



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

February 15, 2007

To the Honorable, the Common Council

Dear Members:

Common Council File 061088 contains the following recommendations:

Nonrenewal, based upon non-appearance, for the following Class "D" Bartenders:

John Chaudoir

Kimberly Harker

Debra Harris

Trevonda Johnson

Owen Minahan

Deshon Perry

Marco Tapia

Renewal, with a 10-day suspension based on the police report, for the following Class "D" Bartenders:

Elonzo Manning, Jr.

Frank Rogers (Committee vote: Ayes: 3, Noes: 1)

Renewal, with an 85-day suspension based on the court records and neighborhood objection, of the Home Improvement Contractor's license of Timothy Evans for "Professional Builders" at 2730 N. 46th St.

(Committee vote: Ayes: 3, Noes: 1)

Renewal, with a 10-day suspension based on the police report and neighborhood objections, of the Class "A" Malt license of Muhannad Mustafa, agent for "Prince Food Market, Inc." for the premises at 1840 N. 19th St. ("Prince Food Market") in the 15th aldermanic district.

Renewal, with a 30-day suspension based on the police report, of the Class "B" Tavern and Tavern Dance license of Danielle Depriest for the premises located at 1848 W. Fond du Lac Ave. ("M&M Lounge") in the 15th aldermanic district. (Committee vote: Ayes: 4, Noes: 1)

Nonrenewal, based on non-appearance, neighborhood objection and the police report, of the Class "B" Tavern and Tavern Dance license of Antonios Anagnou, agent for "Euro Café Bar, LLC", for the premises located at 324 E. Mason St. ("Euro Café Bar") in the 4th aldermanic district (Committee vote: Ayes: 3, Noes: 2)

With regard to the file listed above, the Licenses Committee held an evidentiary hearing on February 13th, 2007.

Pursuant to section 90-11, Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensees.

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, February 27, 2007** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

A handwritten signature in black ink that reads "JAMES N. WITKOWIAK". The signature is written in a cursive, slightly slanted style.

James N. Witkowiak, Chair
Licenses Committee

cc: All Council Members
Files 061088



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of John R. Chaudoir

FINDINGS OF FACT

1. John R. Chaudoir (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 10, 2007.
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. On January 15, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 John R. Chaudoir at 1655 North Humboldt Street, No. 3, Milwaukee, Wisconsin 53202 on January 31, 2007 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The

address of 1655 North Humboldt Street, No. 3, Milwaukee, Wisconsin 53202 is the address given by the applicant on his 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 February 13, 2007.

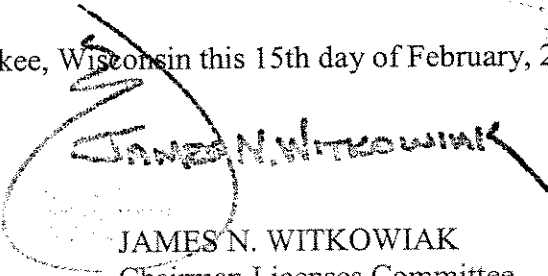
CONCLUSIONS OF LAW

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, John R. Chaudoir, 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by John R. Chaudoir based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: February 15, 2007
To: All Members of the Milwaukee Common Council
From: Licenses Committee
Re: Report on the Renewal Application of the Class "D" Bartender License of Kimberly J. Harker

FINDINGS OF FACT

1. Kimberly J. Harker (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 24, 2007.
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. On January 25, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 Kimberly J. Harker at 2450 South Wentworth Avenue, Milwaukee, Wisconsin 53207 on January 31, 2007 by U.S. prepaid first-class mail in

an envelope bearing the return address of the License Division. The address of 2450 South Wentworth Avenue, Milwaukee, Wisconsin 53207 is the address given by the applicant on her 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 February 13, 2007.

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, Kimberly J. Harker 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Kimberly J. Harker based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (0) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.



JAMES N. WITKOWIAK
Chairman Licenses Committee

115503



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Debra A. Harris

FINDINGS OF FACT

1. Debra A. Harris (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 19, 2006.
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. On October 20, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 Debra A. Harris at 1491 South 98th Street, Milwaukee, Wisconsin 53214 on January 31, 2007 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1491 South 98th

Street, Milwaukee, Wisconsin 53214 is the address given by the applicant on her 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 February 13, 2007.

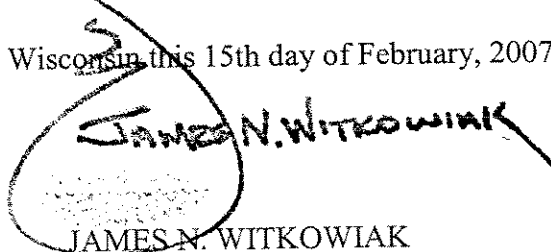
CONCLUSIONS OF LAW

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, Debra A. Harris, 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Debra A. Harris based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (0) ayes and zero (0) noes, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin, this 15th day of February, 2007.

A handwritten signature in black ink that reads "JAMES N. WITKOWIAK". The signature is written in a cursive style and is enclosed within a hand-drawn oval.

JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: February 15, 2007
To: All Members of the Milwaukee Common Council
From: Licenses Committee
Re: Report on the Renewal Application of the Class "D" Bartender License of Trevonda J. Johnson

FINDINGS OF FACT

1. Trevonda J. Johnson (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 4, 2007.
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. On January 5, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 Trevonda J. Johnson at 8550 North Servite Drive, Milwaukee, Wisconsin 53223 on January 31, 2007 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 8550

North Servite Drive, Milwaukee, Wisconsin 53223 is the address given by the applicant on her 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 February 13, 2007.

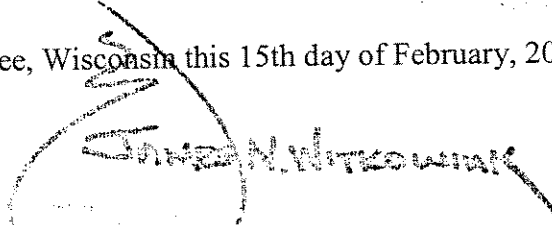
CONCLUSIONS OF LAW

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, Trevonda J. Johnson 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Trevonda J. Johnson based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Owen A. Minahan

FINDINGS OF FACT

1. Owen A. Minahan (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 26, 2007.
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. On January 29, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On February 1, 2007 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 February 13, 2007, commencing at 1:30 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 Owen A. Minahan at 1002 East Wilbur Avenue, Milwaukee, Wisconsin 53207 on February 1, 2007 by U.S. prepaid first-class mail in an envelope

bearing the return address of the License Division. The address of 1002 East Wilbur Avenue, Milwaukee, Wisconsin 53207 is the address given by the applicant on his 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 February 13, 2007.

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, Owen A. Minahan 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Owen A. Minahan based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Deshon A. Perry

FINDINGS OF FACT

1. Deshon A. Perry (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 11, 2007.
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. On January 15, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 Deshon A. Perry at 3734 West Roberts Street, Milwaukee, Wisconsin 53208 on January 31, 2007 by U.S. prepaid first-class mail in an envelope

bearing the return address of the License Division. The address of 3734 West Roberts Street, Milwaukee, Wisconsin 53208 is the address given by the applicant on his 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 February 13, 2007.

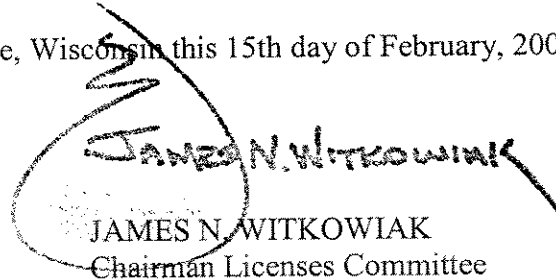
CONCLUSIONS OF LAW

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, Deshon A. Perry 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Deshon A. Perry based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Marco A. Tapia

FINDINGS OF FACT

1. Marco A. Tapia (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 9, 2007.
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. On January 15, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 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 Marco A. Tapia at 1633 South 11th Street, Milwaukee, Wisconsin 53204 on January 31, 2007 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1633 South 11th

Street, Milwaukee, Wisconsin 53204 is the address given by the applicant on his 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 February 13, 2007.

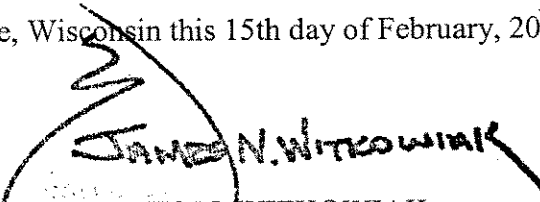
CONCLUSIONS OF LAW

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, Marco A. Tapia 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" Bartender 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 Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Marco A. Tapia based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Elonzo Manning, Jr.

FINDINGS OF FACT

1. Elonzo Manning, Jr. (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on December 27, 2006.
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. On January 3, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admit receipt of the notice of hearing and police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On November 23, 2006 the licensee was cited by Milwaukee Police for possession of marijuana. On December 8, 2006 the licensee was found guilty of the offense and fined \$367.00.

CONCLUSIONS OF LAW

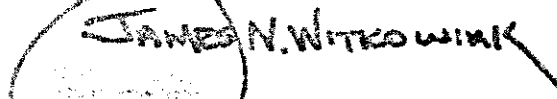
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Frank Rogers, 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" Bartender license without undergoing a ten (10) day suspension.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to renew the Class "D" Bartender license held by Elonzo Manning, Jr. with a ten (10) day suspension based upon the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect from the date of the Common Council meeting of February 27, 2007 through midnight March 9, 2007.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.



JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Frank Rogers

FINDINGS OF FACT

1. Frank Rogers (hereinafter the "Licensee") was the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 10, 2007.
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. On January 15, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On January 31, 2007 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 February 13, 2007, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admit receipt of the notice of hearing and police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On July 2, 1989 the licensee was arrested in Milwaukee County for operating while intoxicated and was charged and on July 3, 1989 was found guilty and sentenced to a 7 month suspension of his driver's license.
- B. On October 8, 1989 the licensee was convicted in Milwaukee County for implied consent and on November 7, 1989 was found guilty and his driver's license was revoked for two years.
- C. On August 6, 1993 the licensee was arrested in Milwaukee County for operating while intoxicated and was charged on October 18, 1993 and found guilty and a two year revocation of his driver's license imposed.
- D. On July 25, 2001 at 3867 North 5th Street the licensee was issued a Milwaukee Municipal Court citation for resisting/obstructing an officer and on September 28, 2001 was found guilty and fined \$164.00.
- E. On November 4, 2001 at 4325 West Fond du Lac Avenue the licensee was dancing in the street, playing loud music from a vehicle and gesturing toward a female owner of The Gallery Tavern at 4322 West Fond du Lac Avenue. The tavern owner felt threatened and harassed by the licensee's actions. He was issued a Milwaukee Municipal Court citation for disorderly conduct and charged with this offense and found guilty on January 29, 2002 and fined \$50.00.
- F. On August 9, 2005 a check of the licensee's driver's license revealed that he had a conviction in Racine County for operating while intoxicated.

CONCLUSIONS OF LAW

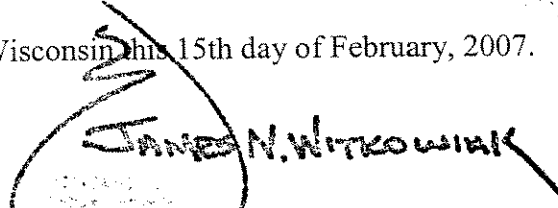
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Frank Rogers 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" Bartender license without undergoing a ten (10) day suspension.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to renew the Class "D" Bartender license held by Frank Rogers with a ten (10) day suspension based upon the police report.

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) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect from the date of the Common Council meeting of February 27, 2007 through midnight March 9, 2007.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK
Chairman Licenses Committee

115512



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Home Improvement Contractor License of Timothy Evans for "Professional Builders" at 2720 North 46th Street, Milwaukee, Wisconsin.

FINDINGS OF FACT

1. Timothy Evans (hereinafter the "Licensee") is the holder of a Home Improvement Contractor License in the City and County of Milwaukee, Wisconsin for the entity known as "Professional Builders". Said license expires at midnight, February 28, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on December 20, 2006.
3. Pursuant to Section 90-14-6 of the Milwaukee Code of Ordinances the matter was referred to the Milwaukee Police Department for investigation. However there was a customer (Mr. Howard W. Karsh) who had filed papers with the Office of the City Clerk demonstrating that the license applicant has had a judgment rendered against him for improper work, § 95-14-7-c-1-g of the Milwaukee Code of Ordinances.
4. On February 2, 2007, the City Clerk's Office provided timely notice to the Licensee pursuant to Section 90-14-7 of the Milwaukee Code of Ordinances of the information provided to the Office of the City Clerk. This information was forwarded to the licensee and the matter was scheduled for a hearing on February 13, 2007, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel. Also appearing was Mr. Howard W. Karsh.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On September 12, 2004 Mr. Evans doing business as Professional Builders and Mr. Karsh entered into a contract for the construction of a porch to the home of Mr. Karsh.
- B. The footings of the porch were not properly done, and Mr. Karsh began to experience problems with the porch built by Mr. Evans. At all material times, Mr. Karsh kept in touch with Mr. Evans who promised to come to the Karsh home to fix the problems but did not. Mr. Karsh was left with no alternative but to retain another builder on August 23, 2005 to fix the problems at a cost of \$5,080.69.
- C. Mr. Karsh, while constantly keeping in touch with Mr. Evans to come and examine what was being done by the alternative contractor, requested reimbursement from Mr. Evans for the additional expenses. Mr. Karsh received no response from Mr. Evans.
- D. On September 22, 2005 Mr. Karsh, *pro se*, commenced a small claims court action against Mr. Evans in the amount of \$5,164.50 including fees and costs. Mr. Evans has still not paid the judgment obtained by Mr. Karsh, and Mr. Karsh has had to institute supplemental proceedings in the form of Motions for Civil Contempt and Bench Warrants for Mr. Evans to provide financial disclosure information to Mr. Karsh. Mr. Evans has not been cooperative with Mr. Karsh in resolving this problem.

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 Section 90-14-7-c of the Milwaukee Code of Ordinances. Section 90-14-7-c-1-g provides as a basis for non renewal or suspension of a home improvement contractor's license: "Whether a judgment has been rendered against the applicant by any court of competent jurisdiction regarding violations of ordinances of the city or laws of the state of Wisconsin the nature of which substantially relate to the particular activity for which the license is issued, or a judgment has been rendered against the applicant regarding improper work."
2. Based upon the above facts found, the Committee concludes that the licensee, Timothy Evans, doing business as "Professional Builders" has not met the criteria of Chapter 95-14 of the Milwaukee Code of Ordinances to allow renewal of his Home Improvement Contractor's license without under going a suspension of eight-five (85) days of said license. The Committee finds the complaint of Mr. Karsh, as stated above, to be true.

3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, the Licenses Committee recommends that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Home Improvement Contractor license of Timothy Evans doing business as "Professional Builders" with an eighty-five (85) day suspension based upon the entry of the judgment of Mr. Karsh against Mr. Evans for improper work and for the danger that the operation of Mr. Evans' enterprise poses to the health, safety, and welfare of the citizens of the City of Milwaukee.

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) excused recommends that the Home Improvement Contractor license of Mr. Timothy Evans doing business as "Professional Builders" be renewed with an eighty-five (85) day suspension based upon the entry of a judgment against Mr. Evans for improper work.

Said suspension is to be in effect from the time of the Common Council meeting of February 27, 2007 through midnight, May 23, 2007.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Muhannad T. Mustafa, Agent for Prince Food Market, Inc. for a Class "A" Malt license for the premises located at 1840 North 19th Street in the City and County of Milwaukee, Wisconsin ("Prince Food Market").

FINDINGS OF FACT

1. Muhannad T. Mustafa, Agent for Prince Food Market, Inc. (hereinafter the "Licensee") is the holder of a Class "A" Malt license for the premises located at 1840 North 19th Street in the City and County of Milwaukee, Wisconsin ("Prince Food Market"). Said license expires at midnight, March 20, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on January 4, 2007.
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 report that could form the basis of non-renewal or suspension of this license on January 5, 2007. There were also neighborhood objections to loitering, littering, cleanliness of the store and surrounding areas, failure to comply with ordinances and statutes relating to the sale of food, cigarettes and drug paraphernalia, sales of alcohol to underage, drug and criminal activity, and conduct detrimental to the health, safety and welfare of the neighborhood.
4. On February 2, 2007, the City Clerk's Office provided notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for nonrenewal or suspension and of the neighborhood objections, and included a copy of the police report. The matter was scheduled for a hearing on the police report on February 13, 2007 at 8:30 a.m. in Room 301B of the third floor of City

Hall. At said date, time and place the licensee appeared at the hearing and was not represented by counsel. He did admit receipt of the notice of the hearing.

6. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On June 27, 2006 the licensee received two citations for outdoor advertising and zoning violations at the licensed premises at 1840 North 19th Street. Both of these charges were heard on January 23, 2007.
 - B. On June 28, 2006 the licensee received two citations for outdoor advertising and zoning violations at the licensed premises at 1840 North 19th Street. Both of these charges were heard on January 23, 2007.
 - C. An objecting neighbor testified to loitering taking place in front of the store as well as to drug transactions that take place in front of the store. That same neighbor has been able to observe patrons leaving this establishment with open intoxicants and consuming them while walking down the street.

CONCLUSIONS OF LAW

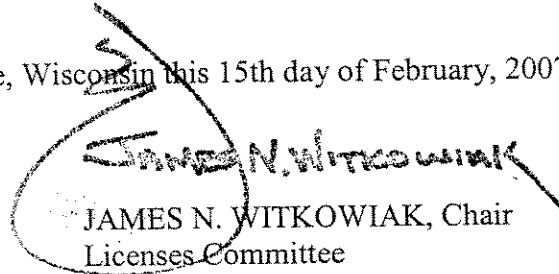
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Muhannad T. Mustafa, Agent for Prince Food Market, Inc. who holds a Class "A" Malt license for the premises located at 1840 North 19th Street in the City and County of Milwaukee, Wisconsin ("Prince Food Market ") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "A" Malt license without undergoing a ten (10) day suspension of said license. The Committee finds the police report, and neighborhood 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 renew the Class "A" Malt license of Muhannad T. Mustafa for the premises located at 1850 North 19th Street in the City and County of Milwaukee, Wisconsin ("Prince Food Market ") with a ten (10) day suspension because of the danger this premises poses to the health, safety and welfare of the citizens of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused recommends that the Class "A" Malt license held by Muhannad T. Mustafa be renewed with a ten (10) day suspension.

Said suspension is to be in effect from 12:01 a.m., March 21, 2007 through midnight, March 30, 2007.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.

A handwritten signature in black ink, appearing to read "James N. Witkowiak", is written over a circular stamp. The stamp contains the printed name "JAMES N. WITKOWIAK, Chair" and "Licenses Committee" below it.

JAMES N. WITKOWIAK, Chair
Licenses Committee

115453



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Danielle D. Depriest for a Class "B" Tavern and Tavern Dance license for the premises located at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge").

FINDINGS OF FACT

1. Danielle D. Depriest (hereinafter the "Licensee") is the holder of a Class "B" Tavern and Tavern Dance license for the premises located at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"). Said license expires at midnight, March 24, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on January 10, 2007.
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 report that could form the basis of non-renewal or suspension of this license on January 11, 2007.
4. On February 1, 2007, the City Clerk's Office provided notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for nonrenewal or suspension and included a copy of the police report. The matter was scheduled for a hearing on the police report on February 13, 2007 at 8:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee appeared at the hearing and was not represented by counsel. She did admit receipt of the notice of the hearing.
6. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On August 23, 2004 at 2:04 a.m. officers of the Milwaukee Police Department observed several patrons in the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge") regarding a fight. The investigation revealed that two patrons were fighting in the tavern over the music. The bartender called police. Both suspects fled the scene. An incident report was filed.
- B. On October 16, 2005 at 1:45 a.m. officers of the Milwaukee Police Department conducted a lawful inspection of the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"). Officers counted patrons as they were leaving the tavern. The posted capacity was 98 and officers counted 115 patrons leaving the tavern. The licensee, who was not on the scene, was cited and charged for over capacity. On March 8, 2006 she was found guilty and fined \$2,359.00.
- C. On November 6, 2005 at 2:30 a.m. officers of the Milwaukee Police Department conducted a lawful inspection of the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"). Upon their arrival, officers observed a patron run back into the tavern, then approximately 30 patrons run out, some carrying open intoxicants. Upon entry, officers could smell a strong odor of marijuana. Officers found several "corner cut" baggies, consistent with the packaging of illegal drugs. Officers also observed patrons drinking alcohol (gin, whiskey, and vodka) from original containers. Further investigation revealed unlicensed video entertainment machines, a rear door locked with a steel gate and various building code violations (exposed wires, water dripping from the ceiling, etc.). The Department of Neighborhood Services was notified about the code violations. The licensee was not on the scene and was cited for amusement machine license required, safe egress from all doors, permitting consumption from original containers, and disorderly premises. The charges of amusement machine license required and disorderly premises were dismissed without prejudice on February 1, 2006. The licensee was found guilty of safe egress from all doors and permitting consumption from original containers and fined \$343.00 on each charge on February 1, 2006.
- D. On December 10, 2005 officers of the Milwaukee Police Department observed patrons in the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge") after hours. Officers tried to gain entry but the front door was locked. They looked in through the window and observed numerous patrons sitting at the bar drinking from beer bottles. Upon seeing police, the patrons ran to the back of the tavern. Officers were unable to gain entry and were advised by a sergeant on scene to do follow-up the next

day. On the following day officers spoke to the bartender who was present the previous evening, and the bartender denied any knowledge of the bar being open after hours. A citation was issued to the licensee for patrons after hours. The licensee was charged with this offense and found guilty on February 13, 2006 and fined \$343.00.

- E. On February 25, 2006 officers of the Milwaukee Police Department were dispatched to the licensed premise at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge") for a shots fired complaint. The investigation revealed there had been a fight. When officers checked the tavern for possible victims, they found three underage patrons hiding in the basement. These subjects told police that the bartender told them to run to the basement when officers arrived regarding the fight. Several citations were issued for licensee responsibility, presence of underage and resisting/obstructing. The licensee was found guilty of these charges on April 24, 2006 and fined \$686.00.
- F. On March 25, 2006 officers of the Milwaukee Police Department observed large crowds at the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge") and conducted an investigation to see if they were over capacity. There were officers at the front and back of the tavern exits, counting patrons as they left. A final count of patrons indicated that there were 130 patrons inside the tavern, 32 over capacity. In addition, officers observed drug paraphernalia at the rear of the bar, near the pool table and found a baggie containing a chunky white substance, which later tested positive for crack cocaine. The open drug use in this tavern has been an on-going problem and has been discussed with the tavern employees on several occasions. The licensee was found guilty of posting of occupancy on August 9, 2006 and fined \$1,000.00.
- G. On March 31, 2006 officers of the Milwaukee Police Department conducted a tavern check of the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"). The officers went directly to the back of the tavern where they observed a patron holding onto a baggy which was believed to contain marijuana. Upon seeing the police, this subject dropped the baggie onto the floor. This substance later tested positive for marijuana. In addition, another patron was asked if he had any marijuana and this subject stated he did. Both subjects admitted that they were about to roll a "blunt" which is a street term for a marijuana-laced cigar. Both of these subjects also stated that they frequent the licensed premise ("M&M Lounge") and admitted that smoking marijuana is common among patrons there and that the tavern employees often look the other way when the smoking occurs.

Both of these patrons were arrested for possession of a controlled substance-marijuana.

- H. On June 24, 2006 officers of the Milwaukee Police Department conducted a tavern check of the licensed premises at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"). An officer noticed a patron that appeared to be under the age of 21. A field interview was conducted which revealed this patron to be 19 years of age. The patron admitted to using her cousin's identification to enter the bar. No other violations were found.

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 Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Danielle D. Depriest, who holds a Class "B" Tavern and Tavern Dance license for the premises located at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge"), has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of her Class "B" Tavern and Tavern Dance license without undergoing a thirty (30) day suspension of said license. The Committee finds the police report 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 Class "B" Tavern and Tavern Dance license of Danielle D. Depriest for the premises located at 1848 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("M&M Lounge ") with a thirty (30) day suspension because of the danger this premises poses to the health, safety and welfare of the citizens of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) noe recommends that the Class "B" Tavern and Tavern Dance license held by Danielle D. Depriest be renewed with a thirty (30) day suspension.

Said suspension is to be in effect from 12:01 a.m., March 25, 2007 through midnight, April 23, 2007.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK, Chair
Licenses Committee

115465



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: February 15, 2007

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Antonios Anagnou, Agent for Euro Bar Café, LLC for a Class "B" Tavern and Tavern Dance license for the premises located at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar").

FINDINGS OF FACT

1. Antonios Anagnou, agent for Euro Bar Café, LLC, (hereinafter the "Licensee") is the holder of a Class "B" Tavern and Tavern Dance license for the premises located at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar"). Said license expires at midnight, February 21, 2007.
2. An application to renew said license was untimely filed with the Office of the City Clerk on January 30, 2007. Because of that fact, a letter has been sent to the license applicant advising him that there will be a lapse of the Class "B" Tavern license because of that late filing.
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 report that could form the basis of non-renewal or suspension of this license on January 31, 2007.
4. On February 1, 2007, the City Clerk's Office provided notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for nonrenewal or suspension and included a copy of the police report. There were also neighborhood objections to loitering, littering, loud music and noise, late night disturbances, public urination and intoxication, fights and conduct which is detrimental to the health, safety and welfare of the neighborhood. The matter was scheduled for a hearing on the police report on February 13, 2007 at 10:30 a.m. in

Room 301B of the third floor of City Hall. At said date, time and place the licensee did not appear.

6. 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 Antonios Anagnou, Agent for Euro Bar Café, LLC at 1319 North Jackson Street, No. 206 Milwaukee, Wisconsin 53202 on February 1, 2007 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1319 North Jackson Street, No. 206, Milwaukee, Wisconsin 53202 is the address given by the applicant on his 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 February 13, 2007.
 - B. On August 5, 2006 officers of the Milwaukee Police Department were dispatched to the licensed premises at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar") for a noise nuisance complaint. The investigation revealed that the sound levels both in and outside the bar were at a reasonable level. Officers spoke to the caller who stated she wanted a citation issued because this was an on-going problem. Officers issued a citation to the licensee for noise nuisance. The citation was dismissed without prejudice on January 8, 2007.
 - C. On December 16, 2006 officers of the Milwaukee Police Department were dispatched to the licensed premise at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar") for a battery complaint. The investigation revealed two men fighting over a woman's allegation that one of the men attempted to rape her a year ago. A glass was thrown in one of the male's face causing several lacerations that required stitches. The subject who threw the glass was later arrested and charged with substantial battery. No tavern violations were found.
 - D. Two neighbors (Ms. Swenson and Mr. Fortune) testified to noise disturbances. These neighbors live at condominiums at 741 North Milwaukee Street in two different units. They documented on a spread sheet some forty-four instances of the licensed premises causing disturbances or its patrons causing disturbances due to loud noise and music at late hours of the night. Most of those are for license years prior to 2006; however, the entries for 2006 are as follows:
 1. May 26, 2006 Captain Haynes, First District Police Department assured the complaining neighbors that a new doorway will be installed that will cut down on the noise the neighbors can hear.

2. On May 27, 2006 the police cleared a crowd from the licensed premises at about 3 AM.
 3. A patron of Euro illegally parked a car in front of a fire hydrant. The observer was able to see the patron, after exiting his illegally parked car, enter Euro.
 4. June 4, 2006, a neighbor desired to sit on her balcony and could not because of the loud music emanating from Euro. Though the premises was closed to the public some work was being done in the premises and the worker desired to have loud music playing.
 5. Between June and July 2006 neighbors experienced loud crowds at Euro.
 6. August 4, 2006 the music and noise from Euro could be heard in the condominiums even with the windows closed and air conditioners running.
 7. September 1, 2006 1:53 AM police called because of loud and noisy crowds at closing time. The personnel of Euro took no action to control the crowd or quiet it down.
 8. September 29, 2006 again excessively loud noise from Euro despite windows closed in condominiums and the doors of Euro being closed. The police were called at 11:42 PM.
 9. October 10, 2006 excessive noise despite windows and doors on condominiums and Euro being closed. Police were called at 11:49 PM.
 10. Again excessive noise being heard despite windows on condominium and Euro being closed. Police called at 11:15 PM.
- E. On August 24, 2005 the Grain Exchange Condominium Association, Inc. sent a letter to the owners of the Euro detailing episodes of disturbances and loud music with a request that some action be taken to resolve the problem. As a result the licensee was on notice of the concerns of the neighbors. A copy of the letter were sent to Alderman Bauman.
- F. On December 12, 2005 the Grain Exchange Condominium Association, Inc. took up the matter of the Euro and the noise it generated from valets driving cars with stereos operating too loudly, the matter of the need to disperse loud and noisy crowds at closing time, the need to close windows to help contain the noise, and control of the exterior tables at which noisy groups of patrons are seated.
- G. Notwithstanding those observations, the condominium owners of the Grain Exchange Building continued to be subjected to noise as detailed in the log kept by Ms. Swenson and Mr. Fortune.

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 Chapter 90 of the Milwaukee Code of Ordinances.

2. Based upon the above facts found, the Committee concludes that the licensee, Antonios Anagnou, who holds a Class "B" Tavern and Tavern Dance license for the premises located at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar "), has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "B" Tavern and Tavern Dance license. The Committee finds the police report and neighborhood 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 deny the Class "B" Tavern and Tavern Dance license of Antonios Anagnou for the premises located at 324 East Mason Street in the City and County of Milwaukee, Wisconsin ("Euro Café Bar ") because of the danger this premises poses to the health, safety and welfare of the citizens of Milwaukee, his nonappearance, the police report, and neighborhood objections.

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 recommends that the Class "B" Tavern and Tavern Dance license held by Antonios Anagnou not be renewed.

Dated and signed at Milwaukee, Wisconsin this 15th day of February, 2007.


JAMES N. WITKOWIAK, Chair
Licenses Committee

115488