

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Wednesday, September 05, 2018

COMMITTEE MEETING NOTICE

AD 15

ISSA, Rida A, Agent TOBRUK FOOD MARKET, LLC 4401 W LISBON Av

MILWAUKEE, WI 53208

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

Tuesday, September 11, 2018 at 10:15 AM

Regarding:

Your Class A Malt and Food Dealer License Renewal Applications of all ent for "TOBRUK FOOD MARKET, LLC" for "TOBRUK FOODS" at 4401 W LISBON Av.



There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines:

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY:

Jessica Celella License Division Manager

If you have questions regarding this notice, please contact the License Division at (414) 286-2238.

MILWAUKEE POLICE DEPARTMENT LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS
SYNOPSIS

DATE: 08/01/2018

LICENSE TYPE: AMALT

NEW:

RENEWAL: X

No. 278315

Application Date: 07/31/2018

Expiration Date:

License Location: 4401 W Lisbon Av

Business Name: Tobruk Foods

Aldermanic District:

Licensee/Applicant: Issa, Rida A

(Last Name, First Name, MI)

Date of Birth: 10/20/1975

Home Address: 6365 S 20th St #5

City: Oak Creek

Home Phone: (414) 281 - 0759

State: WI

Zip Code: 53154

This report is written by Police Officer David NOVAK, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 5-21-1998 2 police aides (19 & 20 yrs old) entered Star Foods at 2485 W Brown St. and were able to purchase a 6 pack of beer from Rida A Issa.. The licensee Abdallah H Issa was not on the premise.

Rida A Issa was issued a citation for the following:

Charge:

Sale of Alcohol To Underage Person

Finding:

Sentence:

Guilty \$145.00

Date:

9-2-1998

Case:

98091220

2. On 11-18-2003 at 9:40pm at 4401 W Lisbon Ave, where Rida A Issa is the current Class A Malt Licensee, he was issued a Milwaukee Municipal Citation for the following:

Charge:

Assault & Battery

Finding:

Guilty

Sentence:

\$338.00

Date:

3-24-2004

Case:

04002301

Page Two

RE: ISSA, Rida A

The above incident #2 was listed as an attachment on the Class A Renewal of All Star Foods, 3100 N 27th St. of 2-18-2004.

3. On 6-26-2004 at 10:12am at 4401 W Lisbon Ave. Rida A Issa was issued a Milwaukee Municipal Citation for the following:

Charge:

Sale Of Cigarettes To Minor/Underage

Finding:

Guilty

Sentence:

\$152.00 8-16-2004

Date: Case:

04081619

4. On 07-28-05 at 10:10 am, applicant received a citation for Robbery Prevention Training Certificate.

Charge:

Robbery Prevention Training Certificate

Finding:

Guilty

Sentence: Fined \$661.00

Date:

10-28-05

Case:

05086008

5. On 01-17-06 at 8:28 pm, applicant received a citation for Sale of Alcohol to Underage Person at 4401 W. Lisbon.

Charge:

Sale Of Alcohol to Underage Person

Finding:

Guilty - Milwaukee Municipal Court

Sentence:

\$75.00 penalty

Date:

06/26/2006

Case:

06016140

6. On 04-01-06, applicant was arrested in Milwaukee County for Battery.

Charge:

Battery

Findina:

Guilty - Milwaukee County Circuit Court

Sentence:

House of Correction - Imposed & Stayed 5 months / Probation, Sent

Imposed 12 months

Date:

08/09/2006

Case:

2006CM002471

Page Three

RE: ISSA, Rida A

★ Added disposition to item #6 on 08/17/2007.

7. On 03/16/2007 at 7:05pm, Tobruk Foods at 4401 W Lisbon Av was robbed at gunpoint by two (2) unknown B/M subjects. One produced a gun the other took the about \$500.00 in US currency and fled from the store.

- 8. On 05/01/08 at 7:00 am, Milwaukee police were dispatched to 4401 W Lisbon for an Entry complaint. Investigation revealed an entry occurred with \$500 dollars in cigarettes, frozen pizzas and ice cream sandwiches taken. Officers advised the owner, Rida Issa of several insecure areas that should be looked at and Issa did provided officers with some video surveillance regarding the entry. A report was filed.
- 9. On 07/28/08 at 12:51 am, Milwaukee police were dispatched to 4401 W Lisbon for an Entry complaint. Investigation revealed that a back window was broken out but that entry was not gained. A property damage reported was filed.

Item #10 was not previously reported and was added to this renewal on 08/07/2009.

10. On 05/07/2007, a Milwaukee Police Officer was ordered to investigate the illegal sale of single cigarettes at 3100 N 27th Street. The witness, Alderman Willie WADE, was spoken to by phone and stated on 05/06/2007 at 1:00PM he observed Ibrahim AMER sell a single cigarette to an adult female patron. AMER admits to working and seeing the alderman but not to selling the single cigarette. Amer was issued a citation for:

Charge:

Sell Cigarette In Package/Container W/O Stamp

Finding:

Guilty - Milwaukee Municipal Court

Sentence:

\$100.00 Penalty

Date: Case#: 06/28/2007 07058185

- 11.On 11/15/2008 at 8:10PM, the victim was exiting the Tobruk Foods at 4401 W Lisbon Av after shopping and was approached by two armed unknown subjects. The subjects approached the
 - victim and demanded the victim's auto as well as US Currency. The subjects fled the area.

 12. On 02/13/2009, the District 3 Problem Solving Team was conducting underage alcohol buys at various stores and taverns in the district. A Milwaukee Police aide was able to go into the Tobruk Foods and purchase a 6 –pack of MGD Beer. The licensee was cited for:

Charge:

Sale Of Alcohol To Underaged Person Guilty – Milwaukee Municipal Court

Finding: Sentence:

\$160.00 Penalty 06/15/2009

Date: Case#:

09039515

Page Four

RE: ISSA, Rida A

13. On 07/09/2009, the Milwaukee Police Officer was assigned to WI Wins Tobacco Initiative, which was checking various vendors for age compliance on tobacco purchases. At 4:18PM a cashier at Tobruk Foods sold a pack of Newport 100s to an underage. The cashier admits to not checking her ID but was told from the doorman that she was old enough to purchase cigarettes. The applicant was cited for:

Charge:

Sale Of Tobacco To Persons Under 18 – 1st Offense

Finding:

Guilty

Sentence:

\$160.00 fine

Date:

03/10/2010

Case#:

09133956

Citation#:

6075492-3

Item #13 previously considered. Disposition added 07/26/2010.

The applicant has an open arrest warrant as a result of item #13. Letter sent 07/26/2010.

14. On 03/14/11 at 6:28 pm, Milwaukee police were conducting Sales of Alcohol sold to underage persons and had a police aide, who is under the age of 21, enter 4401 W Lisbon in attempts to purchase alcohol. The aide was able to buy a 6 pack of Heineken without being asked to provide any ID. The clerk was identified as Rida Issa, who is the licensee of the business and he was cited for Sale of Alcohol To Underage Person.

Charge:

Sale of Alcohol To Underage Person

Finding:

Guilty

Sentence:

Fined \$171.00

Date:

05/13/11

Case:

11038840

15. On 12/30/12 at 4:40 pm, Milwaukee police conducted a License Premise Check at 4401 W Lisbon Avenue. Investigation found the clerk, identified as Ghalib Amer, did have not a valid bartender's license, the licensee, Rida Issa, was not on scene. Amer was cited for no license and Issa was cited for responsible person upon licensed premise. Issa citation was dismissed w/o prejudice on 03/04/13. 13009513

As to Amer:

Charge:

Class D Bartender's License Required

Finding:

Guilty

Sentence:

Fined \$100.00

Date:

03/04/13

Case:

13009515

- 16. On 01/23/2014 a Milwaukee police officer conducted a licensed premise check at 4401 West Lisbon Avenue (Tobruk Foods) based on information received from a City of Milwaukee Health Inspector that the above location did not have a proper drop safe, in violation of Milwaukee municipal ordinance. The officer found the store to be in compliance and no additional action was taken.
- 17.On 05/21/2014 an undercover Milwaukee police officer was able to purchase two single cigarettes from an employee at 4401 West Lisbon Avenue (Tobruk Foods). Due to attempts to establish a pattern for this violation, no additional action was taken at this time.
- 18. On 05/22/2014 an undercover Milwaukee police officer was able to purchase two single cigarettes from an employee at 4401 West Lisbon Avenue (Tobruk Foods). Due to attempts to establish a pattern for this violation, no additional action was taken at this time.
- 19. On 05/23/2014 an undercover Milwaukee police officer was able to purchase two single cigarettes from an employee at 4401 West Lisbon Avenue (Tobruk Foods). The applicant was cited.

Charge:

Sell Cigarette in Package/Container without Stamp

Finding:

Dismissed without Prejudice

Sentence:

Date: Case: 08/06/2014 14042093

*On 08/11/2014 Milwaukee police issued citation #48971911007 to the applicant. This is a re-issuance of the citation issued (and later dismissed) for item #19 and is currently due for further action in Municipal court on 09/24/2014 at 1:30pm.

20. On 11/17/2014 the applicant was convicted in Milwaukee Municipal court for citation #48971911007 and fined \$100.00. This incident was previously reported as the asterisk(*) for item #19.

- 21. On 11/17/2016 a Milwaukee police officer conducted a licensed premise check at 4401 W. Lisbon Avenue (Tobruk Food Market). The officer observed that there was no address posted on the building, and mentioned this to the applicant who was on the scene. The applicant stated he had recently painted the building and would post the address on the building as soon as possible. No other violations were observed.
- 22. On 11/23/2016 officer investigated a property damage complaint at 4401 W. Lisbon Av. Neighbors called to state they observed 2 subjects throwing bricks at the glass windows in order to gain entry. No entry was gained but the glass was etched. The incident was captured on video surveillance.

23. On 10/12/2017 officers were dispatched to a subject with gun complaint at 4401 W. Lisbon Av. The investigation revealed an argument between two parties occurred on the sidewalk in front of the store at 4401 W. Lisbon Av. The argument was not related to the store but was captured on the stores surveillance system. The store was cooperative with officers.

24. On 11/25/2017 a 17 year old working in conjunction with the Milwaukee Police Department and WI WINS Tobacco initiative, was able to purchase a Swisher Sweet cigar from the clerk at Tobruk Foods, 4401 W. Lisbon Av. The clerk was identified as Roberto HERNANDEZ-GARCIA, he spoke only Spanish and could not confirm the sale. This is a Class A establishment and HERNANDEZ-GARCIA is the sole employee and does not have a Class D Operators license. The applicant arrived while I was on scene with two coffee cups. He stated he just stepped out for coffee. He was advised on the Class D Operator violation and that he would receive a MARTS letter in the mail. On 01/19/2018 the applicant had not enrolled in MARTS and was issued a citation for the Sale of Cigarettes to Minor/Underage.

Charge:

Sale of Cigarettes to Minor/Underage

Finding:

Guilty

Sentence:

Fined \$260.00

Date:

03/19/2018

Case: 18022460

25. On 05/19/2018 a 17 year old working in conjunction with the Milwaukee Police Department and WI WINS Tobacco initiative, was able to purchase an Optima Blue Cigar from the clerk at Tobruk Foods, 4401 W. Lisbon Av. The clerk was identified as Roberto HERNANDEZ-GARCIA, he spoke only Spanish and could not confirm the sale. This is a Class A establishment and HERNANDEZ-GARCIA is the sole employee and does not have a Class D Operators license. The applicant was contacted by phone and advised of the violations and that he would receive a MARTS letter in the mail and a citation for Responsible Person on Premise.

Charge:

Responsible Person on Premise

Finding: Sentence:

Date:

Citation:

6158915-0

PA-33E (Rev. 1/14)

MILWAUKEE POLICE DEPARTMENT

REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: District Three Captain Shunta A BOSTON-SMITH Business Name: Tobruk Foods Address of Licensed Premises: 4401 W LISBON AVENUE, MILWAUKEE WI 53208-1236 District: 3 Type of License: Convenience Store Business Phone: 414-344-6554 Date of Incident: 10-12-2017 1900hrs ☐ Violation / ☐ Incident # 17-285-0168 Licensee or Manager on premises at time of violation / incident? Licensee cooperative? X Yes No (if no, explain in narrative section) Time: 1930 Date: 10-12-2017 Licensee Notified by Officer: PO MCGAW Date of Birth: 10/20/1975 Licensee or Agent's Name: ISSA, RIDA A M/W Home Phone: 414-344-6554 Home Address: 6365 S 20TH ST #5, OAK CREEK WI 53154-1079 Date of Birth: Co-Licensee Name: Home Phone: Home Address: Class S License Number: Date of Birth: Bartender Name: Home Phone: Home Address: Class D License Number: Date of Birth: Licensed Person / Public Pass. Vehicle, etc.: Home Phone: Home Address: Class D License Number: VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION Date of Birth: Name of Person Cited: Court Date: Violation & Ord, / Statue No.: Citation Number: Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: Date: 05/29/2017 District / Bureau: 32 Investigating Officer: P.O. Jason McGaw / 018649 DISPOSITION - FOR LICENSING ONLY LICENSIBILIVESTIGATIOPALINIT Disposition Case Number Citation No.

Referred

PA-33E Narrative

This report is written by P.O. Jason MCGAW assigned to District Three, Early Shift. On Thursday, October 12th, 2017, at 1920hrs, while working on Squad 3230, I was sent to a subject with gun call at the location of 4401 W. Lisbon Avenue. This location is within the city and county of Milwaukee.

Scene Description

4401 West Lisbon Avenue is a convenience store and small retail space which is located on the south west corner on North 44th Street and West Lisbon Avenue. Located on the South Side of West Lisbon Avenue within the Washington Park Neighborhood, a corridor of mixed retail, gas, and multi-unit residential homes and apartments, the building made of brick construction and has several full size commercial windows which face both West Lisbon Avenue and North 44th Street. It was two windows in both directions which were targeted by the youth for attempt entry with several brown bricks scattered below these windows.

I was met by Squads 3210 (SGT BROCK) and 3212 (SGT KLUG).

Upon arrival we spoke with the caller / victim, Randy L. MARTIN (m/b dob 04-13-1966 - 4409 W. Lisbon Avenue) who informed me that an acquaintance of his, Sylvester TOLLIVER m/b dob 08-25-1969) had pulled up in front of the location and exited his vehicle and began aruging with MARTIN.

MARTIN stated that TOLLIVER began yelling "mother fucker, im going to shoot you" and then pulled a black firearm from his waist and held it at his side. TOLLIVER then continued yelling at him regarding an altercation that MARTIN had with a friend of his named "Keith".

MARTIN stated that TOLLIVER wasn't making a lot of sense. MARTIN stated he told TOLLIVER "are you going to go to jail for the rest of your life for this?" to which TOLLIVER stated "im not going to prison over you" and then put the firearm away and drove away from location towards his mother's residence of 4324 W. Lisbon Avenue.

I also spoke to an additional witness who is friends with MARTIN who was standing on the sidewalk when this transpired. He identified himself as Lawrence L EDWARDS (m/b dob 07-04-1969). EDWARDS told me that he witnessed TOLLIVER exit the vehicle and pull out a firearm and began arguing with MARTIN. EDWARDS told me that TOLLIVER was only talking to MARTIN and not to him during this incident.

EDWARDS stated that he and MARTIN had previously had a run-in with a friend of TOLLIVER named "Keith HOLLOWAY". He stated that HOLLOWAY had been dealing drugs near the residence and the police were called and management was called. He states he believes that HOLLOWAY thinks that he or his friend MARTIN had something to do with them being called. He also believes HOLLOWAY told TOLLIVER to come over to their building.

It should be noted that this occurred in front of TUBRUK foods and there was a camera on the building facing west bound towards the sidewalk and street where this allegedly occurred.

We were able to pull up a video of the incident on the store's video camera system. It shows a male exiting a silver van and walking towards the sidewalk. It also shows that male reach into his waistband and pull out an object and hold it at his side. The video is not clear enough to positively identify that object as a gun.

SGT BROCK (Squad 3210) was able to burn the file onto a thumb drive and transfer that to a disc which I placed on MPD INVENTORY# 17040074.

Squad 3210 (SGT BROCK) and Squad 3212 (SGT KLUG) accompanied me to the last known location of TOLLIVER (and his listed address).. We knocked on the front door of 4324 W. Lisbon Avenue and a black female answered the door. She identified herself as TOLLIVER's mother but did not provide a name. She stated that TOLLIVER was not at the location and would not provide us access to check for the subject. Female was very uncooperative and kept saying "Randy has a gun, go check him, he was around my house all day today causing trouble".

We did go back and ask MARTIN if he was near TOLLIVER's mother house and he said he was. He stated it was not unusual for him to be over there because TOLLIVER's mother dates his uncle. We advised him to stay away from that residence to avoid further altercations.

PA-33 will be filed regarding the licensed premise.

MARTIN will be ordered in to the DA, Monday, October 16th, 2017 at 8:30am.

MILWAUKEE POLICE DEPARTMENT

REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Lieutenant Shannon SEYMER-TOBASKA Business Name: Tobruk Foods District: 3 Address of Licensed Premises: 4401 W Lisbon av Type of License: AMALT, Food, Cig **Business Phone:** Date of Incident: 11/25/2017 ∀Violation / ☐ Incident # Licensee or Manager on premises at time of violation / incident? X Yes No Licensee cooperative? X Yes No (if no, explain in narrative section) Time: 10:45am Licensee Notified by Officer: PO David NOVAK Date: 11/25/2017 Date of Birth: 10/20/1975 Licensee or Agent's Name: ISSA, Rida A Home Address: 6365 S 20th St #5 Oak Creek WI 53154 Home Phone: 414-349-6554 Date of Birth: Co-Licensee Name: Home Phone: Home Address: Class S License Number: Date of Birth: Bartender Name: Home Phone: Home Address: Class D License Number: Date of Birth: Licensed Person / Public Pass. Vehicle, etc.: Home Phone: Home Address: Class D License Number: VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION Date of Birth: 10/20/75 Name of Person Cited: ISSA, Rida A Violation & Ord. / Statue No.: 106-30-2-a Court Date: 03/09/18 Citation Number: 6160417-4 Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: Date of Birth: Name of Person Cited: Violation & Ord. / Statue No.: Court Date: Citation Number: Date of Birth: Name of Person Cited: Violation & Ord. / Statue No.: Court Date: Citation Number: Date of Birth: Name of Person Cited: Court Date: Violation & Ord. / Statue No.: Citation Number: District / Bureau: LIU Date: 01/19/18 Investigating Officer; PO David NOVAK 1-22,8 Commanding Officer DISPOSITION - FOR LICENSING ONLY Date Case Number Disposition Judge Citation No.

PA-33E Narrative

This report was written by PO David NOVAK assigned to License Investigation Unit days. On Saturday November 25, 2017 I was assigned to work the Wisconsin WINS Youth Tobacco Initiative, which checks area vendors for age compliance tobacco purchases. Assisting in this assignment was Tierra R POLE (b/f, 11/08/2000). POLE is 17 years old and is not of legal age to purchase tobacco.

At approximately 10:40am POLE entered Tobruk Foods at 4401 W. Lisbon Av. She was able to purchase a 2-pack Swisher Sweet cigar from the cashier. The described cashier was identified as HERNANDEZ-GARCIA, Roberto. He did not speak any English and was unable to confirm the sale. HERNANDEZ-GARCIA did not have a Class D Operators license. The licensee Rida ISSA arrived while I was on scene holding two cups of coffee. He stated he had just left to get coffee. He was issued a warning for the Class D violation and was advised he would be receiving the MARTS letter for the sale of the cigar to under age.

On 01/19/2018 I was advised that the applicant has not enrolled in the MARTS program so a citation was mailed for this violation.

Milwaukee Police Department

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749 W. State Street Milwaukee, WI 53233 414-933-4444

Case #:181390052

OtherEvent #: 18-LP-0047

Incident

4401 W LISBON AV Milwaukee, WISCONSIN 53208

Incident Date/Time::

05/19/2018 09:43:00

CAD Number::

181390696

District::

3

Beat::

330

Business Agent (1)

ISSA, RIDA A

Person Involvement::

Agent

DOB::

10/20/1975

Sex::

MALE

Race::

WHITE

Phone 1 Number::

(414)-349-6554

Address::

6365 S 20TH ST

Apartment or Sulte::

- 5

City::

OAK CREEK

State::

WISCONSIN

Zip Code::

53154

Licensed Persons Involved (1)

HERNANDEZ-GARCIA, ROBERTO

Person Involvement::

Merchant

DOB::

MALE

04/12/1952

Sex::

WHITE

Address::

1843 N 27TH ST

Apartment or Suite::

1

City::

MILWAUKEE

State:: Zip Code:: WISCONSIN 53208

Narrative (1)

INITIAL INVESTIGATION

Novak, David A 008860

05/21/2018

This report was written by PO David NOVAK assigned to the License Investigation Unit Days.

On Saturday May 19, 2018 I was assigned to work the Wisconsin WINS Tobacco Initiative, which checks local vendors for age compliance regarding tobacco sales. Assisting in this assignment was Komari J BATES (b/m, 11/27/2000). BATES is 17 years of age and is not of legal age to purchase tobacco.

Milwaukee Police Department



749 W. State Street Milwaukee, WI 53233 414-933-4444

Case #:181390052

OtherEvent #: 18-LP-0047

At approximately 9:43am BATES entered the Tobruk Foods at 4401 W. Lisbon Av. He was able to purchase an Optimo Blue Cigar from the clerk for \$0.99. I entered the store and identified the clerk as HERNANDEZ-GARCIA, Roberto. He did not speak English and could not confirm the sale. This is a Class A Fermented Malt beverage licensed establishment with beer displayed for sale. A patron came in and attempted to buy alcohol while I was on scene. HERNANDEZ-GARCIA is the only employee on scene and does not have a Class D Operators license. He is the same clerk from the 11/25/2017 incident where he did not have a Class D Operators license. I spoke with the agent Rida ISSA by phone and advised him of the violation. He was instructed to tell his clerk to not sell alcohol but he stated he does not speak Spanish. ISSA was advised he would receive a MARTS letter in the mail and a citation for Responsible person on Premise.

Officer (1)

Reporting Officer:

Novak, David A (008860)

05/21/2018 07:28:00

Section: (Work Location):

27

Approving Officer:

Raden, Chad M (010032)

05/29/2018 10:46:52







Notice of Public Hearing

ISSA, Rida A, Agent TOBRUK FOODS at 4401 W LISBON Av Class A Malt and Food Dealer License Renewal Applications

Tuesday, September 11, 2018 at 10:15 AM

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 9/11/2018 at 10:15 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

- 1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
- 2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
- 3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
- 4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
- 5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)

- 6. You may then provide testimony.
- a. Include only information relating to the above license application.
- b. Include only information you have personally witnessed or seen.
- c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
- d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
- 7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
- 8. Business Competition is not a valid basis for denial or non-renewal of a license.

Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.

OCCUPANT				
CURRENT OCCUPANT				
CURRENT OCCUPANT				
CURRENT OCCUPANT				

MAIL ADDRESS
2125A N 44TH ST
2119 N 44TH ST
2105 N 44TH ST 3
4315 W LISBON AVE 40
4315 W LISBON AVE 33
4315 W LISBON AVE 28
4315 W LISBON AVE 21
4315 W LISBON AVE 29
4315 W LISBON AVE 4
4315 W LISBON AVE 6
2175 N SHERMAN BLVD 2143 N SHERMAN BLVD
2136 N 45TH ST
2124 N 45TH ST
4420 W LLOYD ST
4422 W LLOYD ST
4409 W LISBON AVE 2
2167 N 45TH ST
2169 N 45TH ST
2137 N 45TH ST
4315 W LISBON AVE 8
4315 W LISBON AVE
4429 W LISBON AVE
2142 N 45TH ST 2130 N 45TH ST
2128 N 45TH ST
4409 W LISBON AVE 3
2149 N 45TH ST
4329 W GARFIELD AVE
2174 N 44TH ST
4334 W LISBON AVE
4315 W LISBON AVE 37
4315 W LISBON AVE 38
4315 W LISBON AVE 15
4315 W LISBON AVE 14
4315 W LISBON AVE 25
2169 N SHERMAN BLVD 2163 N SHERMAN BLVD
2118 N 45TH ST
4414 W LLOYD ST
4409 W LISBON AVE 7
2125 N 44TH ST
4315 W LISBON AVE 7
4315 W LISBON AVE 9
4315 W LISBON AVE 5

4315 W LISBON AVE 39

CITY, STATE ZIP MILWAUKEE, WI 53208 **CURRENT OCCUPANT CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT **CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT** CURRENT OCCUPANT **CURRENT OCCUPANT** CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT CURRENT OCCUPANT **CURRENT OCCUPANT**

4315 W LISBON AVE 41 4443 W LISBON AVE 2120 N 45TH ST 4427 W LISBON AVE 4426 W LISBON AVE 1 4416 W LLOYD ST 4409 W LISBON AVE 4 4409 W LISBON AVE 8 2105 N 44TH ST 2 4315 W LISBON AVE 35 **4315 W LISBON AVE 20** 4315 W LISBON AVE 31 4315 W LISBON AVE 30 4315 W-LISBON AVE 24 4324 W LISBON AVE 4415 W LISBON AVE 4418 W LISBON AVE 4409 W LISBON AVE 5 2163 N 45TH ST 2155 N 45TH ST 4325 W GARFIELD AVE 4319 W GARFIELD AVE 2135 N 44TH ST 2137 N 44TH ST 2121 N 44TH ST 4315 W LISBON AVE 27 2177 N SHERMAN BLVD 2165 N SHERMAN BLVD 2159 N SHERMAN BLVD 4431 W LISBON AVE 2134 N 45TH ST 4409A W GARFIELD AVE 4409 W GARFIELD AVE 4409 W LISBON AVE 6 4410 W LLOYD ST 2145 N 45TH ST 2131 N 45TH ST 2105 N 44TH ST 4 2178 N 44TH ST 4315 W LISBON AVE 19 4315 W LISBON AVE 22 4315 W LISBON AVE 12 4315 W LISBON AVE 32 **4315 W LISBON AVE 18** 4315 W LISBON AVE 11 4315 W LISBON AVE 1 2171 N SHERMAN BLVD MILWAUKEE, WI 53208 MILWAUKEE, WI 53208

CURRENT OCCUPANT	2141 N SHERMAN BLVD	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4426 W LLOYD ST	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4409 W LISBON AVE 1	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4412 W LLOYD ST	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2105 N 44TH ST 5	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2105 N 44TH ST 1	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 26	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 17	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 10	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 2	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 34	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 36	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4315 W LISBON AVE 3	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4324A W LISBON AVE	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2153 N SHERMAN BLVD	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2172 N 45TH ST	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2132 N 45TH ST	MILWAUKEE, WI 53208
CURRENT OCCUPANT	4424 W LLOYD ST	MILWAUKEE, WI 53208
CURRENT OCCUPANT	2147 N 45TH ST	MILWAUKEE, WI 53208

Total Records: 112

Radius: 250.0 feet and Center of Circle: 4401 W Lisbon Ave

2018-2019 Plan of Operation for 4401 W LISBON AV

1. Litter & Security Plans				
How are the grounds kept clean? Sweep Pressure Wash Pick Up Litter Other:				
How often will grounds be cleaned? Maily Weekly Other:				
Who cleans the grounds?				
How are noise issues prevented and/or addressed? Security Manager approaches customer(s) Call Police Signs Posted Other:				
Are there designated outdoor smoking areas? 🔀 No 🗌 Yes 💮 If Yes, Desi	cribe:			
Number of garbage cans: Inside Locations: behind the country and Outside Locations: by the Side of the building				
Is a crowd control barrier used? 🔀 No 🗌 Yes If Yes, Describe:				
Number of restrooms: ONE Name of so	olid waste contractor:			
Are there parking spaces on the premises? 🗷 No 🗌 Yes If Yes, list number of spaces: and describe security plans:				
Are there designated loading areas? 🔀 No 🗌 Yes If Yes, describe security plans:				
Do you have security personnel on the premise? No Yes If Yes, how many? AND What are their responsibilities? What security equipment do they use? List their licensing, certification or training credentials:				
Are there security cameras? \(\) No \(\) Yes If Yes, list all locations: \(\alpha - \omega w + S \(\alpha \) \(\beta \) on \(\beta \) and				
Are searches and/or identification checks conducted upon entry? No Yes If Yes, describe:				
2. Percentage of Sales (must total 100%)				
1 .77 7	Entertainment% Other%			
3. Businesses On The Premises (choose all that apply):				
Restaurant Cafe/Coffee Shop Cocktail Lounge Convenience Store Night Club Liquor Store Tavern Sports Facility				
☐ Hotel ☐ Banquet Hali ☐ Supermarket ☐ Private/Fraternal/Veterans' Club ☐ Other:				
4. Hours of Operation and Age Restriction				
Are there any changes to the current hours of operation or age restriction? Mo Yes If Yes, Describe:				
Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license pariod, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license. 5. Floor Plan and Capacity				
	Fire describer			
Are you requesting any changes to your capacity or floor plan*? No Yes If yes, describe: and submit a new floor plan with this renewal application. A sample plan can be found online at www.milwaukee.gov/ficenses under License Forms and Related Information.				
Alcohol/Food Establishments: A "Permanent Extension of Premises Application" is required if you are adding any square footage to the licensed premises.				
6. Sidewalk Dining: Fee:				
Are there any changes to the sidewalk dining site plan? 🔀 No 🗌 Yes 💮 If Yes, submit an updated site plan with this application.				
7. Food License: FOOD 8331 Fee: \$350.00	8. Weights and Measures: Fee:			
your food operations as listed above? 🔀 No 🗌 Yes, if Yes, explain	Number/Type of Devices: Are there any changes to the number or types of devices? \textbf{X}\textbf{No} \textbf{Yes} If yes, contact our office for further instructions.			