



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Ajit Singh  
Singh Gas  
1545 W Hopkins St  
Milwaukee, WI 53206

Atty. Fredrick Gordon  
2110 W Keefe Ave  
Milwaukee, WI 53206

Dear Mr. Singh:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Food Dealer Retail license(s) for the premises located at 1545 W Hopkins St ("Singh Gas").

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 10 day suspension of the Food Dealer Retail license(s) based upon the police report. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Food Dealer Retail license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk





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Atty. Fredrick Gordon  
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Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application for a Food Dealer's License for Ajit Singh for the premise located at 1545 West Hopkins Street ("Singh Gas").

**FINDINGS OF FACT**

1. Ajit Singh (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 1545 West Hopkins Street. Said license expires on June 30, 2014.
2. An application for a Food Dealer's License in the name of Ajit Singh was filed with the Office of the City Clerk.
3. On May 30, 2014 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 10, 2014, commencing at 10:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Frederick Gordon.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. On March 11, 2013 the applicant was cited at 1545 West Hopkins Street in the City of Milwaukee for building code violations.  
Charge: Building Code Violations  
Finding: Guilty  
Sentence: Fined \$480.00
  - B. On June 12, 2013, Milwaukee police, along with an agent from the Wisconsin Department of Revenue, conducted a licensed premise check at 1545 West Hopkins Street (Singh Gas) based on information that the business was selling single cigarettes. During this check, the cashier, Satpal Singh, admitted to selling single cigarettes, Additionally, suspected synthetic marijuana was discovered. The applicant received two citations.



Charge 1: Synthetic Marijuana Possession/Sale/Use Prohibited  
2: Sell Cigarettes In Package/Container without Stamp  
Finding:  
1: Guilty  
2: Dismissed without prejudice  
Sentence: \$250.00 fine  
Date: 09/09/2013

- C. On July 16, 2013 the applicant was cited in Milwaukee County for disorderly conduct and found guilty on August 29, 2013 and fined.
- D. On July 31, 2013, a Milwaukee police officer on routine patrol observed a scuffle between three subjects at 1545 West Hopkins Street. The investigation revealed a robbery in progress was taking place.
- E. On August 15, 2013 at 12:22 a.m. Milwaukee police officers stopped a subject for loitering on the gas station lot. The subject was issued a citation.
- F. On August 23, 2013 at 11:22 p.m. Milwaukee police officers responded to 1545 West Hopkins Street for a report of drug dealing. The caller was reporting two males standing outside the business, on the gas station lot selling drugs and customers were complaining. Officers stopped several subjects and arrested two people.
- G. On August 24, 2014 at 10:04 p.m. a Milwaukee police officer responded to 1545 West Hopkins Street for a call regarding three subjects loitering on the lot selling single cigarettes. One subject was stopped, arrested and Issued citations.
- H. On August 28, 2013, at 11:08 p.m. Milwaukee police officers responded to 1545 West Hopkins Street for a male loitering on the gas station that had been banned and was now on the lot harassing customers. The subject was stopped and arrested.
- I. On August 31, 2013 at 8:44 p.m. Milwaukee police officers responded to 1545 West Hopkins Street for a theft complaint. The investigation revealed that a subject stole several bags of chips and ran out of the store. Officers were able to view the store video and were able to identify the subject. A citation will be issued in the future.
- J. On September 1, 2013, at 10:27p.m. at 1545 West Hopkins Street Milwaukee police officers initiated a stop for two subjects loitering on the gas station lot. Citations were issued.

- K. On September 1, 2013 at 11:25 p.m. Milwaukee police officers responded to a call at 1545 West Hopkins Street for a subject on the gas station lot selling things to customers as they came into the store. The caller advised that the subject has also been told to stay away from the location. The subject was stopped and issued citations.
- L. On September 15, 2013, at 5:39 p.m. at 1545 West Hopkins Street Milwaukee police officers initiated a subject stop of two males loitering on the gas station lot. Both subjects were stopped and a K9 officer was called to search for drug items. No drugs recovered. Both subjects were issued citations for loitering.
- M. On September 17, 2013 at 9:04 p.m. a Milwaukee police officer responded to 1545 West Hopkins Street for a subject selling single cigarettes on the lot for the past 25-30 minutes. When Officers arrived they located a male urinating on the side of the building. Subject was advised and released.
- N. On September 18, 2013, the applicant was cited at 1909 West Hopkins Street in the City of Milwaukee for synthetic marijuana possession/sale/use prohibited. The applicant was found guilty on this citation on December 4, 2013 and fined \$177.00.
- O. On September 19, 2013 at 7:15 p.m. Milwaukee police officers initiated a stop of a subject attempting to steal items from the store at 1545 West Hopkins Street. The subject was issued a citation.
- P. On September 20, 2013, at 7:37 a.m., Milwaukee police officers responded to 1545 West Hopkins Street for a young male selling drugs and single cigarettes outside the business. The subject was stopped and issued a citation.
- Q. On September 23, 2013 at 10:13 p.m. Milwaukee police officers responded to 1545 West Hopkins Street for a subject on the lot selling drugs to customers of the store. A subject was stopped and arrested for possession of marijuana.
- R. On September 29, 2013 at 9:03 p.m. Milwaukee police officers responded to 1545 West Hopkins for a call of subjects dealing drugs on the property. The subject was stopped and issued a retail theft citation from a previous incident.
- S. On December 7, 2013, a 17-year old, working in conjunction with Milwaukee police, attempted to purchase a single cigarette at 1545 West Hopkins Street (Singh Gas). The 17 year old was denied the sale.

- T. On March 6, 2014, Milwaukee police officers had a confidential informant buy suspected K2 from Singh Gas at 1545 West Hopkins Street. On March 7, 2014, officers, along with Department of Revenue agents, conducted a business check as a result of the purchase of suspected K2. The clerk on that day was the same clerk that had sold the suspected K2. The clerk called the applicant by phone to advise him of the business check. An additional 20 packages of suspected K2 were recovered from a shelf under the cash register. Department of Revenue agents seized numerous tobacco products based off of receipts indicating the purchase of tobacco products from an untaxed source. The citation regarding the suspected K2 is pending the results from the crime lab.
- U. Attorney Frederick Gordon stated that the premise is near a school and that there are problems with loitering and there are pending restraining orders against several individuals. The employee who sold K2 was discharged following the incident. The applicant has been cooperative with police.
- V. Sandeep Gil testified that they have installed cameras that are visible to customers and also have posted "no loitering" signs.

#### CONCLUSIONS OF LAW

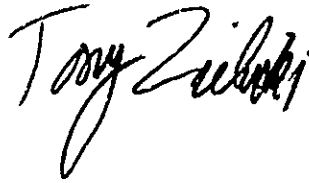
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Ajit Singh has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer License without serving a ten (10) day suspension based on the police report.
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 renew the Food Dealer License of Ajit Singh, for the premises at 1545 West Hopkins Street ("Singh Gas") with a ten (10) day suspension based on 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 Food Dealer License application of Ajit Singh for the premises at 1545 West Hopkins Street ("Singh Gas") be renewed with a ten (10) day suspension based upon testimony of neighbors.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2014 and midnight July 10, 2014.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.

A handwritten signature in black ink that reads "Tony Zielinski". The signature is written in a cursive style with a large, looped initial "T".

TONY ZIELINSKI  
Chairman Licenses Committee

204336



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Daniel Groholski  
Ricochet On, Inc  
7009 W Capitol Dr  
Milwaukee, WI 53216

Atty. Andrew Arena  
Arena Law Offices, LLC  
1110 N Old World Third St, Ste 210  
Milwaukee, WI 53203

Dear Mr. Groholski:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) for the premises located at 7009 W Capitol Dr ("Ricochet On In").

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 20 day suspension of the Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) based upon neighborhood testimony and the police report. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk





Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Atty. Andrew Arena  
Arena Law Offices, LLC  
1110 N Old World Third St, Ste 210  
Milwaukee, WI 53203

Daniel Groholski  
Ricochet On, Inc  
7009 W Capitol Dr  
Milwaukee, WI 53216

Dear Mr. Groholski:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) for the premises located at 7009 W Capitol Dr ("Ricochet On In").

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 20 day suspension of the Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) based upon neighborhood testimony and the police report. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class B Tavern, Public Entertainment Premises, and Food Dealer - Restaurant license(s) based upon the Findings of Fact contained within the Licenses Committee report.

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Deputy City Clerk



**CHAIR**  
• Licenses Committee

**MEMBER**  
• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

**Date:** June 13, 2014

**To:** All Members of the Milwaukee Common Council

**From:** Licenses Committee

**Re:** Report on the renewal application for the Class "B" Tavern, Public Entertainment Premises and Food Dealer's License for Daniel D. Groholski, Agent for Ricochet On, Inc. for the premise located at 7009 West Capitol Drive ("Ricochet On In").

#### **FINDINGS OF FACT**

1. Daniel D. Groholski (hereinafter the "Applicant") applied for renewal of the Class "B" Tavern, Public Entertainment Premises and Food Dealer's License for the premises located at 7009 West Capitol Dr. Said license expires on June 30, 2014.
2. Applications for a Class "B" Tavern, Public Entertainment Premises and Food Dealer's Licenses in the name of Daniel D. Groholski was filed with the Office of the City Clerk.
3. On May 30, 2014 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 68 and 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes. The matter was scheduled for a hearing on June 10, 2014, commencing at 11:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Andrew Arena.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. On December 1, 2013, Milwaukee police responded to a tavern violation complaint at 7009 West Capitol Drive (Ricochet On In). The investigation revealed the bartender, Brett Bennett, was serving alcoholic beverages to an 18-year old female, Valerie Flowers. Both Bennett and Flowers were cited. Flowers was found guilty of possession of alcohol by underage and fined \$185.00 on March 17, 2014. The citation for Bennett could not be located.
  - B. The applicant states that the underage incident on the police report occurred because a bartender served his girlfriend, but he did not realize she was under the age of 21 at the time.
  - C. Attorney Andrew Arena stated that a plan of operation has been developed. The plan states that the applicant will install a new fence, increase lighting and security, and implement a new dress code. He will also volunteer to close from June 30- July 8.
  - D. Janice Groholski, 3418 North Bremen Street testified



- E. Alderman Michael Murphy stated that he has spoken with neighbors who do not want the licenses renewed. He is in support of the neighbors.
- F. Orlandus Jackson, 3968 North 70th Street stated that he has worked with the applicant over the years, but experienced issues lately. He is concerned about trash and shootings in the area. There is a lot of traffic and he has heard noise and obscenities from customers.
- G. Lisa Falsetti, 3971 North 70th Street stated that she has heard yelling and swearing outside of her home and from the establishment's parking lot. She has heard gunshots and states there are no other businesses in the area open during the hours that these incidents occurred.
- H. Jackelyn Fonz, 3163 North 49th Street stated that she is a bartender at the establishment. She states that the business closed early on Memorial Day, the date the video was taken. Employees walked around the establishment to ensure customers did not linger. She has never heard gunshots from the establishment.
- I. Raymond Rydz, 7000 West Capitol Drive stated that he owns a nearby business and visits the establishment, but has not experienced any issues.
- J. Alex Brown, 4340 North 70th Street stated that he visits the bar often, but he and other customers do not hang around after closing time. He has never heard gunshots attributed to the establishment. He sees the owner picking up litter in the morning.
- K. Mac Lifter, 3931 North 70th Street stated that he has not witnessed noise issues. He visits the bar several times a week and does not see overly loud behavior from customers.
- L. Les Johns, 230 East Oklahoma Avenue stated that he did a neighborhood survey of the area regarding the bar. He requested CAD reports from the last year and most of the calls came from the establishment itself.

### 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 Chapters 68 and 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes.

2. Based on the above facts found, the Committee concludes that the Licensee, Daniel D. Groholski has not met the criteria of Chapters 68 and 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow the renewal of the Class "B" Tavern, Public Entertainment Premises and Food Dealer's Licenses without serving a twenty (20) day suspension based on 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 should exercise its discretion to renew the Class "B" Tavern, Public Entertainment Premises and Food Dealer's Licenses of Daniel D. Groholski with a twenty (20) day suspension based on the police report and neighborhood objections.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, one (1) no and one (1) excused, recommends that the Class "B" Tavern, Public Entertainment Premises and Food Dealer's License applications of Daniel D. Groholski for the premises at 7009 West Capitol Dr. ("Ricochet On In") be renewed with a twenty (20) day suspension based upon the police report and neighborhood objections.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2014 and midnight July 20, 2014.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



TONY ZIELINSKI  
Chairman Licenses Committee

204338



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Adam Kirchner  
Dick's Pizza, LLC  
730 N Milwaukee St  
Milwaukee, WI 53202

Atty. Vincent Bobot  
Bobot Law Office  
5414 S 13<sup>th</sup> St  
Milwaukee, WI 53221

Dear Mr. Kirchner:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern and Food Dealer - Restaurant license(s) for the premises located at 730 N Milwaukee St ("Dick's").

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 20 day suspension of the Class B Tavern and Food Dealer - Restaurant license(s) based upon the police report and neighborhood testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

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Rebecca Grill  
Deputy City Clerk





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Jim Owczarski  
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Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Atty. Vincent Bobot  
Bobot Law Office  
5414 S 13<sup>th</sup> St  
Milwaukee, WI 53221

Adam Kirchner  
Dick's Pizza, LLC  
730 N Milwaukee St  
Milwaukee, WI 53202

Dear Mr. Kirchner:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern and Food Dealer - Restaurant license(s) for the premises located at 730 N Milwaukee St ("Dick's").

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**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the renewal application of Adam D. Kirchner, Agent for Dick's Pizza, LLC, for a Class "B" Tavern and Food Dealer licenses for the premises located at 730 North Milwaukee Street in the City and County of Milwaukee, Wisconsin ("Dick's").

**FINDINGS OF FACT**

1. Adam D. Kirchner (hereinafter the "Licensee") is the holder of a Class "B" Tavern and Food Dealer licenses for the premises located at 730 North Milwaukee Street in the City and County of Milwaukee, Wisconsin ("Dick's"). Said Class "B" Tavern license expires at midnight, July 27, 2014. Said Food Dealer license expires at midnight, June 30, 2014
2. An application to renew said licenses was filed with the office of the City Clerk on May 27, 2014.
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 May 29, 2014.
4. On May 30, 2014 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 with a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on June 10, 2014, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared and was represented by Attorney Vincent Bobot, 5414 South 13th Street, Milwaukee, WI 53203-1918.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On December 15, 2013 at 1:37 a.m. a Milwaukee police officer was notified by citizens that "a guy was bleeding in front of Dick's and needed help." The officer responded to Dick's Pizza (730 North Milwaukee Street) and discovered a subject seated on the ground with an injury to his forehead. The investigation revealed the injured subject had been involved in an altercation while inside the business and was escorted out by security. As he was being escorted out, the injured subject slipped on the floor and struck his head on the windowsill in the foyer of the business. The injured subject was conveyed to St. Mary's hospital where he received 12 stitches to close a laceration on his forehead. An incident report was filed.



- B. On January 10, 2014 at 1:41 a.m. a subject, who identified him self as the manager at Dick's Pizza (730 North Milwaukee Street) exited the business and requested assistance from a police officer assigned to Code RED in the 700 block of North Milwaukee Street. The officer entered the business and discovered a subject (James Haarsma) on the floor with an injury to his head, being assisted by a bouncer (Theophilus Brooks). The investigation revealed Haarsma had become loud and boisterous while inside the business and was asked to leave by Brooks. Haarsma refused and his actions caused Brooks to fear for his safety. Brooks took Haarsma to the floor. Haarsma Began to thrash around striking his head on a VIP rope stanchion. Police arrived shortly after Brooks began to administer first aid. Haarsma was cited for and later convicted of disorderly conduct.
- C. Mark Gleischmann, 719 North Milwaukee testified that police reports for the establishment are incomplete. He stated that he has witnessed loitering outside the establishment and that he believes police have not adequately dealt with the issue.
- D. On April 12, 2014 at 11:40 p.m. Milwaukee police investigated a sexual assault complaint that occurred at Dick's Pizza Pleasure. The victim, who is 20 years old, entered the establishment and consumed alcoholic beverages in the tavern to a level of intoxication. The victim stated between the hours of 1:00 to 2:00 a.m., she was sexually assaulted by two individuals that are employed as bouncers at the tavern and who she knows by name. The victim identified the suspects as Husamudden Samara and Jaleel Shawar. Both subjects were taken into custody and both admitted to having consensual sexual intercourse with the victim in the tavern, at different times, during the hours of operation. On April 16, 2014, the case was reviewed by the District Attorney's office and was a no process.
- E. On April 12, 2014 the applicant was cited at 730 North Milwaukee Street in the city of Milwaukee for presence of minor at licensed premise. This matter is set for arraignment June 13, 2014 1:30 p.m.
- F. On April 13, 2014 at 2:00 a.m., Milwaukee police investigated an assault complaint that occurred at 730 North Milwaukee. Police spoke with the victim who stated she was in the VIP area of the tavern with a friend when she noticed that she misplaced her cell phone. The victim stated she talked with a bouncer at the club about her phone and that the bouncer told her to leave the club. According to the victim, this bouncer, as well as another bouncer physically assaulted her. The victim stated these bouncers physically carried her down a flight of stairs in a chokehold, dropped her on purpose, picked her back up by her hair, and dropped her a second time. She further stated she was kicked in her ribs and then was pushed

out of the back door which caused her to fall to her knees and sprain her ankle. The victim was shown a photo array of possible suspects and the victim identified Husamuddeen Samara and Jaleel Shawar as the two bouncers who assaulted her. On April 18, 2014 at 1:15 a.m. police conducted follow-up at Dick's Pizza and were told by management that both subjects had been terminated. The case is pending.

- G. On December 15, 2013, the alleged victim lied to the police about what took place. He was involved in an altercation and was injured when he attempted to punch security personnel who were escorting him out. On January 10, 2014, the alleged victim was uncooperative and was not served at the establishment. He attempted to attack security. The person involved in the April 12, 2014 incidents is the same person. She was underage, but able to gain entry with an ID for a similar looking relative.
- H. The manager has terminated both security personnel involved with the incident. The applicant has reviewed all security procedures. The establishment is frequented by celebrities and professional athletes. The applicant is invested in reviving Milwaukee Street and incidents that have occurred are out of character for the establishment. He and his wife are now holding monthly meetings to help reach out to neighbors.
- I. Alderman Bauman stated that there have been several items on the police report since the meeting.
- J. Mark Gleischmann, 719 North Milwaukee Street stated that problems discussed at previous meetings have continued. He suggests that if food operations do not continue as late that problems may be alleviated.
- K. Joe Taylor, 715 North Milwaukee, #303 stated that an influx of customers frequenting the establishment for food service after bar close has increased problems on the block.
- L. Kyle Castro, 133 West Oregon Street is the manager at a business next door. He has not witnessed problems and states the business is clean.
- M. Mark Bianchini, 2309 East Stratford, Shorewood stated that he has seen a substantial improvement in litter from the establishment since the last neighborhood meeting. The establishment tags doors that have been cleaned and the practice has helped with litter in the area.
- N. Peter Skoufis, 741 North Milwaukee Street, #301 stated that the street has improved in the last few years.
- O. Anthony Jackson, 741 North Milwaukee Street stated that he walks around the neighborhood early and has not seen any issues with litter.

- P. Carl Wheatman, 741 North Milwaukee Street stated that he lives across the street and has not heard any noise issues after bar close.
- Q. Demetrios Dimitropoulos, 1062 North Woodcrest, Mequon stated he is a property owner near the establishment and has not experienced issues with the establishment.
- R. Jeffrey Falsted, 720 North Milwaukee Street stated he works during the day near the establishment and has not experienced problems.

#### 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, Adam D. Kirchner, 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 his Class "B" Tavern and Food Dealer licenses without undergoing a twenty (20) day suspension of said licenses based upon the police report and neighborhood testimony. The Committee finds the police report and neighborhood testimony 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 Food Dealer licenses for the premises located at 730 North Milwaukee in the City and County of Milwaukee, Wisconsin ("Dick's") with a twenty (20) day suspension based upon the police report and neighborhood testimony.

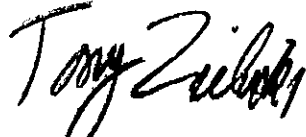
## RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused recommends that the Class "B" Tavern and Food Dealer licenses be renewed with a twenty (20) day suspension based on the police report and neighborhood testimony.

Said suspension of the Class "B" Tavern License is to be in effect between 12:01 a.m. on July 28, 2014 through midnight, August 17, 2014.

Said suspension of the Food Dealer License is to be in effect between 12:01 a.m. on July 1, 2014 through midnight, July 20, 2014.

Dated and signed at Milwaukee, Wisconsin this 13th day of June, 2014.



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TONY ZIELINSKI, Chair  
Licenses Committee



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Mario Kimbrough  
Universal Estates, LLC  
7155 N 43rd St  
Milwaukee, WI 53209

Dear Mr. Kimbrough:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Food Dealer - Restaurant license(s) for the premises located at 7155 N 43rd St ("Nostalgia I").

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 30 day suspension of the Food Dealer - Restaurant license(s) based upon the police report and neighborhood testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Food Dealer - Restaurant license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**  
• Licenses Committee

**MEMBER**  
• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application for a Food Dealer's License for Mario V. Kimbrough, Agent for Universal Estates, LLC for the premise located at 7155 North 43<sup>rd</sup> Street ("Nostalgia I").

#### **FINDINGS OF FACT**

1. Mario V. Kimbrough (hereinafter the "Applicant") applied for renewal of the Food Dealer's License for the premises located at 7155 North 43<sup>rd</sup> Street. Said license expires on June 30, 2014.
2. An application for a Food Dealer's License in the name of Mario V. Kimbrough was filed with the Office of the City Clerk on May 5, 2014.
3. On May 29, 2014 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68. The matter was scheduled for a hearing on June 10, 2014, commencing 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.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
  - A. On January 3, 2014 Milwaukee police officers met with the applicant at Nostalgia, 7155 North 43<sup>rd</sup> Street regarding on-going problems at the business. Officers checked the camera system that had been recently upgraded. They found four interior cameras functioning, but due to inclement weather all ten of the exterior cameras had not yet been installed. The applicant stated the cameras and additional exterior lighting would be completed by the end of January. The applicant stated that he would be placing additional signs around the interior and exterior of the business informing patrons they were under surveillance. He would also post additional no trespassing and no loitering signs. The applicant advised his bartender was in the process of obtaining a Class "B" Manager's license. The officer also met with the security staff and advised them on how report ordinance violations and criminal activity to police. Milwaukee Code of Ordinances § 80-10 was discussed with all parties. The applicant advised he and his staff would adhere to the dress code and age restrictions in place.



- B. On March 22, 2014 officers were at Nostalgia Sports Bar, 7155 North 43<sup>rd</sup> Street conducting a business check. While on scene they were flagged down by security that was having a problem with a female at the front door. Officers found a female without a shirt, wearing only a bra, and bleeding from a 3 inch cut above her left eye. She was very uncooperative with the officers and was escorted by the officers to the street. The officers called for medical treatment by the female left prior to their arrival. At this time a large crowd was being pushed out of the bar and security was unable to control the crowd. A large fight started and officers called for backup. Ten squads arrived to assist. Several people were arrested for Disorderly Conduct and Resisting an officer. Officers then went inside and spoke with the applicant. He was cooperative with the officers, When officers asked to see his license the applicant opened a cabinet and showed them the license which was displayed behind the door. The license was also not the current license; the current copy was contained on his laptop. He applicant was issued a citation for Display of License. The victim from the original battery got treatment at St. Joseph's Hospital where she received six stitches to close the cut. The licensee was issue a citation for display of license and found guilty on May 13, 2014 and fined \$368.00.
- C. On March 29, 2014 at 12:30 a.m. Milwaukee officers responded to Nostalgia Sports Bar, 7155 North 43<sup>rd</sup> Street for a fight. The applicant was on scene and interviewed by the officers. He stated a fight broke out inside the bar and the applicant cut the music and told everyone to leave, The patrons began pushing and throwing bottles as they were exiting. The fight continued outside with people driving in a dangerous manor. A young man was struck by a car outside during this incident. The applicant called for medical treatment for the victim, who sustained a spinal injury.
- D. On April 10, 2014 at 1:00 p.m. Milwaukee officers had an appointment with the applicant to inspect the cameras at both of his establishments. Officers found the cameras in working order at both business and were able to review previously recorded events which are stored for about two weeks, The applicant also came to the station at 5:00 p.m. and met with Lieutenant Seymer-Tabaska. During this meeting he was advised to not allow people who had been previously kicked out back in the business. He was also reminded of the age restrictions at both businesses.
- E. On May 7, 2014 at 1:28 a.m. Milwaukee officers were dispatched to Nostalgia Sports Bar, 7155 North 43<sup>rd</sup> Street for a loud music complaint. When officers arrived they observed the bar closing and heard no music. The applicant was on scene and allowed the officers Inside. They only observed several workers cleaning up. One caller was anonymous and the other could not be contacted, No citation was issued.

- F. On May 9, 2014 at 12:14 a.m. Milwaukee officers went to Nostalgia Bar, 7155 North 43<sup>rd</sup> Street for a licensed business check. They found security at the door with a "clicker" counting the number of occupants. The count was 113 with a capacity of 264. They then checked the interior of the bar and found no violations. There were several illegally parked cars which were given citations, The applicant was not on scene but arrived at closing. He was actively involved in dispersing the crowd and stayed until all patrons left.
- G. The licensee stated he met with the alderman shortly after his last committee meeting. He has since consistently met with the alderman and the police. He states that other establishments with similar business plans have recently closed and believes that has contributed to an increase in customers and issues. He is working to deal with these issues.
- The licensee testified that he purchased an ID Scanner, but has learned that it will not work with Wisconsin licenses, so will purchase a new scanner.
- H. The licensee testified that he has submitted a request to have police officers outside of the establishment under a new program, He spoke with the Police Department, who were still working on organizing details of the program. He has increased lighting and cameras based on police recommendations. He often works at the bar, but is able to view camera footage from his phone and can go to the bar if he sees issues arising.
- I. The licensee testified that the establishment closes at 1:00 during the week and 1:30 on the weekends, but has a 15 minute cool-off period to allow patrons to slowly leave the establishment. He has removed some speakers and turns music down before closing.
- J. The licensee testified that men standing outside the establishment that neighbors have seen are security guards.
- K. Danny Hargrove, 7144 North 44th Street states that he lives behind the establishment and has had litter from the establishment thrown in his yard.
- L. Michael Hopkins, 7161 North 44th Street stated that he has witnessed noise from the establishment and from people leaving the establishment. He's heard shootings and ambulances. He states the bar has always been a nuisance.
- M. Janelle Holcomb, 7155 North 44th Street stated that the establishment has transformed from a quieter establishment with noise three nights per week to a busy bar with loud noise six nights per week She has had to call 911 after hearing shots fired. She has also heard screaming and sirens from outside the establishment. Loitering outside of the establishment is also a concern.

N. Alderman Puente stated that he has met with the applicant and police and made suggestions to the applicant. He also made an agreement for the applicant to close an hour earlier. Instead of allowing customers to slowly leave after the closing time, he suggests the applicant close earlier, still allowing a 15 minute cool-off period. Previous attempts from the applicant to deal with noise have not been successful, as he is still receiving noise complaints from neighbors.

### CONCLUSIONS OF LAW

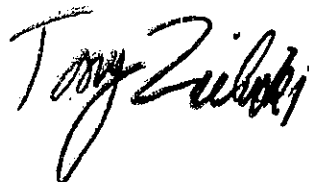
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Mario V. Kimbrough has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer License without serving a thirty (30) day suspension based on neighborhood objections and the police report.
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 renew the Food Dealer License of Mario V. Kimbrough, for the premises at 7155 North 43<sup>rd</sup> Street ("Nostalgia I") with a thirty (30) day suspension based on neighborhood objections and the police report.

### 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 Food Dealer License application of Mario V. Kimbrough for the premises at 7155 North 43<sup>rd</sup> Street ("Nostalgia I") be renewed with a thirty (30) day suspension based upon testimony of neighbors and the police report.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2014 and midnight July 29, 2014.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



TONY ZIELINSKI  
Chairman Licenses Committee



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Kimberly A Hernigle  
1220 E Russell Ave  
Milwaukee, WI 53207

Dear Ms. Hernigle:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class "D" Operator'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 Class "D" Operator's licenses, based upon nonappearance. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class "D" Operator's licenses based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to **both** [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk

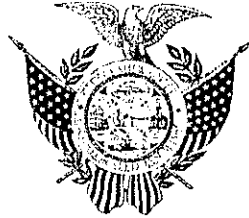


**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014  
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 Kimberly A. Hernigle.

**FINDINGS OF FACT**

1. Kimberly A. Hernigle (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, 2013,
2. An application to renew said license was 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 June 2, 2014 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 June 10, 2014 at 1:15 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 Kimberly A. Hernigle, 1220 East Russell Avenue, Milwaukee, Wisconsin 53207 on June 2, 2014 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 1220 East Russell Avenue, Milwaukee, Wisconsin 53207 on is the address given by the Licensee on her 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 June 10, 2014.



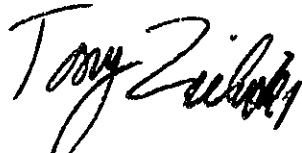
## CONCLUSIONS OF LAW

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, Kimberly A. Hernigle 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 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 Kimberly A. Hernigle based upon nonappearance.

## RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, recommends that the Class "D" Operator's License not be renewed based upon a nonappearance.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



TONY ZIELINSKI  
Chairman Licenses Committee



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Michael Silber  
Leprechaun Lounge, Inc  
2725 W Wisconsin Ave  
Milwaukee, WI 53208

Dear Mr. Silber:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern and Public Entertainment Premises license(s) for the premises located at 2725 W Wisconsin Ave ("Leprechaun Lounge").

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 10 day suspension of the Class B Tavern and Public Entertainment Premises license(s) based upon the police report. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class B Tavern and Public Entertainment Premises license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**  
• Licenses Committee

**MEMBER**  
• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the renewal application of Michael C. Silber, Agent for Leprechaun Lounge, LLC for a Class "B" Tavern and Public Entertainment Premises license for the premises located at 2725 West Wisconsin Avenue in the City and County of Milwaukee, Wisconsin ("Leprechaun Lounge").

#### FINDINGS OF FACT

1. Michael C. Silber (hereinafter the "Licensee") is the holder of Class "B" Tavern and Public Entertainment Premises license for the premises located at 2725 West Wisconsin Avenue in the City and County of Milwaukee, Wisconsin ("Leprechaun Lounge"). Said license expires at midnight, June 30, 2014.
2. An application to renew said license was timely filed with the office of the City Clerk on May 1, 2014.
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 May 1, 2014.
4. On May 29, 2014 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 an amended 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 June 10, 2014, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared 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 May 2, 2013 Milwaukee officers investigated a battery complaint. The investigation revealed that on May 2, 2013 at 1:00 a.m. the victim, Tyanna M. James went to the Leprechaun Lounge, 2725 West Wisconsin Avenue with her brother. After drinking for about one hour they left. When she got outside the front door a black female from inside the bar charged at her and started a fight. A total of



three female patrons from the bar were fighting with her. During this fight James fell into a store window causing it to break. The suspects then fled. James suffered multiple lacerations to her arms. The bartender, Peter C. Frasch, stated he observed three female patrons fighting outside the bar. He stated their male companions attempted to break up the fight. After a short time the subjects fighting left. Frasch stated he did not observe any altercations inside the bar involving these subjects.

- B. On June 29, 2013 at 11:32 p.m. Milwaukee officers were on patrol and heard four gunshots from the area of North 28<sup>th</sup> Street and West Wisconsin Avenue. The investigation revealed that the shots came from the rear of the Leprechaun Lounge at 2725 West Wisconsin Avenue. There were four .45cal casings recovered approximately 15 feet south of the taverns patio. Witnesses stated that there were two subjects that had an altercation inside the bar. One of the subjects was being walked out by his friends. That subject stated "Go get the heat out of the car." Moments later the shots were heard. The bartender, Richard F. Steffen, stated that he did observe one patron attempt to punch another patron inside the bar. That subject left the bar with his friends. He stated he did not hear or see anything. The applicant was contacted on July 1, 2013 and he did produce a copy of the surveillance video. The video was of high quality and depicted what the witnesses described. The video was inventoried and report #13-180-0172 was filed.
- C. On August 7, 2013 at 11:35 p.m. Milwaukee Officers responded to a subject with gun complaint at the Leprechaun Lounge at 2725 West Wisconsin Avenue. When officers arrived on scene they observed a subject in the alley behind the bar firing a gun. The subject fled dropping the gun when the officers attempted to apprehend him. The investigation revealed that at 11:25 p.m. a group of seven subjects come inside the tavern and approach a group already inside the tavern. An argument ensues and the bartender, Peter Frasch, quickly intervenes and attempts to get Identification from the new subjects. When they produce invalid ID's he escorted them out of the tavern and locked the door. He called the police regarding this incident. At 11:35 p.m. he looked outside and observed a subject holding a gun pointing it at someone else. He then called back and updated the call to a subject with a gun. During the investigation a car involved was broadcast on the radio. That car was observed at North 27<sup>th</sup> Street and West Kilbourn Avenue. When officers attempted to pull it over it fled and led officers on a short pursuit back to the rear of The Leprechaun Lounge. Inside the auto an additional handgun and shotgun were recovered. The subjects in the car were arrested for fleeing and carrying a concealed weapon. The applicant did respond to the scene and provided officers with a copy of the surveillance video.

- D. On January 3, 2014 at 11:02 p.m. Milwaukee Officers responded to the Leprechaun Lounge at 2725 West Wisconsin Avenue to investigate a subject with gun call. The investigation revealed that there was a subject, Roman James, in the bar that was not purchasing any items. The bartender, Richard Steffen, asked the subject to make a purchase or leave the tavern. After about an hour the subject became belligerent and was escorted out of the tavern by another bartender, Dana McCalla. Immediately after that another patron, Rafael Johnson, entered the bar stating James had a gun and "He's going to blow my brains out." About 10 minutes later James reentered the bar and McCalla called the police. James sat down with Johnson. When officers arrived they located James and found a BB gun concealed on his person. Another patron advised them that Johnson had dropped a tissue when the police entered the tavern. The tissue was checked and found to contain a substance that tested positive for cocaine base. James was arrested for carrying a concealed weapon and disorderly conduct. Johnson was arrested for possession of cocaine. The applicant responded and provided a copy of the surveillance tape when requested by the officers.
- E. The applicant stated the business is careful about who is served at the establishment. He stated the incident of May 2, 2013 was fabricated by the individuals involved. The other incidents involved individuals who were not served at the establishment. He stated that he conducts a quiet business where people can feel safe.
- F. Alderman Bauman stated he was concerned about the police report. He stated that if the business was not there the problem individuals would not be there and that the establishment is not contributing to the good of the neighborhood.
- G. Officer Mike Schmitz who represented Captain Smith who met with the applicant. Officer Schmitz also met with the applicant regarding recent issues. They believe the applicant has been receptive to suggestions from the police department. The applicant's responses to issues have been reasonable.
- H. Paul Pearson, 3210 West Wells Street, No. 321 stated that applicant has done a good job in maintaining properties. He has always felt safe and secure in the establishment.
- I. Dan McCallum, 1127 West Woolworth Street stated he works at the establishment and was a patron prior to working there. Employees work together to keep the establishment safe.
- J. Richard Keefe, 9215B West Allen Street feels safe at the establishment.

## 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, Michael C. Silber, 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 his Class "B" Tavern and Public Entertainment Premises license without undergoing a ten (10) day suspension of said license based upon the police report. 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 Public Entertainment Premises license for the premises located at 2725 West Wisconsin Avenue in the City and County of Milwaukee, Wisconsin ("Leprechaun Lounge") with a ten (10) 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, zero (0) noes and two (2) abstentions recommends that the Class "B" Tavern and Public Entertainment Premises license be renewed with a ten (10) day suspension based on the police report.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2014 through midnight, July 10, 2014.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



TONY ZIELINSKI, Chair  
Licenses Committee



Office of the City Clerk

**Jim Owczarski**  
City Clerk

**Rebecca N. Grill**  
Deputy City Clerk

June 13, 2014

Victor Jones  
Victor's on Van Buren, Inc  
1230 N Van Buren St  
Milwaukee, WI 53202

Dear Mr. Jones:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern and Public Entertainment Premises license(s) for the premises located at 1230 N Van Buren St ("Victor's").

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 10 day suspension of the Class B Tavern and Public Entertainment Premises license(s) based upon the police report and establishment's management style. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class B Tavern and Public Entertainment Premises license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

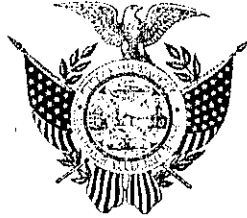
Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**  
• Licenses Committee

**MEMBER**  
• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the renewal application of Victor R. Jones, Agent for Victor's On Van Buren, Inc. for a Class "B" Tavern and Public Entertainment Premises license for the premises located at 1230 North Van Buren Street in the City and County of Milwaukee, Wisconsin ("Victor's").

#### FINDINGS OF FACT

1. Victor R. Jones (hereinafter the "Licensee") is the holder of Class "B" Tavern and Public Entertainment Premises license for the premises located at 1230 North Van Buren Street in the City and County of Milwaukee, Wisconsin ("Victor's"). Said license expires at midnight, June 30, 2014.
2. An application to renew said license was timely filed with the office of the City Clerk on April 30, 2014.
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 May 1, 2014.
4. On May 30, 2014 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 an amended 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 June 10, 2014, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared 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 April 11, 2013 at 11:30 p.m. Milwaukee police in conjunction with Marquette Public Safety, performed a tavern check at Victor's (1230 North Van Buren Street). The purpose of the tavern check was to locate underage drinkers. Upon entering officers observed a rush of young patrons, appearing to be underage attempting to leave out of the front and back doors. The officers requested the lights be turned up and the music off. Vic R. Jones was on the scene and cooperated with the



officers. The officers allowed persons that presented their fake ID along with their real ID to leave. Fifty-seven underage persons did so, An additional 40-50 underage patrons were Identified inside the tavern without any form of state ID. None of the underage patrons were accompanied by a parent or legal guardian. All of the underage patrons were advised citations would be mailed to them.

- B. The tavern was operating with three security members, two at the front door and one roaming the tavern, Identification Is required of all patrons entering the tavern and there is a working video surveillance system. The practice for Identifying patrons from out of state was they had to present a second picture ID along with their state ID. The doormen were allowing student photo identification to be the second form of ID. The Marquette student ID's only display a photo and name of a student, not a date of birth.
- C. On April 24, 2013 a meeting was held between representatives of the Milwaukee Police Department, the City Attorney's office, and the owners of Victor's, Discussed was the incident from April 11, 2013 where there were over 100 underage customers in their establishment. It was reported that the shuttle van from Victor's was picking up students at the freshman dorm. The owners presented a plan to address this issue and to prevent further occurrences. The shuttle bus will be used to only take people home in the future and they are providing an educational program for their employees to assist in recognizing fake IDs. The applicant was cited for presence of minor at licensed premises and found guilty on June 15, 2013 and fined \$374.00.
- D. On January 1, 2014 at 11:25 a.m. a Milwaukee officer was flagged down in front of Victor's at 1230 North Van Buren Street. regarding a disorderly subject. The intoxicated subject was harassing a patron and refused to leave the club. He was escorted outside by the bouncer and began fighting. He was restrained until the officer was flagged down. The subject was arrested and cited for disorderly conduct.

#### 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, Victor R. Jones, 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 his Class "B" Tavern and Public Entertainment Premises license without undergoing

a ten (10) day suspension of said license based upon a lack of proper management of the licensed premises and the police report. 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 Public Entertainment Premises license for the premises located at 1230 North Van Buren Street in the City and County of Milwaukee, Wisconsin ("Victor's ") with a ten (10) day suspension based upon a lack of proper management of the licensed premises and 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, one (1) noes and one (1) abstention recommends that the Class "B" Tavern and Public Entertainment Premises license be renewed with a ten (10) day suspension based upon the lack of proper management of the licensed premises and the police report.

Said suspension is to be in effect between 12:01 a.m. on July 1, 2014 through midnight, July 10, 2014.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



TONY ZIELINSKI, Chair  
Licenses Committee

204257



Office of the City Clerk

Jim Owczarski  
City Clerk

Rebecca N. Grill  
Deputy City Clerk

June 13, 2014

Lorri Williams  
Ms. Mae's Good and Tasty/Money Lounge  
9105 W Edgewater Dr  
Milwaukee, WI 53224

Dear Ms. Williams:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Food Dealer - Restaurant license(s) for the premises located at 5209 W Hampton Ave ("Ms. Mae's Good and Tasty/Money Lounge").

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 the Food Dealer - Restaurant license(s) based upon police testimony, aldermanic testimony, neighborhood testimony, city inspector testimony, the police report, and applicant testimony. This recommendation is the result of a public hearing before the Committee held on Wednesday, June 11, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Food Dealer - Restaurant license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the application for a Food Dealer's License for Lorri A. Williams for the premise located at 5209 West Hampton Avenue ("Ms. Mae's Good and Tasty/Money Lounge").

**FINDINGS OF FACT**

1. Lorri A. Williams (hereinafter the "Licensee") is the holder of a Food Dealer's License for the premises located at 5209 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Ms. Mae's Good and Tasty/Money Lounge").
2. The application for a Food Dealer's License in the name of Lorri A. Williams was filed with the Office of the City Clerk. The Licensee filed her application on May 8, 2014.
3. There was a Milwaukee Police Department report that could form the basis for suspension or denial of the license.
4. On June 2, 2014 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68 of the Milwaukee Code of Ordinances of the objection to the Food Dealer license. The matter was scheduled for a hearing on the objections of the neighbors on June 11, 2014, commencing at 1:45 p.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:
  - A. On July 19, 2013 at 10:20 p.m. Milwaukee police officers responded to Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue for trouble with a large group of people at the location and that someone possibly had a firearm. Upon arrival officers observed 3 cars in the parking lot and 5 juveniles entering the business, About 5 minutes later the officer observed about 150 juveniles exiting the business. It took about 3 squads to disburse the crowd of unruly juveniles. Due to the possibility of a fight the party was ended when an unknown subject was banging on the front window and was not allowed in.



- B. On July 23, 2013 at 11:08 p.m. Milwaukee police officers responded to Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue for a shots fired complaint. The investigation revealed that S callers had reported shots fired in the area and people yelling, Officers were unable to locate any of the parties involved but did locate 4 casings from 2 different firearms. The officers interviewed three subjects who were working security at Ms. Mae's Good and Tasty Money Lounge. All three stated they observed a fight between two females that appeared to escalate. They stated the crowd moved outside and then the shots were fired. One of the guards Sean Wallace stated he observed two females firing guns and he went back in the building.
- C. On August 3, 2013 at 7:00 p.m. Milwaukee police officers responded to Ms. Mae's Good and Tasty Money Lounge at 5920 West Hampton Avenue to monitor the business which has been hosting underage parties. Officers spoke with the security guard who stated they were having a party for individuals 18 years and older. He also stated there would be a DJ and no food. The security guard stated he would be checking ID's at the door. When informed that there were several patrons in the building the officer knew to be under 18 the security emptied the building and rechecked for ID. Only two subjects were able to show proof of being over 18. The other subjects walked off yelling about canceling the party.
- D. On August 14, 2013 at 3:40 p.m. Milwaukee police officers went to Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue in an attempt to contact the applicant regarding the previously reported incidents at the business. The business was closed and the doors locked with the shades drawn. The business has hours of 8:00 a.m. - 12:00 a.m. listed in LIRA. There were no hours of operations posted on the building and they attempted to call the phone number listed but received no answer. The officers were unable to contact the applicant during the listed hours of operations of Ms. Mae's Good and Tasty Money Lounge.
- E. On October 19, 2013 at 11:30 p.m. Milwaukee police officers observed four subjects exiting Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue that appeared to be violating the curfew ordinance. The subjects were stopped at 4782 North 53<sup>rd</sup> Street at about 12:00 a.m. while on this stop officers heard loud talking and screaming coming from the direction of Ms. Mae's Good and Tasty Money Lounge. They also heard loud music which appeared to be coming from several vehicles. Several other officers responded to Ms. Mae's Good and Tasty Money Lounge, which was now closing for the night. Those Officers observed loud patrons leaving the business. They also observed about two dozen autos cruising on West Hampton Avenue between N. 51<sup>st</sup> Street and North 53<sup>rd</sup> Street. These autos were blocking traffic and making U-turns. They also observed people riding on the hoods of cars and loud music from the cars. The officers were able to break up the cruising. On October 23, 2014 officers contacted Demetrice Brown the son of the applicant. Demetrice Brown considers

himself the co-owner with his mother. He stated that he was working that night and had attempted to break up the cruising. He stated that he was almost struck by a vehicle on West Hampton Avenue as he was trying to break it up.

- F. On December 14, 2013 at 10:19 p.m. Milwaukee police officers responded to North 52<sup>nd</sup> Street and West Hampton Avenue for a shooting complaint. The investigation revealed the victim was going to Ms. Mae's Good and Tasty Money Lounge for a party. He was approached by 2 unknown actors outside the business. They asked for the victim's valuables. When the victim refused one of the subjects shot him, The actor then went through his pockets and removed his valuables. Both subject fled on foot. Officers then went to Ms. Mae's Good and Tasty Money Lounge and contacted Demetrice Brown regarding the Incident. He stated that at about 10:22 p.m. he heard a single gunshot. He heard patrons talking about someone being shot outside. Patrons were trying to get back into the business but he had security lock the doors. He did allow the victim and four friends into the building. He observed the victim holding his groin and saw blood on his hands. Brown stated that the victim was not at Ms. Mae's Good and Tasty Money Lounge at any point prior to the shooting.
- G. On December 28, 2013 at 11:13 p.m. Milwaukee police officers went to Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue for a licensed premise check after observing groups of 5-10 entering the establishment. When officers arrived they found the doors locked but could hear loud music coming from inside. Officers knocked on the door and it was opened by a security guard. When the door opened officers smelled a strong odor of burning marijuana. When they entered the establishment they observed 50-70 patrons in the backroom dancing and a DJ playing music. In another back room area they observed 2-3 patrons gambling with dice. They did not observe anyone actively smoking marijuana. The DJ, Brandis C. Frather was advised to turn off the music and the establishment was shut down for the night. Frather stated that he had rented the hall for a private party that was open to the public. He was charging a \$5.00 cover and was not serving food or drinks. He also stated there was a dress code, security was checking for weapons and the customers had to be 18 years old to enter. Demetrice Brown arrived on scene and became very agitated with officers. He repeatedly stated Officers were on the property illegally and needed to leave. He was arrested for obstructing based on his disruptive behavior. The applicant came to District 7 station and stated her business was searched illegally. She stated her license gives her a right to "a free assembly". She stated police are harassing her and have no right to enter without a warrant.
- H. On February 2, 2014 at 12:19 a.m. Milwaukee police officers responded to a shooting complaint at 5265 North 49<sup>th</sup> Street. The investigation revealed the victim was attending a party at Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue. When the victim arrived at about 10:00 p.m. he was charged a \$10.00 cover and was searched by one security guard while a second guard stood by exposing a gun in his waist band stating he was the only person

that could be armed. The victim left at about 12:00 a.m. and heard up to 30 gunshots fired from the area of the party. He then realized he was hit by a round and fell to the ground. When officers went to check the business, it was closed.

- I. A PA33 dated February 10, 2014 documents five attempts between December 4, 2012 and December 18, 2013 of officers trying to contact the applicant regarding incidents that have occurred at Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue. The officers have never been able to speak with her in person at the business or by phone. On February 3, 2014 at 6:00 p.m. officers went to the home address of the applicant to speak with her regarding all of the prior Incidents but received no answer at the door. They then went to her business at 5209 West Hampton Avenue and called her by phone. Both attempts were unsuccessful. On February 4, 2014 an e-mail was sent to the applicant at the address listed in LIRA. As of February 10, 2014 there was no response from the applicant.
- J. On May 16, 2014 at 11:09 p.m. Milwaukee police officers responded to North 52<sup>nd</sup> Street and West Hampton Avenue for a report of shots fired. Upon arrival they observed a large group of people standing in the parking lot of Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue. There was a large number of people (approximately 100), standing in the street to the east of Ms. Mae's and three females screaming and running from the parking lot. Officers disbursed the females preventing a fight. Officers and a sergeant went to the front door and knocked. The door was answered by Demetrice Brown. Brown stated that there was a private party for his "little cousin" but it was now over. Officers observed several people inside the Lounge and BROWN stated they were family and employees. Brown refused officers entry stating the party was over and there was no reason for the officers to come inside. He was advised that as a licensed premise he had to cooperate with police. He stood in the doorway and refused officers entry. A witness to the original shots fired complaint said the suspect was standing near Ms. Mae's Good and Tasty Money Lounge just prior to the shots being fired.
- K. On July 29, 2014 at 7:36 p.m. Milwaukee police officers attempted to speak with the applicant regarding the prior incident at Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue. The business was closed with the shades drawn. The check was during listed business hours.
- L. On July 30, 2014 at 1:45 p.m. Milwaukee police officers attempted speak with the applicant regarding the shots fired complaint from July 23, 2014 at Ms. Mae's Good and Tasty Money Lounge at 5209 West Hampton Avenue. The business was closed with the shades drawn. The check was during listed business hours. No answer by phone.
- M. The applicant states she wants the establishment to be a full restaurant, but she has encountered issues with renovations. The current business operation was not

her intention and she has had issues at the establishment. The business had limited food at the beginning and has been open until midnight. Attorneys have advised her to have more than just one-on-one meetings with police.

- N. She apologizes to residents in area. She has taken wrong advice and has not been able to get the establishment running the way that it should be. She did not realize the problems had gotten so bad and would like an opportunity to improve the neighborhood.
- O. Alderman Wade states that he visited the establishment at various times during the day and it was never open. He has only observed activity at nighttime. He states he is concerned about all of the activities that have occurred at what is supposed to be a restaurant.
- P. Captain Jackson stated a lot of crime has occurred at the location in a short period of time. There have been issues with juveniles and a lack of communication with the applicant. He has sent officers to the premise numerous times and called the applicant at phone numbers listed on her application with no response. This meeting is the first time he has seen the applicant.
- Q. Officer Brian Kobelinski, District 7 stated he has tried to contact the applicant after each police incident. He has gone to her home, e-mailed her, called her and could not get a response. He has not seen the establishment open between 8 a.m. and midnight.
- R. Officer Michael Valluch, District 7 - DATE saw multiple juveniles exiting the establishment and also observed them loitering outside. On December 26 a call was received for a juvenile party. Upon arrival, he received resistance from the door man. After entry, he observed a DJ playing and 3-5 people gambling with dice. There was also an odor of burning marijuana. He states that she does not have public entertainment premises license.
- S. Karen Grady of the Milwaukee Health Department stated that on May 28, 2013, she released a hold on the food dealer license application with restrictions. The establishment's hood was condemned for safety reason. The applicant was given authorization to serve cold food, but hot food had to be catered in. After the preinspection, she did a routine inspection and observed the establishment was serving food on June 18. She was unable to gain access after that date, despite several attempts. She also left three notices on the door and left a message on the business Facebook page. She called the applicant's house several times as well. She later witnessed a for-sale sign on the lot and requested that the business be designated as out of business on September 19. The applicant notified the License Division to state she was not out of business and Ms. Grady was then able to reach the applicant by phone.
- T. Gwendoline Allen, 4731 North 52nd Street stated that she has lived in the

neighborhood for 37 years and has recently had to live through all the criminal incidents on the police report. She has been woken up by gunfire. Customers from the establishment park on her street, drive quickly, block driveways, and hang out vehicle windows, She has observed bullet casings outside door of establishment She rarely sees the owner during the day, but occasionally sees her in the parking lot cleaning. She states the previous business was not a problem and they were good neighbors.

- U. Sharon Hansen, 5123 West Courtland Avenue stated that she agrees with the previous speaker. She has been awoken by gunshots and did not have same problems in previous years prior to the business opening.
- V. Randy Hansen, 5123 West Courtland Avenue stated that he agrees with previous speakers.

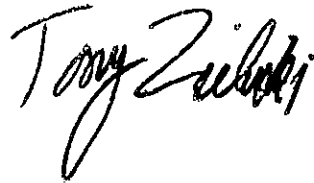
### **CONCLUSIONS OF LAW**

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 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Lorri A. Williams has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the issuance of a Food Dealer License based upon police testimony, aldermanic testimony, neighborhood testimony, city inspector testimony, the police report, and applicant testimony.
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 grant a Food Dealer License to Lorri A. Williams for the premises at 5209 West Hampton Avenue ("Ms. Mae's Good and Tasty/Money Lounge") based upon police testimony, aldermanic testimony, neighborhood testimony, city inspector testimony, the police report, and applicant 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 Food Dealer License application of Lorri A. Williams for the premises at 5209 West Hampton Avenue be denied based upon police testimony, aldermanic testimony, neighborhood testimony, city inspector testimony, the police report, and applicant testimony..

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.

A handwritten signature in black ink that reads "Tony Zielinski". The signature is written in a cursive style with a large, looped initial "T".

Tony Zielinski.  
Chairman Licenses Committee

204321



Office of the City Clerk

**Jim Owczarski**  
City Clerk

**Rebecca N. Grill**  
Deputy City Clerk

June 13, 2014

Daniel Perry  
V&D, LLC  
3520 W Villard Ave  
Milwaukee, WI 53209

Dear Mr. Perry:

You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 24, 2014, 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 whether to renew, renew with a suspension between 10 and 90 days, or not renew the Food Dealer Retail license(s) for the premises located at 3520 W Villard Ave ("Villard Ave Tobacco").

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 the Food Dealer Retail license(s) based upon nonappearance, police report, and public testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, June 10, 2014.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Food Dealer Retail license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, June 18, 2014 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both [jowcza@milwaukee.gov](mailto:jowcza@milwaukee.gov) and [jlcelel@milwaukee.gov](mailto:jlcelel@milwaukee.gov). You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,

Rebecca Grill  
Deputy City Clerk



**CHAIR**

• Licenses Committee

**MEMBER**

• Community and Economic  
Development Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: June 13, 2014

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the application for a Food Dealer's License for Daniel R. Perry, Agent for V&D, LLC, for the premise located at 3520 West Villard Avenue ("Villard Ave Tobacco").

**FINDINGS OF FACT**

1. Daniel R. Perry (hereinafter the "Licensee") is the agent for V&D, LLC, and is the holder of a Food Dealer's License for the premises located at 3520 West Villard Avenue in the City and County of Milwaukee, Wisconsin ("Villard Ave Tobacco").
2. The application for a Food Dealer's License in the name of Daniel R. Perry was filed with the Office of the City Clerk.
3. There was a Milwaukee Police Department report that could form the basis for suspension or denial of the license.
4. On May 29, 2014 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 68 of the Milwaukee Code of Ordinances of the objection to the Food Dealer license. The matter was scheduled for a hearing on the objections of the neighbors on June 10, 2014, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee did not 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. A notice of the hearing as well as a copy of the police report was sent to Daniel R. Perry at 3520 West Villard Avenue, Milwaukee, Wisconsin 53209 on May 29, 2014 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3520 West Villard Avenue, Milwaukee, Wisconsin 53209 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 June 10, 2014.



- B. On October 2, 2012, the applicant was cited for sell cigarettes in package/container without stamp at 3520 West Villard Avenue. The applicant was charged with sell cigarettes in package/container without stamp and found guilty on November 20, 2012 and fined \$171.00.
- C. On March 13, 2013 the applicant was cited for disorderly conduct, Pitbull/Rottweiler— yard/kennel required, and cruelty to animals—lack of shelter at 3057 North 44<sup>th</sup> Street. Applicant was found guilty of all the above listed matters on September 23, 2013. He was fined \$100.00 for disorderly conduct, \$300.00 for Pitbull/Rottweiler-yard/kennel required; and \$165.00 for cruelty to animals.
- D. On November 26, 2013 at 2:36 a.m., Milwaukee police were dispatched to 3520 West Villard Avenue for a burglar alarm. The investigation found an entry did occur and that 5 cartons of cigarettes were removed. The incident was caught on video surveillance and a copy was obtained and placed on police inventory.
- E. Applicant has an outstanding traffic fine that is past due: 09002044 Improper Signal for Stop/Turn \$101.60, due on July 16, 2010.
- F. On March 5, 2014 at 12:00 p.m., Milwaukee police executed a search warrant at the Villard Avenue Tobacco Store located at 3520 West Villard Avenue for unlawful possession of cigarettes by a retailer. The storeowner, Daniel Perry, was taken into custody earlier that day for furnishing a firearm to a felon and possession of a controlled substance with intent to deliver-marijuana. Perry was also found to be in possession of several cartons of Newport Box 100 cigarettes, which bore Illinois tax stamps, at the time of his arrest. Perry was advised that police would be applying for a search warrant for his store and Perry provided the keys to the business as well as the code for the alarm asking that police do not damage the doors. Commissioner Rosa Barillas granted the warrant on March 5, 2014 at 11:40 a.m. The following items were recovered inside the store: 1 carton of Newport Box 100 cigarettes with Illinois tax stamps, 9 loose packs of Newport Box cigarettes with no tax stamps and 4 loose packs of Newport Box 100 cigarettes bearing Illinois tax stamps. Also recovered was the DVR for the surveillance cameras, an Uncle Mike's size 3 holster/shoulder rig (Perry is a convicted felon) and several items of tobacco products for which there was no paperwork located and other items of paperwork. Assisting Milwaukee police were members from Department of Revenue, Alcohol and Tobacco Enforcement, items were placed on police inventory and the investigation and potential criminal charges are pending.

- G. Officer Michael Caballero stated that the applicant is a convicted felon. He has witnessed individuals leaving the establishment with nothing but single cigarettes.
- H. Tom Deanhart owner of Marine Land Pets at 3519 West Villard Avenue stated that the establishment causes loitering and noise problems.
- I. Alderman Hamilton stated that the establishment has been a contributing factor to problems in the neighborhood.

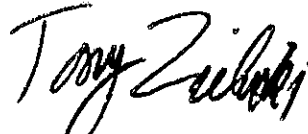
### CONCLUSIONS OF LAW

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 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Daniel R. Perry has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the issuance of a Food Dealer License based upon nonappearance, 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 should exercise its discretion to not grant a Food Dealer License to Daniel R. Perry for the premises at 3520 West Villard Avenue ("Villard Ave Tobacco") based upon nonappearance, the police report and neighborhood objections.

### 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 Food Dealer License application of Daniel R. Perry for the premises at 3520 West Villard Avenue ("Villard Ave Tobacco") be denied based upon nonappearance, the police report and neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 13<sup>th</sup> day of June, 2014.



Tony Zielinski.  
Chairman Licenses Committee