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CITY OF MILWAUKEE
UTILITIES & LICENSING HEARING

In the Matter of:
7200 West Fond du Lac Avenue - 2nd District

COMMITTEE MEMBERS

ALD. JAMES WITKOWIAK - Chairman
ALD. JAMES BOHL, JR. - Vice Chairman
ALD. JOSEPH A. DUDZIK
ALD. ROBERT PUENTE

LICENSE DIVISION by REBECCA BARRON
HEALTH DEPARTMENT by PAUL ZEMKE
DEPARTMENT OF NEIGHBORHOOD SERVICES by PANDORA BENDER
POLICE DEPARTMENT by SERGEANT CHESTER ULICKEY
CITY ATTORNEY'S OFFICE by BRUCE SCHRIMPF

Proceedings had and testimony given in the
above-entitled matter before the UTILITIES &
LICENSING COMMITTEE OF THE CITY OF MILWAUKEE on the
12th day of July, 2005, before Terese M. Schiebenes of
Milwaukee Reporters Associated, Inc.

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PROCEEDINGS

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(All City Personnel were duly affirmed.)

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CHAIRMAN WITKOWIAK: July 12th, 2005. In the 2nd District, Laura Lewand, agent for The Stage, LLC, Class B Tavern Application for The Stage at 7200 West Fond du Lac Avenue. Please come forward.

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(Whereupon, speakers were duly affirmed.)

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CHAIRMAN WITKOWIAK: Your name and address for the record, please.

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MS. LEWAND: Laura Lewand, 6194 North 37th Street, Milwaukee, Wisconsin.

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MS. WILSON: Lois Wilson, 5747 North 42nd Street.

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CHAIRMAN WITKOWIAK: Let the record show that Alderman Joe Davis appears in this matter. Neighborhood Services?

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MS. BENDER: Hold for occupancy, and the current capacity 150 as of 1990.

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CHAIRMAN WITKOWIAK: Health Department?

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MR. ZEMKE: Health Department needs completion of orders dated June 17th, 2005.

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CHAIRMAN WITKOWIAK: Ms. Lewand, do you admit to receiving notice in the mail there's a possibility your application could be denied because of items contained in the police report and

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1 neighborhood objections to loitering, littering,
2 noise, traffic problems, disorderly premises, public
3 urination, damage to private property, trespassing,
4 and conduct which is detrimental to the health,
5 safety, and welfare of the neighborhood?

6 MS. LEWAND: Yes, I am.

7 CHAIRMAN WITKOWIAK: Sergeant Ulickey.

8 SGT. ULICKEY: There's nothing in the
9 previous five years. There is one conviction previous
10 to that.

11 CHAIRMAN WITKOWIAK: Why are you applying
12 for this license?

13 MS. LEWAND: I'd like to open up a sports
14 bar in the area. I'm into pool and darts, and there's
15 nothing really on our side of town anymore that
16 accommodates that.

17 CHAIRMAN WITKOWIAK: Do you have any
18 experience?

19 MS. LEWAND: I have worked at Mama Mia's on
20 Burleigh for two years, and I worked for the Music Box
21 for 10. I've been in the business for a long time.

22 CHAIRMAN WITKOWIAK: Alderman Davis,
23 comments.

24 ALDERMAN DAVIS: Mr. Chairman, members of
25 the committee, this is an establishment that has come

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1 before this committee once before, it had some
2 controversy to it, and I argued the fact that, based
3 upon neighborhood objections and also some traffic
4 patterns on Fond du Lac Avenue, that would actually
5 transcend into the rest neighborhood, and I had pretty
6 much a map display pretty much indicating the location
7 of this establishment.

8 My concern is this: You're going to have
9 neighbors come and testify who have been in the
10 neighborhood for some time who are concerned about if,
11 in fact, 150 are at this particular establishment that
12 sometimes patrons don't follow the rules that we set
13 with the particular applicant, and it actually
14 transitions into the residential neighborhood as far
15 as parking is concerned. This is a major corridor,
16 Fond du Lac Avenue. We do have a city yard that is
17 adjacent to this property, and then there's a freeway
18 off ramp. There is limited parking that's going to be
19 not only on this particular premises but also public
20 parking that's along Fond du Lac Avenue, so my concern
21 would be more parking that would be transitioned into
22 the residential neighborhood to protect the
23 environment at the early hours of residents. And you
24 will hear residents come before you to raise their
25 concerns about additional traffic pattern and also

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1 parking that they have experienced with previous
2 owners at this particular location.

3 CHAIRMAN WITKOWIAK: Thank you, Alderman.
4 Could I see a show of hands who's here to testify in
5 this matter. Could you all raise your right hands,
6 and we'll swear you all in at the same time here.

7 (Whereupon, speakers were duly affirmed.)

8 CHAIRMAN WITKOWIAK: Could we have you one
9 at a time come up to the -- Who's here in opposition?
10 If I could have the people in opposition come first.
11 Stand by this microphone, state your name and address,
12 and give us your testimony.

13 MR. STOFLET: Lester Stoflet, 7140 West
14 Medford Avenue.

15 CHAIRMAN WITKOWIAK: How close do you live
16 to this establishment?

17 MR. STOFLET: I would say about 100, 150
18 yards.

19 CHAIRMAN WITKOWIAK: And your testimony is?

20 MR. STOFLET: Since the biker bar closed
21 down, it's been quiet, we have no trouble in the
22 neighborhood with the loud -- I have a loud motorcycle
23 myself -- with the loud motorcycles running through
24 any time from 7:00 at night until 2:30, 3:00 in the
25 morning. Beer bottles laying around, we don't have

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1 that no more, beer cans, parking, people parking in
2 front of our home. It's just been so quiet now since
3 the place has been closed.

4 We have plenty of bars in the neighborhood.
5 And there's a lot of people in the neighborhood that
6 couldn't take off work to come to this meeting that
7 are opposing it, and we just don't want it no more.
8 It's been so nice and quiet, we believe we shouldn't
9 have to have it.

10 CHAIRMAN WITKOWIAK: You may have said this
11 already, but how long ago did the other place close?

12 MR. STOFLET: Oh, God, it's been about a
13 year or more.

14 CHAIRMAN WITKOWIAK: Questions by members of
15 the committee?

16 MR. SCHRIMPF: Mr. Chairman.

17 CHAIRMAN WITKOWIAK: Mr. Schrimpf.

18 MR. SCHRIMPF: What was the name of the
19 other bar that closed?

20 MR. STOFLET: T.R. Saloon, I think.

21 MR. SCHRIMPF: And you mentioned noise and
22 bikers and motorcycles. What time on an hour clock
23 did you experience this sort of noise?

24 MR. STOFLET: Anywhere between 7:00 to
25 closing time, 2:00, 3:00 in the morning.

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1 MR. SCHRIMPF: And did it ever cause you or
2 your family members to be awakened?
3 MR. STOFLET: Oh, yes, yes, just about every
4 night during the summertime.
5 MR. SCHRIMPF: That's all of I have, Mr.
6 Chairman.
7 CHAIRMAN WITKOWIAK: Thank you. Any other
8 questions?
9 ALDERMAN DUDZIK: Mr. Chairman.
10 CHAIRMAN WITKOWIAK: Alderman Dudzik.
11 ALDERMAN DUDZIK: Did I hear you correctly
12 you own a motorcycle?
13 MR. STOFLET: Yes, I do.
14 ALDERMAN DUDZIK: And do you drive your
15 motorcycle between the hours of 7:00 and 3:00 a.m.?
16 MR. STOFLET: No.
17 ALDERMAN DUDZIK: You've never driven your
18 bike at 7:00 at night?
19 MR. STOFLET: Until about 10:00 at night.
20 At 7:00, yes, but I'm on a main street, I'm not
21 running through --
22 ALDERMAN DUDZIK: 10:00?
23 MR. STOFLET: 10:00 at night, yeah. I'm
24 usually in bed by then.
25 ALDERMAN DUDZIK: Thank you.

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1 CHAIRMAN WITKOWIAK: Do you have any
2 questions of this witness?

3 MS. LEWAND: Well, I did go around to all of
4 the area businesses yesterday, and everybody said that
5 they supported another -- a bar in the vicinity. And
6 I also did take pictures of litter, and I did find
7 broken beer bottles on Fond du Lac in the street. I
8 do have them if you'd like to see them. And I did
9 find lots of litter, and if the bar has been closed
10 for a year, that means it did not come from the actual
11 establishment. And I directly went around to all --
12 and I have pictures of this, too -- but all the area
13 bars, and I did not find one opposition, so I don't --

14 And I do have pictures of how far he lives
15 from my establishment if you want to see any of those.

16 CHAIRMAN WITKOWIAK: Did you talk to this
17 gentleman when you were out?

18 MS. LEWAND: I went to two community
19 meetings, and he was there, and at the end it was, I
20 guess, 15 to four. Four opposed and him and his wife
21 are two of them, so they had some problems with
22 someone passing out drunk on their lawn. I don't know
23 if it was from that bar, I'm not sure. I did talk to
24 him, but there was no changing his mind.

25 ALDERMAN DUDZIK: I just have one question

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1 for the applicant. How many on-site parking spaces do
2 you have?

3 MS. LEWAND: I have pictures. I'm not sure,
4 roughly 20 or 30. I'm not sure.

5 ALDERMAN DUDZIK: Thank you.

6 CHAIRMAN WITKOWIAK: Any other questions of
7 this witness? Thank you very much for your testimony.
8 Can we have the next person, please.

9 MS. HONEY: My name is Erretta Honey. I own
10 Stargazers right next door. Ms. Lewand said she
11 talked to everyone yesterday. However, she did not
12 talk to me. I prepared a statement I'd like to read.

13 To the members of this board and the viewing
14 public and those in the room, good morning. I would
15 like to address the issues, once again, concerning the
16 matter of parking at 7200 Fond du Lac Avenue. My
17 position has not and will not change, not because it
18 is my desire to be a bad neighbor but because it's my
19 desire to be a woman of my word.

20 Five-and-a-half years ago when I was granted
21 my license, I gave my word to this board and to the
22 neighbors that my establishment would not be the cause
23 of any problems as far as parking was concerned. I
24 continue to stand by that vow. Even if by some reason
25 I were to close Stargazers, I would not allow the lot

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1 to be used. I reiterate again I will not start
2 something I cannot finish.

3 At the last meeting concerning this issue, I
4 stated that I would fence in the lot. That has not
5 been changed. However, the job has been delayed due
6 to the need to repave the lot first. I stated also
7 about the harassment I've endured by the previous
8 owners personally and by their customers. I do not
9 look forward to this possibility again. Although Mr.
10 and Mrs. Lewand seem like nice people, I do not know
11 enough about them to judge nice or not. And this
12 issue is not about nice, it is about right and wrong.

13 I objected to the last applicant because of
14 the issue of the lot. I did not know enough about
15 them either to judge nice or not. People show you
16 what they want you to see. Only time reveals reality.
17 Again, although they seem like nice people, the issue
18 is once they purchase and not lease this property,
19 they will be obligated to stay, and if it turns out to
20 be a bad situation, they will have no way out. They
21 will not be able to just sell and leave, as we see
22 with problems the current owners are having selling
23 the property. At least they have made their money in
24 the 18 years they have owned it. I believe there are
25 alternatives to this situation other than another bar.

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1 In closing, I must say I feel the Council
2 owes the community the obligation to look out for the
3 neighborhood safety. The lack of parking may
4 compromise that safety and peace by, number one,
5 homeowners being denied parking in front of their own
6 homes with customers parked into the neighborhood;
7 number two, possible disturbances with music,
8 trampling of yards, after-hours noise, trash in the
9 yards, urinating in the yards, fast and loud traffic,
10 all of which could lead to altercations with
11 homeowners. Also, it could lead to cruising, not for
12 the fun of cruising but cruising to find a parking
13 spot. Either way, cruising is cruising.

14 The history of intoxicated customers and
15 homeowners are well documented by the incident at the
16 Music Box, one of the worst being the homeowner who
17 was attacked when he confronted a man who was engaged
18 in a sexual act on his property, along with most of
19 the previous list. With both clubs open, there is
20 likely to be traffic spilling into the neighborhood.
21 The best intentions can be derailed. Even kids
22 playing outside after dark can be confronted or at
23 risk of being hit by a car with increased traffic,
24 especially by someone who has been drinking who may
25 park in the neighborhood.

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1 Again, please understand this is not a
2 racial issue on my part, it is about my desire to keep
3 unnecessary possibilities just that, unnecessary.
4 Therefore, I ask is it needed? The problems will be
5 just a matter of when. On a cold night, who wants to
6 walk a block or two to park? When there is snow and
7 Fond du Lac is being plowed or there is parking
8 restrictions, who will want to park far away, the
9 customer or the homeowner? I say neither. It may be
10 okay for a while, but when the weather turns either
11 cold, snowy or rainy, there is bound to be a problem.
12 Is this a chance worth taking? Even for the neighbors
13 who have said they seem like a nice couple, let them
14 have a chance, the chance you give may backfire.
15 Safety is not a chance thing. Once it's compromised,
16 someone is usually hurt or affected in some way.
17 I did not speak at the block meeting. If I
18 had, I may have been effective and people seeing the
19 problems they had, they may have been swayed to think
20 not only with their heart and their eyes of looking at
21 nice people and their hearts feeling like giving them
22 a chance, but they may have been swayed to use their
23 head, and using their head may have made them
24 understand that sometimes we have to use our head only
25 or deal with a heavy heart later. Thank you.

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1 CHAIRMAN WITKOWIAK: Ms. Honey, if I could
2 ask you how far away is your establishment from there?

3 MS. HONEY: Less than the size of this room.

4 CHAIRMAN WITKOWIAK: 30 feet away or
5 something?

6 MS. HONEY: Yeah.

7 ALDERMAN DAVIS: Mr. Chairman.

8 CHAIRMAN WITKOWIAK: Alderman Davis.

9 ALDERMAN DAVIS: Her property line abuts
10 this particular property so they share -- the driveway
11 at 7200 is right adjacent to the parking lot of
12 Stargazers, so they're right next door to each other.

13 CHAIRMAN WITKOWIAK: Ms. Lewand, do you have
14 any questions of this witness?

15 MS. LEWAND: Yes. She said I did not meet
16 with her. The reason I didn't meet with her yesterday
17 is because I was told she would be the first person I
18 should meet with, and when I had decided to buy the
19 bar back in May, she was the first person I went to, I
20 met with her in her establishment, and she said that
21 if she did fence in her yard and post signs there
22 shouldn't be a problem with parking because then all
23 of her customers would be able to park in her parking
24 lot.

25 I'm not having a nightclub, so I don't feel

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1 like I'm going to be to capacity that I do not have
2 enough parking on Fond du Lac and my spaces and next
3 door. I have the pictures to show everything if you'd
4 like to see them in the pictures.

5 CHAIRMAN WITKOWIAK: Alderman Dudzik moves
6 to accept these pictures and make them part of the
7 record, and hearing no objections, so ordered.

8 MS. LEWAND: There's also pictures of the
9 litter. I went around and took pictures of
10 everything, so you can see how far her establishment
11 is from mine.

12 MS. HONEY: May I respond?

13 CHAIRMAN WITKOWIAK: Go ahead.

14 MS. HONEY: I'm not sure if the litter was
15 there or if it was placed there, number one. My
16 security is told to pick up litter on my lot, and I
17 have a feeling she's trying to implicate me as far as
18 litter. My security is told to pick up litter after
19 the business closes. I'm usually there between 7:00,
20 8:00 in the morning. If there's anything on the lot,
21 I will get it. So her pictures, although they may
22 show litter, I'm not so sure it's litter that wasn't
23 placed there for the purpose of pictures.

24 CHAIRMAN WITKOWIAK: Just so you know, I
25 didn't actually get that impression. I got the

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1 impression that she's trying to tell us there's litter
2 there anyway when the bar is not open.

3 MS. LEWAND: It wasn't against her. It was
4 just to show that there was litter that was a problem
5 about this establishment being open, and when I went
6 over there, there was litter all over. And the place
7 hasn't been open for a year, so I do not think that
8 that establishment is the place.

9 ALDERMAN BOHL: Mr. Chairman.

10 CHAIRMAN WITKOWIAK: Alderman Bohl.

11 ALDERMAN BOHL: These photos apparently show
12 a fence that abuts I-45; is that correct?

13 MS. LEWAND: Correct.

14 ALDERMAN BOHL: The County doesn't pick up
15 litter along I-45.

16 MS. LEWAND: There's the broken bottles on
17 the street and just litter on the grass. It was just
18 the litter problem over there is -- There's a city
19 yard there. I mean, it's --

20 ALDERMAN BOHL: The only reason I say that
21 is I notice that some of the photos of Fond du Lac
22 Avenue appear to be litter-free.

23 MS. LEWAND: I was just showing you the
24 space.

25 ALDERMAN BOHL: I understand. I'm looking

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1 down the street on all four photos here and --

2 MS. LEWAND: I can show you the broken beer
3 bottle, there is a picture of that.

4 MS. WILSON: Also, to let you know, there
5 are a lot of businesses over there. There's some
6 transmission places. It's not all residential, it is
7 an industrial-type area. Next door is a bar on one
8 side, on the other side is a church. And they had
9 even talked to her also and had given permission to
10 use some of those spots, they might go back and forth
11 when they needed them and then when she needed them.
12 This is across the way, like two or three of them. So
13 it's more a business area than it really is
14 residential.

15 MS. LEWAND: The one area there's a sign
16 Wellington, that is the street that the first
17 gentleman lived down. You have to walk off of Fond du
18 Lac and walk down. I mean, if I was going to have an
19 establishment that was busy every night, a nightclub,
20 music, DJ, I could see maybe having a parking problem.

21 MS. WILSON: Just so you know who I am, I'm
22 Laura's mother, and I'm going to live on the premise.
23 My husband and I lived in our home for 28 years.
24 We're going to live above to help her take of it. We
25 will be outside maintaining the property and

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1 everything around that area to ensure there is no
2 litter, there is nothing like that, so there will
3 definitely be no problem with that.

4 MS. LEWAND: That's a beer bottle picture.
5 There were some of the bar, but that's the broken beer
6 bottle in the street that I was just trying to show.
7 We had some inside bar pictures, so I can pass that.

8 ALDERMAN PUENTE: When did you take these
9 photographs and what time?

10 MS. LEWAND: Yesterday at 5:00 when I got
11 home.

12 CHAIRMAN WITKOWIAK: Any further questions
13 of this witness?

14 ALDERMAN DUDZIK: Mr. Chair.

15 CHAIRMAN WITKOWIAK: Alderman Dudzik.

16 ALDERMAN DUDZIK: You own Stargazers?

17 MS. HONEY: Yes, sir.

18 ALDERMAN DUDZIK: What's the capacity?

19 MS. HONEY: 220.

20 ALDERMAN DUDZIK: I'm unfamiliar with it.

21 Does it have a liquor license?

22 MS. HONEY: Yes.

23 ALDERMAN DUDZIK: Thank you.

24 ALDERMAN PUENTE: And how many parking
25 spaces do you have?

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1 MS. HONEY: I have three city lots.

2 AUDIENCE MEMBER: I would say about 60.

3 MS. HONEY: I think it's probably a little
4 more than that. We had it striped one time. Now it's
5 going to be redone. I think it's about 75.

6 ALDERMAN PUENTE: Thank you.

7 CHAIRMAN WITKOWIAK: Any other questions by
8 members of the committee? Okay. Thank you very much
9 for your testimony. Can we have the next person come
10 up and testify, please. Your name and address for the
11 record.

12 MR. RAUCH: My name is Ronald Rauch, I live
13 at 4938 North 74th Street in Milwaukee. I'm about
14 four blocks away from the establishment. And my
15 concern is parking off of Fond du Lac when it comes
16 into our residential area. That's the only problem I
17 have. We've had problems before when the other bar
18 was in there, so that's what our main concern is for.
19 And a lot of people worked today so they couldn't make
20 it down. That's the only thing my concern is about.

21 CHAIRMAN WITKOWIAK: Thank you. Are there
22 any questions by member of the committee?

23 ALDERMAN DUDZIK: Mr. Chair.

24 CHAIRMAN WITKOWIAK: Alderman Dudzik.

25 ALDERMAN DUDZIK: Are you saying with the

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1 bar closed, there's no parking on your street?

2 MR. RAUCH: On the streets inside off of
3 Fond du Lac, yes.

4 ALDERMAN DUDZIK: Thank you.

5 CHAIRMAN WITKOWIAK: Mrs. Lewand, do you
6 have any questions of this witness?

7 MS. LEWAND: No.

8 CHAIRMAN WITKOWIAK: Thank you for your
9 testimony, thank you for coming down. Next person,
10 please.

11 MS. KITCHENAKOW-STOFLET: My name is Carol
12 Kitchenakow-Stoflet, and my concern is the parking,
13 the littering. She might not have found -- She might
14 find the litter on Fond du Lac Avenue, but she didn't
15 go up and down our streets. Ours are clean now. We
16 had litter all over. And the parking in front of our
17 house.

18 CHAIRMAN WITKOWIAK: Spell your last name
19 for the court reporter.

20 MS. KITCHENAKOW-STOFLET:
21 K-I-T-C-H-E-N-A-K-O-W S-T-O-F-L-E-T, 7140 West Medford
22 Avenue. And that was my concern the last time we were
23 here, and they have not changed.

24 CHAIRMAN WITKOWIAK: Thank you. Any
25 questions by member of the committee?

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1 ALDERMAN BOHL: Ma'am, I'm wondering how
2 close in proximity your home is to the establishment
3 in question.
4 MS. KITCHENAKOW-STOFLET: A half a block.
5 CHAIRMAN WITKOWIAK: Alderman Puente.
6 ALDERMAN PUENTE: That was your husband who
7 testified earlier who said 100 to 150 yards, correct?
8 MS. KITCHENAKOW-STOFLET: Right.
9 ALDERMAN PUENTE: Thank you.
10 CHAIRMAN WITKOWIAK-STOFLET: Ms. Lewand, do
11 you have any questions of this witness?
12 MS. LEWAND: No.
13 CHAIRMAN WITKOWIAK: Any other questions of
14 this witness? Thank you for your testimony. Next
15 person, please.
16 MR. STALLWORTH: My name is Quinell
17 Stallworth. I have a business in this district at
18 7972 West Appleton.
19 CHAIRMAN WITKOWIAK: Your testimony, Mr.
20 Stallworth.
21 MR. STALLWORTH: Actually, I have a twofold
22 concern. I was here before you guys, which you're
23 well aware of, back in February, and I was denied a
24 license for this location due to parking, the parking
25 situation. I proposed to open a bar after business

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1 hours there. There will be no other traffic on Fond
2 du Lac Avenue, and I put in for I think I was going to
3 be open like Wednesday, Thursday, Friday, and Saturday
4 after business hours, and I was told because of
5 parking that we would not be able to be licensed
6 there, after investing well over 30 grand into the
7 place, money lost, everything like that. We got
8 denied for parking, and I'm here today really just
9 listening in trying to see what's going on and what
10 the difference is between this case and my case.

11 CHAIRMAN WITKOWIAK: Thank you, Mr.
12 Stallworth. Hold on a second. Any questions by
13 member of the committee?

14 MR. SCHRIMPF: Mr. Chairman.

15 CHAIRMAN WITKOWIAK: Mr. Schrimpf.

16 MR. SCHRIMPF: Mr. Stallworth, what was the
17 address of the location you were trying to open?

18 MR. STALLWORTH: Same address, 7200.

19 MR. SCHRIMPF: That's all I have.

20 CHAIRMAN WITKOWIAK: Ms. Lewand, do you have
21 any questions?

22 MS. LEWAND: I just heard that it was
23 supposed to be a nightclub, and that would be the
24 difference. Nightclubs draw bigger crowds than sports
25 bars most of the time. That's why I thought I can

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1 work with this location. That's all I know, I don't
2 know anything else.

3 MR. STALLWORTH: Actually, we didn't put in
4 for a dance license, we just wanted a liquor license
5 because we were just adding a lounge. It wasn't going
6 to be a nightclub. We asked that we have no DJ or
7 anything like that. We were just using the music
8 generated by the juke box, so it was not going to be a
9 club.

10 CHAIRMAN WITKOWIAK: Any other questions by
11 members of the committee? Thank you, Mr. Stallworth,
12 thank you for coming today. Next person to testify?
13 Are there people here -- So are we finished with the
14 people in opposition? Okay.

15 Is there anyone here to testify in support?
16 Could you come up and give us your name and address
17 and testimony, please.

18 MS. RICK: Good morning. My name is Susan
19 Rick, I own the property at 7200 West Fond du Lac. I
20 also hold the current liquor license and have since
21 December of 1986. I prepared this statement for
22 Laura. I did understand your concerns with the prior
23 applicants, therefore, I was more thorough in
24 researching potential buyers. I have found an
25 appropriate candidate, I feel.

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1 I met with Laura, her mom, her husband Mike
2 and her father in early April after they responded to
3 an ad in the paper. I explained to Laura and her
4 family what she needed to do to obtain a liquor
5 license. Laura has met with the alderman, she has
6 secured financing through a bank to purchase this
7 property, not lease. She has met with two different
8 church communities, and I was told by Sherman,
9 Alderman Davis's assistant, that the majority is in
10 approval. She has met with Erretta Honey right when I
11 told her she would need to. Alderman Davis also told
12 her she needed to meet with her and talk to her about
13 parking.

14 She's met with nearby businesses in hopes of
15 bringing in local clientele. I personally went with
16 her yesterday. Her and I went to Wegmann's
17 Automotive, which I spoke on the phone with John from
18 DJ's Transmissions. John is not objecting. He's on
19 his way to Alaska right now, he can't be here.
20 Wegmann's thinks it's great, they think a business in
21 the area -- It's boarded up, it's becoming nothing.

22 She also has successfully completed a course
23 in small business at MATC. Both her and her husband
24 have gone. She created an LLC for this business
25 venture. She had the Health Department in as she was

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1 asked to do. She's contacted me numerous times over
2 the last three months about guidance for security,
3 accountants, exterminators, insurance, salesmen,
4 pizzas, you name it. She's covering every base.

5 As a lifelong resident of the northwest
6 side, Laura is an owner of two properties. Laura is
7 familiar with the concerns of the neighbors, she is a
8 neighbor. She plans on having her parents live above
9 the tavern and maintaining the property. She only
10 wants to improve the neighborhood. She's investing a
11 great deal of money to enhance this area that she grew
12 up in. She's done everything asked of her, and she's
13 sitting here waiting for your approval.

14 I've personally met with over 30 different
15 people trying to sell this property, and I've never
16 met anyone more ambitious. She's followed everything
17 she had to do. She has the passion and drive my
18 husband and I had 18 years ago when we opened this
19 business, and I believe she's going to be successful
20 given the chance.

21 My husband and I are prepared to reopen T.R.
22 Saloon. We have the license. We need to pay for it.
23 We're forced to open, that's the bottom line. It's
24 not paid off yet, and the doors will open again.
25 We're not losing our retirement.

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1 So I say please consider her. I think she's
2 got a lot to give back to the community. Give her a
3 chance. She's done everything asked of her.

4 CHAIRMAN WITKOWIAK: Thank you, Mrs. Rick.
5 Questions by members of the committee?

6 ALDERMAN PUENTE: Mr. Chair.

7 CHAIRMAN WITKOWIAK: Alderman Puente.

8 ALDERMAN PUENTE: The gentleman who spoke
9 just prior to you coming up here, Mr. Stallworth, are
10 you familiar with him?

11 MS. RICK: Yes, definitely.

12 ALDERMAN PUENTE: Was he leasing the
13 building or was he buying it?

14 MS. RICK: He leased it with the option he
15 could purchase it. He also after the denial of a
16 liquor application quit paying me. He made one
17 payment, and it was not a complete payment. We
18 evicted him.

19 ALDERMAN PUENTE: He made a statement that
20 he invested \$30,000 in there.

21 MS. RICK: There was a buy-in amount of
22 \$20,000, 10,000 was ours automatically according to
23 the lease agreement -- I didn't know I would need it
24 today or I would have brought it -- 10,000 could be
25 divied out in accordance to lack of rent, damage, and

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1 there is significant damage in the building. He made
2 one payment to me in January. It was supposed to be
3 \$2,800, he paid me 25, and that is the last of the
4 money I've seen from Mr. Stallworth.

5 ALDERMAN PUENTE: And how long was he there?

6 MS. RICK: He was there until, I believe,
7 April 13th by the time we could get him out and go
8 through eviction proceedings. At that time, also, I
9 found his brother living in my basement. He told me
10 he was out.

11 ALDERMAN PUENTE: So how many months were
12 they in there?

13 MS. RICK: November until middle of April,
14 and then I had trouble getting out his friend in the
15 one bedroom, and he was there until May 8th. So it
16 was hard getting these people out. It wasn't just
17 like okay, it's done, go. It didn't work that way.

18 ALDERMAN PUENTE: Okay. Thank you.

19 CHAIRMAN WITKOWIAK: Hold on a second. So
20 Mr. Stallworth rented the entire building, and there's
21 an apartment upstairs?

22 MS. RICK: He leased the entire building,
23 correct.

24 CHAIRMAN WITKOWIAK: And was there any
25 contingency in that lease about him receiving a

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1 license?

2 MS. RICK: No, there was not. We did give
3 him a grace period in the month of December. If he
4 secured the liquor license within six months, we would
5 give him December free, and we were trying to give him
6 a break to get on his feet. He did not do that within
7 six months, he wasn't even there six months, he
8 bailed. So I really want to sell it versus lease it,
9 and if I'm forced to, we're opening, that's the bottom
10 line. It is a biker bar. I can't change my
11 clientele, I'm sorry.

12 CHAIRMAN WITKOWIAK: I want to ask you, did
13 you attempt to assist Mr. Stallworth in receiving his
14 license?

15 MS. RICK: My husband did. I was working at
16 the time, I worked for MPS, so I was in work. My
17 husband did. We walked him through, we told him what
18 he needed to do, we showed up at the first meeting,
19 the Health Department sat in. He dragged his feet on
20 a lot of issues. There wasn't a lot of ambition. If
21 you read your application, you know what you're
22 supposed to do, you do it. It's that easy. It's
23 right there in black and white. I don't know.

24 CHAIRMAN WITKOWIAK: Thank you. Questions
25 by other members of the committee? Mr. Lewand, do you

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1 have any you want to ask her?

2 MS. LEWAND: No.

3 CHAIRMAN WITKOWIAK: All right. Thank you
4 for your testimony. Is there anyone else here to
5 testify in this matter? Alderman Davis.

6 ALDERMAN DAVIS: Mr. Chairman. One thing
7 that I can say about Mr. and Mrs. Ricks is that
8 they've been working with me on this location for some
9 time because they understood my concern about the
10 provider who would actually purchase this property,
11 and I did make a request specifically to them that I
12 was interested in someone to purchase the property so
13 they would have an investment in the neighborhood.

14 When I first initially met with Mr. Ricks,
15 he showed me throughout the whole property, he told me
16 that he would be willing to work with me in order for
17 the neighborhood to remain stable, and I think that
18 they have kept their end of the bargain up, there's no
19 doubt about it, because there were a lot of applicants
20 who called my office concerning this particular
21 property.

22 The issue that I have currently right now is
23 that I know that the City of Milwaukee is in the
24 business of issuing licenses, and whether I agree
25 whether alcohol establishments are good or bad for the

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1 city, that's not the issue for me. The issue is is
2 that if Mrs. Ricks says she's going to open up an
3 establishment, I'm going to have an establishment
4 within the 2nd Aldermanic District at that location.
5 So the only issue that I have currently right now with
6 this particular location is the parking. I need to
7 make sure that I secure some type of a commitment to
8 deal with that issue, whether it's blocking off
9 Wellington and not having folks go into residential
10 neighborhoods and parking and folks walking through at
11 1:30, 2:00 in the morning. There is an adjacent alley
12 that runs behind Stargazers, and then there's a public
13 right-of-way on the other side of Stargazers, also,
14 which could be a problem because if, in fact, this
15 licensed establishment has a capacity of 150 people,
16 then sometimes people do not follow regulations, and
17 they park in the public right-of-ways in the alleys
18 and also on that small street. So I'm going to have
19 to get some type of commitment as far as parking is
20 concerned.
21

22 But from my standpoint, I feel for the Ricks
23 because they're ready to retire, and I don't want to
24 stand in their way as far as retirement is concerned.
25 It's an investment piece of property. They think that

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1 they have a very good person to purchase the property
2 to move forward in operating the establishment, and if
3 Mrs. Lewand and her mother is going to move forward to
4 give me those commitments -- and these licenses are
5 granted for a year -- believe me, I would be in front
6 of this committee next year letting you know if
7 there's any concerns at this particular location. But
8 I am concerned about the public right-of-ways and the
9 parking. I'll continue to argue that point at this
10 particular location.

11 ALDERMAN PUENTE: Mr. Chair.

12 CHAIRMAN WITKOWIAK: Alderman Puente.

13 ALDERMAN PUENTE: Alderman Davis, it was
14 stated that there's been two meetings. Is that
15 correct?

16 ALDERMAN DAVIS: Yes.

17 ALDERMAN PUENTE: Can you tell me what the
18 attendance was at each meeting and what the outcome
19 was as far as opposed/non-opposed?

20 ALDERMAN DAVIS: Bryant Neighborhood
21 Association, which is further up on Fond du Lac Avenue
22 on Silver Spring, they held a community meeting, and
23 at the end of that meeting, they indicated that they
24 would support the particular establishment. And I
25 issued the same concern that I have with that

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1 neighborhood meeting, and that was the parking and the
2 traffic patterns coming from the establishment. So
3 that one meeting they were in support. Keep in mind
4 they may be about a mile-and-a-half, two miles away.

5 But Wellington Park Neighborhood
6 Association, it was on the night that I had the public
7 hearing for the smoke-free ban, which was out of
8 Wilson Park Senior Center and staff, my staff, Sherman
9 Morton, attended that meeting, and it was indicated
10 that the parking was an issue, and that has continued
11 to be the theme as far as parking to be an issue from
12 residents in the neighborhood.

13 And it was split. Very well attended at
14 Bryant Heights Neighborhood Association, what might
15 have been about 50 people there, residents and
16 businesses in that area. At the Wellington Park
17 Neighborhood Association, I think there may have been
18 12 or 15 people in attendance. And with that outcome,
19 I think Mrs. Lewand pretty much indicated what Mr.
20 Morton had said about support.

21 ALDERMAN PUENTE: One more question. I
22 believe when Mr. Stallworth and the other gentleman
23 with him came before us, he had made statements then
24 about working with Ms. Honey at Stargazers regarding
25 parking. Do you know if the applicant or anybody has

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1 talked to Ms. Honey regarding using some of her space
2 for parking?

3 MS. LEWAND: She doesn't want you to use her
4 space, and I was fine with that. As long as she
5 posted signs telling my patrons they couldn't park
6 there, as long as they know and are aware they cannot
7 park in her parking lot, they will have to deal with
8 the consequences of that.

9 ALDERMAN PUENTE: While you were at the
10 Wellington, and I think earlier you blurted out
11 something it was 12 to four or numbers like that.

12 MS. LEWAND: 15 to four. I heard there was
13 19 people there, 19 people voted, and I did not, and
14 15 were for, four against.

15 ALDERMAN PUENTE: How do you know that?

16 MS. LEWAND: She had called Alderman Davis's
17 office the next.

18 ALDERMAN PUENTE: Who's she?

19 MS. RICK: I did. And they said 15 to four.

20 ALDERMAN PUENTE: Is that accurate?

21 ALDERMAN DAVIS: I have no reason to
22 question that.

23 MS. RICK: Sherman told me yesterday that it
24 was 15 approved.

25 CHAIRMAN WITKOWIAK: Lester, if you could

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1 just step up here, I think you have something to add
2 here. We'll allow that at this time. You were going
3 to say something regarding the meeting?

4 MR. STOFLET: About that meeting, right.

5 CHAIRMAN WITKOWIAK: Were you at the
6 meeting?

7 MR. STOFLET: Yes, I was. There was four
8 people just at our table that were opposing it, Ron
9 and his wife opposed it, that's six, and then my next
10 door neighbors that were at the meeting right in the
11 front table, they both opposed it, that's eight, and
12 out of, what did you say, 19 people were there? How
13 many people did you have over there?

14 MS. LEWAND: I didn't fill out one.

15 MR. STOFLET: Totally 19 people in the
16 meeting. They had, what, six people there?

17 MS. RICK: There was 21 people total in the
18 meeting.

19 MR. STOFLET: Subtract six of you, maybe
20 seven. Majority of the people there opposed. Like I
21 said, there was eight of us that opposed it.

22 MS. RICK: Then why would Sherman have given
23 me that information?

24 MR. STOFLET: Because Ron took the paperwork
25 and Sherman had it, but I don't know how he come

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1 about, but the way I counted with the people that told
2 me themselves that they opposed it, there was eight of
3 us, and there was only, what, maybe 16, 15 people
4 total.

5 ALDERMAN PUENTE: Mr. Chair. So are you
6 considering you and your wife two votes?

7 MR. STOFLET: Yes, my vote and her vote.

8 ALDERMAN PUENTE: How were the votes taken?

9 MR. STOFLET: Paper, we wrote it on paper.

10 ALDERMAN PUENTE: Did you and your wife both
11 fill out a piece of paper in opposition?

12 MR. STOFLET: Yes, we did, yes, we did.
13 Everyone that opposed -- did the thing did it on
14 paper.

15 CHAIRMAN WITKOWIAK: Thank you. Is there
16 anyone else here to testify in this matter that has
17 not testified before? Are there any further questions
18 by members of the committee? Mr. Lewand, do you have
19 anything to say in closing before we take this matter
20 into committee?

21 MS. LEWAND: No, sir.

22 ALDERMAN PUENTE: Mr. Chair, one more
23 question to the applicant. How do you intend to
24 address the parking?

25 MS. LEWAND: I don't think that I'm going to

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1 be all the rave and have massive traffic. The
2 concerns of the community, they really talked about
3 cruising and overspill into the local area. And I
4 have 30 parking, I have 150 capacity. I don't like
5 packed bars myself, so I won't reach capacity, I don't
6 believe. And I don't think everybody would take a
7 separate car, so I mean, if I had 60 people in the
8 bar, I'd have 30 cars. And Fond du Lac there is no
9 parking signs, and most of my clientele I would like
10 to be local people who are already parked in the
11 neighborhood in the local businesses that are already
12 parked on the street.

13 So that is what I was trying to cater to. I
14 wanted to put a small grill in there and basically
15 just cater to the local businesses, and they were all
16 for that. The gentleman across the street in the
17 parking lot said that he has break-ins to his car,
18 he'd love to have people around that are seen back
19 into the area. And they are starting to get a lot of
20 abandoned buildings over there, so you're going to
21 have problems with that, also.

22 I'm just trying to make a good business. I
23 would respect any neighbor that had any problems with
24 me. There's nothing more I can say. I felt there was
25 enough parking for what I was trying to do with the

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1 Fond du Lac parking and my parking spaces. And if she
2 had her lot fenced in and signs and all of her
3 customers were able to park in her parking lot, I
4 still have enough Fond du Lac parking, I thought, I
5 assumed.

6 MS. WILSON: I think, also, that we would
7 address the customers as they walk in the door,
8 especially the people that we know, I know I
9 personally will do to ensure that where they are
10 parking, find out where they're parking and make sure
11 that they stay closer by or talk to the businesses
12 around and see if there's any parking that they would
13 allow us to use in the evening as long as we maintain
14 the property, keep it clean, don't leave anything
15 laying around. If we have an issue with that, I guess
16 we'll work our way there. There's got to be other
17 places, I'm sure, that we can talk to, and as long as
18 we take care of their properties that they might let
19 us use it.

20 MS. LEWAND: There is also two businesses,
21 like next door, he has problems leasing that area. I
22 mean, there is a future where I could purchase maybe
23 things in the location that I could get me more
24 parking across the street, that building is also
25 abandoned with a large lot next to it. We looked at

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1 that that maybe if it did get going we could purchase
2 one of those for parking. I have looked into that.

3 CHAIRMAN WITKOWIAK: I think there was two
4 issues relative to this, one of them was the actual
5 parking, one of them was the exodus at the end of the
6 night, the cruising and where the cars are going
7 afterwards. I think that was perhaps a larger concern
8 was the cruising. That's just the way -- what I
9 picked up on this, that it wasn't all just the
10 parking.

11 ALDERMAN PUENTE: Your target audience is
12 going to be the local people. What age group?

13 MS. LEWAND: I was hoping between like late
14 20s to 40s, 50s, in that area, the middle-aged person.
15 There's really nothing on our side of town for that
16 anymore.

17 ALDERMAN DAVIS: I would argue that.

18 CHAIRMAN WITKOWIAK: Alderman Davis.

19 ALDERMAN DAVIS: I just want to make sure
20 that the community -- and I'm sorry, Alderman Puente,
21 if I can make this statement, please.

22 ALDERMAN PUENTE: Go ahead.

23 ALDERMAN DAVIS: There is a concern with
24 parking, and I want Ms. Lewand to understand that.
25 The statement is that she's not concerned with

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1 parking. The neighborhood is saying that they have a
2 concern about parking, I'm saying that there's a
3 concern to have parking, there's a concern about
4 parking. And what I want to make sure is is that we
5 address that problem and we just don't discount it,
6 because I'm the one that's going to have to deal with
7 those calls from constituents in the area. So
8 Alderman Puente, I appreciate that question because
9 it's not going to go away.

10 MS. LEWAND: The parking, I'm saying that
11 the people I want to have in my bar would already be
12 parked there, they're already there for their jobs,
13 and they live in the area is what I was trying to
14 address. My husband is a city worker, there's the
15 city yard. They have an interest in coming to this
16 establishment. And the businesses in the area, DJ's
17 Transmissions, Wegmann's, satellite, cable company, my
18 mother's retired from the phone company. The phone
19 company is just down Fond du Lac, also. We were
20 interested in that, the local, people that are parked.

21 I'm not saying parking is not an issue. If
22 I was to become all the rave and had 150 cars, I could
23 see parking becoming -- her establishment next door is
24 busy and mine is busy, I could see parking. But I did
25 look at the businesses in the area that are abandoned,

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1 and they have lots, and I would like to in the future
2 maybe purchase one of those to have more parking. I'm
3 not at all saying that parking is not an issue. I
4 just was trying to cater more to the local people that
5 are already parked, hopefully.

6 ALDERMAN PUENTE: If I can continue on with
7 my question. In your capacity at the Music Box and
8 Mama Mia's I think you said on Burleigh, what was your
9 capacity there? What did you do? Were you a manager,
10 were you a bartender?

11 MS. LEWAND: At the Music Box I was the
12 bartender, and you're pretty much everything when you
13 were there. The capacity I think at the Music Box was
14 almost 200-something. I was a bartender, waitress,
15 manager, I pretty much was by myself.

16 ALDERMAN PUENTE: Okay. Thank you.

17 CHAIRMAN WITKOWIAK: Anything further? I
18 have a question for License Division. Ms. Barron,
19 when does this existing license at this location
20 expire?

21 MS. BARRON: It would expire on December
22 15th of 2005. The last license that was issued
23 expired on December 15th of 2003, so they have never
24 had their 2003/2004, 2004/2005 licenses issued.

25 CHAIRMAN WITKOWIAK: Grant but not issued;

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1 is that correct?

2 MS. BARRON: That's correct.

3 ALDERMAN BOHL: Mr. Chairman. What does the
4 law dictate if you do not --

5 MS. BARRON: It's one year. So they'd have
6 to come before the committee yet this year.

7 ALDERMAN BOHL: Would they still be deemed a
8 renewal with the non-issuance of their license?

9 MS. BARRON: Yes, but they have to come
10 before the committee when they haven't used their
11 license for more than a year.

12 ALDERMAN BOHL: And that would require
13 special circumstances?

14 MS. BARRON: That's correct.

15 CHAIRMAN WITKOWIAK: So if the Ricks wanted
16 to open up this bar now, they would have to come
17 before this committee, they couldn't just go down to
18 the License Office and pick up their license?

19 MS. BARRON: If they wanted to do that now,
20 they could do it, but if they don't do it by December
21 15th of this year, they would have to schedule, then
22 come in and illustrate what the special circumstances
23 are.

24 CHAIRMAN WITKOWIAK: I see. Is that clear
25 to everyone now?

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1 ALDERMAN PUENTE: No. So in other words, if
2 they wanted a license now, they would get the license
3 without coming before us, is that correct, before the
4 expiration of their license?

5 MS. BARRON: Yes, that's correct.

6 CHAIRMAN WITKOWIAK: So in other words, the
7 place could be open this weekend.

8 ALDERMAN DUDZIK: A question for Alderman
9 Davis. Alderman Davis, am I clear that there are no
10 parking issues while this bar is not open, even though
11 you have a bar that by its own admission has a
12 capacity of 220, 250 people -- whatever it is -- and
13 only 75 parking spaces?

14 ALDERMAN DAVIS: Yeah. I guess most of the
15 people are supporting the smoke-free environment
16 ordinance that are moving through. That was just
17 sarcastic.

18 CHAIRMAN WITKOWIAK: Always an opportunity
19 for a plug there.

20 ALDERMAN DAVIS: I haven't had any calls
21 about residents in the area with the current
22 establishment as far as Stargazers are concerned and
23 Stargazers operating at a capacity where it's
24 transitioning out to the community, I haven't had
25 those calls in my office.

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1 ALDERMAN DUDZIK: Because I know Alderman
2 Davis to be a very creating individual, I'm surprised
3 that the diea of putting up no parking signs in
4 particular in the alley -- I've done this in
5 instances where I have parking issues, I've put up no
6 parking signs. You'd be surprised how creative bar
7 owners can get when all of a sudden all of the street
8 parking is gone. That's just my thought. Thank you.

9 CHAIRMAN WITKOWIAK: Any other questions by
10 members of the committee? Okay. This matter is in
11 committee.

12 ALDERMAN BOHL: I wish others would make a
13 motion because I don't know if they're going to agree
14 with me. I would move to deny, based on neighborhood
15 concerns relating to parking issues. The gentleman
16 who came before, I made the motion last time to deny.
17 And the applicant here seems like a pleasant
18 applicant, I understand the circumstances. I have to
19 be consistent in terms of my vote. I'm not aware that
20 circumstances have changed. The gentleman is correct,
21 they did apply for a lounge and not a nightclub.

22 I do not see changed circumstances that
23 would lead me to change my vote from last time, and I
24 think otherwise I would be hypocritical to move
25 approval at this time, given those circumstances.

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1 ALDERMAN PUENTE: Mr. Chair.

2 CHAIRMAN WITKOWIAK: Motion by Alderman Bohl
3 is to recommend denial, based on neighborhood
4 objections. On the motion, Alderman Puente.

5 ALDERMAN PUENTE: Thank you. There are
6 circumstances that were presented today that are
7 different than last time. The owners of this
8 establishment, Mrs. Ricks, came before us and told us
9 that she will open up again. Now, I don't know what
10 the neighborhood is going to want, if they're going to
11 want to these motorcycles back out there and what you
12 had two years ago or to give this lady a chance and
13 see what kind of clientele she brings in. So just
14 based on that testimony alone, I would have to vote
15 against the recommendation.

16 CHAIRMAN WITKOWIAK: The motion by Alderman
17 Bohl is to recommend denial, and there's one objection
18 to that motion so far. We should call the roll on
19 the motion to deny.

20 THE SECRETARY: Alderman Bohl.

21 ALDERMAN BOHL: Aye.

22 THE SECRETARY: Alderman Puente.

23 ALDERMAN PUENTE: No.

24 THE SECRETARY: Alderman Dudzik.

25 ALDERMAN DUDZIK: Aye.

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THE SECRETARY: Mr. Chairman.

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CHAIRMAN WITKOWIAK: No.

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THE SECRETARY: The motion fails two to two.

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CHAIRMAN WITKOWIAK: Motion fails on a vote

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of two to two. Is there another motion?

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ALDERMAN PUENTE: Mr. Chair, motion to

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approve.

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CHAIRMAN WITKOWIAK: Motion by Alderman

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Puente is to recommend approval despite items

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contained in the notice. Are there any objections to

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that motion?

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ALDERMAN BOHL: I will object.

13

ALDERMAN DUDZIK: I'll object.

14

CHAIRMAN WITKOWIAK: The motion fails on a

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vote of two to two.

16

ALDERMAN DUDZIK: Mr. Chair. I'd move to

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send this to Council without recommendation.

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CHAIRMAN WITKOWIAK: The motion by Alderman

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Dudzik is to send this matter to Council without

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recommendation. On the motion, Alderman Bohl.

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ALDERMAN BOHL: On the motion, I don't think

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that is the most appropriate motion. Ultimately,

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because the committee has the benefit of testimony and

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previous knowledge as to even others and

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the circumstances of the previous applicant that came

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1 before us months ago, I think that is knowledge that
2 the Council would lack. We do have a fifth member of
3 this committee. If there were a desire to proceed
4 further, it would be more appropriate to hold this
5 matter and maybe get a fifth vote recommendation out
6 of this committee rather than forward it to the entire
7 Council where we would try to take testimony before
8 the entire Council. I would just urge my colleague to
9 consider withdrawing that motion and maybe holding
10 this to the call of the chair, if he so desires.

11 CHAIRMAN WITKOWIAK: And I do agree with
12 that. I think to put this in front of the full
13 Council without them having the benefit of having
14 heard all the testimony here would be not my best
15 choice.

16 ALDERMAN PUENTE: Mr. Chair.

17 CHAIRMAN WITKOWIAK: Alderman Puente.

18 ALDERMAN PUENTE: When would we meet again
19 then? Not until September, is that right, or can we
20 have a special meeting before the Common Council on
21 July 26th? Time is an issue, I think. That's why I
22 bring it to your attention, sir.

23 MR. SCHRIMPF: Mr. Chairman, if I could just
24 weigh in on something here. If this matter were to go
25 to the Council without recommendation, then I would

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1 advise that transcripts be taken of the earlier
2 hearing and this hearing and then the Council members
3 would have to read those transcripts and that could be
4 problematic for the Council members.

5 CHAIRMAN WITKOWIAK: We could do a special
6 on the 26th.

7 ALDERMAN PUENTE: If that would be the case,
8 then I would be in favor of that.

9 ALDERMAN DUDZIK: Mr. Chair, I'll move to
10 rescind my motion and move to hold it at the call of
11 the chair.

12 CHAIRMAN WITKOWIAK: Motion by Alderman
13 Dudzik is he withdraws his motion to send this matter,
14 and motion by Alderman Dudzik is to hold this matter
15 at the call of the chair. And hearing no objections
16 to that, so ordered. You'll be notified when this
17 matter will be heard again. We think right now it
18 will be on the 26th of this month. We have to see if
19 we'll have all five members in attendance, which would
20 force the vote one direction or another.

21 ALDERMAN PUENTE: Mr. Chair, if I could ask
22 the Alderman to see if your constituents would prefer
23 one bar or the other if they have an opinion, let us
24 know prior to that date, if you would please.

25 ALDERMAN DAVIS: I will do that, Alderman

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1 Puente, I will do that.

2 CHAIRMAN WITKOWIAK: We can't take any more

3 testimony. Okay. Thank you all for appearing here

4 today. We appreciate it very much.

5 * * *

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1 STATE OF WISCONSIN)
2)
3 MILWAUKEE COUNTY)
4

5 I, TERESE M. SCHIEBENES, of Milwaukee
6 Reporters Associated, Inc., 5120 West Blue Mound Road,
7 Milwaukee, Wisconsin 53208, certify that the
8 foregoing proceedings is a full and complete
9 transcript of my stenographic notes taken in the
10 foregoing proceedings.
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17 TERESE M. SCHIEBENES
18 Certified Shorthand Reporter
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21 Dated this day of , 2005.
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