

**COMMITTEE ASSIGNMENTS**

**CHAIR**

- Public Safety Committee

**MEMBER**

- Anti-Graffiti Policy Committee
- Public Works Committee
- Judiciary & Legislation Committee
- Steering & Rules Committee



**ROBERT G. DONOVAN**  
Alderman, 8th District

October 19, 2011

To the Honorable, the Common Council

Dear Members:

Common Council File 110712 contains recommendation of renewal with a (60) day suspension for the public passenger vehicle driver's license of Muhammad F. Yousuf, based on the police report and driving record. (Committee vote 4 – 1)

With regard to the file listed above, the Public Safety Committee held an evidentiary hearing on October 18, 2011.

Pursuant to Chapter 100-54, Milwaukee Code of Ordinances, and § 349.24, Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matter 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, November 2, 2011 at 9:00 A.M. in the Common Council Chambers.

Respectfully,

A handwritten signature in black ink that reads "Robert G. Donovan". The signature is written in a cursive style with a large, sweeping initial "R".

Robert G. Donovan, Chair  
Public Safety Committee



[www.milwaukee.gov](http://www.milwaukee.gov)

Office of the City Clerk

October 19, 2011

**Ronald D. Leonhardt**  
City Clerk

**Jim Owczarski**  
Deputy City Clerk

Muhammad F. Yousuf  
6594 S 35th St #102  
Franklin, WI 53132

Dear Mr. Yousuf:

You are hereby notified that the Milwaukee Common Council will hold a hearing on November 2, 2011, 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 public passenger vehicle driver's license application.

Attached you will find a copy of the Report of the Public Safety Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of this license with a (60) day suspension based upon police report and driving record. The recommendation is the result of a public hearing before the Committee held on October 18, 2011.

You may file a written objection to the report of the Committee. If you file a written objection to the report, you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk by 4:45 p.m. on October 28, 2011. You or a legal representative may then 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

**COMMITTEE ASSIGNMENTS**



**CHAIR**

- Public Safety Committee

**MEMBER**

- Anti-Graffiti Policy Committee
- Public Works Committee
- Judiciary & Legislation Committee
- Steering & Rules Committee

**ROBERT G. DONOVAN**  
Alderman, 8th District

Date: October 19, 2011

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Muhammad F. Yousuf for a Public Passenger Vehicle Driver License.

**FINDINGS OF FACT**

1. Muhammad F. Yousuf (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, October 31, 2011.
2. An application to renew said license was filed with the Office of the City Clerk on October 3, 2011.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated October 5, 2011. That report could form the basis of non-renewal or suspension of this license.
4. On October 6, 2011, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on October 18, 2011 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

On August 17, 2009 officers of the Milwaukee Police Department were dispatched to a motor vehicle crash at South 6<sup>th</sup> Street and West National Avenue. The applicant was operating a motor vehicle (All City Taxi Cab No. 207) westbound in the 500 block of West National Avenue and was involved in a traffic crash with another vehicle at South 6<sup>th</sup> Street. The investigation revealed that at the time of the crash, the applicant's driver's license was suspended for unpaid fines.

- On July 10, 2009 the Wisconsin Department of Transportation suspended the applicant's driver's license for 39 days for failure to pay forfeiture.
- On November 16, 2009 the Wisconsin Department of Transportation suspended the applicant's driver's license for two months for driver record.
- On January 20, 2011 the Wisconsin Department of Transportation suspended the applicant's driver's license for 81 days for failure to pay forfeiture.

The applicant's Wisconsin's driver's license was suspended on July 10, 2009 for failure to pay forfeiture. During the period of suspension the applicant failed to return his public passenger vehicle license to the City Clerk as required by City ordinance.

The applicant's Wisconsin's driver's license was suspended on November 16, 2009 for driver record. The applicant did not return his public passenger vehicle license to the City Clerk until December 7, 2009; 22 days after the date of suspension. City Ordinance § 100-59-1-b requires the applicant to return his public passenger vehicle license to the City Clerk within 10 days of the date of suspension.

The applicant's Wisconsin driver's license was suspended on January 20, 2011 for failure to pay forfeiture. During the period of suspension the applicant failed to return his public passenger vehicle license to the City Clerk as required by City ordinance.

#### CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the licensee, Muhammad F. Yousuf, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or § 349.24 of the Wisconsin Statutes to allow renewal of his

Public Passenger Vehicle Driver license without undergoing a sixty (60) day suspension based upon the police report and driving record.

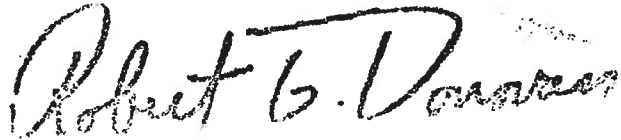
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Public Passenger Vehicle Driver license held by Muhammad F. Yousuf with a sixty (60) day suspension based upon the police report and driving record.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee by vote of four (4) ayes and one (1) no recommends that the Public Passenger Vehicle Driver license of Muhammad F. Yousuf be renewed with a sixty (60) day suspension based upon the police report and driving record.

Said suspension is to be in effect from the date of the Common Council hearing of November 2, 2011 and for sixty (60) days thereafter.

Dated and signed at Milwaukee, Wisconsin this 19th day of October, 2011.



ROBERT DONOVAN, Chair  
Public Safety Committee