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Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Jim Owczarski
Deputy City Clerk

October 19, 2010

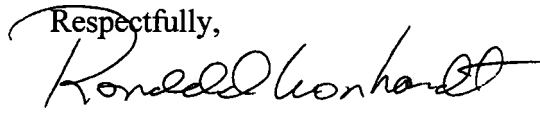
Alicia D. McCoverly
P.O. Box 242093
Milwaukee, WI 53224

Dear Ms. McCoverly:

You are hereby notified that the Milwaukee Common Council will hold a hearing on November 3, 2010, 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 "B" Tavern and Record Spin 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 a 15 days suspension of your license based upon aldermanic testimony and items contained in the police report. The recommendation is the result of a public hearing before the Committee held on October 18, 2010.

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 October 29, 2010 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: October 19, 2010

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Alicia D. McCovery, Agent for Ike's Lounge, LLC, for a Class "B" Tavern and Record Spin license for the premises located at 2432 West Garfield Avenue in the City and County of Milwaukee, Wisconsin ("Ike's Lounge").

FINDINGS OF FACT

1. Alicia D. McCovery (hereinafter the "Licensee") is the holder of a Class "B" Tavern and Record Spin license for the premises located at 2432 West Garfield Avenue in the City and County of Milwaukee, Wisconsin ("Ike's Lounge"). Said license expires at midnight, November 24, 2010.
2. An application to renew said license was timely filed with the Office of the City Clerk on September 21, 2010.
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 September 22, 2010. The hearing notice also stated that there were 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 and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On October 7, 2010, 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 the neighborhood objections and included a copy of the police report. The matter was scheduled for a hearing on the police report and neighborhood objections on October 18, 2010 at 8:45 a.m. in Room 301B of the third floor 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:
 - A. On February 23, 2010 at 11:36 p.m. officers of the Milwaukee Police Department were dispatched to 2200 North 24th Street for a shots fired complaint. The investigation revealed an altercation took place in the bar around 11:30 with a patron being kicked out of the bar. This patron admitted to police that he left the bar and went to retrieve a gun but did not recall firing it. Officers attempted to view video surveillance but were advised it was not recording because of software issues. Officers did speak with the bartender Gloria Sullivan who stated she did not witness any problems but was aware that security did kick a patron out of the tavern. A further investigation found the tavern had an underage patron inside the bar. The licensee Alicia McCovery was issued a citation for "allow underage on premises." The citation was dismissed on September 13, 2010 without prejudice.
 - B. On March 8, 2010 at 11:52 p.m. officers of the Milwaukee Police Department were dispatched to 2432 West Garfield Avenue for a fight complaint. When officers arrived they found the tavern dark and the doors locked. Officers contacted the caller who advised them that there had been a large fight inside the tavern between a male and the owner "Ike." The caller further stated the fight started near the pool table then moved outside with the owner being "knocked out." At this time the caller stated she left the bar because she feared something might happen to her. Officers checked the area of the bar and spoke to another witness who confirmed the caller's statement but he also added that the guy who knocked out the owner then grabbed the owner's gun and that everyone started running. Officers made several attempts to contact the licensee, Alicia McCovery, but no one answered. Messages were left for McCovery to contact police but as of March 15, 2010, officers had not heard from McCovery and the tavern had not been open for business.
 - C. On July 10, 2010 at 1:11 a.m., officer of the Milwaukee Police Department were dispatched to 2432 West Garfield for a fight complaint. As police arrived, they observed approximately 100

patrons scatter about the street and on the sidewalks in front of Ike's Lounge. Officers also observed patrons leaving the tavern. Patrons leaving were also yelling and blocking traffic. Officers requested more squads and attempted to clear the area. One patron was observed bleeding from the arm but refused to talk to police. Officers attempted to enter the tavern but found the front door to be locked. Officers looked through the front window and observed lights on as well as the TV. A patron advised an officer that the bartenders were seen locking up and leaving the tavern. At 1:47 a.m., officers received a battery/cutting complaint at 2122 North 24th Place. Officers spoke to the girlfriend of the subject who refused to talk to police earlier who was observed bleeding from the arm. The victim stated that there was a large fight inside the bar with patrons flipping tables and throwing glasses. The victim stated that one of the tables thrown landed on her foot causing pain. She further stated she does not know how her boyfriend's arm got cut. The victim stated she observed the bartenders closing the bar and leaving. Officers again attempted to make contact at the bar with employees and the licensee but found the bar locked and no one answered the phone at McCovery's residence. Messages were left with McCovery but no calls were ever returned. On July 15, 2010, officers drove to McCovery's home and officers spoke to her regarding the incident. McCovery stated she was not on the premise when the incident occurred but that she spoke to the bartenders who stated the fight took place outside of the tavern and not inside. McCovery further stated that the video surveillance system at Ike's is not working properly and that there are three cameras on the premise but that they do not record. McCovery was cited for disorderly premises prohibited. A pretrial was held on October 15, 2010

- D. At the license renewal hearing, the licensee indicated to the Licenses Committee that based upon the above that she has adopted new patron screening measures and dress code and has installed a new surveillance camera system to replace the prior malfunctioning system. The licensee indicated to the Licenses Committee that it is her security plan to shut down the bar in the event incidents occur as described above.

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.

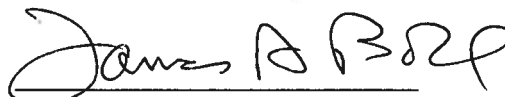
2. Based upon the above facts found, the Committee concludes that the licensee, Alicia D. McCovery who holds a Class "B" Tavern and Record Spin license for the premises located at 2432 West Garfield Avenue in the City and County of Milwaukee, Wisconsin ("Ike's Lounge") has not met the criteria of Chapter 90, of the Milwaukee Code of Ordinances together with the police report to allow renewal of his Class "B" Tavern and Record Spin license without undergoing a fifteen (15) day suspension. 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 judgment to renew the Class "B" Tavern and Record Spin license of Alicia D. McCovery for the premises located at 2432 West Garfield Avenue in the City and County of Milwaukee, Wisconsin ("Ike's Lounge") with a fifteen (15) 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 license held by Alicia D. McCovery for the premises located at 2432 West Garfield Avenue in the City and County of Milwaukee, Wisconsin ("Ike's Lounge") be renewed with a fifteen (15) day suspension based upon the police report.

Said suspension is to be in effect between 12:01 a.m. November 25, 2010 through midnight December 11, 2010

Dated and signed at Milwaukee, Wisconsin this 19th day of October, 2010.



JAMES A. BOHL, Chair
Licenses Committee



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Ronald D. Leonhardt
City Clerk

Jim Owczarski
Deputy City Clerk

October 19, 2010

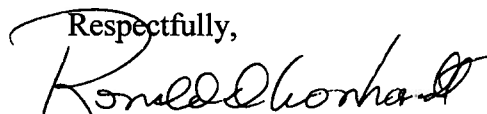
Salvador Avila
2442 South 9th Street
Milwaukee, WI 53215

Dear Mr. Avila:

You are hereby notified that the Milwaukee Common Council will hold a hearing on October 3, 2010, 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 non appearance. The recommendation is the result of a public hearing before the Committee held on October 18, 2010.

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 October 29, 2010 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: October 19, 2010

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D"
Bartender License of Salvador Avila.

FINDINGS OF FACT

1. Salvador Avila (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, 2009.
2. An application to renew said license was untimely filed with the Office of the City Clerk on August 31, 2010.
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 September 7, 2010, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 8, 2010 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 October 18, 2010, commencing at 11:15 a.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. That was the applicant's second nonappearance.
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 Salvador Avila at 2442 South 9th Street, Milwaukee, Wisconsin 53215 on October 8, 2010 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2442 South 9th Street, Milwaukee, Wisconsin 53215 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 October 18, 2010.

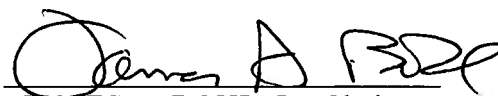
CONCLUSIONS OF LAW

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, Salvador Avila 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 Salvador Avila based upon a second nonappearance.

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) excused, recommends that the Class "D" Bartender License be denied based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 19th day of October, 2010.


JAMES A. BOHL, Jr., Chair
Licenses Committee