - F. On October 9, 2016, Milwaukee police investigated a Sexual Assault at 6222 W Fond Du Lac, Diamond Inn. The woman stated she was sexually assaulted by a person she knew as “Jerry” and that it was Human Trafficking related.
 - G. On February 6, 2017, Milwaukee police were dispatched to 6222 W Fond Du Lac for a child custody complaint. The caller stated that the father of the children was refusing to return her children to her. The caller further stated that the father had left the 8 and 9 year olds alone at the Inn for a period of time and had returned intoxicated. Officers spoke to all parties and ultimately gave one of the parties a ride away from the location to correct the problem.

- H. On February 6, 2017, Milwaukee police were dispatched to 6222 W Fond Du Lac for a call for police complaint. Investigation found the caller's girlfriend made several threats to harm the caller and threaten to kill him. The call was advised.
- I. On February 23, 2017, Milwaukee police were dispatched to 6222 W Fond Du Lac for a sexual assault complaint. Police were advised that they were looking for a female juvenile who was at the location and was being trafficked for sex. Officers searched the area and did not locate the juvenile.
- J. On March 31, 2017, Milwaukee police conducted follow up on a complaint regarding a trafficking of a child complaint at 6222 W Fond Du Lac. Upon police arrival, they located the female along with a critical missing in room 220. Allegations from the child victim indicated that she was brought to the Diamond Inn to create a backpage ad to solicit prostitution. The older woman was taken into custody due to outstanding warrants. The woman refuted engaging in prostitution and stated she was at the Diamond Inn because she was paying a male to rent a room for her and the child due to the child not being old enough to rent a room. She stated that she allowed the child to use her phone to call her mother to arrange for a ride back home. A case of Trafficking a Child was presented to the DA's office, but charges were declined due to lack of evidence.
- K. On April 30, 2017, Milwaukee police responded to a shooting at 6222 W. Fond Du Lac. Police interviewed the victim at St. Joseph's Hospital and he stated he was shot to the right ankle while at the Diamond Inn and went back to his room (#201) before being dropped off at the hospital.
- L. On May 10, 2017 at 12 pm, Milwaukee police conducted a CPTED inspection at 6222 W Fond Du Lac due to a number of reports from Sensitive Crimes Division with underlying theme that sexual trafficking was occurring at the premises. The Community Prosecution Unit received a total of eight incident reports filed by the SCD. Some of these reports detailed victims' accounts about how they were taken to the Diamond Inn and forced into prostitution. Other reports were detailed reports of interrogations of suspects who mentioned being at the Diamond Inn to meet for sex.

During the inspection, officers were informed that the location has cameras at the location that are always monitored by an employee. With this information, officers went to the front office of the motel to inspect these cameras. As police entered, they observed employees who were in the room, but not actively watching the camera. Officers learned that the footage is stored for approximately 30 days before it is cleared. Police walked around the building and came across a rear door of the location, where it meets the parking garage, and observed a missing door. Officers noted that this gave free access to walk into the building from that location. Also present were officials from Department of Neighborhood Services and they found violations in and around the building.

- M. Ald. Johnson stated that this location continues to be nuisance, agrees that the neighbors deserve a break and supports the Committee's decision. He stated that he visited the location, cameras were being installed, the back door was closed, but he continues to hear about people entering and exiting the back door.
- N. Capt. Turcivovic stated that the police department has responded to several calls related to the premises and his highest concern is with the human trafficking. He stated that there is a severe lack of supervision at this location.
- O. Javonta Brown, 6106 W. Leon Terrace, stated she's witnessed drug transactions, her husband performed CPR on an overdosed person and traffic of people going in and out of the location. She's hoping to start an organization with others to improve the neighborhood. She has never seen the applicant before the hearing. She stated she contacts the police when she sees girls walking back and forth to the location.
- P. ViannaLynn Clayhiggs, 6100 block of Leon Terrace, stated that she has witnessed people taking drugs in cars, performing sexual acts, and handling drug transactions behind the establishment.
- Q. Naomi Curry, Medford Ave., stated she witnessed someone trying to break into her neighbor's home and contacted the police. She stated that the person knocked on her door and left when the police arrived. She stated that he came from the motel.
- R. Ald. Zielinski asked the applicant if he is willing to eliminate cash payments and accept only credit or debit card payments with matching identification.
- S. Ald. Coggs asked the applicant if he has made any contact with Anti-Human Trafficking Organizations and recommended that he reach out to the County Commission that can offer information on human trafficking. She stated that business owners should educate themselves on the type of business that they are operating and come in with a plan to address the issues that exist and that he should regularly meet with the neighbors to address their concerns.
- T. Ald. Lewis stated that business owners are responsible for what takes place inside and outside of the establishment. She stated that she cannot support a license where it is clear that there is human trafficking.
- U. Ald. Perez moved to amend the Plan of Operation to only accept credit or debit cards with matching identification and no cash payments.
- V. Ald. Zielinski moved non-renewal based on the police report and neighborhood testimony.

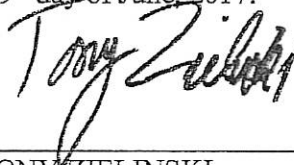
CONCLUSIONS OF LAW

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 and Chapters 85 and 275 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Harjinder Singh, has not met the criteria to allow renewal of his Hotel/Motel License Application.
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 non-renew the Hotel/Motel License of Harjinder Singh for the premises located at 6222 W Fond Du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Diamond Inn Hotel") based upon the police report and neighborhood testimony.

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 and recommends the Hotel/Motel License Renewal Application for the premises located at 6222 W. Fond Du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Diamond Inn Motel") be non-renewed.

Dated and signed at Milwaukee, Wisconsin this 9th day of June, 2017.



TONY ZIELINSKI
Chairman, Licenses Committee

CHAIR

• Licenses Committee

MEMBER

• Community and Economic
Development Committee
• Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: June 9, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Adli Dahadha for Food Dealer Retail licenses for the premises located at 4025 West Burleigh in the City and County of Milwaukee, Wisconsin ("Noil Food").

FINDINGS OF FACT

1. Adli Dahadha (hereinafter the "Licensee") is the holder of Food Dealer Retail licenses for the premises located 4025 West Burleigh in the City and County of Milwaukee, Wisconsin ("Noil Food"). Said license expires at midnight, June 1, 2017.
2. An application to renew said license was filed with the Office of the City Clerk on March 8, 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 24, 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 neighborhood objections and included copies of said objections therewith. The matter was scheduled for a hearing on the neighborhood objections on June 7, 2017 at 1:30 p.m. in Room 301B of the third floor 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. Alderman Rainey expressed his concerns with fighting, loitering, the sale of single cigarettes and diapers, expired food, rodents, and the purchase of cigarettes with an EBT card.
 - B. Keith Stanley, 4203 W. Fond Du Lac Avenue, stated that he is in opposition to the renewal of the license. He stated that he submitted video to Ald. Rainey of the issues relating to trash, fights, rodents, lighting, and a lack of partnering with the community.



- C. Ald. Rainey moved approval with a twenty (20) day suspension based on neighborhood testimony.
- D. Ald. Coggs moved to reconsider the previous motion.
- E. Ald. Rainey moved to amend the plan of operation for the applicant to undergo a CPTED, enroll in the MARTS program, and pursue a facade grant.
- F. Ald. Rainey moved approval with a 20 day suspension based on neighborhood testimony.

CONCLUSIONS OF LAW

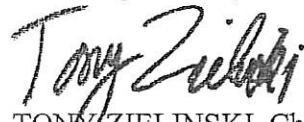
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 68 and 85 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Adli Dahadha, who holds a Food Dealer Retail license for the premise located at 4025 W. Burleigh Street in the City and County of Milwaukee, Wisconsin ("Noil Foods") has not met the criteria of Chapters 68 and 85 of the Milwaukee Code of Ordinances to renew the Food Dealer Retail license without undergoing a twenty (20) day suspension. The Committee finds the aldermanic and neighborhood testimony 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 renew the Food Dealer Retail license for the premises located at 4025 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("Noil Food") with a twenty (20) day suspension based upon aldermanic and neighborhood testimony.

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, one (1) abstained, and (1) excused recommends that the Food Dealer Retail licenses held by Adli Dahadha for the premises located at 4025 West Burleigh Street in the City and County of Milwaukee, Wisconsin ("Noil Foods") be renewed with a twenty (20) day suspension.

Said suspension is to be in effect from 12:01 a.m. on June 21, 2017 until 11:59 p.m., July 10, 2017.

Dated and signed at Milwaukee, Wisconsin this 9th day of June, 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: June 9, 2017

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises License of Annabelle Rupert Ealy, for the premises located at 4747 North Hopkins Street in the City and County of Milwaukee, Wisconsin ("Ealy's 00 Lounge").

FINDINGS OF FACT

1. Annabelle Rupert Ealy (hereinafter "the Licensee") is the holder of a Class "B" Tavern and Public Entertainment Premises License for the premises located at 4747 North Hopkins Street in the City and County of Milwaukee, Wisconsin ("Ealy's 00 Lounge"). Said licenses expired at midnight on June 3, 2017.
2. An application to renew said license was filed with the Office of the City Clerk on March 20, 2017.
3. Pursuant to Chapters 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 May 31, 2017, the Milwaukee Police Department responded with a report that could form the basis for non-renewal of said license.
4. On May 31, 2017 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 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. The matter was scheduled for a hearing on the police department report on June 6, 2017, commencing at 1:30 p.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 represented by Attorney Roy B. Evans.



5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On July 10, 2016 at 1:59 a.m. officers were dispatched to a shooting at 4774 N. Hopkins St. The victim was located at 4769 N. 38th Street, and later pronounced dead by the Milwaukee Fire Department. Investigation revealed the shooting was a result of a fight that began inside the bar, and continued outside the rear of the bar where the shots were fired. Milwaukee Police Department report was filed.
 - B. On May 28, 2017 a homicide occurred at Ealy's 00, 4747 N. Hopkins Street. There was a verbal altercation between subjects on the premises when the suspect shot the victim causing his death. The applicant was on scene at the time of the shooting. Applicant stated she did not hear the shot, but previously told the subjects to not bring a gun into the tavern. Milwaukee Police Department was filed.
 - C. Milwaukee Police Department Captain Boris Turcinovic stated that the police department spoke with the applicant over a year ago and there are repetitive incidents that are reported starting inside the tavern.
 - D. MPD Officer Brian LaRoque was present but did not offer any testimony.
 - E. Alderman Zielinski stated that the applicant is responsible for the behavior of the patrons inside and outside of the establishment.
 - F. Ald. Rainey stated that he is concerned with the failure to address the ongoing issues at the tavern.
 - G. Ald. Rainey moved denial based on the police report and police testimony.
 - H. Ald. Rainey moved to rule this location as an unfit location/habitual nuisance property based on the police report and police testimony.

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 Chapters 85 and 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Annabelle Rupert Ealy, has not met the criteria to allow renewal of her Class "B" Tavern nor her Public Entertainment Premises License.
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 non-renew the Class "B" Tavern and Public Entertainment Premises License of Annabelle Rupert Ealy for the premises located at 4747 North Hopkins Street in the City and County of Milwaukee, Wisconsin ("Ealy's 00 Lounge") with a non-renewal

of license based upon the police report, aldermanic and applicant testimony, and unfit location/habitual nuisance property.

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 and recommends that the Class "B" Tavern and Public Entertainment Premises License of Annabelle Rupert Ealy for the premises located at 4747 North Hopkins Street ("Ealy's 00 Lounge") in the City and County of Milwaukee, Wisconsin be non-renewed.

Dated and signed at Milwaukee, Wisconsin this 9th day of June, 2017.



TONY ZIELINSKI
Chairman, Licenses Committee