

LICENSES COMMITTEE - AK FOOD MART 12/15/08

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1
2 CITY OF MILWAUKEE
3 LICENSES COMMITTEE
4
5 * * * * *
6 In the Matter of the Class "A" Malt application for:
7 PARSHOTAM SINGH
8 "AK FOOD MART"
9 2305 S. Howell Avenue
10
11 * * * * *
12 COMMITTEE MEMBERS
13 ALD. JAMES BOHL - Chair
14 ALD. ASHANTI HAMILTON
15 ALD. NIK KOVAC
16
17 LICENSING DIVISION by REBECCA GRILL
18 POLICE DEPARTMENT by SEARGENT CHET ULICKEY
19 OFFICE OF THE CITY ATTORNEY by ATTORNEY BRUCE SCHRIMPF
20
21 Proceedings had and testimony given in
22 the above-entitled matter, before the LICENSES
23 COMMITTEE OF THE CITY OF MILWAUKEE, on
24 the 15th day of December, 2008.
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1 individual who testifies and then we wait for the
2 person in the back row to literally come up, it
3 just adds additional time to everyone's day,
4 including your own. When we get individuals
5 coming forward, we will need your name and your
6 address for the record. It would be helpful if
7 you could let the committee know approximately
8 how close you reside, if you are in close
9 proximity - - close proximity to the licensed
10 establishment where a license is being sought
11 here. The last thing that I will say is, is we
12 have taken a tremendous amount of testimony. If
13 we get to the point where we are - - we are being
14 substantially redundant in our testimony, it
15 would be helpful if you would just indicate at
16 some point where we - - we start hitting the
17 repetitive note over and over again, that I
18 substantially agree with the concerns that are
19 being expressed about A, and B and C, and my name
20 is this, my name is that. I'm in favor or I'm
21 opposed to the license. Because I will just let
22 members know, we've taken tremendous testimony.
23 It is not a contest to see who shows more people.
24 It is literally an issue that is decided on the
25 merits. And the merits aren't about repeating

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1 P R O C E E D I N G S
2 CHAIRMAN BOHL: The is the Common
3 Council Licenses Committee, and let the record
4 reflect that Alderman Hamilton now joins the
5 committee. Alderman Hamilton, we are on the item
6 for Parshotam Singh, and this is a continuation.
7 You were not at the previous meeting. I just
8 want to ask you, for the record, you have
9 reviewed the transcripts for the previous portion
10 of - - of this particular hearing?
11 ALDERMAN HAMILTON: That is correct.
12 CHAIRMAN BOHL: What I will ask,
13 because this is a continuation, and we have - -
14 we have already heard several hours of - - of
15 particular hearing on this matter, is that when
16 we get individuals to come forward, unless it - -
17 When we have testimony, unless you are not able
18 to do so, we would ask that you would take and go
19 to the - - the standing microphone. That keeps
20 people moving. I'm going to ask if it's possible
21 if we could find chairs in the front row, that
22 unless you're going to testify first, if we could
23 relinquish then those seats and keep a orderly
24 procession of individuals who are here to
25 testify. If we get to the point where we have an

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1 yourself over and over again. Before we begin
2 this, as well, too, we do have a crowded room.
3 If there are individuals who do have cell phones
4 or pagers on, please, I would ask that you would
5 either put those on vibrate or turn those off.
6 That would be appreciated. Thank you.
7 Now we'll call Parshotam Singh, Class
8 "A" Malt application for "AK Food Mart" at 2305
9 South Howell Avenue. We'll - - We'll have to
10 swear all the individuals in. Mr. Singh,
11 Alderman Zielinski, any individual who is here to
12 provide testimony I'll need your right hand up at
13 this time, and we'll swear you all in.
14 (Whereupon those present were sworn.)
15 CHAIRMAN BOHL: Okay. The other thing
16 that I will tell you, is there anybody who is
17 here who provided testimony last time? Okay.
18 I'm going to ask this much. Unless there is
19 something that you have that is absolutely new, I
20 don't want to hear testimony from the same
21 individuals again. We have you - - We have you
22 on record. Each of us spent our evenings last
23 night combing over, reading what you said. I'll
24 assure you my wife wasn't real pleased, because
25 it takes time away from the family, but I've done

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1 that. So that being said, what we do at this
2 time here, I'll need, Mr. Singh, you name and
3 address for the record.
4 THE APPLICANT: Parshotam Singh, 2305
5 South Howell Avenue, Milwaukee, Wisconsin 53207.
6 CHAIRMAN BOHL: And I'll ask you at
7 this time if you acknowledge receiving notice of
8 today's meeting with the possibility your --
9 your application could be denied. There was an
10 attached transcript of the previous meeting that
11 should have come to you, a concentration map from
12 the licenses committee of November 3rd, 2008, a
13 series of neighborhood objections that, among --
14 included that the applicant has provided
15 inaccurate or false information on the
16 application in violation of Milwaukee Code of
17 Ordinances of 90-5-5 specifically relating to the
18 size and square footage of the store.
19 MR. MAISTELMAN: I did not receive
20 that. I received the -- the transcript. I did
21 not receive anything else. I did not receive the
22 --
23 THE APPLICANT: I counted the right
24 scale for that, and I gave it to the City..
25 CHAIRMAN BOHL: Okay.

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1 MR. MAISTELMAN: But we did not -- I
2 didn't receive anything.
3 CHAIRMAN BOHL: You -- Did you receive
4 a notice for today's meeting in the mail?
5 THE APPLICANT: Yes, sir.
6 CHAIRMAN BOHL: No, sir?
7 THE APPLICANT: Yes, sir.
8 CHAIRMAN BOHL: You did. Do you have
9 that particular meeting notice with you?
10 THE APPLICANT: No, I did not bring it.
11 CHAIRMAN BOHL: Mr. Maistelman, we can
12 take -- we can take --
13 MR. MAISTELMAN: I have no objection.
14 CHAIRMAN BOHL: Okay. That's what I'm
15 going to ask you. So then, you'll just, on
16 behalf -- Is that what you have right there?
17 MR. MAISTELMAN: No.
18 CHAIRMAN BOHL: Okay. I'm going to --
19 You know, these were all spelled out on the cover
20 sheet of the notice he should have received. You
21 may not have seen it, Mr. Maistelman.
22 MR. MAISTELMAN: If he acknowledges
23 receiving it, then that -- that's fine.
24 THE APPLICANT: Yes, I did receive
25 that, but I made it correct, and I brang the copy

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1 to the City.
2 CHAIRMAN BOHL: I understand -- I
3 understand that -- that you -- you will dispute
4 portions of it. I just have to ask you if you
5 acknowledge receiving it, with that possibility
6 that those are means of denial. Okay. Ms.
7 Grill, do we still have some potential holds
8 here?
9 MS. GRILL: There are no holds.
10 CHAIRMAN BOHL: Okay. Thank you. What
11 -- What we are going to do at this time is I
12 will ask that individuals who are here in
13 opposition come forward first. That is the --
14 That is the precedent of -- of this committee.
15 I'll need the name, and, again, if your -- if
16 your name is anymore difficult than Smith or
17 Jones, if you could please spell out your last
18 name for our -- our Court Reporter. Your
19 testimony, please, brevity is -- is appreciated.
20 MR. MAISTELMAN: Mr. Chairman, may I --
21 -- may I?
22 CHAIRMAN BOHL: Mr. Maistelman.
23 MR. MAISTELMAN: Could I just, since
24 it's been a couple of weeks since our last
25 hearing and Alderman Hamilton wasn't here, maybe

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1 --
2 CHAIRMAN BOHL: Do you want to take a
3 moment --
4 MR. MAISTELMAN: Just to introduce
5 myself, go on the record, and then make a -- a
6 brief opening remark.
7 CHAIRMAN BOHL: Please, why don't you
8 go ahead and do that?
9 MR. MAISTELMAN: Thank you. Attorney
10 Michael Maistelman. Attorney Michael Maistelman
11 on behalf of the Mr. Singh and the -- the
12 applicant.
13 As you know, there are numerous
14 instances that was cited on the notice, crime,
15 loitering, littering, prostitution, recently its
16 concentration, and I guess, the issue of that the
17 application wasn't filled out properly. I think
18 what the -- the real issue here is it's not
19 about that. It's about gentrification of the
20 area. And I'd like to read into the record from
21 the last hearing on page 189. I'm going to begin
22 reading from lines 12 through 25, if I may.
23 Because what I believe is that's the gist of this
24 whole thing. It's about an economic issue. And
25 I -- If I can now quote, and this is from the

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1 Alderman's testimony:
 2 "I feel sorry about Mr. Singh. He's a
 3 nice guy. I have nothing against him personally.
 4 He's a very nice guy. But I have to do what's in
 5 the best interest of my neighborhood, and he has
 6 not been doing the things he said, for example,
 7 that there were some people that wanted to buy
 8 it, have a nice development over there. If he
 9 wasn't going to fix it up, I said, look, you
 10 stick some money - - you fix up your building,
 11 you clean up your mess, and I'll support you. If
 12 you don't do it, then at least sell the building
 13 to someone who is going to do something good for
 14 the neighborhood over there. He says no one
 15 wants to buy it. I went down there. I said, do
 16 you know this guy? He's willing to buy it from
 17 you. He was offered," and I'm going on to page
 18 190, line one, "600,000 dollars. He told me over
 19 the phone he was offered 600,000 dollars for the
 20 property over there."
 21 And I'm going back in - - it continues
 22 on. This is one of the instances in the
 23 testimony which I believe is the - - is the core
 24 issue here. Is it's not about littering or
 25 loitering and - - and you've read the transcript.

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1 You've seen what's in the transcript. We had
 2 over 30 people testify in support of us last
 3 time. Five against us. And Alderman Puente was
 4 on the committee at that time. There really
 5 wasn't any credible evidence of what really
 6 loitering was, of people talking to the police,
 7 of kids hanging out. There was nothing. There
 8 was nothing on the police report. The gentleman,
 9 Mr. Singh, has been there for over almost 20
 10 years, raising his family, doing the right thing
 11 there. What this is about, I believe, given the
 12 testimony that I just quoted, is an economic
 13 thing. Look, we - - we - - we don't like your
 14 building. We want you to put improvements in it.
 15 And if you do put those improvements, we'll
 16 support you. I mean, I - - That's verbatim from
 17 the testimony. We'll support you. We did - -
 18 Here's a 90,000 dollar check that we got from the
 19 bank, which we put into the building already.
 20 And I'd like to submit that into evidence. We
 21 also have blueprints of what we will be doing
 22 with the building, spending over 100s of
 23 thousands of dollars in putting in and making
 24 this a really nice building. But the - - the
 25 problem here, though, is that it seems to be

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1 continuously a moving target. Every time we put
 2 90,000 dollars in, now it's something else we
 3 have to put in. And I reviewed case law and
 4 Chapter 125, and I couldn't find anything in
 5 there that said you can deny somebody a license
 6 because they're not putting - - building - -
 7 doing improvements to the building. That's what
 8 this is really about. If that wasn't the issue,
 9 then the Alderman wouldn't have stated, I
 10 believe, that if you, you know, put on a, you
 11 know, put in some money into your building, then
 12 I would support it. If that's the case, it has
 13 nothing to do with concentration. If that was
 14 the case, it has nothing to do with whatever
 15 loitering was. You know, I mean, it's - - That's
 16 what this is, and I - - It's like I don't have to
 17 really make the argument. You read the - - the
 18 transcript. The transcript says what it says.
 19 The testimony of the 30 some people that came
 20 down here in support of this says what it says.
 21 You know, I - - We - - We spent three
 22 hours, four hours last time here, talking about
 23 the issues, and the testimony. And everybody's
 24 testimony was roughly the same. Nobody came in
 25 here and said, I saw somebody get shot there. Or

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1 I saw a prostitute. You know, and I'm hoping
 2 that the - - the people that are testifying from
 3 both sides, I've told my people to come here and
 4 if you have something new to bring, your new - -
 5 you haven't testified before but you have
 6 something new to bring, and that was my
 7 understanding about this hearing, that people
 8 couldn't come up and say I see loitering, because
 9 they had - - everybody had their bite at the
 10 apple. My civil procedure professor in - - in
 11 law school said you get one bite of the apple.
 12 Well, it seems like we're getting now two bites,
 13 because we didn't like the decision we got last
 14 time. Well, we're here, okay. But only bring in
 15 testimony that's new, that - - that hasn't been
 16 ad nauseam, been introduced into the - - into the
 17 prior record. And I'm hoping that that's - -
 18 that was my understanding. I'm going off now
 19 into a kind of - - into the procedure of how this
 20 hearing may be conducted, Mr. Chairman.
 21 Obviously at your discretion. And with that, I
 22 think that Mr. Singh deserves to have the chance
 23 like many other Americans have had. He's been
 24 there almost 20 years. He's willing to put the
 25 money in. We've put almost 100,000 dollars in

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1 there already. We're willing to -- And I'd like
2 to -- I'll hold these up, I mean, he's had these
3 professional diagrams made up. And I -- I'll --
4 -- Let me -- He owns the lot right next door to
5 it, also.

6 CHAIRMAN BOHL: And, Mr. Maistelman,
7 you are -- Even with that, you're going to have
8 to try to use the microphone, if you can.

9 MR. MAISTELMAN: Sure. And I'd be more
10 than happy to -- to submit this to the
11 committee. But what he intends on doing, if it's
12 granted, because he'll have more money, and he'll
13 have more collateral with the banks, is construct
14 something like this on the empty lot, make nice
15 apartments there, and then this would be the
16 facade of the bank. Strike that. This would be
17 the facade of the food store. But like I said,
18 it seems to be a continuous moving target.
19 Because every time we throw money into it, we
20 already put almost 100,000 dollars into it, we're
21 -- then it's said we need to put more into it.

22 You're going to hear testimony today
23 from people that applied to buy the building from
24 us, I believe, who have an economic interest in
25 the area, who I believe think that if Mr. Singh

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1 MR. MAISTELMAN: Yes, he owns the
2 vacant lot.

3 ALDERMAN KOVAC: Okay.

4 MR. MAISTELMAN: And so he would, on
5 that whole corner, he would construct -- It
6 would look like that. There would be apartments
7 upstairs.

8 ALDERMAN KOVAC: That seems like it
9 would be more than a 90,000 dollar --

10 MR. MAISTELMAN: Exactly, it would.
11 The 90,000 dollar check that you see in there,
12 it's from work that he's already put into it.

13 ALDERMAN KOVAC: Okay.

14 MR. MAISTELMAN: He's already put --
15 When Alderman Zielinski -- When -- When it came
16 up about the Mexican restaurant and -- and doing
17 work on the facade already of a couple years ago,
18 a year ago, it was -- it was my understanding,
19 through my client, that the Alderman's office or
20 the Alderman said, look, if you put in money,
21 we'll agree to it. And I -- This is what my
22 client is telling me. So he -- He put in 90,000
23 dollars, replaced the windows, and did all of
24 that work. And then -- And then they had
25 subsequent conversations saying, which is

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1 doesn't get his license, then he'll shut up shop,
2 shut down shop, and then they'll be able to buy
3 it at a fire sale. I'd like to introduce this to
4 the committee, and then I would turn it back over
5 to the Chairman.

6 CHAIRMAN BOHL: Thank you, Mr.
7 Maistelman. One moment, Alderman Zielinski.
8 We'll have Alderman Hamilton move to make a -- a
9 copy of a check for 90,150 dollars and 38 cents,
10 from -- from the City National Bank part of our
11 official record in this proceeding. Hearing no
12 objection to that, so ordered. We do have
13 additional art -- architecture renderings, three
14 individual sheets, and Alderman Kovac would move
15 to make this part of our official record in this
16 proceeding, and hearing no objection to that, so
17 ordered. Are there any questions committee
18 members have of Mr. Maistelman?

19 ALDERMAN KOVAC: Mr. Chairman.

20 CHAIRMAN BOHL: Alderman Kovac.

21 ALDERMAN KOVAC: Those plans look like
22 they -- So they -- They would include the
23 restaurant he owns on the corner. It looks wider
24 than I thought, the whole lot. Does it include
25 the vacant lot?

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1 consistent with what the testimony of the
2 Alderman was, if you put in money, I'll give it
3 to you.

4 So we have the plans. I have
5 additional documents from the project codes of
6 how much it would cost for the facade and
7 everything else. We're willing to -- to do
8 this, but we can't do it without having a beer
9 license, because that's additional money,
10 obviously, and a bank would say, okay, you know,
11 I'll give it to you.

12 ALDERMAN KOVAC: Those extensive plans
13 you just gave, that would involve tearing down
14 the current structures and building --

15 THE APPLICANT: No, that's --

16 ALDERMAN KOVAC: You would work --

17 CHAIRMAN BOHL: He would build -- He
18 would build an additional structure on the lot.

19 THE APPLICANT: Yes, on the empty lot.

20 CHAIRMAN BOHL: In addition to making a
21 facade, improve -- at least what he's saying, is
22 make an additional facade improvement to his
23 existing store.

24 ALDERMAN KOVAC: This is not -- Is
25 this something you're firmly committing to if you

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1 get the license, or it's a plan. It seems like a
2 pretty extensive plan to be firmly committing to.
3 THE APPLICANT: No, this -- this is
4 the plan from June, 2006. I show it to Mr. Tony
5 Zielinski. I said I will do that kind of stuff.
6 And from the builder, two guys came and we had a
7 meeting in the chamber downstairs. And we show
8 him every single thing. He said no.
9 CHAIRMAN BOHL: Is it your testimony
10 that you need additional collateral for the bank,
11 and that ultimately you need a liquor license in
12 order to be able to produce --
13 MR. MAISTELMAN: That's exactly it.
14 When -- They, you know, you need to be able to
15 compete with what's going on in the neighborhood,
16 and given how everything is going right now,
17 having that liquor license, as everybody here is
18 quite well aware of, is -- is like the golden
19 ticket at times. And it can help, you know. I
20 mean, for the last 18 years he's been able to
21 survive without it. But because of all of the
22 other taverns and whatnot and -- and potential
23 competition around there, I mean, you know, it's
24 -- it's kind of important to be able to have
25 that, so that he can then, you know, do what he

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1 requirements that do not appear within the
2 Statutes, so.
3 CHAIRMAN BOHL: Thank you, Mr.
4 Schrimpf.
5 MR. MAISTELMAN: What case was that?
6 Was that Ruffalo?
7 MR. SCHRIMPF: Poro. P-O-R-O versus
8 Town Board of Barnes. I believe it's somewhere
9 in 10 Wisconsin 2nd.
10 CHAIRMAN BOHL: I'm going to hear from
11 Alderman Zielinski at this time.
12 ALDERMAN ZIELINSKI: Thank you, Mr.
13 Chairman. I really appreciate the opportunity to
14 respond to -- to these previous remarks here.
15 One of the statements that counsel mentioned was,
16 clean up your mess. And he just kind of quickly
17 went over, clean up your mess, and, you know,
18 focused on everything else. Clean up your mess
19 involves taking proper care and maintenance of
20 your -- of your building, and loitering and
21 issues like that, which you'll hear testimony to
22 the effect. And since Mr. Mais -- Mike
23 Maistelman has admitted some information into
24 evidence already -- Mr. Chairman, may I?
25 CHAIRMAN BOHL: Go ahead.

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1 needs to do and wants to do. And -- And with in
2 accordance with the prior discussions with the
3 local Alder -- Alderman. Again, it's not
4 loitering, it's not littering, it's -- it's --
5 it's -- it's about this economic improvement.
6 And again, it's now here in the Statutes, that --
7 -- that you could deny based upon that. And
8 that's the Alderman's own words.
9 MR. SCHRIMPF: Well, Mr. Chairman.
10 CHAIRMAN BOHL: Mr. Schrimpf, I think
11 we -- Go ahead.
12 MR. SCHRIMPF: Okay. Thank you. Just
13 for edification of the committee. There is a
14 number of Wisconsin Supreme Court cases, starting
15 with a case Poro versus Town Board of Barnes that
16 clearly says that these decisions rest within the
17 sound discretion of the committee, taking a whole
18 bunch of factors into effect, which could be
19 economic development, which could be other
20 things, which are not necessarily listed in the
21 Statute books. And when it -- When the
22 committee or the Council is making its decision,
23 it is certainly entitled to take into account the
24 full panoply of those things, notwithstanding the
25 requirements that do appear, and many

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1 ALDERMAN ZIELINSKI: Okay. Do you have
2 any graffiti on your property, and if you -- if
3 you do, did you remove it?
4 THE APPLICANT: Yes, sir.
5 ALDERMAN ZIELINSKI: You do. Okay.
6 Mr. Chairman, I would like to admit a couple of
7 pictures in -- into evidence that I took --
8 that I took on Thursday. I drove by there again
9 today, and the graffiti was still there. This is
10 a picture of graffiti on his -- This is for you,
11 Mr. Maistelman.
12 MR. MAISTELMAN: It says, re-elect Tony
13 Zielinski.
14 ALDERMAN ZIELINSKI: There you go.
15 There's another picture I admit into evidence.
16 Is that your building, Mr. Singh?
17 THE APPLICANT: Yes, this is empty
18 place.
19 ALDERMAN ZIELINSKI: It's outdoor
20 storage, which is a violation of ordinances. And
21 there's graffiti, as you can see, and I -- I
22 gave to Miss -- I gave to the clerk, copies of
23 each one of these pictures that I'm sharing with
24 the committee. You heard Mr. Singh testify to
25 the fact that he removes graffiti from his

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1 building. There is no graffiti. Here is
2 evidence to the fact that he didn't - -
3 CHAIRMAN BOHL: Can we just - - Hold
4 on, Alderman Zielinski. At - - At this point
5 we'll have Alderman Hamilton move to make five
6 photos provided by Alderman Zielinski part of our
7 official record in this proceeding, and hearing
8 no objections, so ordered. Now I just want to
9 just - -
10 MR. MAISTELMAN: I have two.
11 ALDERMAN ZIELINSKI: There's - -
12 There's two different pictures, and the clerk
13 should have both of those, as well.
14 CHAIRMAN BOHL: And - - And at this
15 point, Alderman Zielinski, can you just tell us
16 who took these photos and when they were taken?
17 ALDERMAN ZIELINSKI: I pers - - I
18 personally took these photos approximately 5:30
19 Thursday morning, and on my way to the office
20 here today I drove by the building to see if it
21 was removed. It wasn't removed. In fact, there
22 was more outdoor storage on the side of that
23 building. And as far as I can recall about that
24 graffiti as far back as I can remember seeing
25 that graffiti on there, and not - - and not being

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1 Chairman. Here's a picture for Mr. Mike
2 Maistelman. You can - - Is that your front
3 window, Mr. Singh?
4 THE APPLICANT: Yes, sir.
5 ALDERMAN ZIELINSKI: Okay. I'd like
6 to - -
7 THE APPLICANT: Can I answer on this
8 one, please?
9 MR. MAISTELMAN: Let him testify first.
10 CHAIRMAN BOHL: Let him - - Let him
11 speak.
12 ALDERMAN ZIELINSKI: Okay. Mr.
13 Chairman, the - - the third picture I - - I just
14 put in front of Mr. Singh. I asked him to
15 corroborate the fact that that was, indeed, his
16 - - his front window. He did do that. That is
17 picture of, you know, of two different shabby
18 looking signs.
19 MR. MAISTELMAN: The picture, I object.
20 The picture speaks for itself.
21 CHAIRMAN BOHL: Let him - - Let him.
22 Mr. Maistelman, just let him continue with his
23 testimony here.
24 MR. MAISTELMAN: Okay.
25 ALDERMAN ZIELINSKI: The picture has

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1 removed. That's one - - Since we're talking, Mr.
2 Chairman, I have the floor here.
3 CHAIRMAN BOHL: Alderman, one second
4 here. I just want to ensure that you do have
5 copies of all five of the photos then for - - for
6 Mr. Maistelman here?
7 ALDERMAN ZIELINSKI: Yes, I do. Yes, I
8 do.
9 CHAIRMAN BOHL: Okay.
10 ALDERMAN ZIELINSKI: Yes. Okay.
11 CHAIRMAN BOHL: If you - - If you - -
12 If you could provide that or - - Tobie, could we
13 just - -
14 ALDERMAN ZIELINSKI: So I'll go one at
15 a - - at a time as I distribute it. And as you
16 can see from the two photos, that the second
17 photo that you have is a picture of the - - of
18 the ice crate or the ice box with the graffiti on
19 there. Next to it is a bunch of storage crates
20 that - - And today when I drove by, there was
21 even more storage crates out there. This is
22 reflective of the type of shabby operation that
23 he operates in my district, that inhibits
24 economic growth in the area, that attracts
25 trouble to the area. I've got more pictures, Mr.

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1 two shabby looking signs they are an eyesore, and
2 I've got complaints from other business people
3 who will be testifying that have invested money
4 to make that neighborhood a better place to live,
5 to improve that neighborhood, and I've got
6 constituents that are improving the neighborhood,
7 as well, that have been involved with Block
8 Watches to help reduce crime and loitering and
9 these other issues. And his particular property
10 is - - is a problem. Here's another picture, Mr.
11 Chairman. Is that your front door, Mr. Singh?
12 THE APPLICANT: Yes.
13 ALDERMAN ZIELINSKI: A front door with
14 bars on - - on the door. I have no business on
15 KK that has bars on the door. What does that say
16 about how he feels about his customers or how he
17 cares about the exterior appearance of his
18 particular building? Here is another picture.
19 That's a close-up of the padlock on the barred
20 doors. Is that your - - your padlock, Mr. Singh?
21 THE APPLICANT: Yes, sir.
22 ALDERMAN ZIELINSKI: Okay. So you can
23 hear all these wonderful stories what a great guy
24 he is, and how he's, you know, being not treated
25 properly, when you can see for yourself, that

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1 with the pictures, the type of establishment he
2 operates, and why we have problems with loitering
3 and the other issues in the neighborhood. I
4 don't know if someone moved to enter all these
5 pictures into the record, Mr. Chairman.

6 CHAIRMAN BOHL: We have already.

7 ALDERMAN ZIELINSKI: Okay. So - - And
8 you're going to hear testimony from people that
9 have been involved in my district in terms of
10 improving the district. They're going to talk
11 firsthand about things that they've witnessed
12 with respect to his particular business and how
13 they feel that this is inappropriate. I'd also
14 like to dovetail with - - with things that Mr.
15 Schrimpf said with respect to the Supreme Court
16 case. If you look at the - - at Ordinance number
17 90-5-9C-1-B. The appropriateness of the location
18 and the premises to be licensed and whether the
19 location will create an undesirable neighborhood
20 influences, C-1-E, any other factors which
21 reasonably relate to public health, safety and
22 welfare. I think that those pictures definitely
23 could contribute towards those factors, as well.
24 Let's see here. I think that that's all I have
25 at this particular point in time, just to - - to

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1 says he follows the law, not removing graffiti,
2 not, you know, outdoor storage violation of our
3 Ordinances, that is a clear violation. So he
4 cannot come before this committee and say that
5 there are no violations on the part of this
6 owner.

7 CHAIRMAN BOHL: And - - And we're going
8 to hear from him right now. Mr. Maistelman, you
9 know what? I see - - I foresee this being us
10 going to about six o'clock tonight if it's - - if
11 - - if we have retort, retort, retort back.
12 Richard, you want to - - You want to come up
13 here, and we'll hear from - - from you personally
14 for your testimony. You - - You can grab a seat.

15 THE APPLICANT: Can I say something?

16 ALDERMAN ZIELINSKI: Yeah, but - -

17 CHAIRMAN BOHL: Please, go ahead, Mr.
18 Singh.

19 THE APPLICANT: Okay. This is - - It's
20 all fenced up, sir. This is stuff, the milk
21 empty crates, it's all fenced up. Nobody can see
22 it from the road, sir. Nobody can - - It's my
23 empty lot. It's really nice and neat. And the
24 graffiti, I did not see that, sir. Because it is
25 snow, I did not get that part, sir. And I - - If

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1 rebuttal some of the things that Mr. Maistelman,
2 you know, shared with you.

3 CHAIRMAN BOHL: Thank you, Alderman
4 Zielinski. Any questions committee members have
5 at this time? Mr. Maistelman?

6 MR. MAISTELMAN: I'm not sure if
7 they've been marked as specific exhibits, but I -
8 - I'm looking at this picture with the padlock on
9 it. It looks like, if they smoke, check their ID
10 first, under 18, no tobacco, tobacco - - No
11 tobacco for minors. Again, my - - my client
12 complies with the law. There is nothing in the
13 record of any - - any police reports, any police
14 complaints. Nothing. No underage sale of
15 anything to any minors. Nothing. Zip. Zero.
16 He follows the law. He's been there for almost
17 20 years. I have nothing further.

18 ALDERMAN ZIELINSKI: Mr. Chairman.

19 CHAIRMAN BOHL: Alderman Zielinski.

20 Now - -

21 ALDERMAN ZIELINSKI: I have Mr. Power
22 here from the Department of Neighborhood
23 Services. And I'm sure if he was shown these
24 pictures, he could indicate whether or not there
25 is any kind of violation. So when Mr. Maistelman

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1 I - - I mean, even the inspectors, they even send
2 you the notice there is graffiti on your
3 building, and you have to clean it up or we will
4 come to clean that out, or we charge you. And I
5 never receive any notice. I did not even see it
6 because the snow and freezing, every single time,
7 and I didn't not see it, sir.

8 CHAIRMAN BOHL: Well, you're saying
9 that - - that the - - the ice chest is on the
10 side of the building.

11 THE APPLICANT: The side of the
12 building.

13 MR. MAISTELMAN: Behind a fence.
14 Behind a fence.

15 THE APPLICANT: Nobody - -

16 MR. MAISTELMAN: Which - - Which means
17 the City and the Alderman would have had to
18 trespass onto his property even to take these - -
19 Hold on - - to take the pictures. And typically,
20 and I'm going to ask the City, if typically, if
21 you don't get access to a property, you have to
22 get a search warrant to get onto a property, not
23 to - - to make this into a three-ring circus.

24 CHAIRMAN BOHL: Mr. Maistelman, let's
25 not go there.

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1 THE APPLICANT: A question, please?
2 CHAIRMAN BOHL: Go ahead, Mr. Singh.
3 THE APPLICANT: The bar is over here,
4 even I bought the store before me, they have been
5 there. We put it up there, because a couple
6 times people take their safe, even put it to the
7 chain to the truck and take their safe, or they
8 know it's a convenience store, I guess, and then
9 know the money is there, and it's real easy for
10 them to break the glass and just bend over there
11 for a couple seconds and move up everything in
12 this front. And with this, it's just protecting
13 to not happen that, sir. And it - - That's all.
14 CHAIRMAN BOHL: Mr. Singh, the one
15 comment that I just want to ask in terms of
16 retort is, is you have a number of crates that
17 are near that ice chest, even if it's on the side
18 of your building. I'm assuming that you have
19 employees that are at least taking those crates.
20 THE APPLICANT: Yes. No, milkman
21 comes. He is going to come twice a week. He
22 took them Friday out. Okay.
23 CHAIRMAN BOHL: Okay.
24 THE APPLICANT: Friday the milk comes.
25 He took the empty out. And then, tomorrow

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1 Tuesday milk comes. He took the empty out. And
2 whatever empty - -
3 CHAIRMAN BOHL: Don't you have an
4 employee - -
5 THE APPLICANT: Yes, sir I do have an
6 employee.
7 CHAIRMAN BOHL: And an employee would,
8 when - - when they do stock those particular milk
9 products - -
10 THE APPLICANT: Yes.
11 CHAIRMAN BOHL: Is carrying this out to
12 this location waiting for the delivery person to
13 pick them up and then to do the switch-around
14 thing.
15 THE APPLICANT: Yes.
16 CHAIRMAN BOHL: You need to do a better
17 job of ensuring that your - -
18 THE APPLICANT: Okay. Now I will put
19 into my thing - -
20 CHAIRMAN BOHL: Mr. Singh, if you
21 could, please.
22 THE APPLICANT: Yes.
23 CHAIRMAN BOHL: You need to do a better
24 job to ensure that your employee is notifying you
25 when he does see those things, or when she sees

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1 those things. Okay?
2 THE APPLICANT: Okay, sir.
3 CHAIRMAN BOHL: Those are obvious. I'm
4 going to hear from - - from - - from Richard
5 Power here now. If you want to, just please
6 acknowledge yourself here for the record.
7 DNS: Richard Power with the Department
8 of Neighborhood Services.
9 CHAIRMAN BOHL: Please, whatever
10 testimony you have here, I guess.
11 DNS: The - - The photos - -
12 ALDERMAN ZIELINSKI: Would you give him
13 the photo?
14 DNS: The zoning for this particular
15 area is local business II, and for outdoor
16 storage that would require a special use. So, if
17 the intent is to store the milk crates outside
18 for whatever purposes, they would need to secure
19 a special use for that. Or Code of Ordinances
20 also has a graffiti ordinance, and if there is
21 graffiti identified, it's the owner's
22 responsibility to check their property and make
23 sure that there's no graffiti. And if
24 notification is given to our department, we'll
25 send notice to the owner of the property. It

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1 sounds like you've had similar experiences with
2 that previous. As far as the signage itself,
3 there's an ordinance that deals with signage in
4 windows. As far as whether or not this
5 particular amount of signage would be compliant
6 with the signage requirements within windows,
7 that would need to be checked out. As far as the
8 grates on the - - on the doors, there's something
9 within our Code of Ordinances that says you
10 cannot have them if the building changes
11 occupancy. Six month after the change of
12 occupancy the - - the grating has to be removed,
13 as far as security gates. And I'm not sure he's
14 indicated those have been there for a while. I
15 have not looked into anything with respect to how
16 long those have been in existence.
17 CHAIRMAN BOHL: That would have - - I
18 think that law would have come into effect in the
19 late 1990s, '99, '98, '99, somewhere along those
20 lines. It was Alderman Pawlinski who was
21 responsible for that, if I don't - - if I recall
22 correctly. And it was individuals were
23 grandfathered at that point if they were existent
24 owners.
25 DNS: Right. Yeah, if there is an

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1 existing business.
2 CHAIRMAN BOHL: It was an existing
3 business and - - and the grates had to be there
4 prior. You couldn't just be an existing owner
5 and decide in 2007, because I've been here 20
6 years, I'm going to put them up.
7 MR. MAISTELMAN: Right. And he was.
8 CHAIRMAN BOHL: But he would have had
9 to have had those - - those grates prior to the
10 change in the law.
11 MR. MAISTELMAN: And that's what he
12 said, I believe.
13 CHAIRMAN BOHL: Any questions committee
14 members have of - - of Mr. Power? Mr. Maistelman
15 here?
16 MR. MAISTELMAN: Hey, Mr. Power.
17 Thanks for coming down here. Have you been to
18 the building yourself?
19 DNS: No.
20 MR. MAISTELMAN: Okay. Have you
21 reviewed your file regarding the address at 2305
22 South Howell Avenue before coming to testify
23 today?
24 DNS: I didn't review any file. I
25 reviewed the - - the ordinances related to it, as

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1 far as zoning.
2 MR. MAISTELMAN: But you didn't review
3 the - - the file itself on - - on this
4 individual.
5 DNS: No, not at all.
6 MR. MAISTELMAN: Do you know if there's
7 ever been any notices to him regarding any of the
8 issues that you just raised?
9 DNS: I didn't check the record to see
10 if there's anything like that.
11 MR. MAISTELMAN: All right. Thank you
12 very much.
13 CHAIRMAN BOHL: Alderman Zielinski.
14 ALDERMAN ZIELINSKI: I have a - - a
15 question of Mr. Singh, because they - - they had
16 made mention of the fact that the crates were
17 removed on Friday. You said the crates were
18 removed on Friday?
19 THE APPLICANT: Yes.
20 ALDERMAN ZIELINSKI: So there should be
21 no crates in front of your building today then.
22 Right?
23 THE APPLICANT: Yes, they're not, sir.
24 ALDERMAN ZIELINSKI: They're not.
25 Okay. This is a picture that was taken this

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1 morning with even more crates in front of his
2 building that I'd like for him to - -
3 THE APPLICANT: I - - Can I answer?
4 CHAIRMAN BOHL: Just one moment.
5 ALDERMAN ZIELINSKI: I'd - - I'd also
6 like to add, Mr. Chairman, with that picture I
7 just shared with you that they made reference
8 earlier to the fact that it cannot be seen from
9 the street. You can see where the picture was
10 taken was an angle where you don't have to be on
11 the property to - - to see - - to see the mess,
12 Mr. Chairman. So we've - - we've had testimony
13 here a couple of times. First, the owner
14 testified there's no graffiti on my property.
15 Then you heard testimony to the fact that - -
16 that you can't see it from the street. Here's
17 pictures where you can see it from the street.
18 Then he testified to the fact that the crates
19 were removed, that they're not here today. You
20 see pictures - - This is what I've been dealing
21 with with this particular individual, and that's
22 why I feel very uncomfortable, based on my
23 experience with the type of operation that he
24 operates, with supporting him for this. And - -
25 And it's - - It's - - Thank you.

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1 CHAIRMAN BOHL: Thank you. Alderman
2 - - Alderman Hamilton will move to make the photo
3 provided by Alderman Zielinski that has a date
4 stamp on it of 12/15 of 2008 part of our official
5 record in this proceeding. And hearing no
6 objections, so ordered. Alderman Zielinski, did
7 you take this photo here then this morning?
8 ALDERMAN ZIELINSKI: My assistant,
9 Arlene Jorgensen did.
10 CHAIRMAN BOHL: Okay. All right.
11 Thank you. Is it beneficial that she come down
12 here and I - -
13 MR. SCHRIMPF: Probably.
14 ALDERMAN ZIELINSKI: Mr. Chairman.
15 We'll - - We'll send somebody to get her.
16 CHAIRMAN BOHL: Okay. All right. And
17 questions committee members may have? Mr.
18 Maistelman?
19 MR. MAISTELMAN: Yes, Mr. Chairman. I
20 just - - I think I'd like to correct the record.
21 I believe my client stated that he was aware that
22 there was sometimes graffiti on his building. Is
23 that correct?
24 THE APPLICANT: Yes.
25 MR. MAISTELMAN: Okay. I - - And I - -

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1 The record will reflect that.
 2 CHAIRMAN BOHL: And that's neither here
 3 nor there. Alderman Zielinski, you know, this is
 4 not a -- a court proceeding, and it's --
 5 it's --
 6 ALDERMAN ZIELINSKI: Well, Mr.
 7 Chairman, if I may just very -- very briefly.
 8 He, you know, I would request that the Court
 9 Reporter read his response back, because this is
 10 absolutely critical.
 11 CHAIRMAN BOHL: She can't do that.
 12 ALDERMAN ZIELINSKI: Okay.
 13 CHAIRMAN BOHL: She can't do that, and
 14 I don't think that the committee members are
 15 going to want it anyways here.
 16 ALDERMAN ZIELINSKI: We'll have time
 17 later. But it demonstrated the fact that he
 18 doesn't even know that there's graffiti on his
 19 own building. First off, I don't -- I don't
 20 believe it. But even if he -- if he didn't
 21 know, that goes -- points to the fact that he
 22 doesn't know how to operate a business, if he
 23 doesn't know he's got graffiti on his building.
 24 CHAIRMAN BOHL: Okay. Thank you. Mr.
 25 Powers, is there anything else that you wanted to

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1 add to the committee then?
 2 DNS: No.
 3 CHAIRMAN BOHL: Okay. Thank you.
 4 First witness.
 5 THE WITNESS: I'm Angie Tornes. It's
 6 T-O-R-N-E-S. I live at 3223 South Indiana
 7 Avenue, which is -- Indiana. I'm not sure how
 8 far that is. I'd say within a mile, I'm
 9 guessing.
 10 I frequent this area for various
 11 purposes, and I have brought people in from out
 12 of the State and out of, you know, the region to
 13 this location nearby, and I have always felt
 14 extremely uncomfortable parking near this site,
 15 or even walking near this site. I intentionally
 16 do not park in the vicinity, because of the way
 17 that this site is managed. And it does not --
 18 The type of management here is not consistent
 19 with the goals of what we in the neighborhood are
 20 trying to achieve, which is enhanced walkability,
 21 pedestrian friendly, attractive, historical,
 22 integrity, all of the things that people are
 23 trying to develop in a liveable attractive
 24 community. And the way this site is managed is
 25 exactly not that. The southeast side, the

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1 comprehensive plan, it's not consistent with
 2 that. Also, there is a Kinnickinnic River bike
 3 trail that's being planned.
 4 MR. MAISTELMAN: Mr. Chairman, I'm
 5 going to need specifics. We're just kind of --
 6 CHAIRMAN BOHL: No, Mr. Maistelman,
 7 please let her proceed, and -- and try not to
 8 interrupt. I mean, you can make notes and
 9 address questions to the Chair, afterwards. I'm
 10 going to ask you to wind it down. Now what I
 11 want -- I want -- What I want opponents to
 12 understand is we sat through multiple hours in
 13 which you guys, none of you were here. You all
 14 had the opportunity to be here. The do-over
 15 isn't you get to extend -- This is like the --
 16 In football you get four quarters. You don't get
 17 to play all four quarters again when the -- when
 18 the game is tied. You actually get one little
 19 quarter that's -- that's called sudden death
 20 overtime. This is sudden death overtime. This
 21 isn't four quarters. This is one quarter. So
 22 I'm going to ask you to wrap up your testimony.
 23 We've heard testimony, people were provided hours
 24 of opportunity to provide it. You weren't here.
 25 THE WITNESS: I'll make it short.

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1 CHAIRMAN BOHL: So, please, if you
 2 could -- If you could wind it down.
 3 THE WITNESS: I will.
 4 CHAIRMAN BOHL: Thank you.
 5 THE WITNESS: The Kinnickinnic River
 6 trail is being planned, and it will have a node
 7 of access on Lincoln, west of this site. And
 8 we're trying to make it an attractive link to KK,
 9 and this type of management does not -- is not
 10 consistent with it. Thank you.
 11 CHAIRMAN BOHL: If you want to hold on
 12 one second, are there questions committee members
 13 may have at this time? Mr. Maistelman,
 14 questions?
 15 MR. MAISTELMAN: What do you mean when
 16 you say, "this type of management," ma'am?
 17 THE WITNESS: Everything that is
 18 cumulatively on the face of the property that
 19 makes it unattractive, undesirable, unfriendly
 20 for people to be wanting to go there.
 21 MR. MAISTELMAN: Are you aware that
 22 there is an apartment complex, a high-rise
 23 apartment complex adjacent to this property?
 24 THE WITNESS: Yes.
 25 MR. MAISTELMAN: Can you explain to the

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1 committee what kind of apartment complex, the
2 people there that are housed?
3 THE WITNESS: I think there's probably
4 City people here that could describe what is in
5 there. I don't know the exact demographics of
6 that occupancy now.
7 MR. MAISTELMAN: Okay. So you have no
8 idea who - -
9 THE WITNESS: No, I'm not saying I have
10 no idea. I just saying I don't know the exact
11 demographics of that occupancy.
12 ALDERMAN ZIELINSKI: Objection, Mr.
13 Chairman.
14 CHAIRMAN BOHL: One second. One
15 second.
16 ALDERMAN ZIELINSKI: Objection. How is
17 this relevant?
18 CHAIRMAN BOHL: Alderman Zielinski, let
19 - - let him answer the - - ask the question. Do
20 you know, because you want to provide - -
21 THE WITNESS: Yes.
22 CHAIRMAN BOHL: What, if you could
23 answer that question, please.
24 THE WITNESS: I don't see why it has
25 any bearing, particularly, but - -

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1 CHAIRMAN BOHL: Because - -
2 THE WITNESS: - - I will answer it.
3 CHAIRMAN BOHL: Yeah. Yeah.
4 THE WITNESS: I think that there is low
5 income - -
6 CHAIRMAN BOHL: Ma'am, please. Please.
7 THE WITNESS: Um-hnh.
8 CHAIRMAN BOHL: Okay. When you show up
9 - - This is - - You swore under oath, and you
10 wanted to come to provide testimony the way you
11 wanted to. Now you're being asked a question
12 under oath, and, you know, we could sit here, and
13 I could adjourn the hearing - - I don't want to
14 do that - - if I'm going to have attitude. You
15 were asked a question. As a Chairman, I'm
16 directing you and asking you to answer that
17 question. Are you aware of the type of
18 individuals who are there, ma'am, please?
19 THE WITNESS: I apologize for the
20 attitude.
21 CHAIRMAN BOHL: And I understand
22 there's a lot of passion here.
23 THE WITNESS: Right.
24 CHAIRMAN BOHL: But everybody needs to
25 kind of let it go. Okay.

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1 THE WITNESS: All right. And my
2 understanding is it's low income, and perhaps,
3 some - - perhaps there are, you know, people that
4 need public resources of some kind that have
5 challenges such as - - I'm not sure all what, but
6 this is, you know, people that are challenged to
7 live a normal life. And they are seeking help
8 and - - and that's all I know.
9 MR. MAISTELMAN: Okay. Just one final
10 - - You state that you're - - you're not happy
11 when you go over to this area by the store. You
12 talked about the integrity of the area. Are any
13 of your comments also reflective of possibly your
14 concerns about the apartment complex that you
15 just mentioned?
16 THE WITNESS: I have nothing to say
17 about the apartment complex. I was asked the
18 question. I answered the question.
19 CHAIRMAN BOHL: She did not identify
20 her comments to say that it was specific to the
21 apartment, and she was asked if - - if she had
22 knowledge of it. Mr. Maistelman, let it be what
23 it is, okay.
24 MR. MAISTELMAN: I'm letting it be what
25 it is.

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1 CHAIRMAN BOHL: Okay. Thank you.
2 Thank you. Next witness, please.
3 THE WITNESS: My name is Jenny Taylor-
4 McBride. T-A-Y-L-O-R, hyphen, M-C-B-R-I-D-E. I
5 live at 2212 South Austin Street, which is about
6 a little over two blocks away from this
7 establishment. I'm also a member of a
8 Neighborhood Block Watch, and very active in the
9 community, frequenting a lot of the neighborhood
10 establishments. I'm not in support of this
11 license. I - - I don't feel comfortable walking
12 by the food mart or pantry. There's - - on a
13 regular basis, there's loitering. There are
14 individuals who are publicly intoxicated,
15 loitering in that area, and I often cross the
16 street to walk past the business.
17 CHAIRMAN BOHL: Thank you. Could - -
18 Could we have your last name, again, please?
19 THE WITNESS: Sure. It's Taylor-
20 McBride.
21 CHAIRMAN BOHL: McBride, thank you.
22 Questions committee members have of - - of this
23 particular witness? Mr. Maistelman? Alderman
24 Kovac?
25 ALDERMAN KOVAC: No.

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1 CHAIRMAN BOHL: Okay. Mr. Maistelman.
2 MR. MAISTELMAN: Ma'am, could you take
3 a look around the room, especially on this side
4 of the room behind me, and see if any of the
5 people that you've seen loitering or intoxicated
6 are here today?
7 THE WITNESS: Yes.
8 MR. MAISTELMAN: Could you point them
9 out, please?
10 THE WITNESS: There's an individual in
11 the skullcap.
12 MR. MAISTELMAN: Okay.
13 THE WITNESS: I don't know. I just try
14 to put my head down and walk.
15 CHAIRMAN BOHL: Okay. Mr. Maistelman,
16 if - - if we cannot personalize individuals, that
17 would be appreciated, okay. No, I - - No, sir.
18 Sir, I'm going to ask - - Sir. Sir, please, I
19 will ask - - I'm going to take a five minute
20 recess now. Now for those of you - - For those
21 of you who don't like that I take five minute
22 recess, I will take a longer recess until we have
23 both sides here learn to respect the committee
24 and the proceedings. Because this here, then I
25 don't want to continue. Five minute recess.

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1 THE WITNESS: Am I done?
2 (Whereupon a recess was taken.)
3 CHAIRMAN BOHL: Ms. Taylor-McBride, if
4 you could also - - if you could - - if you could
5 please - - Thank you. Folks, if we could please
6 quiet the room. Thank you. Are there questions
7 that, Mr. Maistelman, you have of this particular
8 witness?
9 MR. MAISTELMAN: No.
10 CHAIRMAN BOHL: Alderman Zielinski,
11 anything?
12 THE WITNESS: Thank you.
13 CHAIRMAN BOHL: Thank you, ma'am. Our
14 next witness?
15 THE WITNESS: Cameryne Roberts, C-A-M-
16 E-R-Y-N-E, R-O-B-E-R-T-S. I'm the business - - a
17 business owner in the area. I own Cafe LuLu.
18 The address is 2265 South Howell Avenue, which is
19 about a block away from a AK Mart on the same
20 side of the street.
21 What I want to address is the - - the
22 public nuisance issues that, as a business owner
23 for the past seven and a half years on Howell
24 Avenue, the issues of public drunkenness, public
25 urination, panhandling. All of these things have

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1 been accompanied by what I believe is access to
2 cheap beer, to be frank. I pick up beer cans out
3 of my parking lot on a daily basis. I pour
4 bleach next to the stairwell in my parking lot,
5 because it smells like urine. One morning there
6 was a woman seated on my sidesteps with her pants
7 down urinating with a beer can next to her.
8 These are all issues that I've had to confront as
9 a local business owner, and I realize that these
10 are not issues that are the AK Mart's problem at
11 this point. They - - They are obviously coming
12 from another convenience store that sells
13 inexpensive beer. What I would like to - - to
14 see is less of that going on in our area, and
15 improve the quality of life for us and our
16 customers.
17 CHAIRMAN BOHL: Okay. Thank you very
18 much for your testimony. Questions by committee
19 members?
20 ALDERMAN KOVAC: Mr. Chairman.
21 CHAIRMAN BOHL: Alderman Kovac.
22 ALDERMAN KOVAC: So LuLu's, you're
23 right next to The Hub, which currently has the
24 license across the street. Right?
25 THE WITNESS: Yes.

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1 ALDERMAN KOVAC: So just to play
2 devil's advocate for a minute, I mean, if people
3 would stop buying at The Hub and would start
4 buying it here, it would actually at least move
5 the problem away from you.
6 THE WITNESS: Possibly, but I don't see
7 how it increase the quality of life for everyone
8 in the area.
9 ALDERMAN KOVAC: And so I guess my
10 question would be, would you want to have The Hub
11 not be renewed? I mean, or - - You know, we - -
12 You - - You know, one, you don't like having one.
13 You certainly don't want two. Do you care for
14 none or where - -
15 THE WITNESS: I would prefer none, yes.
16 CHAIRMAN BOHL: Well, that - - that
17 will beg the question whether the next time The
18 Hub comes around, whether you intend - -
19 THE WITNESS: Absolutely. Absolutely.
20 If I'm made aware of it - -
21 CHAIRMAN BOHL: Sure. Yeah.
22 THE WITNESS: - - I'm more than happy
23 to be here. I was not aware of this first
24 hearing or I would have been here.
25 CHAIRMAN BOHL: Thank you. Other

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1 questions by committee members? Mr. Maistelman?
 2 Alderman Kovac?
 3 ALDERMAN KOVAC: I just wonder if you
 4 have any - - How - - How familiar are you with
 5 the way The Hub runs their operation versus the
 6 way Mr. Singh runs his operation?
 7 THE WITNESS: In terms of?
 8 ALDERMAN KOVAC: In terms of managing
 9 these problems you've described, managing
 10 loitering, public urination outside the store.
 11 THE WITNESS: I don't know that they
 12 manage it at all, either. I really don't know.
 13 CHAIRMAN BOHL: Thank you. Mr.
 14 Maistelman?
 15 MR. MAISTELMAN: Ma'am, at your
 16 establishment, do you sell alcohol?
 17 THE WITNESS: Yes, we do.
 18 MR. MAISTELMAN: And you witnessed
 19 somebody urinating near your establishment?
 20 THE WITNESS: I have witnessed numerous
 21 people urinating near my establishment, and
 22 they're not customers of mine. This has happened
 23 before I've been open. I don't sell beer at
 24 eight o'clock in the morning.
 25 MR. MAISTELMAN: What have you

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1 brown paper bags in front of your client's
 2 establishment. They may be buying it down the
 3 street. But if it's more convenient to buy it at
 4 his place, why not?
 5 MR. MAISTELMAN: But you have no dates?
 6 THE WITNESS: No, I don't.
 7 MR. MAISTELMAN: Do you have any dates
 8 when you saw people panhandling?
 9 THE WITNESS: No, but that's a pretty
 10 regular occurrence. So I could say probably
 11 every other week.
 12 MR. MAISTELMAN: Did you ever call the
 13 police?
 14 THE WITNESS: Yes, I have called the
 15 police.
 16 MR. MAISTELMAN: And did you make a
 17 police report?
 18 THE WITNESS: No, they've usually just
 19 hustled them along.
 20 MR. MAISTELMAN: I have no further - -
 21 THE WITNESS: I don't - - I don't want
 22 to have to call the police every time. I have
 23 nothing against people who panhandle. I - - I
 24 have a problem with customers being harassed that
 25 I don't think they should be harassed. I just

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1 specifically witnessed in front of my client's
 2 establishment?
 3 THE WITNESS: I've witnessed loitering
 4 in front of your client's establishment.
 5 MR. MAISTELMAN: When?
 6 THE WITNESS: I've also witnessed
 7 panhandling in front of your client's
 8 establishment.
 9 MR. MAISTELMAN: When did you witness
 10 loitering?
 11 THE WITNESS: I can't give you dates.
 12 In the summer when it's warm, there are people
 13 hanging out out front.
 14 MR. MAISTELMAN: Do people ever loiter
 15 in front of your establishment?
 16 THE WITNESS: Not very often, no.
 17 MR. MAISTELMAN: What is your
 18 definition of loitering?
 19 THE WITNESS: Hanging out, drinking
 20 beer, yelling at people across the street.
 21 MR. MAISTELMAN: So people are drinking
 22 - - You've seen people drinking beer in front of
 23 my client's premises, even though that he doesn't
 24 sell beer?
 25 THE WITNESS: I have seen people with

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1 don't want the - - the problem.
 2 MR. MAISTELMAN: Do you believe that
 3 possibly some of these people that are
 4 panhandling or having issues might be coming from
 5 that City-owned apartment complex?
 6 THE WITNESS: I have no idea.
 7 MR. MAISTELMAN: Do you have any reason
 8 to believe that might be true?
 9 THE WITNESS: I don't.
 10 CHAIRMAN BOHL: Mr. Maistelman, she
 11 said she doesn't know.
 12 MR. MAISTELMAN: I have nothing
 13 further.
 14 CHAIRMAN BOHL: All right. Thank you.
 15 Alderman Zielinski?
 16 ALDERMAN ZIELINSKI: No questions.
 17 THE WITNESS: Thank you.
 18 CHAIRMAN BOHL: And if you - - If you
 19 could, I know you may be interested, if you could
 20 relinquish your seat in the front row, and then
 21 we could keep the procession kind of moving along
 22 here. Next witness, please? Thank you.
 23 THE WITNESS: My name is Sarah Jonas,
 24 S-A-R-A-H, J-O-N-A-S. I am also a co-owner at
 25 Cafe LuLu. I guess I just want to - - at 2265

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1 South Howell Avenue. I guess I just want to
2 reiterate, usually we are part-time, and if I'm
3 not there, Cameryne's there. If Cameryne's not
4 there, I'm there. We come - - I come to work in
5 the morning, eight o'clock in the morning, and
6 there are often people, you know, again,
7 urinating, things like that. We're not open. We
8 don't sell canned beer. So I guess I just want
9 to concur with what Cameryne said, to make things
10 short. That's - - That's my statement.

11 CHAIRMAN BOHL: Thank you. And - - And
12 just for the record, you are not in favor of the
13 particular license being granted.

14 THE WITNESS: Correct. Correct.

15 CHAIRMAN BOHL: Okay. Thank you.

16 THE WITNESS: Thank you.

17 CHAIRMAN BOHL: Questions by - - by
18 committee members for this witness? Mr.
19 Maistelman?

20 MR. MAISTELMAN: Have you witnessed any
21 of these - - Well, I'm not - - You haven't really
22 testified specifically. But have you witnessed
23 any loitering in front of my client's
24 establishment?

25 THE WITNESS: Yes, usually in the

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1 THE WITNESS: Not to my knowledge.

2 MR. MAISTELMAN: Okay. I have no
3 further questions.

4 CHAIRMAN BOHL: And, Mr. Maistelman,
5 what I'm going to ask at this point is if
6 individuals - - I don't mind you asking if you've
7 seen it in front of Mr. Singh's establishment.
8 I'm certain that every person here who has
9 witnessed it, if they - - if they testify that
10 they've seen it in front of his establishment,
11 has not written down specific dates. I don't
12 mind even you're asking if they've called law
13 enforcement, but in terms of getting something
14 that you know is not going to happen, please
15 don't use - - address that question, because I
16 don't think that it's pertinent, and it's not
17 going to - - it's not going to be answered.

18 CHAIRMAN BOHL: Alderman Zielinski?

19 ALDERMAN ZIELINSKI: No questions, Mr.
20 chair.

21 CHAIRMAN BOHL: Thank you. Next
22 witness, please.

23 THE WITNESS: My name is Stephanie
24 Harling. I'm a resident in Bay View, 1318 East
25 Seeley Street, Milwaukee 53207. I spend a lot of

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1 summertime.

2 MR. MAISTELMAN: Do you have a date,
3 dates in particular?

4 THE WITNESS: No.

5 MR. MAISTELMAN: And what have you done
6 when you see people loitering? Do you call the
7 police?

8 THE WITNESS: I have. I have - - I
9 have called. There was one particular time when
10 there was somebody harassing customers as they
11 walked up from Lincoln Avenue off of - - like on
12 that corner of Lincoln and Howell, who parked
13 walking to my - - as they walked into my place,
14 they told me that they were being harassed for
15 money and/or, I don't really know. So, yes, I
16 did call the police at that point. I don't know
17 the date of that.

18 MR. MAISTELMAN: Did you give the
19 police the address where you believe the problem
20 was coming from?

21 THE WITNESS: I believe the police
22 talked to the person, the customer of mine, who
23 was upset.

24 MR. MAISTELMAN: Do your customers ever
25 park in Mr. Singh's parking area?

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1 time in that area, very near that site. I am the
2 person that maintains the - - the community
3 beautification project in front of LuLu's and
4 very close to the site in question today. In
5 addition to that, I spend many, many hours
6 working at the coffee shop that actually has a
7 great perspective of the entire Lincoln, Howell,
8 KK Avenue area. So I see a lot of things go on,
9 and I can concur with LuLu's that I see a
10 specific traffic pattern that goes up and down
11 from the AK Mart all the way to LuLu's where they
12 are harassing LuLu's customers. And when they
13 get pushed along, they go right down Howell
14 Avenue to AK Mart, and there's loitering, and
15 I've seen that personally happen. I have seen
16 people being harassed. I have seen panhandling.
17 I have seen behavior that looks very, very close
18 to drug dealing. And I have not seen evidence of
19 prostitution, but I've been told that there is
20 prostitution on that corner many, many times.
21 And it's hearsay. I'm sorry.

22 CHAIRMAN BOHL: And that will - - That
23 last comment - -

24 THE WITNESS: I understand.

25 CHAIRMAN BOHL: - - will be stricken

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1 from the record.
2 THE WITNESS: But I have seen many,
3 many negative behaviors personally at any given
4 time of the day throughout the summer. So I feel
5 very confident in saying that bottom line here is
6 a liquor - - an additional access to liquor on
7 that corner is a mistake. It's a mistake
8 economically. It's a mistake for the public
9 health and safety, and it's a mistake for the
10 future plans of Bay View. Read that as
11 gentrification as you may. I don't know. But I
12 don't - - I don't think that this is the best
13 economical move for the revitalization and the
14 Renaissance of Bay View.
15 CHAIRMAN BOHL: Thank you for your
16 comments. Questions by committee members? Mr.
17 Maistelman, anything?
18 MR. MAISTELMAN: Hey, Steph.
19 THE WITNESS: Better be good to me.
20 MR. MAISTELMAN: I will. I am. Have
21 you witnessed anybody specifically coming out of
22 or going into Mr. Singh's store, then either
23 panhandled or committed any of the offenses that
24 you just stated?
25 THE WITNESS: Yes, I have. But I - - I

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1 economic issue. I think the building is an
2 eyesore. The landlord and I, Ken Yandell, have
3 put over 800,000 dollars into my 1600 square foot
4 space. 90,000 dollars as an improvement that I
5 can't tell are happening doesn't quite cut it
6 from a business point of view. I want to see the
7 neighborhood improve and become a beautiful
8 neighborhood, and I view his space as an eyesore,
9 and I would think that he would be willing to put
10 a little more effort into the facade and the
11 exterior, and the operation of the space if he
12 wants to continue to operate in that
13 neighborhood. So.
14 CHAIRMAN BOHL: Mr. Freeman, I have a
15 question for you. Do you by chance have a liquor
16 license over at Jimmy John's?
17 THE WITNESS: No, I do not.
18 CHAIRMAN BOHL: Okay. Because if I'm
19 not incorrect, I believe that there may be a
20 couple of them that do.
21 THE WITNESS: No, there are no Jimmy
22 John's that serve liquor.
23 CHAIRMAN BOHL: Okay. Thank you for
24 clarifying that. Questions by committee members?
25 Qdoba does have liquor license, yeah. Mr.

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1 am not insinuating that the AK Mart is creating
2 that issue, but I'm saying that they are
3 providing access to the type of people that are
4 creating these behaviors. And I think that the
5 premise here is that we are adding another layer
6 of issues and challenges that our neighborhood is
7 facing in becoming a sustainable neighborhood.
8 MR. MAISTELMAN: Thank you, Stephanie.
9 CHAIRMAN BOHL: Alderman Zielinski, did
10 you have any questions for her?
11 ALDERMAN ZIELINSKI: No questions, Mr.
12 Chairman.
13 CHAIRMAN BOHL: Thank you. Next
14 witness?
15 THE WITNESS: She wants me to spell my
16 name, the last name.
17 CHAIRMAN BOHL: That's fine.
18 THE WITNESS: H-A-R-L-I-N-G.
19 CHAIRMAN BOHL: Thank you. Sir.
20 THE WITNESS: Matt Freeman. 2242 South
21 Kinnickinnic. I own and operate Jimmy John's
22 gourmet sandwich shop on that street. I agree
23 with everything. I oppose - - First of all, I
24 oppose the granting of the license. I agree with
25 everything that everyone's said. I think it's an

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1 Maistelman, anything?
2 MR. MAISTELMAN: Sir, have you ever
3 witnessed specifically people coming in or going
4 out of my client's establishment that have caused
5 the problems that you've heard today? And if so,
6 when, relatively speaking?
7 THE WITNESS: No. I haven't seen them
8 coming in and out of the AK Mart.
9 MR. MAISTELMAN: Thank you.
10 CHAIRMAN BOHL: Other questions?
11 Alderman Zielinski? Thank you.
12 MR. MAISTELMAN: And I do like you
13 sandwich shop.
14 ALDERMAN ZIELINSKI: As you can see, he
15 visits it quite frequently.
16 CHAIRMAN BOHL: Yeah.
17 MR. MAISTELMAN: I'd like to put that
18 on the record.
19 CHAIRMAN BOHL: Ma'am.
20 THE WITNESS: Hi, my name is Erika
21 Zitzke, Z-I-T-Z-K-E, and I'm a homeowner. 2246
22 South Robinson Avenue.
23 CHAIRMAN BOHL: And approximately how
24 close is that to this establishment?
25 THE WITNESS: It's one block away.

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1 CHAIRMAN BOHL: Thank you. Please
2 proceed.
3 THE WITNESS: And I'm also a mother of
4 two. I just had a son a few weeks ago. That's
5 why I could not attend the first meeting. I - -
6 I don't need to repeat. I agree with - - I
7 oppose adding a liquor license. I go to Aldi's.
8 I walk with my children. We go to a lot of these
9 restaurants, stores, shops. And I - - I'm
10 committed to we're doing improvements in our own
11 home to make it a better place in the
12 neighborhood. I just don't see how adding a
13 liquor license to that store will make our
14 neighborhood any better.
15 CHAIRMAN BOHL: Thank you for your - -
16 the brevity in your testimony. Questions by
17 committee members? Mr. Maistelman, anything?
18 MR. MAISTELMAN: No, thank you.
19 CHAIRMAN BOHL: Congratulations. And
20 if there are other additional opponents, if you
21 could start taking some of the front seats here,
22 we can keep moving here. Sir, please.
23 THE WITNESS: Daniel Lee, L-E-E, is the
24 last name. I am one of several owners of two
25 buildings that have been - - are approximately

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1 one block away from the establishment in
2 question. They're at 2306 through 18 South KK,
3 and 441 East Lincoln. I'll echo some of the pre
4 - - the previous sentiments. In particular,
5 we've, along with our tenants, made significant
6 economic investments into the area. The
7 establishment in question, you can see from the
8 pictures today, is certainly not being kept up
9 and maintained at the same level as some of these
10 other surrounding buildings that are improved
11 recently. In particular, I'd like to talk about
12 the graffiti issue. When we purchased our
13 buildings, our buildings were hit several times
14 and tagged several times. And the only way to
15 remedy that has been for us to promptly within
16 one or two days take care of the graffiti to
17 frustrate the efforts of the taggers. It's a
18 problem in the area. But prompt action on that
19 issue is necessary to dissuade, you know, further
20 graffiti from occurring. That's all I have.
21 CHAIRMAN BOHL: Thank you, Mr. Lee.
22 Questions that the committee members may have?
23 Mr. Maistelman?
24 MR. MAISTELMAN: Have you informed the
25 police of your concerns?

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1 THE WITNESS: I've informed the local
2 Alderman several times about the issue.
3 MR. MAISTELMAN: About my specific
4 client?
5 THE WITNESS: In general in the area,
6 and in particular, regarding the situation as it
7 affected the two properties I mentioned that I'm
8 a part owner of.
9 MR. MAISTELMAN: Have you witnessed any
10 of the issues that were raised in the notice,
11 loitering, prostitution, all that stuff? Have
12 you ever witnessed any of those instances in
13 front of my client's establishment?
14 THE WITNESS: I have noticed loitering.
15 MR. MAISTELMAN: Okay. Thank you very
16 much. Thank you.
17 ALDERMAN ZIELINSKI: Mr. Chairman.
18 CHAIRMAN BOHL: Alderman Zielinski.
19 ALDERMAN ZIELINSKI: Mr. Lee,
20 approximately how much money have you and your
21 investors put into the properties that you
22 purchased in the area?
23 THE WITNESS: Probably close to two
24 million dollars, excluding probably the
25 improvements our tenants have made. So millions

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1 of dollars.
2 ALDERMAN ZIELINSKI: Millions of
3 dollars. And given the - - the pictures and - -
4 and what's happening at this location, if they
5 get a beer license, might you reconsider any
6 future investment in the area?
7 THE WITNESS: Certainly those are
8 substantial dollars to put into an area with the
9 expectation that the area is going to improve and
10 fellow businesses are going to invest in the area
11 and upkeep their properties. I mean, there's no
12 sense putting multi-million dollars into one
13 building when, you know, the rest of the area
14 isn't following suit and it's just an unwise
15 investment.
16 ALDERMAN ZIELINSKI: Thank you.
17 CHAIRMAN BOHL: Okay. Thank you. Next
18 witness, please.
19 THE WITNESS: My name is Ken Yandell, -
20 Y-A-N-D-E-E-L. I own several buildings in the
21 area on Kinnickinnic and other apartment
22 buildings. I've also developed some townhouse
23 condominiums right around the corner. So I spent
24 a lot of time over the last few years in that
25 area. I also own my, I think my second home was

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1 in that area in Bay View, down the road. So,
2 I've lived in Bay View for numerous years. I've
3 had property there for about ten years. I used
4 to come to Bay View when I was a teenager and I -
5 - I was kind of leery of coming down there,
6 because it was a pretty sketchy neighborhood from
7 my - - from my experience. There were streets
8 that I
9 - - I heard finally referred to as crack alley.
10 I definitely have, over the course of the years
11 especially in the past, seen a lot of behavior
12 that made it seem like a place I would never want
13 to own a property. And as I got a little bit
14 older, I - - My wife actually bought a property
15 there before improvement in the neighborhood.
16 And I feel that we've invested hundreds of
17 thousands of dollars in the neighborhood. And
18 despite that, I still see - - And I've also
19 recognized many people here who have also
20 invested hundreds of thousands, if not more
21 dollars, into the neighborhood. And I think that
22 every single person is doing that with the desire
23 to improve the neighborhood, and they're not
24 doing it because somebody is dictating to them
25 that they need to do it so that they can get

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1 their way, get a liquor license, get some sort of
2 a grant or anything like that. I see people
3 making a conscious decision to move to this
4 neighborhood from many parts of the City. Very -
5 - Very many people who come to my apartments now
6 are college educated professionals, and that's a
7 large - - That's a pretty big change from when I
8 first bought property there ten years ago. I
9 think that Bay View right now, due to many
10 factors, especially the economic situation that
11 our country is in, I think that Bay View is in
12 sort of a crossroads, and I would like to make
13 sure that we don't go backwards by granting more
14 liquor licenses for cheap booze in an area where
15 there's already enough liquor licenses, and
16 that's why I oppose this liquor license.
17 CHAIRMAN BOHL: Thank you, Mr. Yandell.
18 Mister - - Mr. Yandell, we will need an address
19 for the record, even if it's - -
20 THE WITNESS: For our properties or?
21 CHAIRMAN BOHL: Well, yeah. If you can
22 provide one or two of the closer properties that
23 you own.
24 THE WITNESS: Sure. 2242 and 2246
25 South Kinnickinnic. I own the Jimmy John's

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1 building and the adjacent space.
2 CHAIRMAN BOHL: Okay. Thank you. Are
3 there questions committee members have of - - of
4 this witness? Mr. Maistelman, any questions?
5 MR. MAISTELMAN: Have - - Have you - -
6 You know, we - - we go to the issues that were
7 raised in the notice here, and you haven't spoken
8 really to those. Have you witnessed personally
9 any of those instances in front of my client's
10 establishment, that you contribute to my client?
11 THE WITNESS: I have - - I can't
12 specifically say whether it's attributable to
13 your client. However, I have seen the condition
14 that your client keeps his building in, which is
15 in a state of - - of general disrepair.
16 MR. MAISTELMAN: That wasn't my - - My
17 question was regarding the notice. The notice
18 has specific things on the notice. I don't
19 believe the notice stated that, you know - -
20 THE WITNESS: Unfortunately, I didn't
21 receive this notice. I'm here because I found
22 out about this - -
23 MR. MAISTELMAN: But the Chairman read
24 it out earlier.
25 CHAIRMAN BOHL: Mr. Maistelman, one at

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1 a time here.
2 THE WITNESS: I apologize.
3 MR. MAISTELMAN: So you - - What you
4 are saying is you haven't witnessed any of that?
5 THE WITNESS: No, I have - - I have
6 seen loitering on that area of the street,
7 particularly between AK Food Mart and the other
8 Hub foods, I believe, quite often. Specifically,
9 in the Spring, Summer and Fall. Panhandling,
10 urin - - public urination, public drunkenness and
11 drug dealing, yes.
12 MR. MAISTELMAN: You've seen people - -
13 Okay. I presume you called the police then?
14 THE WITNESS: I have tried to. I have
15 called the police for some people walking around
16 trying to sell power tools at a great discount.
17 Typically, I'm - - I'm busy working. I don't
18 really have time to - - to be the watchdog for
19 the neighborhood.
20 MR. MAISTELMAN: So you've never called
21 the police on my client.
22 THE WITNESS: No, I have never called
23 the police on your client.
24 MR. MAISTELMAN: Because all the things
25 that you saw you cannot personally say are

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1 attributable to my client.
 2 THE WITNESS: What I would say is that
 3 if your client provides more cheap alcohol to the
 4 people who are in the neighborhood, I don't think
 5 that it's going to be have a beneficial effect on
 6 the neighborhood, and whether your client is
 7 currently willing to make improvements because
 8 he's been cajoled into doing it by the Alderman,
 9 I don't think that that necessarily shows your
 10 client is contributing in a valuable way to the
 11 neighborhood or the community there.
 12 MR. MAISTELMAN: When I drove down to
 13 my client's store the other day, I saw a bunch of
 14 boards all around the Jimmy John's store. Are
 15 those yours?
 16 THE WITNESS: On the - - On the space
 17 next to that, yes, it is. I have a permit for
 18 that.
 19 MR. MAISTELMAN: Okay. Thank you.
 20 THE WITNESS: And we're actually
 21 spending another 30 or 40,000 dollars into
 22 putting into a space where we do not have a
 23 tenant. So, of course, I would like to keep - -
 24 I would like to keep the economic momentum of Bay
 25 View going where I can get another tenant into my

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1 space and not have to worry about the added
 2 influence of more cheap alcohol and, you know.
 3 CHAIRMAN BOHL: Mr. Yandell, thank you.
 4 We understand. You know, we - -
 5 ALDERMAN KOVAC: Mr. Chairman.
 6 THE WITNESS: I just want to make sure
 7 I was heard.
 8 CHAIRMAN BOHL: I - -
 9 ALDERMAN KOVAC: Is that where the
 10 Sports Book Shop was?
 11 THE WITNESS: No, it's a couple doors
 12 north.
 13 ALDERMAN KOVAC: Okay. What - - What
 14 used to be there?
 15 THE WITNESS: It was Southeast Beer and
 16 Liquor, which we did not keep them in there.
 17 ALDERMAN KOVAC: When did they close?
 18 THE WITNESS: 2006, I think.
 19 ALDERMAN KOVAC: And what brought about
 20 that closure? Was it a license issue or economic
 21 issue?
 22 THE WITNESS: On their part?
 23 ALDERMAN KOVAC: Yeah.
 24 THE WITNESS: I would say it was mostly
 25 an economic issue.

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1 ALDERMAN KOVAC: They weren't making
 2 enough money to pay rent?
 3 THE WITNESS: They weren't making
 4 enough money. They kept the building in a
 5 complete shambles, deteriorating. It was just
 6 - - It was a dump.
 7 CHAIRMAN BOHL: Okay. Other questions?
 8 Okay. All right. Thank you. Sir, thank you.
 9 Next witness, please?
 10 THE WITNESS: Hello. My name is Jill
 11 San Agustin, S-A-N, capital, A-G-U-S-T-I-N. I
 12 live at 2211 South Robinson Avenue, which is
 13 about a block of this establishment. I am
 14 against the liquor license. I agree especially
 15 with Cafe LuLu's. I have a lot of Old Milwaukee
 16 beer cans all in my yard, a lot of public
 17 intoxication. I've seen fights in front of this
 18 establishment. In addition, there have been two
 19 occasions where I personally was propos - -
 20 propositioned for sex. So - - No more hearsay.
 21 I actually was propositioned on two occasions on
 22 that corner. So, and you can see, I'm just a
 23 normal person. I am a Block Watch Captain with
 24 my husband, who was at the last hearing, who is
 25 not here today. He's out of town. And I'm a

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1 member of the Bay View Neighborhood Association.
 2 I was the former Safety Captain and
 3 representative for District 1 for the
 4 neighborhood association. So, again, the cheap
 5 liquor, we don't - - we don't need any more of
 6 that in the neighborhood. And that's what I have
 7 to say.
 8 CHAIRMAN BOHL: Okay. Thank you, Ms.
 9 San Agustin. Questions by committee members?
 10 Mr. Maistelman, anything?
 11 MR. MAISTELMAN: Ma'am, when you were
 12 propositioned, you said it was on - - on a
 13 corner. On the corner of what?
 14 THE WITNESS: Howell and Lincoln.
 15 MR. MAISTELMAN: So that - - Is that in
 16 front of my client's store?
 17 THE WITNESS: Yes. Well, he owns the
 18 whole - - the whole area right there, walking
 19 right past.
 20 MR. MAISTELMAN: Isn't that the Mexican
 21 restaurant, though?
 22 THE WITNESS: Well, there is
 23 Guanajuato. It's part of the building.
 24 MR. MAISTELMAN: Right. But we're
 25 talking here about the - -

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1 THE WITNESS: It's the same ownership,
2 and the point is is that the liquor is not a good
3 issue, is not what we want.
4 MR. MAISTELMAN: Did you call the
5 police?
6 THE WITNESS: I didn't call the police
7 at that point.
8 MR. MAISTELMAN: How about the second
9 time?
10 THE WITNESS: But I have called - - No,
11 I didn't call for those occasions. But I tell
12 you now I do know how to call the police. I've
13 called on many occasions. There was actually a
14 prostitute that I called on, who is now gone.
15 But I have called on 100s of occasions probably
16 to the police. But at that time, I wasn't good
17 at that yet.
18 MR. MAISTELMAN: Okay. And you heard
19 all of the statements the - - the Chairman read
20 out about loitering, prostitution, all that
21 stuff. Have you seen any of those issues
22 specifically that you can attribute to my
23 client's store? That's the issue here.
24 Attributable to my - -
25 THE WITNESS: No, the issue is actually

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1 to be harassed. I don't want my children - - my
2 child to ask me, what is the matter.
3 MR. MAISTELMAN: In your - - In your
4 belief, you've lived there for a while.
5 THE WITNESS: I have.
6 MR. MAISTELMAN: Do you believe that
7 this problem would go away if my client's store,
8 who doesn't sell liquor now, went away, or would
9 it go away if they took down the City housing?
10 THE WITNESS: I don't know what the
11 City housing has to do with any of this. We're
12 talking about a liquor license.
13 MR. MAISTELMAN: No further questions.
14 ALDERMAN ZIELINSKI: One question, Mr.
15 Chairman. When you witnessed the loitering in
16 front of the store, and the fight, did you notice
17 the owner come out and try and do anything about
18 dispersing the people that were loitering?
19 THE WITNESS: No.
20 ALDERMAN ZIELINSKI: Okay. Thank you.
21 CHAIRMAN BOHL: Well - -
22 MR. MAISTELMAN: Was he in there?
23 CHAIRMAN BOHL: Hold on. Hold on.
24 Hold on. It's a reasonable question, but did you
25 have any reason to believe that he was aware of

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1 for a liquor license. It's not about if they've
2 gone in and out of there. So I do not want a
3 liquor license at that establishment.
4 MR. MAISTELMAN: But I'm trying to make
5 sure that your testimony is is that you have
6 never witnessed any of those incidents in front
7 of my client's store.
8 THE WITNESS: I've seen loitering in
9 front of the store. The fight was in front of
10 the store.
11 MR. MAISTELMAN: Okay.
12 THE WITNESS: I was a couple yards from
13 the store when I was propositioned.
14 MR. MAISTELMAN: But you can't
15 attribute that to the store.
16 THE WITNESS: But I can contribute it
17 to the area.
18 MR. MAISTELMAN: To the general Bay
19 View area.
20 THE WITNESS: To the street where
21 you're trying to get a liquor license, which I
22 don't think will help, because we have enough
23 public drunkenness. I have a child, and I can't
24 walk around that street anymore. I do not walk
25 down Howell because of that issue. I don't want

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1 there being a fight out front either?
2 THE WITNESS: I wouldn't know.
3 CHAIRMAN BOHL: Yeah, well, I mean,
4 it - -
5 THE WITNESS: I think we all said, it's
6 nothing against him. I mean - -
7 CHAIRMAN BOHL: Yeah, sure. Yeah.
8 THE WITNESS: It doesn't matter. It's
9 just how you run your business, what's being sold
10 there, and living - - I'm a home - - homeowner,
11 living there for a long time. I - - We should
12 have a say with what gets sold there. And if
13 it's going to contribute to more liquor bottles
14 and beer cans in my yard, having to break up
15 fights, calling the cops at all times, I - - You
16 know, there's been drug dealing. I didn't see in
17 front of there, but it's been right in the
18 vicinity. And I will tell you, I've called the
19 police on many occasions. And we have gotten
20 people arrested. So, I do my part, and I want -
21 - I want people to do their part, as well.
22 CHAIRMAN BOHL: I understand. And I
23 - - And I - - I think that it is difficult, as
24 well, too. Because as - - as much as you see
25 somebody loitering, it's like if you're driving

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1 by and you take five minutes to get home, do you
2 honestly call the police assuming somebody's, you
3 know, gee, it's a low priority call. What's --
4 You know, even I would think that sort of
5 question, is the police department going to say
6 to us, we've got better things to do, as opposed
7 to showing up, you know, an hour later, assuming
8 these people sit around for 20 minutes and are
9 long gone by the time -- by the time the police
10 department shows up. I mean, it's a difficult
11 situation --

12 THE WITNESS: And they do usually show
13 up.

14 CHAIRMAN BOHL: -- to do that. It
15 really is. You want to -- I think that even
16 people who are Block Watch Captains, such as you,
17 want to respect the police's time in the higher
18 priorities versus those things that -- Sir, did
19 you just come in? If I just may ask again. I --
20 -- I just would ask, because we had -- had it
21 happen just about five minutes before. If anyone
22 does have their cell phone on, if you could
23 please turn it off. Okay.

24 THE WITNESS: I don't have one.

25 CHAIRMAN BOHL: Please reach in your

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1 be suspicious activity regarding drug dealing.
2 And those folks, actually one individual in
3 particular, is a customer I've seen coming in and
4 out of his store. In a second instance there
5 we've made some calls on suspicious activity
6 regarding prostitution. And that also is a
7 customer of his store. So, you know, the -- the
8 neighborhood, there has been significant
9 investment in the neighborhood. There is concern
10 there on his behalf to -- to participate. You
11 know, when we look at all the other developments
12 that have happened, you know, he -- he obviously
13 and clearly hasn't been committed to -- to
14 improving his property. You know, there's been
15 support -- I know you've received a number of
16 business letters, myself and some other folks
17 that have the shared concerns that can't be here.
18 Again, I was out of town for the first meeting,
19 so I apologize, and we don't want to consume your
20 time. We are -- Time is precious to all of us.

21 So the other thing that's just really
22 challenging is that there's a liquor outlet
23 that's, honestly, 25 feet away that provides
24 alcohol, and so to provide another license to
25 increase the density of folks that are buying

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1 pocket if you even have a question. Because this
2 is -- For those of you, it's happened twice now
3 in about the last five, seven minutes here. So,
4 thank you. If there are no other questions for
5 this witness here, thank you. Thank you, ma'am.

6 Hi, there.

7 THE WITNESS: Hi. My name is Kristian
8 Sydow. K-R-I-S-T-I-A-N. Last name, S-Y-D-O-W.
9 I reside at 745 East Lincoln Avenue, and then I
10 office at 347 East Lincoln, which kind of
11 bookends Mr. Singh's property. And then I own
12 property from 2254 KK to 2264 South KK. So I
13 live three blocks east, and I work adjacent
14 property. So I'm kind of in a unique situation
15 to know what the behaviors have been at this
16 property. But as far as the concerns regarding
17 loitering, you know, in particular we've had a
18 number of instances where there's been customers
19 from his store that have littered in the parking
20 lot. And we've had DNS out a number of times to
21 deal with that issue, I think, with my business
22 partners that actually own the building in which
23 I office. And so, you know, the loitering issue,
24 the littering issue. On a couple of occasions I
25 personally called the police on what I suspect to

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1 alcohol on that corner just really doesn't make
2 any sense to us.

3 So, and finally just to re -- refute
4 one -- one point of interest that -- that
5 Attorney Maistelman made is I don't know any bank
6 or anybody that does financing that would say,
7 hey, do you have a liquor license? Well, we can
8 punch up your own value, or we can punch up your
9 value on your property. I just don't know how a
10 bank would -- would say something like that to
11 somebody, so that's essentially my testimony.

12 CHAIRMAN BOHL: Thank you. Are there
13 questions committee members have of this witness?
14 Mr. Sydow, I -- I do have a question for you,
15 and this is sort of kind of -- I'm going to pick
16 on you, if you will.

17 THE WITNESS: Sure. I get that a lot.
18 That's fine.

19 CHAIRMAN BOHL: Just out of curiosity.
20 I think that there perhaps may be some -- some
21 truth to the fact that some of the public
22 consumption of alcohol has to deal with not
23 transients into the area, but residents who do
24 reside in this general vicinity. Is that a fair
25 assumption on my part? It just -- It seems like

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1 there's some beating around the bush, but I - - I
2 believe it's inherently true.

3 THE WITNESS: Well, I guess to the
4 point of the matter the woman that we called
5 regarding the prostitution complaint, she lives
6 just a few blocks west. So she's - - she's a
7 customer of his. She's a customer of the Hub
8 market, and I suspect she buys alcohol. I think
9 I've seen her go down the street a couple times
10 with alcohol. So I think that that's partly
11 true.

12 CHAIRMAN BOHL: And - - And here's - -
13 Everything that is being testified to I see as
14 - - as absolutely legitimate in terms of concerns
15 that residents who are in that area have about
16 things that - - that frankly aren't within
17 conformity of the law. Certainly should be
18 concerning to neighbors, not something that
19 anyone, I think in and on their would desire in
20 their neighborhood. The - - The one issue that
21 I'll - - that I'll get at for you, and I'll - -
22 I'll grant one thing. And the one thing is is
23 maybe additional alcohol is not going to help the
24 situation. An additional outlet is not going to
25 help the situation. But does anyone, and I'll -

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1 - and I'll point this at you at this point. Does
2 anyone truly believe, do you believe that by
3 adding one more outlet, an additional outlet to
4 the area, that there's going to be an increase in
5 consumption of alcohol, or is it - - I mean, if
6 there's 100 people that are drinking on the
7 street right now, do you think that - - that
8 ultimately they're going to be 200 people
9 drinking because you add one more outlet. Or is
10 it likely that you're going to have 50 people buy
11 at one store, 50 people buy from another, and
12 it's not going to change the behavior any. I
13 mean, it - -

14 THE WITNESS: Yeah, I think - - I think
15 a fair response to this is that probably 50 yards
16 away there was another liquor license that was
17 provided to a place called Dees - - Dees Wine
18 Stop. Dees Wine Stop has professionals stopping
19 buy, buying bottles of wine, on their stop home,
20 for dinner or for the weekend, what have you.
21 All the issues that we are kind of discussing
22 with Mr. Singh's property are not issues that
23 exist in front of Dees. And they are issues that
24 exist in front of The Hub market, as well.
25 There's that same activity. And, I mean, as far

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1 as renewal there, I think we'd find a significant
2 support to not renew that license. I think the
3 - - the clientele and the type of business when
4 you're offering - - You know, if you're in the
5 bar business, okay, and you have concerns about
6 people that are coming in and buying a bottle,
7 dollar beer, and they go outside and they're
8 fighting, they're doing those things, you raise
9 the alcohol prices. And I think that that's the
10 type of concerns that we're seeing is that the -
11 - the behaviors that are revolved around these,
12 you know, these 40 - - 40s that people are buying
13 or what have at The Hub, those are issues that
14 they're dealing with. And I think that we could
15 circumvent a lot of issues for the neighborhood
16 by not providing another liquor license.

17 CHAIRMAN BOHL: And again, I - - I
18 appreciate those comments.

19 THE WITNESS: Sure.

20 CHAIRMAN BOHL: I don't dispute
21 anything that you say. I - - I do believe in
22 some respect, as part of a larger - - a larger
23 perspective of this, that what we're dealing with
24 is more of the symptom rather than the cause.
25 We're sort of blowing our nose as opposed to

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1 addressing the outlining issue. What I mean by
2 that is, you can - - you can make the license go
3 away here. You can make the license go away
4 across the street. More likely than not, you'll
5 find somebody, who if it's a condition, will go
6 four or five blocks and maybe throw the - -
7 throw, if the - - the cans two blocks away on
8 their way back, if they do reside in - - on that
9 block or in that area. It's probably not going
10 to make the actual behavior change. It just may
11 shift things around. That's just - - If somebody
12 can prove to me otherwise on that, I'd love to
13 believe it, but I - - I - - I somehow believe
14 that it is a symptom and the truth is is unless
15 you're able to address those in a meaningful way,
16 maybe this is the best way to do it. But - -
17 Questions, Mr. Maistelman, that you have of this
18 witness?

19 MR. MAISTELMAN: Sir, you stated that
20 you own a number of properties in the area. Is
21 that correct?

22 THE WITNESS: Just one now, Attorney
23 Maistelman. I'm - - I'm kind of have ceased my
24 investment in the neighborhood. I'm just kind of
25 focused in on another part of business.

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1 MR. MAISTELMAN: What - - What property
2 do you own now in the - -

3 THE WITNESS: It's the old Schwartz
4 bookstore, and Riviera Maya is housed in there,
5 and Babes Ice Cream is housed in there. It's the
6 old Salvation Army building. It was - - It's a
7 Salvation Army building that we bought in 2004,
8 and then we spent in excess of probably 1.5 for
9 redeveloping the property and cleaning it up.
10 And there's five condominiums on the second
11 floor.

12 MR. MAISTELMAN: Have you ever met with
13 my client, Mr. Singh, who is to my left?

14 THE WITNESS: I talked - - I talked to
15 Mr. Singh a number of times because of issues in
16 trying to repair, you know, over time has been a
17 frayed and then potentially a repaired
18 relationship with - - with my business partners
19 that own the property adjacent to him, because of
20 all the ongoing littering, loitering issues and
21 so forth in that back parking lot.

22 MR. MAISTELMAN: Did you ever have
23 conversations with my client about you - - you
24 and/or your partner, or your - - your - - your
25 company purchasing his property?

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1 prostitution go into his store, and folks that
2 were suspicious activity related to drug dealing
3 go into his store, and loitering, and littering.

4 MR. MAISTELMAN: But my question is, is
5 that were they doing that in conjunction - - I
6 mean, you know, I'm sure that the prostitutes
7 also can get a cup of coffee at - - at the coffee
8 shop over there, but you shouldn't shut the
9 coffee shop down. My question is, is do you see
10 people in the act of committing these offenses
11 while they're at the store, or out - - or just
12 coming out of the store? That's the issue. Not
13 whether you saw a prostitute down the street,
14 then coming in and getting a pack of gum or
15 cigarettes at my client's store or at the coffee
16 shop. But did you see any of these issues
17 transpire in and around the store?

18 THE WITNESS: I - - Yeah, in and around
19 the store, the suspicious drug activity happened
20 in and around the store on that corner. The
21 prostitution I did not witness on that corner.

22 MR. MAISTELMAN: Did you call the
23 police?

24 THE WITNESS: I called the police to -
25 - And they came down. As far as filing a report,

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1 THE WITNESS: Yeah, I did. As a matter
2 of fact, I - - I discussed it with him on a
3 couple of occasions as far as if you ever have
4 interest in selling, let us know. And I said if
5 he ever had interest in buying my partner's
6 property, let them know, because, you know, one
7 of us should - - You know, if - - if we could
8 have repaired the situation, one of us should get
9 out of the way of the other individual and do
10 what they want to do.

11 MR. MAISTELMAN: And what transpired
12 from that conversation?

13 THE WITNESS: Not a thing. I still
14 - - I still see him. We still talk. And, you
15 know, it's - - it's - - There's no animosity.
16 It's just, you know, I talk to everybody on that
17 street quite honestly, Attorney Maistelman, about
18 purchasing property.

19 MR. MAISTELMAN: So to sum this up, you
20 - - you really - - Have - - Have you seen any of
21 the allegations listed in the notice specifically
22 that you can tie into Mr. Singh's store?

23 THE WITNESS: I think if you listened
24 to my testimony, I told you that I saw, you know,
25 folks that were called on suspicion of

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1 no, but I informed them of it. They said they
2 were going to be sending a squad.

3 MR. MAISTELMAN: Did you inform them
4 that it took place in front of my client's store?

5 THE WITNESS: I gave them the, I think,
6 one, I gave them the corner. I did not give them
7 the address.

8 MR. MAISTELMAN: Okay. I have no
9 further questions. Thank you.

10 ALDERMAN ZIELINSKI: Mr. Chairman.

11 CHAIRMAN BOHL: Alderman Zielinski.

12 ALDERMAN ZIELINSKI: Okay. Based on
13 all the extensive testimony about the problems
14 with The Hub, if we're successful in not renewing
15 that license, does it make sense to you to - - to
16 give a license to a similar establishment?

17 THE WITNESS: Of course not.

18 ALDERMAN ZIELINSKI: Okay. Do you feel
19 that giving a license to this establishment,
20 based on the pictures we see, the condition of
21 the building, and all the testimony, would help
22 improve the area?

23 THE WITNESS: Of course not.

24 ALDERMAN ZIELINSKI: Okay. Thank you.

25 CHAIRMAN BOHL: Thank you, sir.

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1 THE WITNESS: Thanks.
2 CHAIRMAN BOHL: We're going to hear
3 from -- from the Alderman's aide first. We'll
4 have to swear you in here, Arlene. If you could
5 swear her in?
6 (Whereupon the Alderman's aide was
7 sworn.)
8 CHAIRMAN BOHL: And we'll need your
9 name for the record here, as well.
10 THE WITNESS: Arlene Jorgensen. J-O-R-
11 G-E-N-S-E-N, Legislative Assistant for Alderman
12 Zielinski.
13 CHAIRMAN BOHL: Arlene, I have a photo
14 here that was provided and made part of the
15 record and submitted by Alderman Zielinski. Can
16 you corroborate that this photo --
17 THE WITNESS: Yes, I took that from the
18 sidewalk this morning about 8:30.
19 CHAIRMAN BOHL: Okay. And then you --
20 you had it downloaded and printed up then --
21 THE WITNESS: Right.
22 CHAIRMAN BOHL: -- to the committee.
23 Mr. Schrimpf, any -- anything else that you want
24 to add?
25 MR. SCHRIMPF: No. And it -- One

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1 final thing. This is the location of Mr. Singh's
2 store, the back part of it?
3 THE WITNESS: Yes, it is.
4 MR. SCHRIMPF: Okay. That's all I
5 have, Mr. Chairman.
6 CHAIRMAN BOHL: Questions, Mr.
7 Maistelman?
8 MR. MAISTELMAN: Not of Arlene. I --
9 I would like to see -- We kind of touched on
10 this earlier, and then we got off to another
11 issue, because Arlene wasn't here, but I'd like
12 to have an opportunity for Mr. Singh to explain --
13 -- And it's at your discretion.
14 CHAIRMAN BOHL: Why doesn't he do that
15 later when --
16 MR. MAISTELMAN: Okay, that's fine.
17 CHAIRMAN BOHL: Alderman Zielinski, is
18 there anything that you want to ask in terms of
19 questions of your Legislative Assistant here?
20 ALDERMAN ZIELINSKI: No questions, Mr.
21 Chairman.
22 CHAIRMAN BOHL: Thank you. I'm sorry.
23 I should have gotten you sooner, because
24 otherwise you're not providing -- providing
25 service to -- to the constituents at the 14th

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1 here. Thank you. Next witness, please.
2 THE WITNESS: Bill Doyle. My address
3 is 3042 South Wentworth. I presently own four
4 buildings on Kinnickinnic and have been involved
5 probably in the renovation of 15 more, okay. I
6 guess to start with I'd like to maybe satisfy
7 your curiosity. I guess it would be difficult to
8 prove to you that closing down liquor stores
9 improves the neighborhood, but I can tell you
10 this. I have personally shut down three taverns
11 and participated to a great degree in shutting
12 down a liquor store. The difference in the
13 impact that had in the neighborhood was so
14 unbelievably dramatic. I hopefully will be asked
15 if the police are called every time I see
16 something. Not only do I call them, on a regular
17 basis I talk with the local officers. They have
18 now -- They patrol the alley. Have I seen
19 people drunk, urinating and whatever?
20 Absolutely. I spent half my life running them
21 out of the neighborhood. We also have two park
22 areas, Zilber Park and I own Stone Creek across
23 the street, that little park. That's where the
24 drinking and when the weather's a little warming,
25 the -- the campsites take place. I can testify

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1 that I knew an Officer Logan, that I think set
2 the record for vagrancy tickets by just rousting
3 them out. I mean, it's an ongoing thing with us,
4 and we're making incredible headway. We've taken
5 buildings that were boarded up for 30 years, and
6 now you heard that other gentleman testify, spent
7 a million dollars. I'm not telling you that one
8 license is going to make all the difference in
9 the world, but I can testify that every time we
10 lose one, the neighborhood improves dramatically.
11 CHAIRMAN BOHL: Thank you. Thank you,
12 Mr. Doyle, for your -- for your testimony here.
13 Questions by committee? Alderman Kovac.
14 ALDERMAN KOVAC: Yeah, just since you
15 -- since you've been in the neighborhood
16 awhile, I wanted to get your perspective that
17 there have been some new licenses on KK that have
18 been recently granted, and another witness
19 testified to Dees Wine Shop. I wonder if you
20 could give us some perspective on that.
21 THE WITNESS: Sure. The reason Lulu's
22 moved in, the reason I was able to es -- attract
23 Stone Creek, Jimmy John's moved in, is the whole
24 complexion of the neighborhood changed once we
25 closed the three bars and the liquor store. It's

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1 extremely, I would say out of the last 100
2 tenants I've rented to, I'm tempted to say all
3 100 are eastsiders. But it's a lot easier to
4 show an apartment above a commercial when you
5 don't have to step or fistfight some guy in the
6 - - the foyer who is so drunk he can't understand
7 you. And that's what we've done. We've cleaned
8 them up. I'll - - I'll be perfectly honest with
9 you. There was days when I had to go through the
10 alley with a baseball bat because it was so dense
11 with vagrants who simply wouldn't move. The
12 building this guy testified he spent a million
13 in, when I bought it, there were 33 vagrants
14 living upstairs. No heat, no nothing.
15 Woodburner in the middle. So, I mean, I'm just
16 trying to tell you, use your own good judgment,
17 you will set that - - It will be a quantum leap
18 backwards any time there's a new source, if they
19 can get beer across the street. But you do have
20 the authority right here to undo about 15 years
21 of hard work and investments for people who care
22 about the neighborhood. Do with that what you
23 want.

24 As far as the gentleman that owns the -
25 - I got no problems with this guy. I do have

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1 And I've been there 40 years. Buildings on that
2 street were selling for 5,000 dollars. This
3 guy's talking about a million, okay. Isn't that
4 what we want in our neighborhood? Isn't that
5 what we want in our community? Isn't that what
6 you guys want for tax base? You know. Do you
7 want to just kick that all backwards for some
8 reason? Enough, I'll stop preaching. I'm
9 telling you, it happens all the time down there,
10 and it's - - You can't deny the enhancement.
11 LuLu's, look at the clientele they attract.

12 CHAIRMAN BOHL: Mr. Doyle, I - - I
13 appreciate it. I think we're - - we're sort of
14 getting a little - -

15 THE WITNESS: All right. I'll shut up
16 and wait.

17 CHAIRMAN BOHL: I'm certain that your
18 question was sufficiently answered. Alderman
19 Hamilton?

20 ALDERMAN HAMILTON: Yeah, I just want
21 to ask something real quick, just because you
22 have the type of experience that you have in - -
23 in the area. The restaurant on the corner has a
24 liquor license.

25 THE WITNESS: LuLu's.

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1 problems, and - - Am I under oath? I don't even
2 know. But, whatever.
3 ALDERMAN ZIELINSKI: Yeah, you are.
4 THE WITNESS: Having witnessed some of
5 this stuff going on in the place, yeah, let me
6 give you an example. I go in there to talk to
7 him, discuss issues and stuff. We had to - - got
8 to step aside to let some guy come in and buy a
9 cigarette. Not a pack of cigarettes, a
10 cigarette. Okay. And I'm looking and seeing,
11 this is what I'm doing my best to clean in the
12 neighborhood. There - - There is a atmosphere
13 around the clients they attract. Okay. I got no
14 problems with half of them. Do we call the
15 police? I personally stood there and watched
16 them make arrests in front of the building, okay.
17 The loitering, you want dates as to when the
18 loitering occurs down there? I can tell you.
19 Tell me when the temperature gets about 60, and
20 that's - - that's what will happen. Not a bad
21 guy, but the building acts as a magnet for that
22 kind of element. You got Maritime Savings & Loan
23 across the street. You want to go make your
24 deposit when you got to weave through a bunch of
25 people to - - to get into the bank. You know.

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1 ALDERMAN HAMILTON: No, not - - not
2 that one.

3 THE WITNESS: Oh, okay.

4 ALDERMAN HAMILTON: Guanajuato.

5 THE WITNESS: Okay.

6 ALDERMAN HAMILTON: All right. 2301.

7 THE WITNESS: Right.

8 ALDERMAN HAMILTON: Do you - - Do you
9 think that that enhanced the - - the neighborhood
10 at all or did that bring it down at all? Because
11 it's this operator and how he's - - how he's
12 handling a liquor license?

13 THE WITNESS: I think you hit the
14 point. It's that atmosphere around it. The
15 Mexican restaurant, you see couples coming. They
16 get dinner. They'll maybe have some wine. They
17 spend some money in the neighborhood and they
18 leave. Okay. You want to watch that clientele
19 diminish to zero? Have them have to continue to
20 pass through a bunch of people sitting there on
21 the sidewalk or in that little area next to this
22 gentleman's building. I do that. I virtually go
23 by every building I own once a day. If I see
24 things that are unusual, I get out of the car and
25 tell them, look, move it. I solicit the local, I

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1 think his name is Hinkley, the local police
2 officer. I pull over. We don't - - I don't pick
3 up the phone and make a separate call. I'll see
4 him. I'll say, you need to take a ride down KK,
5 or you need to go through this alley, because
6 they're out there sitting there camping out
7 behind the buildings. And they get in these
8 little - - cubicle is the wrong word, your little
9 foyer, you know, the inset on the storefront or
10 in the back of the buildings. They get in there,
11 and they get drunk. They get pissy. I mean,
12 I've had a couple of them try - - threaten to
13 beat me up, you know, for moving. Which ain't
14 going to happen, I'll tell you that, but - - You
15 know, you - - you - - you just got to get them
16 out of there. So, yes, there's a big contrast
17 between the, you know, the two types of operation
18 and the two types of ownership and the two types
19 of management.

20 ALDERMAN HAMILTON: Okay.

21 CHAIRMAN BOHL: Mr. Maistelman?

22 MR. MAISTELMAN: But do you understand
23 that the Mexican restaurant, the building is
24 owned by the same person that owns AK Food Mart?

25 THE WITNESS: Um-hnh.

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1 about - - How about loitering? How about being a
2 public nuisance? How about just being
3 confrontational to people that come by, cat
4 calls.

5 MR. MAISTELMAN: So that's why you need
6 your baseball bats with these people?

7 THE WITNESS: No, that was years ago.
8 We've dramatically improved.

9 MR. MAISTELMAN: Did you ever use it?

10 CHAIRMAN BOHL: Mr. Maistelman, no.

11 THE WITNESS: That's 1965 or '75.

12 MR. MAISTELMAN: It was permissible
13 back then, I guess. Okay.

14 THE WITNESS: What was permissible?

15 CHAIRMAN BOHL: Mr. Maistelman.

16 THE WITNESS: I didn't say I used one.
17 I said I carried one.

18 CHAIRMAN BOHL: Mr. Doyle. Mr. Doyle,
19 thank you. That's all the testimony here. Next
20 witness.

21 THE WITNESS: Hi. I'm Timothy Dertz.
22 My office is 347 East Lincoln.

23 CHAIRMAN BOHL: And the spelling of
24 your last name, please?

25 THE WITNESS: Sure. D-E-R-T-Z.

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1 MR. MAISTELMAN: Okay. Right. I don't
2 know who is talking, but they're not directing to
3 Chair. The - - You mentioned campsites. What
4 does campsites have to do with my client's
5 establishment or the problems that are - -

6 THE WITNESS: During the warmer
7 weather, typically not today, but there's an area
8 next to his building which seems to act as a
9 collection point where people sit out there and
10 visit and stuff like that. I guess that one of
11 the testimonies I saw was they visit with the
12 police. Well, let me tell you, police don't
13 typically stop and visit just to chat. It's - -
14 It's - - It's a nuisance would be the probably
15 the best word with my limited vocabulary. To
16 have to pass through four or five guys sitting
17 out there to do your business, to go to LuLu's,
18 to go to the Mexican restaurant, to go to
19 Maritime.

20 MR. MAISTELMAN: But they're not
21 breaking the law, I mean, or - - or are they?

22 THE WITNESS: Define breaking the law.
23 I mean, a specific Statute?

24 MR. MAISTELMAN: You testified - -

25 THE WITNESS: You're loitering. How

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1 CHAIRMAN BOHL: 347?

2 THE WITNESS: East Lincoln. I'm the
3 property directly to the west of - - of the said
4 property. I want to echo what Bill said. He
5 couldn't have said it better. I'm not going to
6 attempt to. We're all making - - trying huge
7 strides to improve this area. We all have a
8 vested interest. We work daily to improve this
9 neighborhood. I'm just going to get into my
10 specific experiences. One I'll start with is
11 just a couple weeks ago I kicked a bum out of the
12 back of my apartment building who was - - came
13 into the back door of the apartment building and
14 went down and was sleeping downstairs in - - in
15 the back part of the basement. Kicked him out.
16 He's one of the homeless people that we see in
17 and around the street. A second instance would
18 be there's a wall behind this property where it
19 tends to be a congregation of people that sit,
20 they'll drink their beer and they'll sit on the
21 wall. I'll go and tell them to move and get it
22 moved, move it down the road, and it's always a
23 confrontation. And these are people that are
24 sitting on the wall directly behind on Jesse's
25 property. The third experience is there's a

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1 number of minors on that street that live on that
2 street, that their daily routine is to go through
3 the alley, cut through the back of my property,
4 and - - and frequent his establishment. I've had
5 to repair my fence probably at least ten times.
6 It gets ripped down. And these are - - these are
7 his customers going through the residence behind
8 the property, and also, coming from Klements
9 Sausage facility.

10 So, I mean, these - - these are the - -
11 Obviously the people don't care about property.
12 They're cutting through. And every time I
13 approach someone, it's a confrontation. So those
14 are my own experiences I've had with the
15 neighborhood.

16 CHAIRMAN BOHL: Thank you. Questions
17 that committee members have of this witness? Mr.
18 Maistelman?

19 MR. MAISTELMAN: Is one of your
20 business partners here?

21 THE WITNESS: Yes, he is.

22 MR. MAISTELMAN: Who is that?

23 THE WITNESS: Jason Fox.

24 MR. MAISTELMAN: Okay. Have you ever
25 met or spoken with my client?

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1 THE WITNESS: I have talked to Alderman
2 Zielinski about potentially buying that property
3 a number of times, if - - if it were to become
4 available. I was never persistent upon the fact.
5 I think that it would be a wise investment if I
6 were to do so down the road, or anyone to do so
7 down the road, because that - - that is a blight
8 on the community and all the money we are all
9 trying to invest in that particular neighborhood.

10 MR. MAISTELMAN: You stated you kicked
11 a bum outside.

12 THE WITNESS: Yup.

13 MR. MAISTELMAN: Can you look around
14 here today and tell me if any of those people are
15 here in the audience?

16 THE WITNESS: No.

17 MR. MAISTELMAN: Okay. Do you know of
18 the apartment complex, the City apartment complex
19 that's adjacent to my client's property?

20 THE WITNESS: Yes, I do.

21 MR. MAISTELMAN: Okay. Can you inform
22 this committee what it is, if you know?

23 THE WITNESS: I thought we've already
24 reviewed that.

25 MR. MAISTELMAN: I'm asking you - - I

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1 THE WITNESS: Yes, I have. I speak to
2 Jesse on an ongoing basis about his garbage area,
3 and we - - we've tried to work together with this
4 specific garbage area where his stuff is, where
5 he concreted it and - - and made an area to house
6 his garbage because it was such an issue in the
7 past. We've gotten into an issue recently with
8 that where I just took my dumpster and moved it,
9 because there's a continuance of garbage coming
10 to and from my property, and I wanted to move my
11 dumpster away just so I could prove it wasn't my
12 garbage that was coming down this particular
13 driveway.

14 MR. MAISTELMAN: Have you ever
15 approached Jesse, my client, about purchasing his
16 property?

17 THE WITNESS: I have not - - I did not
18 approach him specifically about it. If we got
19 into conversations, we might have mentioned,
20 probably, two or three years ago about
21 potentially buying his property, but it's never
22 been something that's on my agenda.

23 MR. MAISTELMAN: Did you ever meet with
24 Alderman Zielinski about purchasing this
25 property?

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1 want to know what you know.

2 THE WITNESS: From what I've been told,
3 it's low income housing.

4 MR. MAISTELMAN: Okay. Have you ever
5 witnessed anybody going in and out of there?

6 THE WITNESS: In and out of that
7 apartment building?

8 MR. MAISTELMAN: Yeah.

9 THE WITNESS: Sure.

10 MR. MAISTELMAN: Have you ever
11 witnessed anybody loitering around that area?

12 THE WITNESS: No. They have a specific
13 area out front with benches where they sit out
14 front - - out front of the property in a - - in a
15 very well-landscaped area.

16 MR. MAISTELMAN: Have you ever
17 witnessed any of the people that live in that
18 facility walking up and down Howell Avenue?

19 THE WITNESS: Not to my recollection.
20 I couldn't point them out individually if that's
21 your question.

22 MR. MAISTELMAN: No further questions.

23 CHAIRMAN BOHL: Alderman Zielinski,
24 anything? Thank you, sir.

25 ALDERMAN ZIELINSKI: No questions, Mr.

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1 Chairman.
2 CHAIRMAN BOHL: Next witness.
3 THE WITNESS: Jason Fox. My office is
4 also at 347 East Lincoln. I'm Tim's partner,
5 business partner. I come here to oppose the
6 granting of another carry-out license. You know,
7 the issues have all been stated. I've noticed
8 loitering. We see it all the time. The empty
9 lot that he has next to his place, there's always
10 people hanging out there, specifically kids and
11 that. And, you know, we're always getting into
12 confrontation with them. So, that's all I have.
13 CHAIRMAN BOHL: Thank you, Mr. Fox, for
14 your brevity. Questions by committee members?
15 Mr. Maistelman?
16 MR. MAISTELMAN: Besides the loitering,
17 sir, have you seen anything else in front of - -
18 that you can attribute specifically to my
19 client's store?
20 THE WITNESS: Yeah, there's the - -
21 Well, loitering is the biggest problem.
22 Littering - -
23 MR. MAISTELMAN: Besides the loitering.
24 CHAIRMAN BOHL: If you'd just let him
25 finish, Mr. Maistelman.

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1 THE WITNESS: Littering's been a huge
2 problem. We're having to pick up our yard every
3 day for all the stuff coming there, you know,
4 Dorito wrappers and things are sold at his store
5 that, you know, they walk outside, throw it on
6 the ground, and then it's our problem.
7 MR. MAISTELMAN: Have you ever called
8 the police on any of the activity that you've
9 witnessed?
10 THE WITNESS: Yes, we have.
11 MR. MAISTELMAN: Okay. And you said to
12 the police specifically, there are problems at
13 this store.
14 THE WITNESS: Yes.
15 MR. MAISTELMAN: Okay. At 2305 South
16 Howell Avenue.
17 THE WITNESS: Correct.
18 MR. MAISTELMAN: Okay. No further
19 questions.
20 CHAIRMAN BOHL: Alderman Zielinski?
21 ALDERMAN ZIELINSKI: No questions.
22 CHAIRMAN BOHL: Thank you, sir.
23 THE WITNESS: Thanks.
24 MR. MAISTELMAN: Mr. Chairman, would
25 those phone calls be in any CADD reports or

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1 anything? I mean, because all I know is that
2 there have been not - - have not had any police
3 problems with this?
4 CHAIRMAN BOHL: Sergeant, maybe you can
5 address that. I - - I think typically would be a
6 background investigation of this gentleman.
7 There would - - There would, perhaps - - I don't
8 know with a new license, whether that has not
9 been licensed before, if there is any background
10 investigation that is conducted at the - - for
11 the address of the premises for any other
12 potential violations. Sergeant, maybe you can
13 address that?
14 SERGEANT ULICKEY: We do conduct a
15 background investigation that usually consists of
16 reviewing PA-33s reviewed for that location. To
17 this date, we have received no PA-33s. That
18 doesn't mean the police were never called. We do
19 not routinely check the CADD system for calls,
20 because those calls are very subjective at times.
21 CHAIRMAN BOHL: Well, and - - and in
22 other words, Mr. Maistelman, because this
23 particular address, at least the portion of this
24 property that is a - - a convenience store, does
25 not have a current license, there would not be

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1 PA-33s which would be - - which would be drawn up
2 for them. If the police do respond as a result,
3 it wouldn't - - they - - there is no police
4 report that would come because it doesn't
5 currently hold a license is the best way to
6 summarize it.
7 MR. MAISTELMAN: But the - - the other
8 property next door, well, is - - is what is the
9 address of the Mexican restaurant?
10 THE APPLICANT: 2301.
11 MR. MAISTELMAN: 2301, okay.
12 CHAIRMAN BOHL: If it's a different
13 address, it would - - it would be different.
14 MR. MAISTELMAN: Right.
15 CHAIRMAN BOHL: Thank you. Next
16 witness, please.
17 THE WITNESS: My name is Bob Danowski.
18 CHAIRMAN BOHL: We'll need a spelling
19 of that.
20 THE WITNESS: D-A-N-O-W-S-K-I.
21 CHAIRMAN BOHL: Thank you.
22 THE WITNESS: I got a property at 2689
23 South Kinnickinnic, and a few other residential
24 around the area. And most of the things that
25 have been said is - - is basically is when I

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1 heard that there was going to be like another
2 beer license given out in that area there, I
3 drive - - I've been in Bay View my whole life,
4 and when I heard another was going out in that
5 particular location, seeing people out there - -
6 I constantly drive by. Work in the area all the
7 time. And I didn't think this would be a good
8 idea, so I thought I'd stop down and just make my
9 disapproval known. That's - - Pretty much
10 everything else has been covered I could have
11 possibly have said, but I've been living in the
12 area for a long time. I've been investing in
13 that area, and right now we currently got - -
14 have a project going on, been improving it for a
15 while, and - -

16 CHAIRMAN BOHL: Were you sworn in
17 earlier here?

18 THE WITNESS: No. Oh, yes, I was.

19 CHAIRMAN BOHL: Okay. All right. We
20 did have one or two stragglers. I don't - - I
21 don't know if Mr. Doyle was sworn in.

22 THE WITNESS: Mostly going out to the
23 meter.

24 CHAIRMAN BOHL: Okay. I just wanted to
25 - - When you said you were going in - - you had

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1 spelled M-A-I-E-R-L-E. And I'm an urban planner
2 with the - - with the Department of City
3 Development. The department recently completed
4 and the Common Council adopted the Southeast Side
5 Comprehensive Area Plan. I cut out half my
6 remarks and for the sake of brevity.

7 The plan calls for the intersection of
8 Howell, Lincoln and Kinnickinnic Avenues to be
9 the key focal point for the Bay View district's
10 ongoing redeveloping retail efforts. The plan
11 recommends improving this intersection through
12 public and private investment, possibly taller
13 mixed-use buildings, and attracting retailers
14 that add to the retail mix by providing a range
15 - - a greater range of goods and services, and
16 pricing that already exists. The plan seeks to
17 have this intersection become a primary activity
18 node. The intersection is so important to the
19 type of character of the area that we are trying
20 to create, that we actually featured it on the
21 cover of the planning report.

22 None of these community development
23 strategies is furthered by granting a malt
24 alcoholic beverage license to a second store in
25 such close proximity to the other. Thank you for

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1 come in, I just wanted to make sure of that. Are
2 there questions that committee members have of
3 this witness? Mr. Maistelman, anything?

4 MR. MAISTELMAN: Sir, have you
5 witnessed, personally witnessed anything at or
6 contrib - - attributable to my client's store,
7 such as littering, loitering, prostitution, drug
8 activity, that you could - -

9 THE WITNESS: Well, not - - not the
10 prostitution, but the - - the loitering. I've
11 seen people standing outside there and things. I
12 know in the summertime, I - - I've got a feeling
13 I know what's going to happen, because I've just
14 seen it happen too often. And I - - We're trying
15 to improve the area. They're - - I had a place
16 about a block away from there, and we had a lot
17 of problems. And I - - I just don't want to be
18 contributing to that. So - - Thank you.

19 ALDERMAN ZIELINSKI: No questions, Mr.
20 Chair.

21 CHAIRMAN BOHL: Thank you, sir.
22 Afternoon.

23 THE WITNESS: Good afternoon, Mr.
24 Chairman, members of the committee and staff
25 persons. My name is Michael J. Maierle. That's

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1 your consideration.

2 CHAIRMAN BOHL: Okay. Do you want to
3 just hold on, because there may be questions for
4 you here. Questions by committee members?

5 ALDERMAN HAMILTON: Mr. Chair.

6 CHAIRMAN BOHL: Alderman Hamilton.

7 MR. MAISTELMAN: The blueprints.

8 ALDERMAN HAMILTON: Just - - Just as a
9 question, because I think I - - I participated in
10 - - in - - in three comprehensive plans, and I
11 think they are extremely important and - - and
12 they should guide what - - how our decision is
13 made and we - - we don't put this type of energy
14 into those type of comprehensive plans for
15 nothing. And I just wanted to know if you had
16 the opportunity to look at these plans, and if,
17 you know, I mean, if - - if - - if something like
18 this was, I don't know, discussed or, you know,
19 for - - for that intersection.

20 THE WITNESS: Sure, I can - - I can
21 answer that. I can answer that question.

22 ALDERMAN HAMILTON: If that fits the
23 - - the plan or the type of plan or whatever, a
24 development like this.

25 THE WITNESS: I have not seen those

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1 plans, and I'm here specifically to comment on
2 very specific recommendations from the plan. I'm
3 practically quoting from the plan here, and I --
4 and I did try to emphasize adding to the retail
5 mix, a greater range of goods, services and
6 pricing that already exists. In the past, you've
7 heard a lot about the past, there was a very
8 limited type of -- of business available at that
9 site, you know, alcohol and some convenience
10 stores and so forth. And the community has
11 strongly expressed an interest in diversifying
12 beyond that.

13 ALDERMAN HAMILTON: Okay.

14 CHAIRMAN BOHL: Mr. Maistelman, any
15 questions?

16 MR. MAISTELMAN: Yeah, I do. You work
17 for the Department of City Development.

18 THE WITNESS: Yes.

19 MR. MAISTELMAN: Okay. And your --
20 your recommendation is that this establishment
21 wouldn't conform to the -- the plan. Is that
22 correct?

23 THE WITNESS: We're saying that this
24 -- that granting a liquor license would not
25 further the goals of this plan.

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1 MR. MAISTELMAN: Okay. And is --
2 That's the commission -- Mar -- You've
3 discussed this with Commissioner Marcou. Right?
4 You have the authority to be here for to testify
5 about this.

6 THE WITNESS: All, yes. This -- This
7 -- Before it even went to the Common Council for
8 approval, it, of course, has to, you know, meet
9 the approval of Management to the Department of
10 City Development.

11 MR. MAISTELMAN: So is the -- If I go
12 and meet with Rocky after this, he'll say, yes, I
13 authorized, whatever your name is, to come down
14 here and say that this applicant, we are against
15 this applicant. Is that what Rocky's going to
16 tell me?

17 THE WITNESS: Yes, sir.

18 MR. MAISTELMAN: Okay. Thank you.

19 CHAIRMAN BOHL: And hold on. Hold on.
20 I'll dismiss you, okay. If you could just hold
21 on.

22 Mr. Schrimpf, question about the issue
23 of economic development. I'm going to read from
24 the notice. "Neighborhood objections to
25 loitering, littering, loud music and noise,

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1 parking and traffic problems, drug and criminal
2 activity, sales of items used for illegal drugs,
3 sales of drug paraphernalia, prostitution,
4 trespassing, public urination, vandalism, fitness
5 of location based on the concentration of alcohol
6 beverage outlets in the area, and conduct which
7 is detrimental to the health, safety and welfare
8 of the neighborhood." Am I fair in saying right
9 now that issues with regards to economic
10 investment are off -- to be tossed off the
11 record? Because that's my thinking right now?

12 MR. MAISTELMAN: Unless you come back
13 for a third hearing.

14 CHAIRMAN BOHL: Mr. Maistelman, please.

15 MR. SCHRIMPF: Well, I think that would
16 be within the sound discretion of -- of the
17 Chairman. Although economic development is not
18 specifically listed in there, usually when one
19 talks about health, safety and welfare of the
20 neighborhood, economic development is one of
21 those things that's tangentially connected. And
22 you might receive this testimony if the committee
23 wants to receive the testimony. They could
24 receive it under the notion that the testimony
25 does bear to some degree on concentration of

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1 outlets in the sense that adding another one
2 would not necessarily --

3 CHAIRMAN BOHL: All right. Under that
4 -- Under that guise -- Under that guise, I'll
5 -- I will accept it, okay. We'll accept it.

6 MR. MAISTELMAN: Mr. Chairman, we never
7 received a copy of that report prior to this, nor
8 were we aware of that.

9 CHAIRMAN BOHL: I understand, but it
10 -- it is not in a direct way. It is in a
11 tangential way here related, and -- and that is,
12 I guess, what I take from the Assistant City
13 Attorney here at this time. So we will accept
14 it. I just want to make certain that we're --
15 we're covering the grounds, and you're correct in
16 saying, and that was my concern right now to ask,
17 because I didn't see it direct. I just wanted to
18 make certain that the committee is safe to -- to
19 at least take this testimony and -- and I'm
20 gathering that it is fairly safe here.

21 MR. SCHRIMPF: Right.

22 ALDERMAN ZIELINSKI: Mr. Chairman?

23 CHAIRMAN BOHL: Alderman Zielinski.

24 ALDERMAN ZIELINSKI: I'd just like to
25 dovetail on what the City Attorney shared with

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1 us. In the Ordinances it states, it refers to
2 the appropriateness of the location and premises
3 to be licensed. So, I just want to add that, as
4 well.

5 CHAIRMAN BOHL: Yeah.

6 ALDERMAN ZIELINSKI: And I think that
7 the comprehensive plan addresses the issue of
8 appropriateness for that type of business.

9 CHAIRMAN BOHL: All right. Questions.
10 Mr. Maistelman, did you have any other questions
11 here?

12 MR. MAISTELMAN: No.

13 CHAIRMAN BOHL: Of this witness. Thank
14 you. Thank you. Next, please? Are there any
15 other individuals who are opposed to the license?
16 Because if - - if there are, please take the
17 front row seat. If not, you will have passed up
18 on your opportunity. I'm asking, last call,
19 please. Ma'am, thank you.

20 THE WITNESS: My name is Susan Davey,
21 D-A-V-E-Y. I live at 1124 East Dakota Street,
22 which is about a mile away. I also - - I concur
23 - - I totally disagree with the license. I also
24 just want to say one thing. I'm hearing a lot
25 about, you know, all these rich people and all

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1 THE WITNESS: Hello, my name is Jackie
2 Block. I am a Block Watch Captain. Can you hear
3 me?

4 CHAIRMAN BOHL: Spell the name, please.

5 THE WITNESS: B-I-O-C-K. My address is
6 3116 South Quincy Avenue. I'm the Block Watch
7 Captain of a group called Humboldt Park South
8 Block Watch, which the park is about two minutes
9 away from the establishment that we're talking
10 about.

11 CHAIRMAN BOHL: Now that will beg the
12 question, two minutes by car, two minutes
13 walking, two minutes walking for somebody who
14 walks average speed. If you give approximately
15 two blocks, three blocks.

16 THE WITNESS: Two minutes by - - Well,
17 let's see, the park is the 3000 block. That's
18 the 2300 block. So if that gives you an idea, by
19 - - by car.

20 CHAIRMAN BOHL: About seven, eight - -
21 eight blocks. Two minutes by car.

22 THE WITNESS: Right. Right.

23 CHAIRMAN BOHL: Okay. That's - -
24 That's why I asked. Because - -

25 THE WITNESS: In the general vicinity.

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1 that kind of stuff. I am a senior. I'm on a
2 fixed income, and I want to live in a safe
3 neighborhood, and I see that vagrancy all the
4 time, and it frightens me. And I like to walk.
5 And that is part of my neighborhood, and that's
6 why I'm here.

7 CHAIRMAN BOHL: Thank you, ma'am.
8 Questions committee members have of - - of this
9 witness? Mr. Maistelman, anything?

10 MR. MAISTELMAN: You live a mile away,
11 ma'am?

12 THE WITNESS: I do.

13 MR. MAISTELMAN: So - -

14 THE WITNESS: I walk that far.

15 MR. MAISTELMAN: Okay. So then you've
16 seen things.

17 THE WITNESS: Yes, people that are
18 right outside there ask me for money. I have
19 been approached in a lewd way. And it just
20 doesn't feel safe.

21 MR. MAISTELMAN: Thank you.

22 CHAIRMAN BOHL: Alderman Zielinski?

23 ALDERMAN ZIELINSKI: No questions.

24 CHAIRMAN BOHL: Thank you, ma'am. Last
25 witness then in opposition?

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1 And I represent - - We have 40 very active
2 watchers in our group who are linked to other
3 neighbors in our immediate area around the park,
4 as well as other Block Watch groups throughout
5 Bay View, and in addition, we keep in
6 communication with the adjacent aldermanic
7 district that has a whole network of Block
8 Watchers. So we are diligent observers of our
9 community, and we're very concerned about this
10 particular establishment, which we feel is
11 detracting from the general community there. No
12 one's mentioned the ice cream store, the - - the
13 other cafes, the bank directly across the street
14 from this - - this operation. There are a number
15 of wonderful businesses here, and we'd like to
16 keep them. We had Harry Schwartz book store in
17 the same neighborhood. I couldn't prove it, but
18 Harry Schwartz is gone now, and it may very well
19 be because of the type of elements that are
20 attracted to this area now by this store.

21 MR. MAISTELMAN: Objection.

22 THE WITNESS: Getting a liquor license
23 for this operation creates a magnet for the types
24 of people that we are trying to drive out of our
25 community. We work very closely with our local

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1 police liaison officers, the District Attorney's
2 office, our aldermanic representatives, and we
3 are sick and tired of having this type of element
4 take over our neighborhoods. And I would very
5 much argue that economic development has a lot to
6 do with this issue. We want to build our
7 community. We want to protect and preserve our
8 community. We don't want it to deteriorate.

9 CHAIRMAN BOHL: Thank you, ma'am.
10 Questions committee members have? Mr.
11 Maistelman.

12 MR. MAISTELMAN: Ma'am, when you say
13 "this element," can you please define what you
14 mean by "this element?"

15 THE WITNESS: When I approach that
16 neighborhood and want to dine at one of my
17 favorite restaurants, LuLu's, I have to look
18 around and see where I'm going to feel
19 comfortable parking my car. And it is nowhere
20 near this particular business. There - - There
21 are just, in plain English, creepy people since
22 1992. I've seen what's been happening in this
23 area, and I don't like it. And this is the type
24 of thing that drives people and businesses away
25 from the community, not into it.

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1 attract people that want to come into the - - the
2 area to buy beer and move on. I - - I don't know
3 why - - why they're attracted there. Maybe
4 because they see garbage and - - and things of
5 that nature lying around, and graffiti. Certain
6 types of people are attracted to that type of
7 situation. Whereas other citizens are repelled
8 by this type of thing. There's a - - There's a
9 little ice cream shop on the street nearby. Who
10 wants to bring their children down the street
11 when you've got bums lying on the sidewalk or
12 people urinating in public?

13 MR. MAISTELMAN: Have you ever
14 witnessed anybody coming in or going out of my
15 client's store urinating in public?

16 THE WITNESS: In the near vicinity,
17 yes.

18 MR. MAISTELMAN: No, ma'am. Again - -

19 THE WITNESS: Sir, I - - I travel
20 through that area all the time. I've seen a lot
21 of - - of ugly activity on many occasions. It
22 frightens me. It frightens people that belong to
23 the Block Watch groups that I am affiliated with.

24 MR. MAISTELMAN: So I presume - -

25 THE WITNESS: We do not like this type

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1 MR. MAISTELMAN: You seem like you have
2 a lot of experience in the area. Is that true?

3 THE WITNESS: I have a lot of communica
4 - - Yes, I have a lot - - I've lived here since
5 1992, and I've lived in the near - - in the
6 Milwaukee area my whole entire life.

7 MR. MAISTELMAN: So you've actually
8 started - - you moved in after his store had
9 already been established, because he's been there
10 almost 20 years.

11 THE WITNESS: I've been banking at - -
12 at Maritime Savings, it was previously KK
13 Federal, for well over 25 years.

14 MR. MAISTELMAN: What would you - -

15 THE WITNESS: Before I lived in the
16 City of Milwaukee.

17 MR. MAISTELMAN: What would you
18 attribute these undesirables, I'm - - I'm
19 paraphrasing what you're saying, these people
20 that are causing you concern, what would you
21 attribute them to? Why are they there?

22 THE WITNESS: Why are they there?
23 Well, when - - when you have an establishment
24 that's selling liquor, as you do across the
25 street in that immediate area, you're going to

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1 of behavior in our neighborhood, and we're just
2 not going to stand for it.

3 MR. MAISTELMAN: So I - - I presume
4 that you seem like the type of person that would
5 call the police if you saw something going on.

6 THE WITNESS: Absolutely.

7 MR. MAISTELMAN: Okay. So you have - -
8 You can say under oath that you contacted the
9 police because of my client.

10 THE WITNESS: I can't say because of
11 your client, in particular, no.

12 MR. MAISTELMAN: Okay.

13 THE WITNESS: No.

14 MR. MAISTELMAN: That's what I - -
15 Thank you.

16 THE WITNESS: I'll tell you that I
17 belong with a network of people that will not
18 hesitate to contact community police liaison
19 officers and have done so on many occasions,
20 because that's what we're all about, watching out
21 for our community. Not only to fight crime but
22 to protect - -

23 CHAIRMAN BOHL: Ms. Block, thank you.

24 THE WITNESS: - - and pre - - preserve.

25 CHAIRMAN BOHL: Ms. Block, thank you.

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1 I - - Thank you. Alderman Zielinski.
 2 ALDERMAN ZIELINSKI: Just a couple
 3 brief questions. I know that you're very
 4 passionate about this because of your extensive
 5 involvement with Block Watches in - - in the
 6 community.
 7 THE WITNESS: Yes.
 8 ALDERMAN ZIELINSKI: And you care
 9 deeply about the community. Is that why you're
 10 here?
 11 THE WITNESS: Yes.
 12 ALDERMAN ZIELINSKI: Thank you very
 13 much. Thank you for coming. I appreciate it.
 14 MR. MAISTELMAN: Mr. Chairman, I - - I
 15 have Mapquest here. It's about a mile away from
 16 Humboldt Park.
 17 CHAIRMAN BOHL: Which - - Which is
 18 fine. And - - And I - - I think we gather that
 19 it's - - Ma'am, no. No, no, no, ma'am - - Ma'am,
 20 please. Okay. It - - You know, why is it that -
 21 -
 22 ALDERMAN ZIELINSKI: Mr. Chairman, I
 23 have Mr. Power here from DNS. I'd like to
 24 tes - -
 25 CHAIRMAN BOHL: I'm no going to

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1 call - - I'm not going to call him at this point.
 2 ALDERMAN ZIELINSKI: Okay.
 3 CHAIRMAN BOHL: You know what? I - -
 4 We did everybody plus ad nauseam, but do we have
 5 any other witnesses here in opposition?
 6 THE WITNESS: Opposition - - No, no.
 7 In favor.
 8 CHAIRMAN BOHL: All right. Any other
 9 witnesses in opposition from those in the
 10 audience? Okay. All right. We'll need to - -
 11 We'll need to swear you in. I'm certain that you
 12 were here. Those in favor - - Are there any
 13 individuals? We have stragglers. I do not want
 14 individuals showing up and providing testimony if
 15 you have not been sworn in. So if you want to
 16 raise your right hand, we'll swear you in. Go
 17 ahead.
 18 (Whereupon the witnesses were sworn.)
 19 CHAIRMAN BOHL: All right. Please
 20 proceed.
 21 THE WITNESS: I do not live in the
 22 area. I live blocks away from it, and maybe
 23 miles away. Dagoberto Ibarra is my name. I, B,
 24 like in boy, A-R-R-A. First name, Dagoberto, D,
 25 like in dog, A-G-O-B, like in boy, E-R-T, like in

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1 Tom, O. 2925 West National.
 2 I'm here to support this - - Mr. Singh.
 3 I originally negotiated with him, the lease of
 4 his restaurant to a Hispanic person, Guanajuato.
 5 I know for a fact that he rented the restaurant
 6 for two years, and a second three year option is
 7 now extended five years. Mr. Singh has spent
 8 well over the first four years of rent in advance
 9 to improve the restaurant. The hood was put in.
 10 Everything that had to be done - - had to be
 11 done, he spent well before the contract, well
 12 over the 30,000 dollars that I saw - - And I saw
 13 the bills, and we negotiated that way. I knew he
 14 wanted to improve the area, and that's how we
 15 started. Prior to, I went to District 2, I spoke
 16 to police officer sergeants, desk sergeants, to
 17 see what the area was, because it was an innuendo
 18 that this was full of creepy people like me.
 19 And, you know, undesirables like me, and like the
 20 ones that are here present. I think it's a shame
 21 that we go through this thing in this hearing. I
 22 think if you're going to put it in there, Mr.
 23 Chair, I think the ordinance should say, also, if
 24 not gender - - race and gender, because I think
 25 this is a race issue. I'm sorry, but I think

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1 personally this is a race issue. I am in favor
 2 of this individual who is working very, very
 3 hard. I was there. I patronize his
 4 establishment. I patronize his restaurant. I
 5 never see Mr. Zielinski spending a dollar in
 6 there. You know, and I go there pretty often.
 7 I'm sorry that it got to it, but this is a race
 8 issue. Thank you very much.
 9 CHAIRMAN BOHL: Mr. Ibarra, hold on.
 10 Questions by committee members? Alderman
 11 Zielinski?
 12 ALDERMAN ZIELINSKI: I - - I have no
 13 comments.
 14 CHAIRMAN BOHL: Thank you. Mr.
 15 Maistelman.
 16 MR. MAISTELMAN: He said everything I
 17 was going to say, but I didn't say, but I said
 18 last time.
 19 THE WITNESS: And thank you for letting
 20 them call me creepy.
 21 MR. MAISTELMAN: Could we have the next
 22 creep come up here and talk?
 23 CHAIRMAN BOHL: Mr. Maistelman.
 24 THE WITNESS: My name is Kanwar
 25 Jitsingh Bajwa. Last name, Bajwa, B-A-J-W-A. I

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1 don't live in that neighborhood. I live in
2 Germantown, but I'm a very senior member of Sikh
3 Temple of Wisconsin, which was in that
4 neighborhood. We recently moved to Oak Creek - -
5 Oak Creek. I have a very personal friendship
6 with Mr. Singh.

7 What we are discussing over here is we
8 - - we are describing the neighborhood. It looks
9 like it's a very, very rough, very non-civilized
10 neighborhood. I've personally seen people doing
11 urination right in front of Mr. Jesse's store.
12 And middle of - - in mid day at 12 o'clock. He
13 was waiting for the bus, and he was urinating.
14 We want to change the whole neighborhood, what.
15 It is a store. It's been a store being run by
16 the same person from last 20 years. What he
17 wants over here is just to add beer in the store.
18 Beer is available only about a 100 yards
19 distance. In this present economy if he can do
20 little better, will that be a problem for anybody
21 over here? I know, everybody has explained that
22 the neighborhood is bad. There is a prosecution.
23 Who brings the prosecution. It's the
24 neighborhood. Can we overhaul the neighborhood?
25 No, we cannot. As my - - I personally spoke with

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1 THE WITNESS: Thank you.
2 CHAIRMAN BOHL: Next witness, please.
3 THE WITNESS: Yeah, my name is
4 Saldivar, David J. I live at 2325 South Howell,
5 Lincoln Courts, the building that the - - the
6 tall building adjoined to AK. Yeah. Saldivar,
7 S-A-L-D-I-V-A-R, David J.
8 CHAIRMAN BOHL: Mr. Saldivar, please go
9 on.
10 THE WITNESS: Actually, I think it's a
11 really good idea. Economically, yes. I think -
12 - I've been living there for two years and one
13 month and one day now. And it's - - The Hub
14 store does have troubles. I don't know - - I
15 don't know if it's just the people or, you know,
16 bad people or not. Sometimes they panhandle in
17 the morning to catch the bus, but who don't - -
18 what liquor store don't. And that's about it.
19 Any questions or?
20 CHAIRMAN BOHL: Thank you for asking.
21 Questions committee members have?
22 MR. MAISTELMAN: No.
23 CHAIRMAN BOHL: Alderman Zielinski?
24 Mr. Saldivar, hold on moment, please.
25 ALDERMAN ZIELINSKI: If this

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1 the alderperson. He did show me a lot of places
2 where people have done, spent a lot of money.
3 But I didn't see any business over there. One of
4 them was the Sikh Temple. I see there's a lot
5 money spent, but no client. I ask where are the
6 people? Where are the patrons who are supposed
7 to be here? He said it's not the time. They'll
8 come later. There was a dental hospital, which
9 has been now, is a club or bar. Are we concerned
10 about the concentration? I've seen two nice
11 places change into a bar and clubs. Here, we are
12 just describing the neighborhood. It needs no
13 change. If Jesse can add a little extra in his
14 store, can make extra dollars, I think there
15 shouldn't be a problem for that. That's about
16 all.

17 CHAIRMAN BOHL: Thank you. Questions
18 by committee members of - - of this witness?
19 Alderman Zielinski, anything?

20 ALDERMAN ZIELINSKI: When - - When we
21 met and I took you on a tour prior - - Just - -
22 No questions, Mr. Chairman.

23 CHAIRMAN BOHL: Mr. Maistelman?

24 MR. MAISTELMAN: No, nothing, thank
25 you.

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1 establishment got a beer license, would you buy
2 beer there?
3 THE WITNESS: Yes, I would.
4 ALDERMAN ZIELINSKI: You would buy beer
5 there, okay.
6 CHAIRMAN BOHL: And, Mr. Saldivar, do
7 you currently buy beer at the place across the
8 street now or?
9 THE WITNESS: No. Last time I had a
10 beer was State Fair.
11 CHAIRMAN BOHL: So it's not something
12 that you do regularly.
13 THE WITNESS: Right.
14 MR. MAISTELMAN: One - - One - - Just
15 one quick question. Sir, has Jesse ever, when
16 you've been low on money or you need bus fare or
17 you needed something like socks or something from
18 his store, has he ever extended credit to you?
19 THE WITNESS: Yes, he has.
20 MR. MAISTELMAN: Thank you very much.
21 ALDERMAN ZIELINSKI: Mr. Chairman, one
22 last question.
23 CHAIRMAN BOHL: Last one.
24 ALDERMAN ZIELINSKI: So are - - are you
25 here because Jesse is your friend and your - -

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1 your a good loyal friend who remembers, you know,
2 people who help or are - - or are you here
3 because you're - - you're coming down here
4 because you feel that this is the best thing to
5 do for the neighborhood and it's going to improve
6 the neighborhood?

7 THE WITNESS: Actually - - I think it's
8 the best thing for the neighborhood, because I
9 received the letter in the mail.

10 MR. MAISTELMAN: I have no further
11 questions.

12 ALDERMAN ZIELINSKI: Okay. Thank you
13 very much.

14 CHAIRMAN BOHL: Thank you. Next
15 witness.

16 THE WITNESS: Hi. My name is John
17 Shelton, S-H-E-L-T-O-N. And I rent from Jesse
18 upstairs, 2303 South Howell. And Jesse has been
19 a good friend of mine for nine years. I live
20 there. And I can go down to the BP station down
21 by Beecher and there will be a panhandler there.
22 I can go to 13th and - - and Lincoln at the - -
23 the Citgo station and there will be a guy
24 panhandling there, or even a prostitute down
25 there on the street asking me to - - to go out

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1 with them. It - - It's all over Milwaukee. It
2 ain't just down on Howell. You know. I mean,
3 you can't just tagger - - tagger out one place.
4 Sometimes when I go to Aldi's to pick up a little
5 supply for Jesse, he asks me to do him a favor,
6 there will be - - there will be somebody over
7 there panhandling. I mean, how can you just
8 point out one little place, you know. And, I
9 mean, when you see somebody loitering out there
10 in front of Jesse's place, I mean, the Guanajuato
11 restaurant, they're a very busy place. That's a
12 nice establishment. There's people standing
13 outside waiting to get in for a seat. Them could
14 be the loitering people that these people are
15 seeing, you know. That's just about all I got to
16 say, you know, because what these other people
17 are saying is loitering is actually people
18 waiting to get into the restaurant most of the
19 time. And I know there's kids running around in
20 the neighborhood, too, but - - That's all I got
21 to say.

22 CHAIRMAN BOHL: One moment, Mr.
23 Shelton. Questions, committee members? Alderman
24 Zielinski, anything?

25 ALDERMAN ZIELINSKI: No, thank you.

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1 CHAIRMAN BOHL: Thank you, sir. Next
2 witness. Sir, have you been sworn in?

3 THE WITNESS: Yes.

4 CHAIRMAN BOHL: You have then, okay.
5 Your name and your address, please?

6 THE WITNESS: My name is Satwant Singh
7 Kaleka.

8 CHAIRMAN BOHL: You're going to have to
9 spell that for the Court Reporter.

10 THE WITNESS: Yes. I can go slow.

11 Satwant Singh Kaleka. Kaleka is last name. K-A-
12 L-E-K-A, Kaleka. And present since 1996 up to
13 now, and the person was speaking two minutes ago,
14 Mister, when he was Chairman, we teach in our
15 church. Don't speak light. But I saw the
16 people, gentleman, who was raising their hands
17 and they're speaking light. The person who
18 bought 441 East Lincoln from us, we sold him
19 175,000 dollars property. He was talking
20 millions here. Two minutes ago you were
21 listening millions, millions. Second thing,
22 applicant friend, also, but he - - I did talk to
23 him on simple basis that wasn't - - Mr. Singh, he
24 has five, six children. He a lot of children.
25 He came over here to work. He did not come over

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1 here to just ask the - - any financial aids or
2 anything like that. We don't raise our people or
3 community to - - we raise the people who can work
4 hard. That's the main thing they can say. But
5 after that, he has - - Mr. Zielinski has out of
6 my neighborhood, is where my other gas stations
7 are, and to his property, also. We are thinking
8 Alderman Zielinski should give the license to
9 every person. He should not say - - He should
10 not oppose the people. We know how to work hard,
11 and the people are just working hard. If there
12 is any complaint, he can bring to me, we will try
13 to fix that complaint, sort of calling to my
14 judgment.

15 Parshotam, he is trying to spend a lot
16 of money already, out of - - beyond his limit. I
17 know his location, but he was spending money,
18 what he - - he asking, and according to my way,
19 he should get a small license. There is no big
20 license. In the same neighborhood which we were
21 running the church, 441 East Lincoln, there were
22 three licenses have been gone. The one gentleman
23 from my community, Indian community, he was
24 running, the gentleman speaks - - I sold the
25 property 150,000 dollars. He lost his liquor

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1 license. He was no persons coming into this
2 neighborhood. People are highly prejudice. The
3 gentleman bought that property, 150,000 dollar he
4 lost, and he's gone. And now, Parshotam is
5 trying to do as much as work hard he can do, the
6 things he's going to do. And from my side, he
7 should be granted. If you have any questions,
8 you can ask me questions, please.

9 CHAIRMAN BOHL: Questions committee
10 members have? Alderman Zielinski, questions?

11 ALDERMAN ZIELINSKI: Sir, do you feel
12 that anybody who wants a liquor license should be
13 given one because of the bad economy and that
14 will help them and their family?

15 THE WITNESS: According to me, there is
16 no bad economy. Economy make it bad. When we
17 don't work hard, economy becomes bad. Tony
18 Zielinski, he - - When he sold the property, 441
19 East Lincoln, and there is we - - we could - -
20 there should be no liquor license. But on their
21 property, two months we - - we are selling the
22 property, Maple - - Sugar Maple, something where
23 they making computer. The people are calling me
24 from Chicago, that you have no money and you
25 people are so broke, and why you selling the

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1 give the license to him.

2 ALDERMAN ZIELINSKI: Okay.

3 MR. MAISTELMAN: Can I help you with
4 that, Alderman?

5 ALDERMAN ZIELINSKI: Yeah, can you help
6 me with it?

7 MR. MAISTELMAN: You support Mr. Singh
8 to get a liquor license. Correct?

9 THE WITNESS: Yes, please.

10 MR. MAISTELMAN: Okay. That's it.

11 ALDERMAN ZIELINSKI: Well - - That's
12 not my - -

13 MR. MAISTELMAN: But - - But do you
14 support anybody else in the area getting a liquor
15 license? Is that what you're - -

16 THE WITNESS: There is already - -
17 There are two, three licenses in the area. None
18 that - - The woman who was speaking, LuLu.

19 ALDERMAN ZIELINSKI: The reason why I
20 ask you this, sir.

21 CHAIRMAN BOHL: One - - One too many
22 people is speaking.

23 ALDERMAN ZIELINSKI: Sir, the reason
24 why I asked you this question is one of your - -
25 your partners, Mr. Bajwa, came and told me to

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1 church? I said I don't sell the church, but the
2 Alderman, the condition of the - - Alderman help.
3 They put this advance for the public, that we are
4 making the Sugar Maple here and this and that. I
5 called you on that day, same time, that I'm
6 getting trouble. I'm bringing down community. I
7 have to go to California. But the problem, when
8 I call you next day, and I - - the property any
9 time.

10 ALDERMAN ZIELINSKI: Okay. But - - But
11 I'd like to know, I mean, do you feel anybody
12 that wants a liquor license should be granted a
13 liquor license?

14 THE WITNESS: This was a something or
15 some condition to the - - to you that day, that
16 you will be giving the license to the same
17 gentleman that day.

18 ALDERMAN ZIELINSKI: No, I mean - -

19 THE WITNESS: According to my way.

20 ALDERMAN ZIELINSKI: Okay. I'm not
21 sure. And I apologize. I don't understand you.
22 Do you feel anybody that wants a liquor license
23 should be given a liquor license? Yes or no?

24 THE WITNESS: If there is already a
25 liquor license, yes. He should - - You should

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1 support everybody. I took him to a liquor store
2 where there is somebody next door to him who
3 owned a Quikmart that wanted to have a full
4 liquor license, and he said, no, I don't support
5 this person because he's not his friend. So, you
6 know, I want to know if - - if that's your
7 position, too. Because I can't - - I have to be
8 in the business of supporting what's in the best
9 interest of my district, not what's in the best
10 interest of your friends. Thank you.

11 CHAIRMAN BOHL: Go ahead.

12 THE WITNESS: Hi, my name is Diane
13 Semanko, S-E-M-A-N-K-O. I live at 2325 South
14 Howell. It's the high-rise next door to this
15 store, AK.

16 CHAIRMAN BOHL: Um-hnh.

17 THE WITNESS: The store, Jesse's store,
18 I've known Jesse for ten years, and I have
19 noticed and known that the services that Jesse's
20 store provides is an asset to the community. We,
21 the community, people in the community would not
22 be able to afford not having the services that
23 Jesse provides. I can have more than a handful
24 of different services, besides groceries and
25 cigarettes, that Jesse's store provides for the

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1 people.
2 As far as having a liquor license,
3 people are going to buy beer or liquor no matter
4 where they are. It don't matter what store they
5 go to, they're going to get it one way or the
6 other. So, you know, if -- if Jesse gets the
7 license, that would just be another asset added
8 on to the -- the AK store. As far as having
9 panhandlers and people outside around the -- the
10 building, has nothing to do with Jesse. There
11 are people that are going to do what they're
12 going to do. Jesse owns the store. He takes
13 care of what's inside the store. There's never
14 any problem inside the store. So, that's about
15 all I got to say.
16 CHAIRMAN BOHL: Thank you. Questions
17 committee members may have of this witness?
18 Alderman Zielinski?
19 ALDERMAN ZIELINSKI: Thank you, Mr.
20 Chairman. So basically you feel that it doesn't
21 matter, we could just basically -- we should
22 just give everybody who wants a liquor license a
23 liquor license then, if they're going to get it
24 anyway through one means or another?
25 THE WITNESS: I -- I can't answer

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1 that. I don't know. I --
2 ALDERMAN ZIELINSKI: You said they're
3 going to get it one way or the other, so the
4 logical extension of that --
5 THE WITNESS: Well, yes, they will go
6 in one way or the other, yeah, but --
7 ALDERMAN ZIELINSKI: So --
8 THE WITNESS: -- it's not like I'm
9 going to go -- go close down ten of the -- ten
10 different places where they have a -- a liquor
11 license. I mean.
12 ALDERMAN ZIELINSKI: So, basically, you
13 know -- you know, and I'm not being facetious --
14 --
15 THE WITNESS: No, I'm not -- I would
16 not -- I would not say every place should have a
17 liquor license.
18 ALDERMAN ZIELINSKI: Okay. But I'm
19 just having a little trouble following your
20 reasoning if you say we should let him have it.
21 Because, you know, people are going to get a hold
22 of liquor one way or the other, why doesn't that
23 apply to other people --
24 THE WITNESS: Because they're not
25 filing for a license.

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1 ALDERMAN ZIELINSKI: No, but anybody
2 that would file for a license.
3 THE WITNESS: Well, then I would go to
4 court and have to see if I agree with them or
5 not. I mean, you know --
6 ALDERMAN ZIELINSKI: Okay.
7 THE WITNESS: I don't know.
8 ALDERMAN ZIELINSKI: Okay.
9 MR. MAISTELMAN: I have no further
10 questions.
11 ALDERMAN ZIELINSKI: I'm not finished,
12 Mr. Chairman.
13 MR. MAISTELMAN: Oh, sorry.
14 ALDERMAN ZIELINSKI: Okay. You said
15 he's a real asset to the community and there's
16 stuff there that you can't get anyplace else. So
17 he sells --
18 THE WITNESS: I didn't say you can't
19 get it anyplace else, but he is in the
20 neighborhood. That's a store in the neighborhood
21 that it is an asset to the people.
22 ALDERMAN ZIELINSKI: Across the street
23 a few feet from him you have The Hub market that
24 already has beer, and it's actually a much larger
25 store than what he has. How is it going to help

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1 -- help you if -- if -- if you already can get
2 the stuff at The Hub market?
3 THE WITNESS: Okay. That has nothing
4 to do with me as far as Hub is concerned. I
5 don't shop there. So, I only shop there if it's
6 like emergency, like if Jesse doesn't have what --
7 what I want, I'll go over there and get it.
8 ALDERMAN ZIELINSKI: Jesse is your --
9 your friend?
10 THE WITNESS: He's a neighbor, a good
11 friend, neighbor, yeah.
12 ALDERMAN ZIELINSKI: Okay. And the
13 last question is, you talk about he's an asset to
14 the community, and it sounds like you're really
15 concerned about the community. Can you share
16 with -- with the committee and people here, what
17 activities have you been involved in the
18 community? Are you active in the Block Watch in
19 the area? Are you active with the Bay View
20 Neighborhood Association or any of the other
21 entities that have been very active in promoting
22 the betterment of the community?
23 THE WITNESS: Not outside of the
24 apartment building that I live in. I was Vice-
25 President of the RO at Lincoln Court.

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1 ALDERMAN ZIELINSKI: But nothing
2 outside your building.
3 THE WITNESS: Nothing outside, no.
4 ALDERMAN ZIELINSKI: Thank you.
5 CHAIRMAN BOHL: Why is that - - Why
6 does that make me think that from that look that
7 it elicited now a question that you had - -
8 didn't have before?
9 MR. MAISTELMAN: I have no further
10 statements or questions.
11 CHAIRMAN BOHL: Okay. all right.
12 MR. MAISTELMAN: I got that look.
13 CHAIRMAN BOHL: Thank you, ma'am.
14 MR. MAISTELMAN: That Jim Bohl look.
15 CHAIRMAN BOHL: Thank you. Next
16 witness. And you can pull the microphone down
17 here.
18 THE WITNESS: Hi, my name is Denise
19 Schlieve, S-C-H-L-I-E-V, as in Victor, E. I live
20 at 1943 South 12th Street, but I used to live in
21 the Bay View area, and I did frequent Jesse's
22 store. I still frequent his store, probably four
23 or five times a week. I've never noticed any
24 loitering now, and I don't even live - - I have
25 to drive to go there. I never see people hanging

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1 outside. I see myself, personally, the problems
2 coming from the apartment building, I would say,
3 to the south of the store. That's where I see
4 the problems. I don't know anybody over there.
5 As far as that Hub store, that store had nothing
6 but problems when I lived there years ago. But
7 the people that go in there, I would never go to
8 that store. And Jesse is a very good person. He
9 - - I don't get credit from him. I have never
10 had to get credit. But the way he is, he knows
11 my children. You know, they grew up over there.
12 That's why I go back, because the way Jesse
13 treats his customers. He has a lot of respect
14 for the people around him.
15 ALDERMAN ZIELINSKI: Mr. Chairman.
16 CHAIRMAN BOHL: Alderman Zielinski.
17 ALDERMAN ZIELINSKI: You mentioned that
18 he has a lot of respect for the people around
19 him.
20 THE WITNESS: Yes.
21 ALDERMAN ZIELINSKI: So you feel that
22 the condition of - - of the building shows his
23 respect for - - for the neighborhood, and that
24 looks fine.
25 THE WITNESS: I see Jesse - -

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1 ALDERMAN ZIELINSKI: That's okay - -
2 THE WITNESS: - - has done a lot of
3 improvements with that building. I think you're
4 not being fair to him. I think you are picking
5 on him.
6 ALDERMAN ZIELINSKI: Okay.
7 THE WITNESS: That is my personal
8 opinion.
9 ALDERMAN ZIELINSKI: Okay.
10 THE WITNESS: I don't see you picking
11 on Hub market.
12 ALDERMAN ZIELINSKI: Okay. Can you
13 please answer the question. The question was, do
14 you think the present condition of his building
15 with the graffiti, the outside storage, the
16 crooked signs in the window, and the bars on the
17 doors with the padlocks, do you think that that
18 is showing respect for the community?
19 THE WITNESS: He's improving, and that
20 was answering your question. You're nitpicking.
21 ALDERMAN ZIELINSKI: You answer - -
22 Could you please - - I'm nitpicking - -
23 THE WITNESS: It's nothing that he
24 can't fix in two seconds, though.
25 ALDERMAN ZIELINSKI: Thank you.

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1 THE WITNESS: You're not - -
2 ALDERMAN ZIELINSKI: Thank you very
3 much. I appreciate it.
4 CHAIRMAN BOHL: Just beware, fear the
5 type of response you get. You may not want to
6 answer the question.
7 ALDERMAN ZIELINSKI: I got the answer I
8 wanted, Mr. Chairman.
9 CHAIRMAN BOHL: Mr. Maistelman. Yeah.
10 ALDERMAN ZIELINSKI: It was clear that
11 doesn't bother her.
12 CHAIRMAN BOHL: Mr. Maistelman.
13 MR. MAISTELMAN: Ma'am, has - - has
14 Jesse ever extended credit to you?
15 THE WITNESS: No, I've never - -
16 CHAIRMAN BOHL: We don't need to get
17 into that, Mr. Maistelman.
18 THE WITNESS: I'm sure he would, but
19 I've never needed it.
20 MR. MAISTELMAN: Thank you.
21 CHAIRMAN BOHL: Were there any
22 questions committee members had? Okay, thank
23 you. Thank you, ma'am. Is there anybody else
24 who hasn't provided testimony last time that
25 wishes to do so?

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1 THE WITNESS: Hello, my name is
2 Patricia Poe. The last name is P-O-E. I live at
3 345 East Smith Street. And I stay in the
4 community, too. I also know the guy who works in
5 the store. I go there frequently, of course,
6 every day. So I don't have very - - I don't have
7 very much to say. So if you have any questions
8 for me, I'll be glad to answer.

9 CHAIRMAN BOHL: Thank you. And you - -
10 you do support the license, though.

11 THE WITNESS: Yes, I do.

12 CHAIRMAN BOHL: Questions committee
13 members may have? Alderman Zielinski?

14 ALDERMAN ZIELINSKI: I take it, Mr.
15 Singh is a friend of yours, as well?

16 THE WITNESS: Yes, he is.

17 ALDERMAN ZIELINSKI: And does he ever
18 extend credit to you or bus passes or anything?

19 THE WITNESS: No. No.

20 ALDERMAN ZIELINSKI: Okay. Thank you
21 very much.

22 THE WITNESS: Okay.

23 THE WITNESS: Hello. My name is
24 Starella Frye. The last name is F-R-Y-E. I have
25 - - I was born and raised in Bay View. So I've

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1 the new stuff that came there has brought a lot
2 of improvement there. It has changed a lot.
3 I - - You know, I thank God for that, you know.
4 And I like a decent nice neighborhood there,
5 because I grew up there. I raised my children
6 there. I'm raising my grandkids there. I mean,
7 there's problems all around in that neighborhood,
8 but then there's places there ain't, you know.
9 And I do appreciate all the people that did come
10 there and bring all new stuff there, and, you
11 know, improve the neighborhood, too. And it just
12 isn't Jesse's fault that all these people are out
13 there. I mean, it might be a little bit, but
14 then it ain't. You know what I'm saying? You
15 - - Sometimes you got to be in the store and you
16 can't control everything outside. Sure, you can
17 at times. Sometimes you can't. And it happens
18 everywhere. I have it out in front of my house.
19 And I live at 2508 South Burrell.

20 CHAIRMAN BOHL: 2508 South?

21 THE WITNESS: Burrell.

22 CHAIRMAN BOHL: Burrell, with a B.

23 THE WITNESS: Yes. And it took me a
24 lot to get, you know, right there, right where I
25 live, it took me a lot of doing to get the people

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1 seen the ups and downs of Bay View. And it's
2 not, you know, I know there's good and bad people
3 over that hang by the store over there, but they
4 do it by Hub's. I have no complaints about Jesse
5 or his store. I think he should get the license,
6 but we do have a lot of problems over in that
7 area. But there is like where the LuLu's and
8 Hub's is by the alley over there, there is a lot
9 of problems. I see like they have these specials
10 at the restaurant over there at LuLu's, and it
11 gets real crowded like with bikers and stuff, and
12 they come up and down the alley there on
13 Robinson. I mean, they're complaining about
14 Jesse's store. We have problems there, too, you
15 know, because my grandson plays over there. You
16 got these people flying through the alley over
17 there by the restaurant and stuff, so there's
18 really, you know, no difference. There's
19 loitering there. There's loitering, you know,
20 because there's a lot of people there. There's
21 loitering by the Mexican restaurant. There's
22 loitering by the bar across the street. There's
23 loitering by Hub. It's everywhere.

24 I grew up there, so I know, you know, I
25 mean, the neighborhood is, I can say, a lot of

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1 that used to live downstairs from me out of
2 there. Because they were bad, you know. It's
3 just hard. You can't just blame one place that
4 it's happening in. You know, it happens
5 everywhere.

6 CHAIRMAN BOHL: Ms. Frye, how close is
7 - - is Burrell to this location?

8 THE WITNESS: I'd say six blocks. Six
9 blocks, yeah.

10 CHAIRMAN BOHL: Okay. Very good.

11 Thank you. Questions committee members may have?

12 ALDERMAN KOVAC: Mr. Chair. You said
13 bikers at Cafe LuLu's, was that motorcycles or
14 bicycles? Just curious.

15 THE WITNESS: They have like - - They
16 have like, yeah, yeah, yeah. Yeah. I mean, it's
17 - - I'm going to tell you right now. I grew up
18 in that neighborhood.

19 CHAIRMAN BOHL: Sir.

20 THE WITNESS: It's ter - - When they
21 have that there that night, that's the only night
22 I'm complaining about. It's terrible.

23 ALDERMAN KOVAC: That's motorcycles.

24 THE WITNESS: They fly up and down them
25 alleys, the parking lot, the streets. My

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1 grandson plays not just in one spot.
2 ALDERMAN KOVAC: They have a special
3 particular night of the month?
4 THE WITNESS: Yeah, they have a special
5 there. I think it's once a week.
6 ALDERMAN KOVAC: Once a week.
7 THE WITNESS: Yeah. Because my son
8 lives right behind there. So, I go over there a
9 lot. And I actually grew up on Robinson. And
10 that particular alley right there, behind Hub's
11 and stuff, it - - that is like by Hub's is a bad
12 alley there. It's been all my - - since I grew
13 up there, you know. They do have, you know,
14 people over in that alley right there that are
15 bad, you know, drug addicts. And I've seen it,
16 you know. I mean, we grew up there.
17 ALDERMAN KOVAC: Thank you.
18 THE WITNESS: Thank you.
19 CHAIRMAN BOHL: Other questions
20 committee members may have? Alderman Zielinski?
21 ALDERMAN ZIELINSKI: Yes, Mr. Chairman,
22 I have a couple questions. Ma'am, have you ever
23 testified before this - - this committee or any
24 other City committee?
25 THE WITNESS: No.

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1 ALDERMAN ZIELINSKI: Okay. Have you
2 ever been involved in any Block Watch group or
3 any community activity in the area to - -
4 THE WITNESS: I - - I do like - - Okay,
5 because I do talk to the guy that lives across
6 the street from me. He is like a leader Block
7 Watch guy. His name is Larry. And he had even
8 told my, you know, my landlord that I am - - I am
9 a big improvement of the neighborhood myself, so -
10 -
11 ALDERMAN ZIELINSKI: Okay. Right, no,
12 and I - - I certainly understand and appreciate
13 it. I just want to know if you're - - if you're
14 an active member of a Block Watch.
15 THE WITNESS: No, I - -
16 ALDERMAN ZIELINSKI: Okay. Have you
17 been - -
18 THE WITNESS: I offered to join it,
19 but - -
20 ALDERMAN ZIELINSKI: Okay. Have you
21 been involved in any other, you know, community
22 organizations to - - to improve the area?
23 THE WITNESS: Like the neighborhood and
24 help - - I help like the elderly around their
25 houses.

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1 ALDERMAN ZIELINSKI: Organizations.
2 Have you been involved with any organizations?
3 THE WITNESS: No.
4 ALDERMAN ZIELINSKI: Okay. And so,
5 what - - what was the reason why you came down
6 here today? Because you're Mr. Singh's friend?
7 THE WITNESS: I grew up in the
8 neighborhood and I've known him all my life.
9 ALDERMAN ZIELINSKI: Okay. Because I
10 was just trying to wonder, if you've never
11 testified before the City before and you haven't
12 been involved with any formalized groups that
13 have been designed to promote the betterment of
14 the neighborhood, would be your primary reason
15 for coming down today, and I would - - I would
16 believe that, Mr. Singh, you're a loyal friend,
17 he's a friend of yours and you're coming down
18 here to help him.
19 THE WITNESS: I'm going to tell you
20 right now, I don't even really shop in his store.
21 He can even tell you that. He's seen me in there
22 a couple days ago. Basically, because I live
23 further down.
24 ALDERMAN ZIELINSKI: Right.
25 THE WITNESS: And I only go down there

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1 once in a while when my grandkids want to go, you
2 know, I got little grandkids, to get candy and
3 stuff, you know.
4 ALDERMAN ZIELINSKI: Okay. Thank you
5 very much. Thank you.
6 THE WITNESS: Hi. My name is Julie
7 Howard. I live at 3530 East Tesch Avenue,
8 Cudahy. I previously lived in Bay View for 15
9 years in the same house across the street from
10 Jesse, up the block on Smith Street and Howell.
11 I've never had a problem with the area, as far as
12 going to the store. I raised both my boys there.
13 I'm in favor for him to get a liquor license and
14 expand his store, because it benefits him for his
15 business, and he's a wonderful person. He's good
16 to everybody. There's problems in the whole
17 neighborhood. There's liquor all over. There's
18 a store across the street. There's bars down the
19 block. I mean, there's liquor in the whole
20 neighborhood, and there's people that will be
21 drunk, and it's just all over the neighborhood,
22 and it's not pointing out to his store that's the
23 main cause of all the problems either. It's - -
24 It could be the neighborhood, and it - -
25 CHAIRMAN BOHL: Now if I may - - Ma'am,

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1 if I may cut you, please. And I apologize for
2 that. You see what I'm talking about when I'm
3 talking about redundant testimony. I mean - -
4 THE WITNESS: Okay.
5 CHAIRMAN BOHL: You could just say that
6 you substantially agree, unless there's something
7 else.
8 THE WITNESS: I just support him, and
9 that's about it.
10 CHAIRMAN BOHL: Because we - - we are -
11 - I mean, you are like about the third person in
12 a row who has gone on, and I understand why, but
13 we are getting to the same testimony over and
14 over again. We are probably at hour - -
15 THE WITNESS: Okay.
16 CHAIRMAN BOHL: Ma'am, if I may finish
17 with my just two cents here, please. And I'll
18 apologize in advance. So - -
19 THE WITNESS: Okay.
20 CHAIRMAN BOHL: - - could you please.
21 We are probably at about hour five or six right
22 now, six hours of testimony on this. And we're
23 - - It's the same thing over and over again, so
24 is there anything else that - - that you have to
25 add?

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1 THE WITNESS: Not really. That's all I
2 have to say.
3 CHAIRMAN BOHL: Thank you. And I
4 appreciate your coming down here. I really do.
5 THE WITNESS: Thank you.
6 CHAIRMAN BOHL: Any questions committee
7 members have? Alderman Zielinski?
8 ALDERMAN ZIELINSKI: Okay. You
9 presently live in Cudahy. Correct?
10 THE WITNESS: Yes, I do.
11 ALDERMAN ZIELINSKI: So are you - - you
12 coming down here because you want to help Jesse
13 or you - - you're coming down here to testify
14 because you feel it's critical to help turn that
15 neighborhood around, get a beer license there.
16 Even though you live in Cudahy?
17 THE WITNESS: Well, yeah, and I am
18 actually moving back to the same area.
19 ALDERMAN ZIELINSKI: So - - So are - -
20 are you here because of Jesse, you want to help
21 him, or are you - -
22 THE WITNESS: I'm here because I am in
23 favor for him to get a liquor license so he can
24 expand his store to have a better business,
25 because he's a good person. That's why I'm here.

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1 ALDERMAN ZIELINSKI: Okay. And do you
2 have any problems with the present condition of
3 the building with regard to the - -
4 THE WITNESS: Well, from what I see
5 it's been improved. It's painted nicely. He put
6 a fence up in the front. That's what I see.
7 ALDERMAN ZIELINSKI: Okay. So - - So
8 right now you don't see the crooked signs in the
9 window, the dirty windows, the - - the carts
10 thrown outside, the graffiti on the - - on the
11 box, the barred doors, the padlocks. You don't
12 see that or it doesn't bother you?
13 THE WITNESS: As far as the padlocks
14 and that, I think it's safe for a store in what
15 he does, you know, to - - to secure his store
16 it's safe for him.
17 ALDERMAN ZIELINSKI: So basically, you
18 know, to make a long story short, the condition
19 of his building right now is no problem to you.
20 Correct?
21 THE WITNESS: Well, he could improve it
22 if he would like, and he would, you know, from
23 what I've seen, he did improve it. It's painted.
24 He put a fence.
25 ALDERMAN ZIELINSKI: Thank you.

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1 THE WITNESS: And stuff like that.
2 CHAIRMAN BOHL: Okay. Mr. Maistelman.
3 MR. MAISTELMAN: Moving right along.
4 Thank you.
5 CHAIRMAN BOHL: Okay. Sir, did you
6 testify last time?
7 THE WITNESS: Yes, I did.
8 CHAIRMAN BOHL: Okay. I'm not going to
9 allow you - -
10 MR. MAISTELMAN: Unless he has new
11 testimony from now until then. I don't know if
12 he - -
13 CHAIRMAN BOHL: Can you - -
14 THE WITNESS: No, nothing relevant.
15 CHAIRMAN BOHL: We do have you on the
16 record. We do appreciate that. Any - - Any
17 other individuals who - - Alderman Zielinski?
18 ALDERMAN ZIELINSKI: Yes, I have a
19 police officer here that is here to testify on a
20 particular property in my district. There was
21 two people here that testified from 2149 South
22 Woodward, and immediately after that testimony I
23 got calls from people active in the Block Watch
24 on that street saying that that's the house that
25 we've had complaints about with drug dealing, and

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1 we've had the cops over there on numerous
2 occasions. I contacted 2nd District Police
3 Station and they corroborated the fact that
4 they've been there on numerous occasions with the
5 Anti-Gang Unit, and I think that I want to get
6 that critically on the record, because there was
7 talk about drug dealing and some other issues
8 like that at that property, and I call into
9 question anybody that comes down to testify for
10 someone when we have on record that there's been
11 numerous police stops at that property and
12 complaints from the Neighborhood Block Watch,
13 people on that Block Watch, about problems with
14 that property with drug activity and so forth.
15 So the police officer is here, if you want to ask
16 the police officer any questions. But I feel
17 it's important for the previous testimony at the
18 last meeting to have that entered - - entered
19 into the record.

20 CHAIRMAN BOHL: Let me try to - - Hold
21 on, Mr. Maistelman, if you could. Let me try to
22 just talk to two committee members here, and - -
23 and let you know or try to translate that.

24 There was a supporter of the license
25 last time who came forward and testified that she

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1 neighborhood that are problematic may be
2 individuals who are customers of - - of this
3 store. They could be customers of Maritime Bank,
4 as well, too. You know - -

5 MR. MAISTELMAN: Unless the officer - -
6 CHAIRMAN BOHL: I realize that they did
7 come and testify in support of this license, and
8 - - and Maritime Bank isn't - - isn't applying
9 for a license. But, again, I - - I don't know -
10 - I think we take ourselves sort of a step away
11 from what is at hand here and start making the
12 focus on that particular establishment more of
13 the emphasis as opposed to this license. And
14 that's just why I have concerns about that. Mr.
15 Maistelman, if we keep it brief.

16 MR. MAISTELMAN: I just - - I want to
17 commend the committee. Because typically, and
18 especially in courts, you don't want to have a
19 mini-trial on a totally different issue. If the
20 officer was here to testify that he witnessed
21 some crime being committed at my client's store,
22 that's one thing. But, you know, whether a
23 witness committed a crime someplace else and what
24 they said, I think you need to bring the witness
25 back so we could cross-examine the witness. I

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1 supported the license. Alderman Zielinski is
2 indicating is a source of a drug complaint where
3 it was corroborated that there was drug dealing.
4 He wants us to hear from the officer to, I guess,
5 undermine the credibility of one of the
6 supporters of the establishment and say there's
7 been complaints about drug dealing. Here are one
8 of the supporters of the establishment has a
9 place that the police department will deem a
10 known drug house. Is that relevant to hear?
11 Because I personally at this point would say no.
12 In terms of this particular liquor license.

13 ALDERMAN HAMILTON: I would agree with
14 that.

15 ALDERMAN KOVAC: I'll defer to your - -

16 ALDERMAN ZIELINSKI: It was two, Mr.
17 Chairman. Not one person, two from that address.

18 CHAIRMAN BOHL: Two individuals from
19 that address. Okay.

20 ALDERMAN ZIELINSKI: I just want to - -

21 CHAIRMAN BOHL: And I - - And - - And
22 your - - I mean, your comments are noted for the
23 record, and you can say that - - that there have
24 been - - What I will accept is, is that, perhaps,
25 you know, some of the things that go on in that

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1 think it's just - - it goes off on a tangent. So
2 I - - I would agree with the committee's
3 decision.

4 CHAIRMAN BOHL: All right. With that,
5 I - - I think that we are - - we are - - have - -
6 we have exhausted our testimony here. What - -
7 What I'm going to allow here is a - - a brief
8 closing here from - - from Alderman Zielinski and
9 then, Mr. Maistelman. Alderman Zielinski, if you
10 want to just - -

11 ALDERMAN ZIELINSKI: Mr. Chairman. The
12 people that Mr. Singh had come down and testify,
13 people that live in Cudahy, people who live in
14 Germantown, and then the people that he did have,
15 you know, from the area are people that are his
16 - - that have acknowledged they are his good
17 close friend. I've never seen him involved in
18 any community events or community organizations,
19 you know, to help improve the neighborhood.
20 They're here because they're his friend. And I
21 respect that. I admire loyalty and so forth.

22 But the people that - - that I had come
23 down here are people that have a long, long, long
24 history of working to improve that neighborhood
25 in terms of Block Watches, the Bay View

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1 Neighborhood Association, various, you know,
2 Block Watches. I've had people that have been
3 investors in the area, people that own
4 businesses. You've -- You've heard from some of
5 the major businesses that have stuck millions of
6 dollars in that area.

7 You've heard testimony from the
8 Southeast Comprehensive Plan rep --
9 representative, that this is not an appropriate
10 location for -- for a licensed premises. We put
11 tremendous amount of work and effort in putting
12 that Southeast Comprehensive Plan together. It
13 was put together by the stakeholders in that
14 community, residents, business owners, and so
15 forth. And I made it very clear that this is not
16 something that is consistent. That is completely
17 objective. We at the Common Council approved
18 that Southeast Comprehensive Plan. We had the
19 representative come down here and testify that it
20 is not consistent with the Comprehensive Plan
21 from the area. It's not appropriate for this
22 particular area.

23 And we heard all these wonderful
24 stories about what he's going to do to improve
25 the building. All I hear -- All I've heard is

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1 says, no, they're not out there right now.
2 That's when I presented this picture that was
3 taken by my assistant this morning. Not only are
4 they out there, there's even more out there.
5 This is the type of stuff I've been dealing with
6 here. I don't -- He, again, he's a nice guy,
7 but for some reason there's just no follow
8 through on -- on concerns that I've brought to
9 him in the past, and I fully expect, since he
10 doesn't know how to operate this business in a
11 manner that's, you know, conducive to the
12 neighborhood, giving him a beer license is like,
13 you know, shoot -- you know, shooting yourself
14 in the head. This makes no sense, whatsoever.

15 I think, you know, in closing, those
16 pictures speak for itself right there. You know,
17 there's no businesses that have bars and their
18 doors with padlocks. We work very hard -- Bay
19 View, you've heard the testimony, is going in a
20 very positive direction. We've got people
21 investing, coming into the area. See the future
22 of this area. Spending enormous amounts of
23 money, bringing good businesses to the area.
24 It's -- Let me tell you. Bay View is one of the
25 safest areas in the City of Milwaukee,

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1 promises and promises. He's got a license up for
2 -- right now. You think he'd do something about
3 his -- his building. That's why I -- I took
4 those pictures. So you get a true flavor of what
5 that building looks like. Imagine how it looked
6 like before he was coming for a license. Because
7 he's actually been trying to make it look a
8 little bit nicer, and he still -- it still looks
9 like that. He testified before the committee,
10 and I will be happy to go with the Court Reporter
11 to -- to get the transcript here. I asked him
12 point blank if he has any graffiti on his
13 building, and he said, no, he did not have any
14 graffiti on his building. Showed him copies of
15 the graffiti. Now let's say he didn't know about
16 it. What kind of operation does he run does he --
17 -- if he doesn't even know that he has graffiti on
18 -- on his property. Okay. Then, they said, oh,
19 the -- the carts. Then I asked him again, I
20 said, you know, here's the outdoor storage of
21 carts, which is a violation. He says, oh, we
22 have somebody down on Friday to pick them up. So
23 I asked him again point blank, are there no carts
24 there right now? He testified, and you can look
25 at the transcript when we read this later, he

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1 statistically. You can look at the statistics.
2 Okay. But around this type of business, when you
3 have a business that looks like that, you're
4 going to have problems. I've got so many
5 constituents, there's a number of constituents
6 that had to leave. They took time off from their
7 work, but they had to get going, that didn't, you
8 know, have the opportunity to testify. So many
9 of my consti -- They won't go anywhere near
10 there. They won't go and shop in there. How is
11 giving this place a beer license going to help
12 better that, you know, that neighborhood? If we
13 give them a beer license, we should give
14 everybody a beer license, because there's no
15 standard. You look at the pictures. You look at
16 the, you know, the Comprehensive Plan. You look
17 at all this stuff.

18 Going back to Alderman Pawlinski, Mr.
19 Chairman, you mentioned Alderman Pawlinski, and
20 he -- how he passed an Ordinance relating to
21 these, you know, barred doors. There's a reason
22 why he passed that Ordinance. Because that's the
23 image those doors, you know, project in an area
24 here. That's not the image that we're attempting
25 to project in this area here. We're moving in a

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1 very positive direction. To grant a liquor
2 license to an operation with this - - with this
3 record is - - is - - would be setting us back.
4 And a number of people have mentioned that. This
5 would be setting that area back.

6 You know, and I know that there's
7 politics and there's stuff going on behind the
8 scenes here. But I'll tell you, each and every
9 one member of this committee, you know, I've
10 always worked to help you and to help our
11 districts be the best that they can be. I base
12 my decision on what's best for our districts. We
13 have an oath that we took to do the best thing
14 that we can for our district. And I'm telling
15 you right now, as I told you before, please don't
16 do this to my district. Thank you.

17 CHAIRMAN BOHL: Mr. Maistelman.

18 MR. MAISTELMAN: But it's important
19 that you base your decision on the law. Not on
20 politics. But on - - on the law. Typically, you
21 know, you only get one bite out of the apple, is
22 what my Civil Procedure Professor in law school
23 said. In other words, you - - you go and you
24 make your arguments, and you get your decision.
25 Well, we did. We made a record, and now we're

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1 owner of the building.
2 And - - And when they said, you know,
3 look, you need to put money into it. The
4 Alderman said that. He put 90,000 dollars into
5 it. And now, according to the last testimony at
6 the last hearing when, you know, if he put more
7 money into it, he would approve this. So that
8 negates all these other arguments. It negates
9 all the other arguments, about graffiti or a milk
10 carton or two. The - - The issue here is - - is
11 my client is ready, willing and able to put the
12 money into the building, and that's why he's got
13 the blueprints.

14 This testimony, again, is identical to
15 the testimony, and I think, you know, Alderman
16 Kovac and Alderman Bohl have heard it ad nauseam.
17 You know, one group of people say we've seen
18 things, sort of, but the - - the real one that
19 everybody can testify to is - - is people
20 loitering. You know, nothing really has changed,
21 except for there maybe we've had 45 plus people
22 now overall come in and testify in support of us,
23 and Alderman Zielinski on his side have had about
24 20 plus people, I think, maybe more maybe less,
25 coming to testify.

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1 back for a second time, and we're going on maybe
2 eight hours now. I think the committee got it
3 right last time. And I'm hoping that it will get
4 it right again. We've heard similar words from
5 the last hearing. Bums, vagrants, campsites,
6 homeless, those kind of people, integrity of the
7 neighborhood. These are the buzz words that we
8 heard at the last hearing, where it kind of
9 exploded over class and racial issues. Okay.

10 And now they're citing the real issues
11 here are one example of graffiti and some carts,
12 milk carts. I think that's much ado about
13 nothing. I mean, we're treating this, and you've
14 heard testimony over the years about shootings at
15 bars and restaurants. You would think that this
16 applicant is really - - has - - has created a
17 monster of a - - of a place down there, has - -
18 has violated all these laws. But the facts, and
19 that's what you need to look at, the facts are
20 there's nothing in the police record. He has
21 never been cited by the police. They have never
22 had to come down to the store and say, you did
23 something wrong. And we know that the Mexican
24 restaurant next door, who does have a liquor - -
25 a beer license, is operating fine, and he's the

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1 This is not about prostitutes or crime
2 or concentration. It's about class and
3 gentrification. The witnesses would like you to
4 think, that testified against us, that the Bay
5 View problems are caused by Mr. Singh. And
6 that's even before he has a beer license. You
7 know, if you wear a tie and a jacket and you're
8 hanging out in front of his store, then you're
9 just hanging out. But if you wear clothes like
10 jeans or a hoodie or something else, then you're
11 kind of an undesirable. And we - - You know, we
12 know what those words mean, those terms mean. We
13 know what this is all about. We've heard the
14 testimony. And I don't - - I'm not going to - -
15 I'm not going to repaint the picture, but if you
16 read the - - the transcript from last time and
17 you heard the words about baseball bats and bums,
18 it makes you wonder. You know, what - - what
19 certain neighbors I think really want to happen
20 here, it's not about Mr. Singh. It's they want
21 to shut down the City-owned low income housing,
22 because that's where the bums, the vagrants and
23 the mentally ill people are living. That's what
24 this is about. And that's much broader than what
25 this committee should be dealing with or going

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1 at.
2 Why are we going to try to deny a man
3 the American dream? He's got no problems there.
4 No criminal record. A man that has invested his
5 life in that store, 20 - - almost 20 years in
6 that store.
7 Finally, you know, again, I quoted it.
8 Initially it was on page 189 of the transcript
9 when, and he is my good friend, the Alderman.
10 Alderman Zielinski stated that if Mr. Singh put
11 enough money into it and did the right thing,
12 that he would approve it. We are prepared to do
13 that. You have the blueprints. But that's not
14 what - - I mean, but you can't say that and then
15 say you're denying it because of concentration or
16 because of loitering. Without having anything
17 else to say, if you have any questions, I - - I
18 don't know if Mr. Singh would like to make one
19 comment before - - We - - We appreciate
20 everything that you all have been, especially no
21 offense to you Alderman Hamilton, but Alderman
22 Kovac and Alderman Bohl have gone through - - And
23 - -
24 ALDERMAN HAMILTON: It's hard to offend
25 me.

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1 MR. MAISTELMAN: Ms. Black and Ms.
2 Grill that have - - and everybody else, I mean,
3 we've been pushing many hours on this.
4 CHAIRMAN BOHL: Let's, Mr. Singh, I'll
5 give you a brief minute if there's anything you
6 want to say.
7 THE APPLICANT: Well, no, I wanted to
8 say nothing. You guys heard enough. It's true,
9 and I asked Mr. Tony Zielinski all the time.
10 I've been there a long time. You guys heard
11 that. But each time I ask him he should - -
12 everybody says loitering there, but nobody even
13 contacted me. No police, no nothing ever. Even
14 he was there several times in my store, he even
15 never said that, oh, you can - - He - - He's seen
16 those crates sitting, before he was there. He
17 sat with me in my Mexican restaurant the day 24th
18 of November. He talked with me one hour. I
19 asked him, Mr. Tony, help me and let me know what
20 can I do. And he should simply tell me in simple
21 words just change the front of your store and
22 that's it. After that, several people met him.
23 I have the designing over here. The one guy met
24 him last Saturday. And he is from BMR. He
25 talked to him Saturday. He said what Mr. Singh

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1 can do to get his license. He said he had to
2 make the building, both fronts looks nicer.
3 Okay.
4 CHAIRMAN BOHL: Now that's hearsay.
5 And that - - that will be stricken. Because that
6 individual is not here. It may be conversation
7 that you had, but you're - - you're alleging
8 something else.
9 THE APPLICANT: Yeah, that's what I'm
10 saying. But I work hard like 5:30 in the morning
11 until nine p.m., whole 18 years every single day,
12 seven days a week. I started work over there,
13 1992. Work over there back in 1995, me and my
14 partner, we leased the business. '98, I bought
15 the business from the partner. After that, I
16 bought the building. I keep making the money. I
17 keep, step by step, I'm doing - - raising my
18 family and keep step by step doing. And now, the
19 same thing happened with me when I applied for
20 the Mexican restaurant license. Then Mr.
21 Zielinski was opposed to that, too. But then, he
22 - - We put the windows in, and we get the
23 license. Same thing I'm doing now too, you know.
24 I don't want to waste your guys' time and
25 anybody's time. I'm just asking your help, if

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1 you guys can help me. And God bless America and
2 God bless you guys, and Merry Christmas. Thank
3 you, sir.
4 CHAIRMAN BOHL: Thank you. There was a
5 request by Alderman Zielinski. He does have a
6 DNS report for this particular address. I don't
7 - - I don't know if there is a desire to make it
8 part of our record. Because the one thing that
9 I'll say is, I don't know what testimony there is
10 to substantiate things. It will open up more
11 worms where the - - the representative of the
12 opposing - - of the applicant will start raising
13 questions. So you committee members make a
14 motion, and I'll - - But be prepared to add on
15 additional 20, 30 minutes of testimony.
16 MR. MAISTELMAN: And then I'd like to
17 add some - - some more information that would
18 come into evidence then, if we're going to start
19 bringing in more stuff. I thought we were - -
20 CHAIRMAN BOHL: Hold on. I'll - -
21 ALDERMAN KOVAC: I'm not making a
22 motion on that.
23 CHAIRMAN BOHL: All right. Any - - Any
24 last minute questions committee members have at
25 this time.

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1 ALDERMAN ZIELINSKI: Mr. Chairman.
2 CHAIRMAN BOHL: Alderman Zielinski.
3 ALDERMAN ZIELINSKI: I just want to
4 respond to a couple of things - -
5 CHAIRMAN BOHL: I'm going to ask you to
6 - - to keep it very, very brief. And I'm
7 extending you this as a courtesy as a fellow
8 Alderman, but I want to let you know, that if you
9 make it more than just a brief comment, Mr.
10 Maistelman's going to want something more, which
11 is going to elicit another response, request from
12 you. And we'll be going ping-pong back and
13 forth.
14 ALDERMAN ZIELINSKI: Tell you what.
15 Mr. Chairman, I don't want to put any more undo
16 burden on the committee, so I'll just pass on my
17 closing comments. Thank you.
18 CHAIRMAN BOHL: Okay. That is
19 appreciated. All right. Then we're in
20 committee.
21 Somebody want to step to the plate?
22 ALDERMAN HAMILTON: I'll let you - -
23 CHAIRMAN BOHL: Alderman Kovac.
24 ALDERMAN KOVAC: I don't want to take
25 any more time. I made my position on this clear

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1 at the last hearing, and the testimony today has
2 only enhanced my view and my sense of conflict
3 over this. And I'm not comfortable with the
4 direction a lot of this today has gone. I wasn't
5 comfortable with the direction it went before in
6 terms of what Attorney Maistelman has described,
7 the - - the, you know, the conflicts in the
8 neighborhood and the issues of gentrification and
9 some of the language that was used, I don't think
10 was appropriate. And I said before, when I
11 explained my vote at the last hearing, that I
12 don't - - This issue of loitering and graffiti, I
13 don't really buy it. I mean, I - - To some
14 extent I do buy what the Department of City
15 Development is discussing in terms of wanting to
16 improve a vital - - vital intersection, not just
17 for Bay View, but for the whole City of
18 Milwaukee. I also think that part of a
19 revitalization of any neighborhood is - - is that
20 rising tide lifting all boats and everybody being
21 involved in - - in a - - in the rebirth of a
22 neighborhood, not just people who move from the
23 east side and brought property, or whatever,
24 however you want to describe it.
25 So I - - I do - - Again, this is a

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1 small business owner who I think has absolutely
2 established his credibility here, and I think
3 there were a lot of comments today about general
4 problems in the neighborhood, almost none about
5 this particular operator and how he operates his
6 business. I want to make that clear. But when I
7 made - - I made my decision last time,
8 essentially based on concentration. I think if
9 the neighborhood - - neighbors, Block Watch
10 Captains, non-Block Watch Captains, anybody, if
11 there's a - - there's a community interest in
12 saying we have - - already have places to buy
13 liquor. We don't want more places. And so, I
14 - - I would move on that basis that we - - I move
15 to deny.
16 CHAIRMAN BOHL: And - - And the basis
17 is largely going to be on the grounds of
18 concentration?
19 ALDERMAN KOVAC: Concentration.
20 CHAIRMAN BOHL: Okay. The motion by
21 Alderman Kovac is to - - is to recommend denial
22 based on the issue of concentration of alcohol
23 beverage outlets in the area. Any discussion on
24 the motion? Can - - And I - - And I will make a
25 comment afterwards, but I'm going to reserve my

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1 comment rather than try to drive one way or
2 another the - - the vote, just make a brief
3 comment afterwards. If we could a roll - - make
4 a roll call vote.
5 CITY CLERK: Alderman Hamilton?
6 ALDERMAN HAMILTON: No.
7 CITY CLERK: Alderman Kovac?
8 ALDERMAN KOVAC: Aye.
9 CITY CLERK: Mr. Chair.
10 CHAIRMAN BOHL: Aye. And the motion
11 for denial will carry on a two to one vote.
12 My brief comments are - - And this is
13 what's going to be problematic. I do not support
14 the denial based on concentration. I think that
15 it's particularly problematic. What I will
16 concur with Alderman Kovac is - - is I think that
17 the level of credibility that - - that was
18 provided by the number of witnesses in the case
19 of this do-over, the bar was raised by those who
20 - - who were opponents today, in a much more
21 convincing way. Hold on. If I just may finish.
22 The - - My difficulty is, is I - - And
23 I concur with you. I think that there are some
24 concerns that I think made a lot of this
25 difficult to swallow. Some of the issues that I

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1 think are presented by having this Housing
2 Authority property next door, and I think that
3 that ultimately some of the concerns that were
4 being expressed are being expressed by that
5 particular establishment. I have the difficulty
6 of saying one thing, and it is, does additional
7 liquor outlets in the area enhance what are
8 already problems? I have a hard time addressing
9 and believing that that is the case, that they
10 would. The question remains whether or not the
11 problems are themselves brought on by - - by Mr.
12 Singh. I don't believe that - - that they are.
13 I just don't know and can't necessarily agree
14 that they are enhanced. What I will say is last
15 time several of the comments were much more
16 geared toward individuals, and that troubled me.
17 I think that the testimony that was provided
18 today was much more substantial and broad. And
19 that is why my decision was sort of swayed from
20 slightly leaning one side of the fence to
21 slightly leaning on the other.

22 I will say one - - one issue, though.
23 I do not support - - I support the motion for
24 denial, but it is not based on the grounds of
25 concentration. Because I don't think that

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1 alcoholic beverage outlets and neighborhood
2 testimony. Are there any objections to that
3 motion? Okay.

4 Again, what I will just say, my concern
5 is, is I don't - - My position had swayed
6 slightly in deciding not to grant the license. I
7 still don't agree 100 percent with the rationale
8 for the motion. Even though I agree with the
9 motion, I don't agree with the rationale for the
10 motion. So you let that one fall where it may.
11 But that being the case, the motion will prevail
12 here. Okay. Thank you all.

13 ALDERMAN ZIELINSKI: Thank you.

14 * * * * *

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1 concentration can be made and argued earnestly
2 based on - - on some of the comments that - -
3 that were in direct play as part of the testimony
4 last time. And I just - - For that reason, my -
5 - my vote will be the same on a slight fall to
6 the fence the other way, but it will be for a
7 different rea - - reasons other than what was
8 argued by and made in the motion. So, Alderman
9 Kovac?

10 ALDERMAN KOVAC: Can I amend it to say
11 based on concentration and neighborhood
12 objections, which were themselves, a lot of it
13 based on concentration?

14 CHAIRMAN BOHL: Well, I mean, you know,
15 it - - You can reconsider. You want to make a
16 motion to reconsider at this point? You're on
17 the prevailing side, and you can - -

18 ALDERMAN KOVAC: Sure, I'd like to
19 reconsider. Make a motion based on concentration
20 and neighborhood objections.

21 CHAIRMAN BOHL: The motion by - - by
22 Alderman Kovac is to reconsider this matter, and
23 hearing no objections, so ordered.

24 The motion then would be to - - to move
25 for denial based on the over concentration of

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1
2
3 STATE OF WISCONSIN)
4)
5 MILWAUKEE COUNTY)
6

7 I, JEAN M. BARINA, of Milwaukee Reporters
8 Associated, Inc., 5124 West Blue Mound Road,
9 Milwaukee, Wisconsin 53208, certify that the foregoing
10 proceedings is a full and complete transcript of the
11 revocation hearing for "AK FOOD MART" taken at the
12 Licenses Hearing for the City of Milwaukee.
13
14
15
16
17
18

19 JEAN M. BARINA
20 Court Reporter

21
22 Dated this day of July, 2009.
23