

December 15, 2009

City of Milwaukee
Office of the City Clerk
Room 205, City Hall
200 East Wells St.
Milwaukee, WI 53202-3570

To Whom it may Concern:

I am writing to object to the recommendation of the report of the Licenses committee concerning my (Joseph H. Brueggemann) bartender's application. In particular, I object to the Findings of Fact "conclusions of law statement" that was sent to me on December 10, 2009 and received by me on December 12, 2009.

In this particular paragraph it states, quote "Based on the above facts found, the Committee concludes that the license Joseph H. Brueggemann, has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance".

If I had known that appearing at the hearing would result in the potential of being awarded the license, I would most certainly have appeared. However, the notice I was sent on November 23rd, and received on November 25th stated clearly that "you will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial". In fact, I did not appear to the hearing on December 8th, because I didn't have a challenge for the charges/reasons given for denial. The information supplied in the reports was accurate and I didn't believe that I was to attend, unless I was challenging the accuracy of the convictions (OWI-1st 1992, OWI-1st 2005, OWI- 3rd 2007). I did not know or understand that even if I wasn't challenging the accuracy of the convictions, I should still appear.

In fact, I understand and accept these convictions as part of my past and have paid dearly for those mistakes including fines, jail time, high insurance, counseling costs, etc. Likewise, it was my belief that my application was being denied for those convictions, thus I had nothing to gain by attending the hearing on December 8th (I saw nothing to the contrary on my notice) and I believed that my license was going to be denied no matter if I attended or not. I now understand that is not the case.

After receiving the most recent letter from the Clerks office (dated 12-10-09), it appears that had I shown up for that meeting on the 8th, my license may have indeed been approved, regardless of those past convictions. If this is the case, I would welcome the opportunity of speaking with someone regarding this matter, and potentially meeting with the common council on 12-22-2009 with hopes of obtaining my license.

I'm certain these words are uttered far too often in cases such as these, but my past transgressions have allowed me to become a changed individual with regard to alcohol and responsible behaviors. I am just a person trying to make a living in the profession that I love. Since my last conviction in 2007, I have attended over a years worth of counseling sessions and have given up drinking completely and have been much better for it. From a professional standpoint, I have been an upper level manager with a respected Milwaukee company for over 22 years and part of my job involves serving alcohol. As such a bartending license is a tool needed to successfully extend my career. Thus, I am hoping that this letter doesn't come up short with regard to allowing me an opportunity to potentially keep my license.

Sincerely,



Joseph H. Brueggemann
414-406-9876
1730 N 118th St.
Wauwatosa, WI 53226

CITY OF MILWAUKEE
09 DEC 17 PM 4:39
RONALD D. LEONHARDT
CITY CLERK

CITY OF MILWAUKEE
09 DEC 17 PM 4:40
RONALD D. LEONHARDT
CITY CLERK



**CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK**

Monday, November 23, 2009

COMMITTEE MEETING NOTICE

Joseph H. Brueggemann
1730 N. 118th St
Wauwatosa, WI 53226

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

Tuesday, December 08, 2009 at 1:30 PM

Regarding: Your Class 'D' Bartender renewal application.

There is a possibility that your application may be denied for the following reasons:

See attached police report.

Notice for applicants with warrants or unpaid fines: Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your application. You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing. If you have difficulty with the English language, you should bring an interpreter with you, at your own expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025, or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

RONALD D. LEONHARDT, CITY CLERK

By Rebecca N. Grill
Rebecca N. Grill
License Division Manager

If you have questions regarding this notice please contact the
License Division at (414) 286-2238.

MILWAUKEE POLICE DEPARTMENT LICENSE REPORT DATE OF FILING 10/13/2009
LICENSE TYPE BARTR LICENSE NUMBER 61355 NEW RENEWAL X OTHER WARD
ADD'L INFO: **OC# B625-4886-6366-07** ✓

APPLICANT BRUEGGEMANN, JOSEPH H PARTNER:
ADDRESS: 1730 N 118TH ST ADDRESS:
CITY: WAUWATOSA CITY:
STATE: WI ZIP: 53226 STATE: WI ZIP:
PHONE: (414)406-9876 DOB: 10/06/1966 PHONE: DOB:
MAIDEN/OTHER:

BUSINESS: PARTNER2
ADDRESS: ADDRESS:
CITY: MILWAUKEE CITY:
STATE: WI ZIP: 53208 STATE: WI ZIP:
PHONE: PHONE: DOB: DOB:
SPOUSE: DOB: BUILDING OWNER:

DOES APPLICANT HAVE INTEREST IN ANY OTHER CLASS 'A'/'B'/'C' PREMISES? N Y (Explain)
LENGTH OF RESIDENCE AT ABOVE: IN STATE: PREVIOUS ADDRESS:
CORPORATION NAME:

STATE OF INCORPORATION: DATE OF INCORPORATION:
CORPORATE OFFICERS:

NAME: ADDRESS:
ADDRESS: ADDRESS:
CITY: CITY:
STATE: STATE: ZIP: ZIP:
PHONE: PHONE: DOB: DOB:
OFFICE: OFFICE:

NAME: ADDRESS:
ADDRESS: ADDRESS:
CITY: CITY:
STATE: STATE: ZIP: ZIP:
PHONE: PHONE: DOB: DOB:
OFFICE: OFFICE:

* * * * * POLICE USE ONLY * * * * * PREVIOUS PREMISES RECORD: N Y
HAS APPLICANT BEEN DENIED A LICENSE IN THE PAST YEAR: N Y

EXPLAIN:
PROOF OF LEASE/OWNERSHIP/OFFER TO BUY: N Y N/A
DOES APPLICANT HOLD ANY OTHER CITY LICENSES: N Y TYPE AND NUMBER:
A-NUMBER: CHECKED WITH ID DIVISION: N Y
ADDITIONAL INFORMATION:

INVESTIGATING OFFICER: *[Signature]*
DATE: **OCT 14 2009**
REVIEWED BY: *[Signature]*
DATE: **OCT 14 2009**

OCT 19 2009

MILWAUKEE POLICE DEPARTMENT
LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS
SYNOPSIS

DATE: 10/14/2009
LICENSE TYPE: BARTR
NEW:
RENEWAL: X

No. 61355
Application Date: 10/13/2009
Expiration Date:

License Location:
Business Name:

Aldermanic District:

Licensee/Applicant: Brueggemann, Joseph H
(Last Name, First Name, MI)
Date of Birth: 10/06/1966

Home Address: 1730 N 118th St
City: Wauwatosa
Home Phone: (414) 406 - 9876

State: WI Zip Code: 53226

This report is written by Police Officer Tracy TABIADON, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

⌘ The applicants Wisconsin Drivers License revealed the following convictions:

10/06/1992 Operating While Intoxicated Waukesha County Circuit Court

=====
11/29/2005 Operating While Intoxicated Wauwatosa Municipal Court
=====

⌘ The applicant's Wisconsin driver's license revealed the following convictions:

12/17/2007 Operating While Intoxicated (3rd) Milwaukee County Circuit Court



www.milwaukee.gov

Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Jim Owczarski
Deputy City Clerk

December 10, 2009

Joseph H. Brueggemann
1730 North 118th Street
Wauwatosa, WI 53226

Dear Mr. Brueggemann:

You are hereby notified that the Milwaukee Common Council will hold a hearing on December 22, 2009, 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 to consider the renewal of your Class "D" Bartender's license.

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending nonrenewal of your license based upon nonappearance. The recommendation is the result of a public hearing before the Committee held on December 8, 2009.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on December 17, 2009 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,

RONALD D. LEONHARDT
City Clerk

Enclosure



JAMES A. BOHL JR.
Alderman, 5th District

Date: December 10, 2009

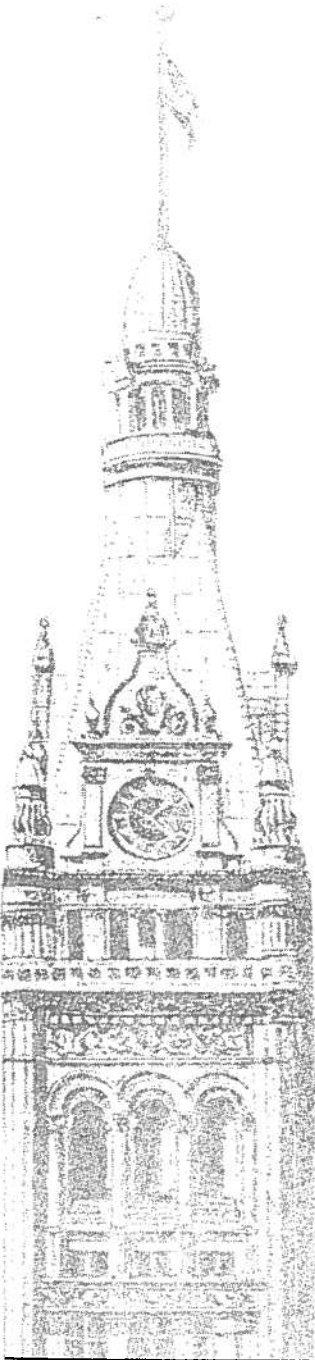
To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Joseph H. Brueggemann

FINDINGS OF FACT

1. Joseph H. Brueggemann (hereinafter the "Licensee") is the holder of a Class "D" Bartender license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2009.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 12, 2009.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 13, 2009, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 23, 2009, 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 December 8, 2009, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and he was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. A notice of the hearing as well as a copy of the police report was sent to Joseph H. Brueggemann at 1730 North 118th Street, Wauwatosa, Wisconsin 53226 on November 23, 2009 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1730 North 118th Street, Wauwatosa, Wisconsin 53226 is the address given by the Licensee 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 December 8, 2009.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Joseph H. Brueggemann, has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by Joseph H. Brueggemann based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender license be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2009.



JAMES A. BOHL, Jr.
Chair, Licenses Committee