



JAMES A. BOHL JR.
Alderman, 5th District

February 23, 2009

To the Honorable, the Common Council

Dear Members:

Common Council File 081063 contains the following recommendations:

Denial, based on non-appearance, of the Secondhand Motor Vehicle Dealer license application of Khairi A. Hassan, agent for Fay Auto Sales, LLC for the premises at 3170 S. 13th St. ("Fay Auto Sales") in the 14th aldermanic district. (Committee vote: Ayes: 4, Noes: 0, Excused: 1)

Renewal with a 15-day suspension, based on a police report, of the Class "B" Tavern and Video Game Center licenses of David Schulist for the premises at 2539 W. Mitchell St. ("Schulist") in the 8th aldermanic district. (Committee vote: Ayes: 4, Noes: 0, Excused: 1)

Renewal with a 60-day suspension, based on a police report and neighborhood testimony, of the Class "B" Tavern and Record Spin licenses of Pablo De La Cruz and Oliva A. Arias for the premises at 2237 W. Forest Home Ave. ("La Espanola") in the 8th aldermanic district. (Committee vote: Ayes: 3, Noes: 2, Excused: 0)

Denial, based on over-concentration of alcohol beverage establishments and neighborhood objections, of the Class "B" Tavern and Tavern Dance license applications of Rafael Molinari for the premises at 2000 S. 6th St. ("La Borinquena Tropical") in the 12th aldermanic district. (Committee vote: Ayes: 5, Noes: 0, Excused: 0)

Denial, based on a police report and neighborhood objections, of the Class "B" Tavern and Tavern Dance renewal applications of Shamika M. Evans for the premises at 3762 N. Martin L. King, Jr. Dr. ("Marjani") in the 6th aldermanic district. (Committee vote: Ayes: 5, Noes: 0, Excused: 0)

Denial, based on non-appearance, of the Class "D" Bartender license application of Ross E. Bitner. (Committee vote: Ayes: 3, Noes: 0, Excused: 2)

Denial, based on non-appearance, of the Class "D" Bartender license application of Victoria Garcia. (Committee vote: Ayes: 4, Noes: 0, Excused: 1)

Denial, based on non-appearance, of the Class "D" Bartender license application of Laura L. Morrison. (Committee vote: Ayes: 5, Noes: 0, Excused: 0)

Denial, based on non-appearance, of the Class "D" Bartender license application of Joseph B. Retzlaff. (Committee vote: Ayes: 4, Noes: 0, Excused: 1)

Denial, based on non-appearance, of the Class "D" Bartender license application of Richard L. Sasser. (Committee vote: Ayes: 4, Noes: 0, Excused: 1)

Denial, based on non-appearance, of the Class "C" Wine (Service Bar Only) license application of Susan K. Thome-John, agent for George Watts & Son, Inc. for the premises at 761 N. Jefferson St. ("Watts") in the 4th aldermanic district. (Committee vote: Ayes: 3, Noes: 0, Excused: 2)

With regard to the file listed above, the Licenses Committee held an evidentiary hearing on February 18th.

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

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

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, March 3, 2009** at 9:00 A.M. in the Common Council Chambers.

Respectfully,



James A. Bohl, Jr., Chair
Licenses Committee

cc: All Council Members
File 081063



JAMES A. BOHL JR.
Alderman, 5th District

Date: February 20, 2009

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Applications of David Schulist for Class "B" Tavern and Video Game Center licenses for the premises located at 2539 West Mitchell Street, in the City and County of Milwaukee, Wisconsin ("Schulist").

FINDINGS OF FACT

1. David Schulist (hereinafter the "Licensee") is the holder of Class "B" Tavern and Video Game Center license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, March 23, 2009.
2. Applications to renew said licenses were filed with the Office of the City Clerk on January 5, 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. There was a Milwaukee Police Department report dated January 6, 2009, which could form the basis for non-renewal or suspension of the license. There were also claimed neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, drug and criminal activity, prostitution, trespassing, public urination, operation of the premises in such a manner that it creates a public nuisance and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On February 5, 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 a police report along with a copy of that report that could form the basis for suspension or non-renewal of the license of the Licensee and neighborhood objections. The matter was scheduled for a hearing on the police report and neighborhood objections on

February 18, 2009 at 9:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report. 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. On March 18, 2003, David Schulist plead guilty to an amended charge of possession of THC and a charge of possession of cocaine.
 - B. On April 9, 2003 at 6:36 p.m. a search warrant was executed at 2537-39 West Mitchell Street. The warrant was for the tavern and the living quarters above the tavern. Prior to the search warrant there had been three open drug dealing complaints at this tavern location as well as numerous drug dealing complaints in the past. Found on the tavern premise were two illegal gambling machines at the bar. A total of \$28,096.00 in two safes and two switchblade knives were found in the living quarters. The licensee was charged with gambling place (municipal citation) and was found guilty on June 11, 2003 and fined \$200.
 - C. On September 13, 2005, the officers of the Milwaukee Police Department were dispatched to Schulist Tavern for a trouble with subject call. The bar owner, David Schulist, stated a customer was intoxicated and making threats to shoot the bar patrons and employees. Schulist also stated that this patron was also demanding money and was very agitated. Schulist stated he feared for his customers' safety and called police. Subject was still on scene as officers arrived and was taken into custody and charged with disorderly conduct.
 - D. On September 22, 2005, officers of the Milwaukee Police Department observed three white males outside of the west end door of Schulist Tavern conducting what appeared to be a hand-to-hand drug transaction. Officers stopped and conducted a field interview on a subject who ran into the tavern after seeing police. Officers recovered suspected powder cocaine, packaged for delivery. The subject was arrested and charged with possession of a controlled substance with intent to deliver.

- E. On May 1, 2008 at 6:56 p.m., officers of the Milwaukee Police Department conducted a tavern check at 2539 West Mitchell Street. Officers found 22 baggies of suspected cocaine near the radiator by the pool table which tested positive for cocaine. Officers observed several patrons in the tavern, some of whom officers knew had previous drug convictions. Police spoke with the bartender who stated that she did not have her bartender's license on her. Police also could not locate the tavern's liquor license. The licensee, David Schulist, was issued a citation for display of liquor license required. One patron was arrested after a probation hold was placed on him. The licensee was issued a citation for display of liquor license required and on August 13, 2008 was found guilty and fined \$150.00.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, David Schulist, for the licensed premises at 2539 West Mitchell Street, Milwaukee, Wisconsin ("Schulist") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "B" Tavern and Video Game Center licenses without undergoing a fifteen (15) day suspension of said license. The Committee finds the police report, as stated above, to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its discretion to renew the Class "B" Tavern and Video Game Center licenses of David Schulist for the premises at 2539 West Mitchell Street in the City and County of Milwaukee, Wisconsin ("Schulist") with a fifteen (15) day suspension.

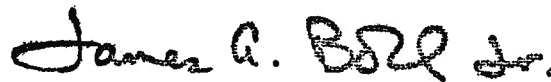
RECOMMENDATION

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 "B" Tavern and Video Game Center licenses of David Schulist for the premises located at 2539 West Mitchell Street in the City and County of Milwaukee, Wisconsin ("Schulist") be renewed with a fifteen (15) day suspension.

Said suspension is to be in effect from 12:01 a.m., March 24, 2009, through midnight, April 7, 2009.

Dated and signed at Milwaukee, Wisconsin this 20th day of February, 2009.

A handwritten signature in black ink that reads "James A. BOHL Jr." The signature is written in a cursive style with some capital letters.

JAMES A. BOHL, Jr.
Chair, Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: February 20, 2009

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Partnership Renewal Applications of Oliva A. Arias and Pablo De La Cruz for Class "B" Tavern and Record Spin licenses for the premises located at 2237 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("La Espanola").

FINDINGS OF FACT

1. Oliva A. Arias and Pablo De La Cruz (hereinafter the "Licensees") are the holders of Class "B" Tavern and Record Spin partnership licenses for the premises located at 2237 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("La Espanola"). Said licenses expired at midnight, January 14, 2009.
2. Applications to renew said licenses were timely filed with the Office of the City Clerk on October 29, 2008.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department responded with a report that could form the basis of non-renewal or suspension of these licenses on October 30, 2008. In addition, there were also claimed neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, drug and criminal activity, prostitution, trespassing, public urination, fights, shootings, operation of the premises in such a manner that it creates a public nuisance and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. The Licenses Committee initially considered this matter on December 2, 2008 and recommended that the licenses not be renewed. On December 16, 2008, the Common Council of the City of Milwaukee adopted the recommendation of the Licenses Committee. On January 22, 2009, the Milwaukee County Circuit Court, the Honorable Charles F. Kahn, Jr. presiding, remanded the

matter to the Licenses Committee and ordered that a new hearing be held on or before February 18, 2009.

5. On February 13, 2009, the City Clerk's Office provided timely notice to the Licensees pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of an amended report of the Milwaukee Police Department and included therewith a copy of the amended Milwaukee Police Department report. The matter was scheduled for a hearing on February 18, 2009, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensees appeared and were represented by Attorney Andrew Arena, Kopp & Arena, S.C., 1110 North Old World Third Street, Suite 515, Milwaukee, WI 53203.
6. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On June 1, 2008 at approximately 1:13 a.m., officers of the Milwaukee Police Department were dispatched to 23rd and Forest Home Avenue for a shooting complaint. Upon arrival, the officers observed the victim, who was later found to have sustained two gunshot wounds, sitting against the outside wall of the La Espanola tavern. Investigation revealed that an argument and fight occurred inside the tavern. Security escorted the parties outside, at which time shots were fired, two of which struck the victim as he stood in the doorway of the licensed premises. Initial statements by the victim and his relative identified a security guard, later found to be a Reinaldo Melendez, also known as Vladimir Colmbre, as the suspect who fired the shots. A subsequent investigation, however, identified a different suspect, Alexis Sanchez-Luando, who was later arrested and charged with the shooting.

Interviews of several witnesses were conducted. One witness stated that following the shooting, he observed the security guard, Melendez, state to the suspect, Sanchez-Luando, "Come on-we gotta go". They then entered the security guard's vehicle and left the scene. An additional witness stated he observed the security guard state to the suspect, "Let's get out of here." They then entered the security guard's vehicle and left the scene. The owners of the tavern, Pablo De La Cruz and Oliva Arias, were interviewed and stated they were behind the bar and did not see a fight or hear shots. Ms. Arias stated that she saw people running, got nervous and called the police.

Based on the description of his auto, the security guard (Melendez) was located and interviewed. He stated he was employed by the owner of the tavern, Mr. DeLaCruz, as a security guard on the night of the shooting. He stated that he is paid \$100.00 cash for checking IDs and patting people down for weapons on the weekend. An argument and fight broke out inside and he and the owner began to push people out of the bar. He stated he heard shots and went to his vehicle to leave the scene. He entered his vehicle, at which time a person, later found to be the suspect, whom he stated he did not know, entered and told him to drive him from the scene or he would harm him. Mr. Melendez later recanted his story and identified the shooter as Sanchez-Luando, the person he drove from the scene. Mr. Melendez was arrested for aiding or harboring a felon, however, the District Attorney did not charge him.

The suspect in this case, Sanchez-Luando was arrested on November 19, 2008 in Connecticut. He admitted being a patron at the tavern the evening of the shooting. He further stated he has frequented the tavern and knew the security guard, Melendez, as he has repaired his auto. He stated he left just prior to the shooting, went to his auto and left. He admitted "seeing" an argument as he was leaving the tavern and hearing gunshots when he was walking away from the tavern and towards his car. He further stated that his move to Connecticut following the shooting was a planned move and in no way was connected to the incident. Mr. Sanchez-Luando was charged with 1st degree reckless injury. However, the case was dismissed in court when the State's witness failed to appear.

- B. The licensees did not cooperate in the police investigation of the shooting that occurred directly outside the licensed premises.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensees, Olivia A. Arias and Pablo De La Cruz, who hold Class "B" Tavern and Record Spin partnership licenses for the

premises located at 2237 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("La Espanola"), have not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of their Class "B" Tavern and Tavern Spin licenses without a sixty (60) day suspension based upon the police report and the witness testimony. The Committee finds the police report as stated above to be true. The Committee further finds that the police report and testimony by the licensees and the licensees' witnesses demonstrate that the licensees failed to cooperate in the police investigation of the shooting that occurred directly outside the licensed premises.

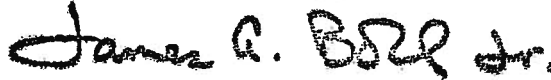
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and Record Spin partnership licenses for the premises located at 2237 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("La Espanola ") with a sixty (60) day suspension based upon the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes, recommends that the Class "B" Tavern and Record Spin partnership licenses be renewed with a sixty (60) day suspension based on the police report.

Said suspension is to be in effect from the date of the Common Council action on March 3, 2009, through midnight, May 1, 2009.

Dated and signed at Milwaukee, Wisconsin this 20th day of February, 2009.



JAMES A. BOHL, Jr.
Chair, Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: February 20, 2009

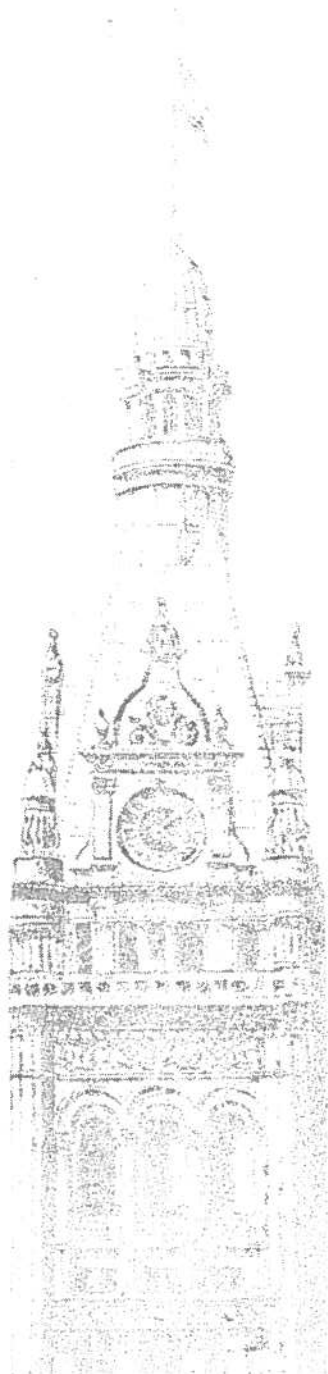
To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Shamika M. Evans for Class "B" Tavern and Tavern Dance licenses with age distinction of 30+ and change of hours for the premises located at 3762 North Dr. Martin Luther King Jr. Drive in the City and County of Milwaukee, Wisconsin ("Marjani").

FINDINGS OF FACT

1. Shamika M. Evans (hereinafter the "Licensee") is the holder of Class "B" Tavern and Tavern Dance licenses for the premises located at 3762 North Dr. Martin Luther King, Jr. Drive in the City and County of Milwaukee, Wisconsin ("Marjani"). These licenses expired at midnight on February 5, 2009.
2. Applications to renew said licenses were filed with the Office of the City Clerk on January 13, 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. The Milwaukee Police Department responded with a report that could form the basis of non-renewal or suspension of this license on January 14, 2009. There were also claimed neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, drug and criminal activity, prostitution, trespassing, public urination, fights, shootings, vandalism, thefts, operation of the premises in such a manner that it creates a public nuisance, disturbing the peace, causing the normal flow of traffic on roadways to be impeded, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On February 5, 2009, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, of the



police report that could form the basis for nonrenewal or suspension and neighborhood objections and included a copy of the police report. The matter was scheduled for a hearing on the police report on February 18, 2009 at 10:45 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee did not appear, but was represented by Attorney Rebecca Steinman, Schmidlkofer, Toth & Loeb, LLC, 1011 North Mayfair Road, Suite 307, Wauwatosa, WI 53226.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On July 12, 2007 at 9:30 p.m., officers of the Milwaukee Police Department were conducting a follow-up in the area when they observed several patrons entering and exiting the licensed premises and walking up to a car parked in front of the tavern. Officers observed some type of transactions taking place between the patrons and a subject seated in the car. Officers approached the auto and found the driver with \$100 bills in her lap with baggies of marijuana on the console. Officers also found baggies of cocaine inside the vehicle. The driver was arrested and charged with possession of a controlled substance with intent to deliver-cocaine. The patron who exited the tavern and was found by the auto was also stopped and questioned. This patron identified himself as head of security for the club. He also stated he was an employee of Derrick Avery, who ran the club. Officers recovered marijuana from the patron after he admitted he had drugs on his person. As officers were conducting this investigation, another person exited the tavern and was identified as Derrick Avery. Officers informed Avery that they were going to conduct a license premise check. Avery agreed and went to open the door to the tavern and officers found it locked. Avery stated he did not have a key on him, but would have someone inside open the door. About a minute later, someone inside opened the door. Officers found one patron by the bar area. While officers were in the basement, they heard movements from the area behind a door that they found locked. An officer asked Avery for the keys and Avery first told officers there were not any keys until officers did locate the keys and were able to unlock the door. Once opened, officers found it to be a business office and storage area. Inside they found Shamika Evans, who is the licensee, and

numerous video monitors showing video cameras inside the tavern. Officers also found open dropped ceiling tiles in the office and recovered a .308 handgun that was concealed inside the tiles. Officers also found liquor stored in the storage area that the tavern license does not list. Once back up stairs, officers also found a Smith & Wesson 9mm handgun in a brown leather case which contained the day planner of the patron and numerous business cards with the patron's name on it near the DJ booth. Evans was questioned regarding the guns found inside the tavern to which she stated she does not own any guns.

Citations were issued to the licensee Shamika Evans for license required liquor basic license and immediate entry to police/local and state authorities. Shamika Evans was also cited with immediate entry/police/local and state authority and found guilty on September 5, 2007 and a bench warrant was issued and she was fined \$356.00. Shamika Evans was cited with permit person to tend bar without license and found guilty on September 5, 2007 and fined \$356.00.

- B. On June 3, 2008 at 1:52 a.m., officers of the Milwaukee Police Department were dispatched to West Vienna and North Martin Luther King, Jr. Drive for a shots fired complaint. Officers arrived and observed two armed security officers in front of the Freeway Sports Bar located at 3762 North Martin Luther King, Jr. Drive. One of the guards stated that an unknown male fired some shots into the air while across the street from the tavern and fled in an auto. Officers located three different types of casings in front of 3762 North Martin Luther King, Jr. Drive. Police spoke to the bar manager. During the investigation, Love gave false information to police regarding the identity of the armed guards who were employed by the tavern and he was issued a citation for Obstructing. Further investigation and interview of the security guard revealed that he had fired his service weapon at the subject who was standing across the street. Officers searched the basement of the tavern and found the owner, Shamika Evans, hours after police arrival. Also found were two guns, which were seized by police. While on scene, a co-owner, identified as Derrick Avery, approached officers and stated the car that was parked in front of the tavern was his. Avery gave

consent for police to search his auto and police found suspected marijuana which later tested positive. Avery was arrested and issued a citation for Possession of Marijuana. This investigation also revealed that a bullet from the shots being fired struck a home and a shooting victim, who sought medical attention, was found at Sinai Hospital. The victim was identified and officers were told he had been shot once to the buttocks. A check of CCAP of all listed subjects revealed no charges were issued regarding the shots fired. The manager was issued a citation for resisting/obstructing police officer, which was dismissed without prejudice on October 20, 2008. Derrick Avery was issued a citation for possession of marijuana and was found guilty on August 27, 2008 and fined \$200.00.

- C. On June 7, 2008 at 8:52 p.m., officers of the Milwaukee Police Department conducted a license premise check at 3762 North Martin Luther King, Jr. Drive. Officers spoke to the bartender who stated that she had just opened up the bar for business. Officers found a subject in the basement who was watching the cameras that are found throughout the tavern. No violations were found at that time.
- D. On July 11, 2008 at 10:30 p.m., officers of the Milwaukee Police Department investigated a complaint of an auto blocking traffic at 3762 North Martin Luther King, Jr. Drive. Officers found an employee from the tavern had just moved the car that was blocking traffic and was gathering up orange cones that he used. Police spoke with the bartender who stated both the bar owner and manager left and would be back shortly. She was advised that no employees should use cones to block traffic and that the bar would be held responsible for conduct that is also conducted outside of the tavern.
- E. October 17, 2008 at 3:40 a.m., officers of the Milwaukee Police Department were dispatched to 3762 North Martin Luther King, Jr. Drive for a report of a fire. Officers spoke to a person who stated he was the manager of Marjani Freeway Sports Lounge and that he was in the process of closing the bar for the night when at 3:30 a.m., he heard breaking glass toward the front of the bar. He stated he observed the front window had been broken and observed two unknown males standing outside the window with one subject armed with a semi-automatic handgun.

He stated that the second subject stated, "If anyone comes out, shoot em!" and observed the second subject flick a lighter into the tavern. Slaughter stated he could smell a strong odor of gasoline; the next thing he knew, the tavern was on fire and that is when he ran into the basement. A report was filed. It should be noted that no manager's license was found for the man who said he was a manager in the MINT system.

- F. A neighbor, who lives behind the licensed premises, testified in opposition to renewal of this license. She testified that there were many shootings at the licensed premises but that there have not been any shootings since the bar closed (due to the fire referenced above). She also testified about noise problems when the licensed premises was open, including patrons loitering and fighting outside the premises. She testified that she has had no concerns since the licensed premises has been closed.

CONCLUSIONS OF LAW

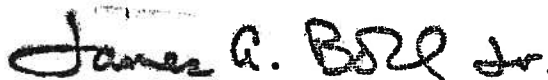
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Shamika M. Evans, has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of her Class "B" Tavern and Tavern Dance licenses for the premises located at 3762 North Dr. Martin Luther King, Jr. Drive in the City and County of Milwaukee, Wisconsin ("Marjani") based upon the police report and neighborhood objections.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class "B" Tavern and Tavern Dance licenses of Shamika M. Evans for the premises located at 3762 North Dr. Martin Luther King, Jr. Drive in the City and County of Milwaukee, Wisconsin ("Marjani") based on the police report and neighborhood

objections. The Committee finds the police report, as stated above, to be true.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "B" Tavern and Tavern Dance licenses held by Shamika M. Evans not be renewed based upon the police report and neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 20th day of February, 2009.

A handwritten signature in black ink that reads "James A. BOHL Jr." The signature is written in a cursive style with some capital letters.

JAMES A. BOHL, Jr., Chair
Licenses Committee