

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Zoning, Neighborhoods and Development



MEMBER

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

September 14, 2021

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 210538 contains the following recommendations:

Nonrenewal, based on the second nonappearance of the Class D Operator's license for Matthew Miller.

Renewal, with a twenty (20) day suspension, based on the police reports and aldermanic testimony of the Class B Tavern and Public Entertainment Premises licenses for Luis Lopez-Gonzalez for the premises located at 1993 S Muskego Ave. ("La Hamaca Bar") in the 8th aldermanic district.

Nonrenewal, based on the police report and videos, and police, applicant, and aldermanic testimony of the Class B Tavern and Public Entertainment Premises licenses for Marcos Ramos-Garcia for the premises located at 1619 S 1st St. ("Points View Boite") in the 12th aldermanic district.

Respectfully,

A handwritten signature in black ink that reads "Milele A. Coggs".

Milele Coggs, Chair
Licenses Committee

cc: All Council Members
File 210538



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MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

MEMBER

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- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: September 10, 2021

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Operator's License of Matthew J. Miller

FINDINGS OF FACT

1. Matthew J. Miller (hereinafter the "Licensee") is the holder of a Class "D" Operator's License in the City and County of Milwaukee, Wisconsin. Said license expired on December 31, 2020.
2. An application to renew said license was thereafter filed with the Office of the City Clerk.
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 police report that could form a basis for nonrenewal or suspension of said license.
4. On August 23, 2021 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 September 8, 2021 at 1:00 p.m. in Room 301B of City Hall. At said date, time and place, the Licensee did not appear.
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 Matthew J. Miller, 2618 North Stowell Avenue, Milwaukee, WI 53211 on August 23, 2021 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2618 North Stowell Avenue, Milwaukee, WI 53211 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 September 8, 2021 at 1:00 p.m.



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CONCLUSIONS OF LAW

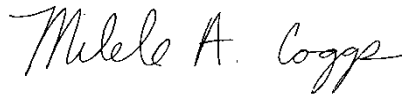
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Matthew J. Miller 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" Operator's license based upon his fourth 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" Operator's license held by Matthew J. Miller based upon his fourth nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **four (4) ayes, one (1) excused, and zero (0) noes** recommends that the Class "D" Operator's License of Matthew J. Miller not be renewed based upon his fourth nonappearance.

Said nonrenewal is effective September 21, 2021.

Dated and signed at Milwaukee, Wisconsin this 10th day of September, 2021.



MILELE A. COGGS
Chair, Licenses Committee

/276404

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Zoning, Neighborhoods and Development



MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

MEMBER

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: September 10, 2021

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises (PEP) Licenses of Luis Lopez-Gonzalez, for the premises located at 1993 South Muskego Avenue in the City and County of Milwaukee, Wisconsin ("La Hamaca Bar").

FINDINGS OF FACT

1. Luis Lopez-Gonzalez (hereinafter "the Licensee") is the holder of a Class "B" Tavern and PEP Licenses for the premises located at 1993 South Muskego Avenue in the City and County of Milwaukee, Wisconsin ("La Hamaca Bar"). Said licenses expire at midnight on September 29, 2021.
2. An application to renew said licenses was filed with the Office of the City Clerk on July 14, 2021.
3. Pursuant to Chapters 85, 90, and 108 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 July 15, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On August 23, 2021 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report, and on the neighborhood objections. The matter was scheduled for a hearing on the police department report on September 8, 2021, commencing at approximately 9:00 a.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared at the hearing and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police Department report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On November 24, 2020 at 4:01 a.m., Milwaukee Police were dispatched to 1993 South Muskego Avenue for a shots fired complaint. Upon arrival, officers



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interviewed the Licensee who stated that he was in his upper residence of that location when he observed four subjects, on his surveillance cameras, trying to enter his vehicle. He went outside and confronted the subject who fled the scene and a short time later, heard a gunshot south of his location. Officers interviewed another witness who told officers that he was inside the tavern because the Licensee frequently opens the establishment late at night for his friends and co-workers and that he heard the gunshots go off at around 3:57 a.m.

- B. The Licensee did not call the Police to report that shots had been fired in vicinity of the Licensed Premises.
- C. On May 4, 2021 at 7:07 p.m., Milwaukee Police, along with the Wisconsin Department of Revenue, conducted a licensed premise check at 1993 South Muskego Avenue. Upon arrival, officers entered the establishment to find an unlicensed bartender behind the bar with several patrons. The Licensee emerged a period of time later and told officers that he has been supervising the bartender. The Department of Revenue audit later revealed that a vast majority of the Licensee's liquor had no accompanying invoices and 80 liquor bottles were confiscated. A copy of the field report was left with the Licensee's wife.

Appearing with the applicant:

- D. Josefina Gonzalez stated that they were eating upstairs in their house when they heard the police coming they all went downstairs. She added that she did not call the police and that the police just arrived and acted like the Gonzalez's were the one causing problems. She stated that the person identified in the police report as reporting that the Licensee frequently opened the premises late at nights for friends was not even present at the time, he was in his room sleeping. She added that the guy from the police report is the wrong guy and there are a lot of incorrect things in the police report. She stated that the police are harassing her and her husband and they were victims . . . they were treated like criminals. She added that she did not know where to go for help. She stated that the Licensee was in the back room stocking the refrigerators and it only took him a few minutes to get to the front bar, and the bartender was not alone. She added that they did not call the police because they just chased the guys away because it happened before. She stated they provided the cameras to the police and still have not received them back. She added that she and the Licensee were in squad cars for over 2 hours. She stated that the police went into her house when she asked them not to because she has a 20-year old autistic son. She added that she called Alderwoman Zamarripa 3-4 times and never received a call back.
- E. The Committee finds that the Licensee should have called the Police to report hearing shots fired but likely did not do so because friends were in the bar after hours, that he frequently permitted friends in the licensed premises after hours, that the Licensee allowed an unlicensed person to serve patrons and that the Licensee had no receipts for the vast majority of his liquor inventory.

Individual also present:

- F. Alderwoman Zamarripa stated she spoke with Captain Salazar regarding the police items and that if the Licensee has concerns he should contact her office. She added that Alderman Perez's office reached out to her regarding the premises, and she has been following the case closely. She stated that she is concerned about the premises being open after hours because it puts the residents in danger. She recommends renewal with a 20-day suspension.
- G. Alderman Borkowski moved approval with a 20-day suspension based on the police report and aldermanic testimony. (Prevailed 5-0)

CONCLUSIONS OF LAW

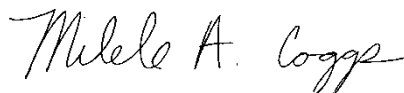
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law, and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Luis Lopez-Gonzalez, has not met the criteria to allow renewal of his Class "B" Tavern and PEP licenses without serving a 20-day suspension.
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 not to renew the Class "B" Tavern and PEP licenses of Luis Lopez-Gonzalez for the premises located at 1993 South Muskego Avenue without undergoing a 20-day suspension, in the City and County of Milwaukee, Wisconsin ("La Hamaca Bar ") based upon the police report and aldermanic testimony.

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 PEP Licenses of Luis Lopez-Gonzalez for the premises located at 1993 South Muskego Avenue ("La Hamaca Bar") in the City and County of Milwaukee, Wisconsin be renewed with a 20-day suspension based upon the police report and aldermanic testimony.

The suspension is in effect between 12:01 a.m. on September 30, 2021 until 11:59 p.m. on October 19, 2021.

Dated and signed at Milwaukee, Wisconsin this 10th day of September, 2021.



MILELE A. COGGS
Chair, Licenses Committee

/276406



COMMITTEE ASSIGNMENTS

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VICE CHAIR

- Zoning, Neighborhoods and Development



MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

MEMBER

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- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: September 10, 2021

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern and Public Entertainment Premises (PEP) Licenses of Marcos Ramos-Garcia, Agent for Werk Investments LLC, for the premises located at 1619 South 1st Street in the City and County of Milwaukee, Wisconsin ("Points View Boite").

FINDINGS OF FACT

1. Marcos Ramos-Garcia (hereinafter "the Licensee") is the holder of a Class "B" Tavern and PEP Licenses for the premises located at 1619 South 1st Street in the City and County of Milwaukee, Wisconsin ("Points View Boite"). Said licenses expire at midnight on September 21, 2021.
2. An application to renew said licenses was filed with the Office of the City Clerk on July 9, 2021.
3. Pursuant to Chapters 85, 90, and 108 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 July 15, 2021, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said license.
4. On August 25, 2021 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report, and on the neighborhood objections. The matter was scheduled for a hearing on the police department report on September 8, 2021, commencing at approximately 3:25 p.m. in Room 301-B of the third floor of City Hall. At said date, time and place, the Licensee appeared with counsel, Attorney Kendrick Yandell at the hearing and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police Department report.
5. Based upon the sworn testimony heard, the evidence received at the hearing and the police record, the Committee finds the following:



- A. The Licensed Premises has had a history of Police calls since it opened in 2017. Incidents in and around the Licensed Premises have included drunk and disorderly patrons, fights and incidents involving guns. The Police have met with the Licensee and communicated their concerns about Police calls and security in and about the Licensed Premises. The Licensee has attempted to address these concerns with increased security.
- B. During the Committee hearing on the renewal of the License for the 2020-21 year, the Committee heard evidence about an incident on July 20, 2020 that was still under investigation. The Committee elected to keep the matter open for consideration during the renewal of the License for 2021-22.
- C. The July 20, 2020 incident has now been investigated by the Police and they testified to the following. On that date at 1:43 a.m., officers heard shots coming from the area of Points View Boite. The officers observed about 50 people in front of the bar, who stated someone was shooting off a hand gun in the parking lot. The Licensee was on scene and allowed officers to view the surveillance video. The system covered the parking lot but does not cover the alley. The officers searched for but did not locate any casings. The Licensee stated he would call officers if he located any video or evidence of the incident. On August 6, 2020 officers reviewed the video of this incident that was captured by the cameras at the Scrub-A-Dub car wash. The video shows a subject exiting Point's View and walking to the alley. The subject disappears for a short time. When the subject returns to camera view he is observed shooting a hand gun in the air. The camera shows one of the security guards looking at and walking towards the subject, who then exits camera view. The police then arrive on scene.
- D. On September 4, 2020 follow-up was conducted and additional video surveillance was located which captured the July 20, 2021 incident. The footage shows a subject fire approximately 5 shots in the air behind 1618 South 2nd Street and then walk north in the alley. At 1:50 a.m., officers arrive at the front of the location. At 3:22 a.m. the Licensee is observed with two other individuals who are seen picking up what the Police believe were casings in the area where the shots had been fired and then handing them over to the Licensee. The Licensee told Police he was inside and did not hear the gunshots and never notified the Milwaukee Police that he recovered casings regarding the shots fired investigation. The Licensee said that he picked up jewelry and change which he tossed. It should be noted that police body camera footage shows the Licensee becoming confrontational with officers asking "why do you need my info?" and "nothing happened here". After several minutes the Licensee provided his information to the officers. On September 14, 2020, the Licensee reported to District Two and was arrested and charged with Resisting or Obstructing an Officer (Misdemeanor) which was later dismissed.
- E. The Committee finds that the Licensee's testimony about the July 20, 2020 incident is not credible.

- F. On January 10, 2021 at 12:12 a.m., Milwaukee Police conducted a license premise check at 1619 South 1st Street. Upon arrival, officers asked security personnel outside how many patrons were inside the establishment and if they were using a counter. The outside personnel did not know how many people were inside and said the security guard inside was keeping count. Officers then interviewed the Licensee about the capacity and he retrieved a counter from security and told officers that there were 44 patrons inside the tavern. Due to Covid the capacity was at 50%, or 48 people including staff. Officers estimated that 80 people plus personnel were inside the establishment.
- G. On April 5, 2021 at 1:00 a.m., Milwaukee Police were dispatched to 8141 W. Denver Avenue for a subject with gun complaint. The victim stated she and her boyfriend were leaving the tavern located at 1619 South 1st Street. They were confronted by her boyfriend's ex-girlfriend who was with a group of people. An argument, and ultimately a fight, ensued and one of the parties involved in the fight brandished a firearm and threatened to shoot the victim. The boyfriend's ex-girlfriend struck the victim in the face causing a laceration to her right eye lid. Further investigation revealed that Milwaukee Police were dispatched to 1619 South 1st Street during the time of the altercation but security at the establishment said they did not see or hear anything. Security was cooperative with police.
- H. On June 26, 2021, at 12:30 a.m., officers were dispatched for a theft. The victim parked near the bar and had his window broken and his firearm taken from the glove box.
- I. On July 12, 2021 at 2:23 a.m., Milwaukee Police were dispatched to 1619 South 1st Street for a shots fired complaint. When officers arrived they located 9 casings and 1 cartridge at the rear of the location. Security told officers they had not heard or seen shots fired. Officers spoke to the manager, Juan Rodriguez, who stated that there were no incidents and he did not hear any shots fired. Officers recovered video from the Scrub-A-Dub which showed an altercation between two parties entering vehicles. The subjects start to shoot at each other from their respective vehicles. Video shows 4-5 security personnel from the establishment outside of the business at the time of the incident (even taking cover as the firearms are discharged). Follow up was conducted with the Licensee regarding the incident, who was not present on that night, and he said he would take disciplinary action against his staff and understood the importance of reporting all incidents that occur around his establishment.
- J. On July 16, 2021 at 1:00 a.m., Milwaukee Police were flagged down by a citizen for a large fight which was occurring at 1619 South 1st Street. Upon arrival, officers observed approximately 6-7 subjects actively fighting in the parking lot and fled upon police arrival. Security told officers that the subjects were possibly related and did not know why they were fighting. Follow up was done and surveillance video from a neighboring business reveals an altercation at the doorway of the establishment and security attempting to push/breakup the altercation in the parking lot. The Licensee was cooperative with the investigation.

- K. Attorney Kendrick Yandell stated the Licensee was cooperative with the police and provides video evidence when things occur at the premises. He added that they use a hand held counter, to count patrons as the enter and exit. He stated that over the past 2 years the premises has substantially improved their operations by putting up cameras, increasing security, and cooperating with the police regarding problems in the area. He added that there are no incidents with weapons at the premises because security does a rigorous screening of patrons and they have metal detectors. He stated that the premises now blocks the entrance to the alley and they have added lighting and fencing. He added that charges were dismissed at circuit court and there is no evidence that the Licensee picked up any shell casings. He stated that the shooting did not happen at the premises, it happened at a nearby property. He added that the Licensee never argued with the police officers and did not cover anything up. He stated that the patrons who talked to the police about a gun at the premises were drunk, and a gun was never brandished. He added that the Licensee has cooperated with the police and their security guards frequently walk the block to make sure people are not breaking into cars. He stated that the Licensee has made a lot of effort and spent thousands of dollars to make sure the premises is safe for the patrons, community, and employees. He added that they have assisted in numerous police investigations by provided videos. He stated that the premises is trying to be an asset not a drain on the community and is doing everything feasible to make the place safe. He added that they cannot read the minds of their patrons to know if they have a gun in their car or are going to start a fight.
- L. Captain Salazar stated he has viewed the videos in the file regarding the firearm incidents. He added that he is concerned about the patterns of behavior and violent crime. He stated the gunfire likely involving patrons and security personnel is seen in 2 of the videos. He added that there is also a lack of cooperation and he is concerned about someone getting injured.
- M. Alderman Perez stated he does not know why the Licensee did not call the police when the July 20, 2020 incident occurred. He added that in 2019 there was a 10-day suspension with an age limit of 25 and up based on the police report. He stated that last year there was a 15-day suspension with several neighbors testifying. He added that he is concerned about the gun play and the behavior of the Licensee. He stated that he is not in support based on the police report and testimony he heard today. He stated that there are no issues with guns at other bars in the area. He stated that the Licensee has been responsive to an extent, but it is reactive. He added that successful bars make people feel safe, and make people who want to cause problems uncomfortable.
- N. The licenses were suspended for 10 days in 2019 and 15 days in 2020.
- O. Alderman Spiker moved nonrenewal based on the police report and videos, and Licensee, aldermanic and police testimony. (Prevailed 5-0)

CONCLUSIONS OF LAW

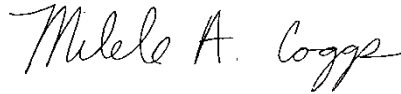
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law, and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapters 85, 90, and 108 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Marcos Ramos-Garcia, has not met the criteria to allow renewal of his Class "B" Tavern and PEP licenses.
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 not to renew the Class "B" Tavern and PEP licenses of Marcos Ramos-Garcia for the premises located at 1619 South 1st Street, in the City and County of Milwaukee, Wisconsin ("Points View Boite") based upon the police report and videos, and aldermanic, Licensee and police testimony.

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 PEP Licenses of Marcos Ramos-Garcia for the premises located at 1619 South 1st Street ("Points View Boite") in the City and County of Milwaukee, Wisconsin not be renewed based upon the police report and videos, and aldermanic, Licensee and police testimony.

Said nonrenewal is effective 12:01 a.m. on September 22, 2021.

Dated and signed at Milwaukee, Wisconsin this 10th day of September, 2021.



MILELE A. COGGS
Chair, Licenses Committee

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