



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Richard G. Pfaff
Deputy City Clerk
rpaff@milwaukee.gov

May 16, 2019

Donny C. Easterly
3332 N Richards Street
Milwaukee WI 53212

Dear Mr. Easterly:

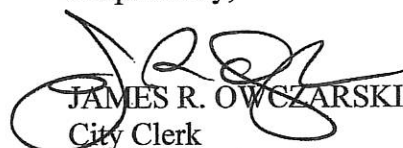
You are hereby notified that the Milwaukee Common council will hold a hearing on Wednesday, May 29, 2019, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with suspension between 10 and 90 days, or not renew your Public Passenger Vehicle Driver's license.

Attached you will find a copy of the Report of the Public Works Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendations, recommending nonrenewal of your Public Passenger Vehicle Driver's license, based upon nonappearance and your police report. This recommendation is the result of a public hearing before the Committee held on Wednesday, May 15, 2019.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Public Passenger Vehicle Driver's license based upon the Findings of Fact contained within the Public Works Committee report.

You may file written objections to the report of the Public Works Committee. The written objections must be filed with the City Clerk by 4:45 p.m. on Wednesday, May 22nd, 2019 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and jpolan@milwaukee.gov. You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414) 286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,


JAMES R. OWCZARSKI
City Clerk





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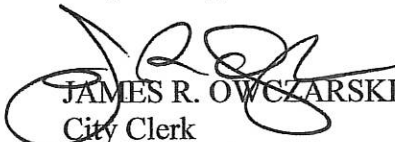
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Respectfully,


JAMES R. OWCZARSKI
City Clerk



CHAIR

- Public Works Committee
- Capital Improvements Committee
- Frank P. Zeidler Public Service Award Selection Committee
- Historic Preservation Commission
- Historic Third Ward Architectural Review Board
- Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Public Transportation, Utilities and Waterways Review Board



ROBERT J. BAUMAN
ALDERMAN, 4TH DISTRICT

VICE CHAIR

- Joint Committee on Streetcar Implementation

MEMBER

- Steering and Rules Committee
- Judiciary and Legislation Committee
- Zoning, Neighborhoods & Development Committee
- Housing Trust Fund Advisory Board

Date: May 16, 2019

To: All Members of the Milwaukee Common Council

From: The Public Works Committee

Re: Report of the Renewal Application of Donny C. Easterly for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Donny C. Easterly (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, March 27, 2019.
2. An application to renew said license was filed with the Office of the City Clerk.
3. On May 2, 2019, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, of a police report that could form the basis for suspension or non-renewal of the license and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on May 15, 2019 at approximately 9:30 a.m. in Room 301-B of City Hall. At said date, time and place, the licensee did not appear.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice was sent to Donny C. Easterly at 3332 North Richards Street, Milwaukee, Wisconsin 53212, along with a copy of the police report on May 2, 2019 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, Wisconsin 53202. The address of 3332 North Richards Street, Milwaukee, Wisconsin 53212 was the address given by the applicant on his renewal application. The licensee did not appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.

- B. The Wisconsin Department of Transportation suspended the applicant's driver's license for the following:

08/22/17	276 days for Failure to pay Forfeiture
09/08/18	89 days for Failure to pay Forfeiture

- C. A check of License Division records indicates that during the period of suspension, the applicant failed to turn in his PPV license to the City Clerk as required by City Ordinance 100-59-1-b.

- D. The applicant has the following past due fines owed to Milwaukee Municipal Court:

17017428	Exceeding Posted Speeds	\$104.20 due 08/23/18
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- E. Alderman Kovac moved denial based on Licensee's second non-appearance.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the licensee, Donny C. Easterly, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or § 349.24 of the Wisconsin Statutes to allow renewal of his Public Passenger Vehicle Driver License based upon his second non-appearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Public Passenger Vehicle Driver License held by Donny C. Easterly based upon his second non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee recommends by a vote of **five (5) ayes** and **zero (0) noes** that the Public Passenger Vehicle Driver License of Donny C. Easterly be denied based upon his second non-appearance.

Dated and signed at Milwaukee, Wisconsin this 15th day of May, 2019.



ROBERT BAUMANN
Chairman, Public Safety Committee

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CHAIR

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- Historic Third Ward Architectural Review Board
- Public Transportation Review Board
- Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Frank P. Zeidler Public Service Award Selection Committee

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ROBERT J. BAUMAN
ALDERMAN, 4TH DISTRICT

May 16, 2019

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 181735 contains the following recommendations:

Nonrenewal, based upon the second nonappearance, of the Public Passenger Vehicle Driver's license for Donny C. Easterly.

Respectfully,

Robert Bauman, Chair
Public Works Committee

CC: All Council Members
File 181735