



**Jeff Pawlinski**  
Alderman, 13th District

CHAIR:  
Utilities & Licenses Committee

COMMITTEES:  
Zoning, Neighborhoods and Development  
Steering & Rules  
Anti Graffiti Policy  
Administrative Review Appeals Board  
Resolutions Committee - League  
of Wisconsin Municipalities

February 21, 2003

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 021393

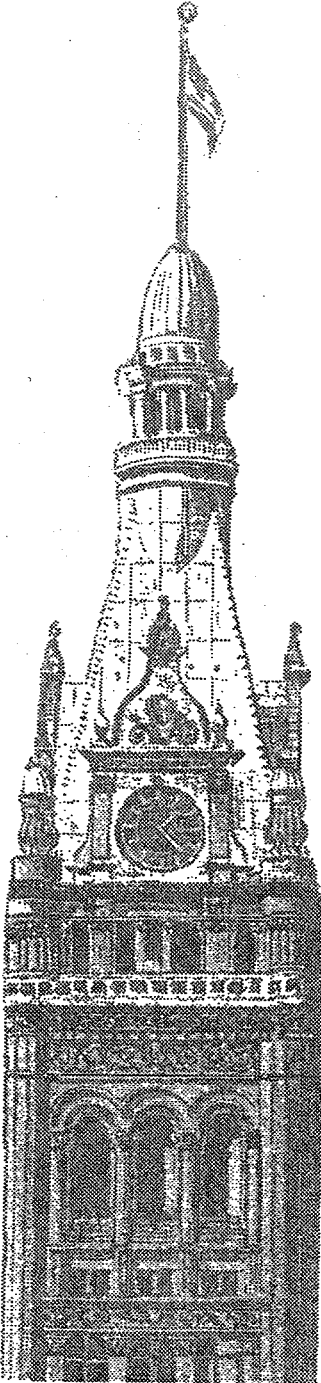
Recommendation of nonrenewal of the Class "D" Bartender applications of James J. Grabowski and Julie A. Martin based upon non-appearance.

Recommendation of nonrenewal of the Tavern Amusement (Cabaret/Nite Club) application of Patrick D. Hudson based upon police report for the premises at 1243 W. Vliet St. ("Caribbean Culture Club & Restaurant") in the 17th Aldermanic District. The Committee recommended renewal of the Class "B" Tavern application only for the premises.

With regard to the items listed above, the Utilities and Licenses Committee held an evidentiary hearing on February 18, 2003.

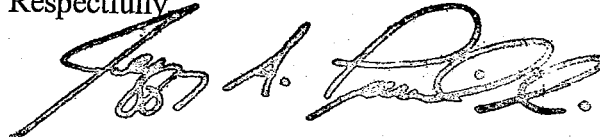
Pursuant to section 90-11 Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

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 Licensee.



These matters have been scheduled for a hearing before the full Common Council at its meeting on Tuesday, **March 4th, 2003** at 9:00 A.M. in the Common Council Chambers.

Respectfully

A handwritten signature in black ink, appearing to read "Jeffrey A. Pawlinski". The signature is fluid and cursive, with a large initial "J" and a distinct "P" at the end.

JEFFREY A. PAWLINSKI, Chair  
Utilities & Licenses Committee

cc: City Attorney's Office  
Common Council/City Clerk - License Division  
Milwaukee Police Department- License Investigation Unit  
All Council Members  
File No. 021393



Office of the City Clerk  
Council Services Division

Ronald D. Leonhardt  
City Clerk

Anthony J. Zielinski  
Manager

February 20, 2003

James J. Grabowski  
5221 South 25<sup>th</sup> Street  
Milwaukee, WI 53221

Dear Mr. Grabowski:

You are hereby notified that the Milwaukee Common Council will hold a hearing on March 4, 2003 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council Chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202 to consider your Class "D" Bartender License Renewal Application.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on February 18, 2003 and your non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a legal representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

RONALD D. LEONHARDT  
City Clerk

Enclosure  
64114

**Jeff Pawlinski**  
Alderman, 13th District

CHAIR:  
Utilities & Licenses Committee

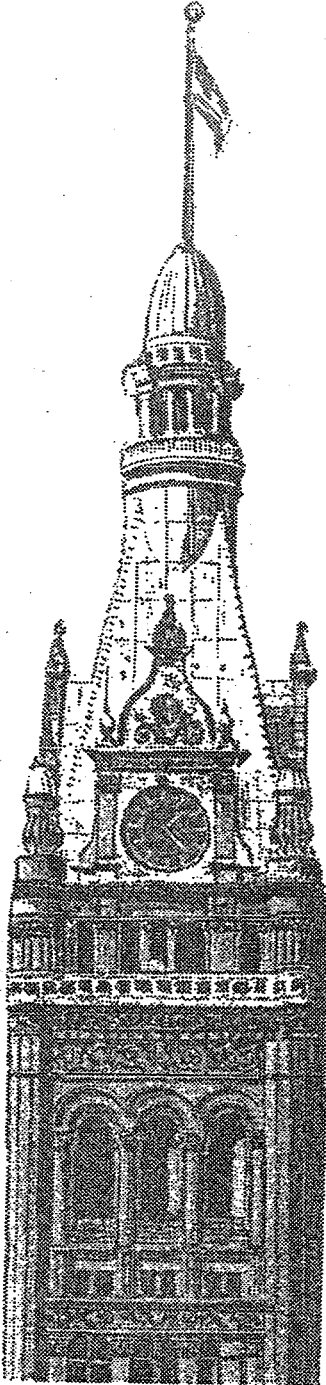
COMMITTEES:  
Zoning, Neighborhoods and Development  
Steering & Rules  
Anti Graffiti Policy  
Administrative Review Appeals Board  
Resolutions Committee - League  
of Wisconsin Municipalities



Date: February 20, 2003  
To: All Members of the Milwaukee Common Council  
From: Utilities and Licenses Committee  
Re: Report on the Renewal Application of the Class "D"  
Bartender License of James J. Grabowski

#### FINDINGS OF FACT

1. James J. Grabowski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on January 21, 2003.
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 22, 2003, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On February 5, 2003, 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 18, 2003, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Notice of the hearing as well as a copy of the police report was sent to James J. Grabowski at 5221 South 25<sup>th</sup> Street,



Milwaukee, WI 53221 on February 5, 2003 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 5221 South 25<sup>th</sup> Street Milwaukee, WI 53221 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 18, 2003.

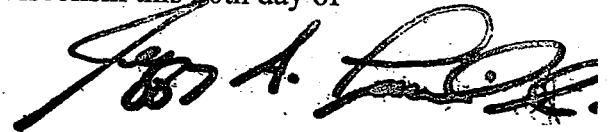
#### CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of James J. Grabowski not be renewed because of non-appearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 20th day of February, 2003.



JEFFREY PAWLINSKI  
Chairman of the Utilities  
and Licenses Committee



Office of the City Clerk  
Council Services Division

**Ronald D. Leonhardt**  
City Clerk

**Anthony J. Zielinski**  
Manager

February 20, 2003

Julie A. Martin  
1215 South 110<sup>th</sup> Street  
West Allis, WI 53214

Dear Ms. Martin:

You are hereby notified that the Milwaukee Common Council will hold a hearing on March 4, 2003 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council Chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202 to consider your Class "D" Bartender License Renewal Application.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on February 18, 2003 and your non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a legal representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

RONALD D. LEONHARDT  
City Clerk

Enclosure  
64115



**Jeff Pawlinski**  
Alderman, 13th District

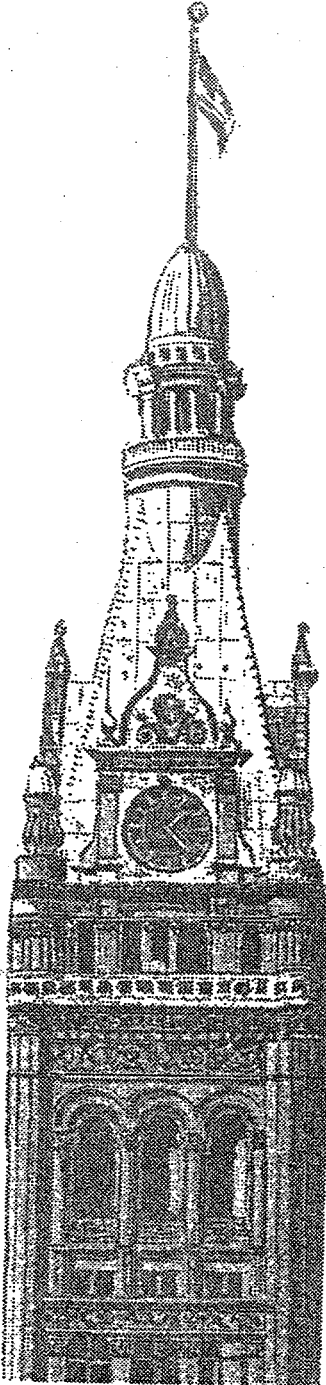
CHAIR:  
Utilities & Licenses Committee

COMMITTEES:  
Zoning, Neighborhoods and Development  
Steering & Rules  
Anti Graffiti Policy  
Administrative Review Appeals Board  
Resolutions Committee - League  
of Wisconsin Municipalities

Date: February 20, 2003  
To: All Members of the Milwaukee Common Council  
From: Utilities and Licenses Committee  
Re: Report on the Renewal Application of the Class "D"  
Bartender License of Julie A. Martin

#### FINDINGS OF FACT

1. Julie A. Martin (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2002.
2. An application to renew said license was filed with the Office of the City Clerk on January 2, 2003.
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, 2003, the Milwaukee Police Department responded with a police report that created a basis for non-renewal or suspension of said license.
4. On February 5, 2003, 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 18, 2003, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. Notice of the hearing as well as a copy of the police report was sent to Julie A. Martin at 1215 South 110<sup>th</sup> Street, West



Allis, WI 53214 on February 5, 2003 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1215 South 110<sup>th</sup> Street West Allis, WI 53214 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 18, 2003.

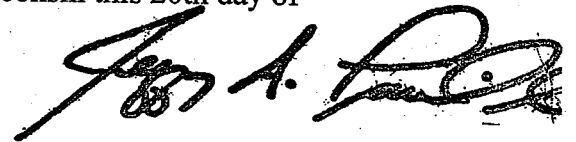
#### CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Julie A. Martin not be renewed because of non-appearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 20th day of February, 2003.



JEFFREY PAWLINSKI  
Chairman of the Utilities  
and Licenses Committee





Office of the City Clerk  
Council Services Division

**Ronald D. Leonhardt**  
City Clerk

**Anthony J. Zielinski**  
Manager

February 21, 2003

Patrick D. Hudson  
6622 West Bourbon Street  
Milwaukee, WI 53224

Attorney James A. Toran  
2011 West Capitol Drive  
Milwaukee, WI 53206


Dear Mr. Hudson and Attorney Toran:

You are hereby notified that the Milwaukee Common Council will hold a hearing on March 4, 2003 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council Chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202 to consider your Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) License for the premise located at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant").

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "B" Tavern Amusement (Cabaret/Nite Club) license and renewal of the Class "B" Tavern license. The recommendations are the result of a public hearing before the Committee held on February 18, 2003.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a legal representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

  
RONALD D. LEONHARDT  
City Clerk

Enclosure  
64144



**Jeff Pawlinski**  
Alderman, 13th District

CHAIR:  
Utilities & Licenses Committee

COMMITTEES:  
Zoning, Neighborhoods and Development  
Steering & Rules  
Anti Graffiti Policy  
Administrative Review Appeals Board  
Resolutions Committee - League  
of Wisconsin Municipalities

Date: February 21, 2003

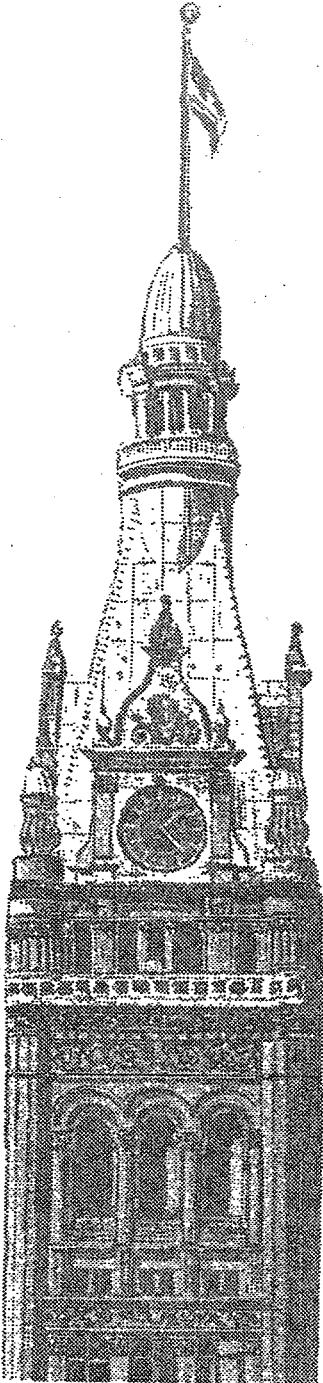
To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) License of Patrick D. Hudson for the premises located at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant").

### FINDINGS OF FACT

1. Patrick D. Hudson (hereinafter "the Licensee") is the holder of a Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) License for the premises located at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant "). Said license expires at midnight on February 28, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on December 20, 2002.
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, 2003, the Milwaukee Police Department responded with a report that could form the basis for non-renewal of said license.
4. On February 6, 2003 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 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 18, 2003, commencing at 10:30 a.m. in Room 301A of the third floor of City Hall. At said date, time and place, the licensee appeared in person and by Attorney James A. Toran, 2011 West Capitol Drive, Milwaukee, WI 53206.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. On June 1, 1996 at 8821 West Mill Road, the licensee's former girlfriend found him at home with a new girlfriend. They had an argument and the licensee punched her in the face several times with his fist, causing a swollen lip and pain. The licensee was found guilty of assault and battery on July 17, 1996 and fined \$326.35.
- B. On October 3, 1996 the licensee was arguing with his girlfriend. He struck her in the mouth with his open hand causing pain and swelling to her upper lip. The licensee was found guilty of battery November 20, 1996 and fined \$326.35.
- C. On June 17, 1997 at 5408 North 38<sup>th</sup> Street the licensee was observed damaging two tires on a 1986 Chevrolet 4-door vehicle which was parked on the street at the above address. The licensee was found guilty of vandalism on November 7, 1997 and fined \$326.35.
- D. On June 5, 1999 the licensee was arrested for possession of alcoholic beverages and found guilty of same on August 4, 1999 and fined \$272.50.
- E. On May 26, 2001 at 1:46 a.m., the Milwaukee Police Department responded as backup to another squad regarding a shooting at 1315 West Cherry Street. The incident in question occurred at 1350 North 13th Street. Other fights started breaking out in the vicinity of the licensed premises at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). Three squads were involved. Citations were issued to four persons for disorderly conduct and obstructing.
- F. On May 27, 2001 at 2:25 a.m. officers of the Milwaukee Police Department were observing the front door to the licensed premises at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") when their attention was drawn to a car stopped in the middle of traffic. Upon speaking to the driver, who was 20 years old, she stated that she was talking to a friend she had met in "the Club earlier in the evening." When asked why she was in the tavern when she was not 21, she stated that "me and my sister only came out for a little drink." When the officer asked another 20 year old female why she went into the tavern without being 21, she stated "It don't

really matter, they didn't ask for any ID anyway, we only had one drink." Officers spoke to the doorman who stated that there were no underage people in the club and that as a rule, every person who enters the club who appears to be underage must provide ID. The licensee, Patrick Hudson, who was on the premise became verbally argumentative stating that the officers were just harassing him and trying to close him down. The licensee was charged with the following:

Owner in charge-permit consumption/alcohol  
dismissed without prejudice on November 15, 2001

Owner in charge-permit consumption/alcohol  
dismissed without prejudice on November 15, 2001

Presence of minor prohibited  
found guilty on November 15, 2001 and fined \$250.00

Presence of minor prohibited  
found guilty on November 15, 2001 and fined \$250.00

- G. On September 8, 2001, a Milwaukee Police Department police sergeant was monitoring the crowd and traffic at the license premise located at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") when he was approached by a security guard at the licensed premise. The security guard stated that a male was inside the bathroom of the tavern claiming he had a gun and was threatening to "shoot up" the tavern. As the officer entered the tavern, the suspect was identified by the guard. When the suspect saw the officer, his right arm moved from his right pocket when the officer observed a metallic object drop to the floor. The subject was detained by the officer and the officer recovered a loaded chrome .38 special revolver from the guard who had picked it up from the floor. The suspect was arrested for carrying a concealed weapon, as well as a felony warrant for escape and a warrant for assault and battery.
- H. On October 29, 2001 at 3:30 a.m. officers of the Milwaukee Police Department were dispatched to Mt. Sinai Hospital for a battery, cutting. Officers spoke with a 20 year old female who stated that she had gained entry to the licensed premise locate at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). Upon exiting the tavern on this

date she was approached and stabbed by two unknown females at about 1:50 a.m. The tavern was closed and the officers were unable to contact the licensee.

- I. On November 11, 2001 at about 1:00 a.m. Milwaukee Vice Control Division and Tactical Enforcement Unit members conducted a license premise check at the licensed premise located at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). Eleven underage persons were found on the premise. There were 71 persons over the posted capacity of the premise.
- J. On April 25, 2002, a Milwaukee Police Department police sergeant was assigned to monitor vehicle and pedestrian traffic at North 13<sup>th</sup> and West Vliet Street. A Mr. Gregory Gibson, who was in charge of security at Caribbean Culture Club, came out of the tavern with five persons who were escorted by other tavern security personnel. Mr. Gibson stated that there had been a fight in the tavern as they were attempting to close. The licensee stated that he would like citations issued on behalf of the tavern for the five patrons. Citations were issued to the five for disorderly conduct.
- K. On April 25, 2002 a Milwaukee Police Department police sergeant was monitoring a crowd and traffic at the licensed premise at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant"). He was approached by a Mr. Gregory Gibson a security guard of the licensed premise. Mr. Gibson was in possession of a valid Wisconsin ID of an individual, and he claimed to be the person on the ID. The cardholder was found to be 16 years old. Four other individuals were also brought to police by the security of the licensed premise as they attempted to gain entry to the tavern using an ID that did not belong to them.
- L. On July 8, 2002 at 1:25 a.m., officers of the Milwaukee Police Department were sent to back up other officers at the licensed premise located at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") for large crowds and traffic back up. There were large groups of patrons exiting the tavern and long lines of cars backed up from 11<sup>th</sup> to 13<sup>th</sup> Streets westbound on Vliet Street and 17<sup>th</sup> Street to 13<sup>th</sup> Street eastbound on Vliet Street. Traffic was backed up north and south on 13<sup>th</sup> Street for up to two blocks. Large groups of patrons, estimated at

about 300 people, were loitering on corners adjacent to the tavern. Back up was called for, as traffic was not moving and there were quality of life violations occurring, which included traffic, noise, and loitering. Back up squads had difficulty reaching the tavern because of traffic. Four two-man squads from District 3 and four two-man squads from District 5 along with a sergeant responded. The disturbance was quelled and traffic was returned to normal at about 2:30 a.m. Several squads were needed to stay in the area until 3:00 a.m. to prevent autos from returning. A similar incident occurred on July 1, 2002.

M. On July 15, 2002 at 1:13 a.m. officers of the Milwaukee Police Department were sent to a shooting at the license premise at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant"). Several District 1 squads and a District 1 sergeant were flagged down for this incident. In addition, several District 3 squads were dispatched to the scene to help control the several hundred patrons both inside and outside of the tavern. An investigation revealed that there was not a shooting, nor was anyone found to have a gun. Rather, a large fight had erupted inside the tavern between ten males that security personnel could not control. Due to the massive, unruly and uncooperative crowd, no suspects could be located. Three patrons and a disc jockey were seriously injured. Four felony substantial battery reports were filed. Officers noted electrical hazards in the basement and other building code violations. Requests were sent to the Neighborhood Services for code violations and nuisance property. The licensee was cited for disorderly premises and found guilty on October 10, 2002 and fined \$1,200. At the hearing in this matter, the committee was informed, without contradiction, by members of the Health and Neighborhood Services Department that many requests for admittance to the property by inspectors have been ignored by the licensee.

N. On July 22, 2002 at 1:15 a.m. officers of the Milwaukee Police Department checked the area of the licensed premise at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant") for disturbances. The officers found 150-200 people loitering on the streets and sidewalks adjacent to the club. Numerous vehicles in the same area were playing excessively loud music and others were blocking the roadway as occupants stopped to speak with people walking. Security personnel for the licensed premise were standing at the front door not attempting to disperse the crowds.

There was another police squad on the scene that had been sent to the area regarding a subject blocking traffic. They were having little success because of the vast amount of people. A sergeant and three other squads were used to alleviate the problem by 2:15 a.m. When the licensee was informed of the police directing traffic and crowd control, he stated "I know, you do it all the time." He was advised regarding his responsibility to try to stop disturbances and loitering occurring around the tavern's property.

O. On August 5, 2002 at 1:40 a.m. an officer of the Milwaukee Police Department was sent to 12<sup>th</sup> and Vliet Street in the City and County of Milwaukee, Wisconsin for traffic control. Approximately 150-200 people were loitering on the streets and sidewalks adjacent to the licensed premise at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant"). Occupants of vehicles in the same area were playing loud music and others blocked the roadway. Security personnel and management for the tavern were observed standing at the front door, not attempting to disperse the crowds loitering. Police officers were having little success because of the large crowd. A female was arrested after being advised several times to leave the area. She began kicking and flailing and ignoring officers. A police officer injured his right ankle assisting other officers in attempting to take the female into custody. During this incident, four subjects began approaching police officers and yelling at them. Twice several subjects standing on the sidewalk began throwing empty glass beer bottles at officers, nearly striking several officers. A call for assistance was made for more officers at 1:51 a.m. and 1:55 a.m. Two subjects were cited for obstructing an officer and one of them also for loitering.

P. On August 22, 2002, at 12:15 a.m., plainclothes undercover officers of the Milwaukee Police Department entered the license premises at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant"). The premises was conducting a "Hot Body Dance Contest," for which the female patron prize winner was to receive \$500.00. Approximately ten female patrons approached the stage to participate. Some of the female patrons were wearing very revealing attire such as very short and tight dresses and mini skirts with the cleavage of their buttocks and tube tops or blouses that revealed most of their breasts. A patron was observed participating in the contest, during which she failed to keep covered the nipples (areola) of her breasts,

cleavage of her buttocks, pubic hair, and/or sex organ. The licensee permitted the performances and compensated the patron performers.

The licensee was issued a citation for Disorderly Conduct by Patron, and was found guilty on January 22, 2003.

Q. On August 25, 2002 at 2:15 a.m., an officer of the Milwaukee Police Department observed several large crowds standing on all four corners at N. 13<sup>th</sup> and W. Vliet streets. In addition, numerous individuals were dancing and standing in the street in front of the licensed premise at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). The crowd was estimated to be between 75 to 100 people. While conducting crowd and traffic control, an unidentified male informed the police that there was a disturbance in the rear parking lot behind the Caribbean Culture Club. Approximately 100 subjects were grouped together in the parking lot and it appeared that a fight involving several persons was taking place. When the actors saw the police, several fled on foot in various directions. Two females shouted to police, "They got guns, they got guns." No gun was found. There was no security personnel present from the Caribbean Culture Club.

R. On August 26, 2002 at 1:25 a.m., Milwaukee police were sent to N. 17<sup>th</sup> and W. Vliet Street in the City and County of Milwaukee, Wisconsin for traffic control. A police sergeant was monitoring traffic at N. 13<sup>th</sup> and W. Vliet streets. At about 1:45 am officers heard several shots fired in the rear of 1243 West Vliet Street. Officers located seven casings of .40 Smith and Wesson in the parking lot rear of 1243 West Vliet Street. Patrick Hudson, the licensee stated that the parking lot was a city parking lot and that it wasn't his responsibility.

S. On August 30, 2002 at 12:05 am members of the Vice Control Division of the Milwaukee Police Department in plain clothes, entered the licensed premises at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") to investigate complaints of female patrons participating in a "Nasty-Sexy Dance Contest" during which they exposed their breasts, buttocks and sex organs while competing for a \$500 cash prize. At 1:25 am a disc jockey



asked for all the sexy ladies that want to win \$500 to come up on stage. Five females came on the stage. The disc jockey stated "This is not a strip club. You can't get completely naked, but anything else goes." Each had one minute to dance. One woman, while dancing, exposed the nipple and areola of both breasts, cleavage of her buttocks and her pubic hair and vagina. Another female, while dancing exposed the cleavage of her buttocks and her pubic hair and vagina. A third female, while dancing exposed the cleavage of her buttocks and her pubic hair and vagina. The licensee, Patrick Hudson, was on the premises and in full view of the stage. Citations were issued to the three dancers for Certain Costumes Prohibited.

The Licensee, Patrick Hudson was issued a citation for Disorderly Conduct by Patrons Prohibited and found guilty on January 22, 2003.

- T. On September 2, 2002 at 1:22 a.m., officers of the Milwaukee Police Department were dispatched to the licensed premise at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") for trouble with subjects causing a disturbance in front of the tavern. Police found 150-200 people loitering on the streets and sidewalks adjacent to the tavern. There were also numerous autos in the same area playing excessively loud music and others were blocking the roadway. Security personnel were standing at the front door of the tavern. Six squads were required to disperse the crowd and conduct traffic control.
- U. On September 8, 2002 at 1:40 a.m. an officer of the Milwaukee Police Department knowing that a popular rap artist was having an after-hours party at the licensed premise at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") checked the area of the tavern and found a very large group of people blocking traffic from 13<sup>th</sup> Street and Vliet to about 17<sup>th</sup> and Vliet Street in the City and County of Milwaukee, Wisconsin. The officer also observed security trying to break up a fight of about 4 to 5 females in front of the tavern. A request was made for more squads. Security stated that they were calling the police since about 1:00 a.m.

V. On September 9, 2002 at 1:17 a.m., officers of the Milwaukee Police Department were dispatched to trouble with subjects at the licensed premise at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). They observed a large crowd in front of the tavern in the street and on the sidewalk. They were exiting the club in a loud, drunk and disorderly state, and were standing in the street causing traffic to become backed up and disturbing the normal flow of traffic in the area. Several of the subjects had open intoxicants (bottles and cups) in their hands as they left the tavern. Security personnel were standing around and not helping to clear the crowd away from the premise. The officer, because the crowd was large, disorderly and intoxicated, called for a supervisor and additional squads to help restore peace and order in the area. At about 2:11 a.m. peace and order were restored. In talking to the licensee, Mr. Hudson stated that he and other club personnel try to keep their patrons from leaving with open intoxicants and from acting drunk and disorderly, but if they do, it is not their problem. The licensee stated to the officer that he should go and mess with Water Street and Summerfest and leave him alone because his club does not need the help of police. The officer observed that recorded music was being played and also that there were five video games which had expired permits. There was also a pool table which had no license. The licensee stated that he had a license for the recorded music but did not know where it was. He stated that he did not need a pool table license. The licensee was cited for license/permit required video machines which was dismissed without prejudice on December 16, 2002. The licensee was cited for prerecorded music license which was dismissed without prejudice on December 16, 2002. The licensee was cited for disorderly premises and found guilty on December 16, 2002 and fined \$100.00.

W. On October 28, 2002 at 1:10 a.m. officers of the Milwaukee Police Department responded to back up a squad at 13<sup>th</sup> and Vliet regarding a shooting. Upon arrival the officer observed two subjects laying in the street in the 1300 block of North 13<sup>th</sup> Street. One victim had been shot once in the back and the other had been shot once in his left buttocks. One of the victims stated that he had just left the licensed premise at 1243 West Vliet Street, Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant") prior to being shot. At Froedert Hospital, the

brother of one of the victims stated that there had just been a large fight in the licensed premise. It involved fifty people. He stated the people fighting were pushed outside by club security and that approximately one minute after the fighting subjects left, he heard gunshots fired and saw two people laying in the street and that one of them was his brother. Twenty-five squads responded to this incident. The incident was filed as a homicide. The committee was informed at the hearing that the subject in this matter pled guilty and is now imprisoned.

X. On January 26, 2003 at about 10:30 p.m., officers of the Milwaukee Police Department conducted a check of the licensed premise at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant"). Upon their arrival, they detected music coming from the premises that was clearly audible from a distance of about 300 feet. Upon entering the tavern, officers noted that there was a cover charge being collected but that the cover charge was not posted as is required by city ordinance. Inside the tavern officers noted that the pool table was without a valid permit. The licensee was advised of these violations and that he would be cited for them.

Officers returned to the tavern at about 1:00 a.m. that evening and found the music was still very loud. Officers observed several patrons exiting and entering the tavern in an intoxicated and disorderly state. Officers observed about 300 patrons on the premise and summoned a supervisor and additional officers. As the officers entered the premise the DJ turned on all the lights and announced "I told you they were coming. I told you if you have warrants you should have left, it's too late now, you know about the shooting here last week. I told you they were coming." This caused the patrons to begin pushing and shoving their way to the front/west doors. At about this time two female patrons began fighting and throwing beer bottles into the crowd nearly striking patrons and officers. The reporting officer indicated that the fight combined with the DJ's announcement caused the patrons to panic and rush to the doors faster causing patrons to be crushed against the doors and walls, damaging both. Officers noted that the front/east doors were locked, preventing patrons from exiting and contributing to the problem. More officers were summoned to the scene and officers led patrons out of the building through the rear fire exit in an attempt to avoid injuries to the patrons.

A subsequent investigation on the premise recovered two baggies of marijuana from the dance floor and an officer observed that the capacity was not posted. Two patrons were arrested for disorderly conduct and the licensee was cited for noise nuisance violation, posted cover, no licensed coin machine, no occupancy posted, safe egress and disorderly premise.

Y. On January 22, 2003 at 1:15 a.m., officers of the Milwaukee Police Department made a lawful inspection of the licensed premise at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). Officers observed that the door was blocked with traffic cones, making it difficult to exit the tavern. Officers observed that the pool table was without a permit. Officers could also clearly hear music from 300 feet away from the premise. The licensee was cited with noise nuisance, license premise accessible, and permit required pool table all of which are pending for March 17, 2003.

Z. On January 26, 2003 at 10:00 p.m., officers of the Milwaukee Police Department made a lawful inspection of the licensed premise at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"). Officers could hear the music from 300 feet away from the tavern. Officers observed a doorman collecting a cover charge (\$5.00). There was no sign showing a cover charge. Officers observed that the pool table did not have a permit. Officers returned to the tavern three hours later and the music was still loud enough to hear from 300 feet away. Officers observed a patron who appeared to be drunk and disorderly entering and exiting the tavern. Upon reentry, officers observed a fight between two female patrons. Officers also recovered two baggies of marijuana with a total weight of 4.55 grams, which had been discarded by unknown persons. The licensee was charged with noise nuisance, posted cover charge, permitted required-pool table, no occupancy permit posted, safe egress and disorderly premises. All of the charges are pending for March 17, 2003.

AA. On February 9, 2003 at 9:10 p.m., officers of the Milwaukee Police Department monitoring the licensed premise at 1243

West Vliet Street ("Caribbean Culture Club & Restaurant") observed that the tavern had placed traffic cones on the street, preventing vehicles from parking there. About an hour later the cones had been removed and patrons of the tavern began to park cars there illegally. Twenty five parking citations were issued for various violations. Officers also noted that the music was clearly audible from more than 300 feet away from the tavern. Officers then conducted a lawful inspection of the licensed premise. The cones which had been in the street were now stacked up in front of the emergency exit. Officers observed that a room adjacent to the main club area that contained a pool table and video machines was closed and locked, in violation of Milwaukee Code of Ordinances. The licensee was charged with obstructing the public right-of-way, noise nuisance, safe egress for all entrance doors, and lawful inspection accessible (adjacent rooms), all of which are pending.

- BB. The committee was informed that although this premise was originally planned to be a restaurant, the restaurant operation has not yet gone into operation. The Committee believes that if operated as a restaurant, the problems and violations at this premises would be alleviated. The committee further concludes that the Tavern Amusement/Nite Club (Cabaret) license is the primary source of the difficulties with this premise.

#### CONCLUSIONS OF LAW

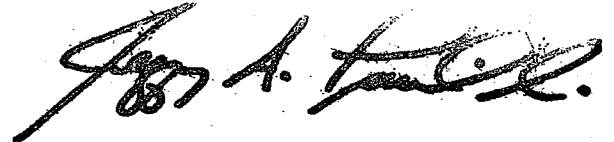
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Patrick D. Hudson, has not met the criteria to allow renewal of his Tavern Amusement/Cabaret license.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and

Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern portion of the license of Patrick D. Hudson for the premises located at 1243 West Vliet Street in the City and County of Milwaukee, Wisconsin ("Caribbean Culture Club & Restaurant"), but to not renew the Tavern Amusement (Cabaret/Nite Club) license of this premise, under the provisions of § 90-35, Milwaukee Code of Ordinances, because the operation of this license at this premise was the source of disorderly conduct, in and around the premises, noise, music which disturbs the neighbors of the licensed premise and could be heard more than 300 feet from the license premises and violations of laws and ordinances reasonably related to the health, safety and welfare of the neighborhood in which the licensed premise is operated.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and one (1) noes, recommends that the Class "B" Tavern License of Patrick D. Hudson for the premises located at 1243 West Vliet Street ("Caribbean Culture Club & Restaurant") in the City and County of Milwaukee, Wisconsin be renewed and that the Tavern Amusement (Cabaret/Nite Club) portion of the license not be renewed.

Dated and signed at Milwaukee, Wisconsin this 21st day of February, 2003.



JEFFREY A. PAWLINSKI,  
Chairman, Utilities and  
Licenses Committee