



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Thursday, June 11, 2020

COMMITTEE MEETING NOTICE

AD 13

BUGALSKI, Michael J, Agent
AVENUE WINE & LIQUOR, INC
4075 S HOWELL Av

MILWAUKEE, WI 53207

You are requested to attend a virtual hearing to be held on:

Tuesday, June 23, 2020 at 11:30 AM

Regarding: Your Class A Liquor and Food Dealer License Renewal Applications as agent for "AVENUE WINE & LIQUOR, INC" for "AVENUE WINE & LIQUOR" at 4075 S HOWELL AV.

This meeting will be held via GoToMeeting. Please see the enclosed best practices document for further instructions. The access code is <https://global.gotomeeting.com/join/828960621>. If you wish to call in, please call +1 (312) 757-3121 and use Access Code: 828-960-621.

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

Notice for applicants with warrants or unpaid fines:

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

Failure to attend this meeting may result in the denial of your license. Individual applicants and partnership applicants must attend or attend by an attorney. The agent or attorney for corporate or limited liability applicants must attend. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

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

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

JIM OWCZARSKI, CITY CLERK

BY: _____

Jessica Ceella
License Division Manager

If you have questions regarding this meeting, please contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov.

MILWAUKEE POLICE DEPARTMENT
LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS
SYNOPSIS

DATE: 05/12/2020

LICENSE TYPE: CLASS A MALT & FOOD

NEW:

RENEWAL: X

No. 309747

Application Date: 05/11/2020

Expiration Date:

License Location: 4075 S Howell Avenue

Aldermanic District:

Business Name: Avenue Wine & Liquor, Inc

Licensee/Applicant: BUGALSKI, Michael J
(Last Name, First Name, MI)

Date of Birth: 12/07/1978

Home Address: 9225 S Orchard Park Circle # 1B

City: Oak Creek

State: WI

Zip Code: 53154

Home Phone:

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

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

1. 03/24/2004 Operating an Auto While Intoxicated Waukesha Co Circuit Court
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2. On 12/05/2015 a 16 year old working in conjunction with the Milwaukee Police Department on the Wisconsin WINS tobacco initiative, was able to purchase a Grape flavor White Owl Cigarillo from the clerk at 4075 S Howell Av. The applicant was referred to the MARTS program.

Charge: Sale of Cigarettes to Minor/Underage

Finding: Guilty

Sentence: Fined \$260.00

Date: 03/30/2016

Case: 16012405

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3. On 06/01/2019 a 17-year-old working in conjunction with the Milwaukee Police and the WI WINS Tobacco Initiative was able to purchase a Swisher Sweet cigar from the clerk at Avenue Wine, 4075 S Howell Av. The clerk did ask for an ID. The clerk admitted the sale saying she realized her mistake as the subject was leaving. The manager was advised and stated the citation should be mailed to the applicant.

Charge: Sale of Cigarette to Minor/Underage
Finding: Guilty
Sentence: Fined \$680.00
Date: 07/29/2019
Case: 19025930

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444



Case #: 191520062

OtherEvent #: 19-LP-0508

Incident

4075 S HOWELL AV Milwaukee, WISCONSIN 53207

Incident Date/Time:: 06/01/2019 10:42:00
CAD Number:: 191520924
District:: 6
Beat:: 640
Reporting Area:: 7182

Business Agent (1)

BUGALSKI, MICHAEL JAMES

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 12/07/1978
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-467-8988
Address:: 9225 S ORCHARD PARK CIR
Apartment or Suite:: 1B
City:: OAK CREEK
State:: WISCONSIN
Zip Code:: 53154

Licensed Persons Involved (2)

OTTO, IVY LEE

Person Involvement:: Bartender
DOB:: 09/07/1995
Sex:: FEMALE
Race:: WHITE
Address:: 3677 S ALABAMA AV
City:: Milwaukee
State:: WISCONSIN
Zip Code:: 53207

BEDNARSKI, RYAN M

Person Involvement:: Manager
DOB:: 02/24/1981
Sex:: MALE
Race:: WHITE
Address:: 301 E WARNIMONT AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53207

Licensed Premise Data (1)

Avenue Wine and Liquor

Address:: 4075 S HOWELL AV

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444



Case #: 191520062

OtherEvent #: 19-LP-0508

City:: Milwaukee
State:: WISCONSIN
Zip Code:: 53207
License Type:: Alcohol
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 06/03/2019 07:46:00
Business Was Cited For Violation:: Yes
Citation Number: (Additional Citations List in Narrative): 6163693-4
Violation/Ordinance Number:: 106-30-2-a
Licensee was cooperative: (If not explain in narrative): No
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Novak, David A 008860

06/03/2019

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

On Saturday June 01, 2019 I was assigned to work the Wisconsin WINS Youth Tobacco Initiative, which checks area vendors for age compliance tobacco purchases. Assisting in this assignment was Mikayla S SHORTY (b/f, 08/16/2002). SHORTY is 16 years old and is not of legal age to purchase tobacco.

At approximately 10:42am SHORTY entered Avenue Wine at 4075 S Howell Av. She was able to purchase grape flavored Swisher Sweet cigar from the cashier for \$1.00, who did ask for ID. I identified the clerk as Ivy OTTO, who admitted the sale saying she realized her mistake as the juvenile was leaving. She stated she did not know that the ID had the under 18 date printed on it. I spoke with the manager, Ryan BEDNARSKI, who stated I should mail the citation to the agent Michael BUGALSKI.

The agent was mailed a citation for Sale of Cigarettes to Minor/Underage.

Officer (2)

Reporting Officer: Novak, David A (008860) 06/03/2019 07:45:00
Section: (Work Location): 27
Approving Officer: Raden, Chad M (010032) 06/03/2019 08:34:16
Section: (Work Location): 27



Thursday, June 11, 2020



Notice of Public Hearing

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notice

BUGALSKI, Michael J, Agent
AVENUE WINE & LIQUOR at 4075 S HOWELL Av
Class A Liquor and Food Dealer License Renewal Applications

Tuesday, June 23, 2020 at 11:30 AM

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place virtually on 6/23/2020 at 11:30 AM. This is a public hearing. Those wishing to view the proceeding are able to do so via the City Channel – Channel 25 on Spectrum Cable – or on the Internet at <http://city.milwaukee.gov/citychannel>. Those wishing to provide oral testimony will be asked to do so by phone or internet and are asked to contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov for necessary information. Please make such requests no later than one business day prior to the start of the meeting. You are not required to attend the hearing, but please see the information below if you would like to provide testimony. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing.

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

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
 - a. Include only information relating to the above license application.
 - b. Include only information you have personally witnessed or seen.
 - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
 - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.

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

OCCUPANT	MAIL ADDRESS	CITY, STATE ZIP
CURRENT OCCUPANT	4073A S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4112 S 1ST PL	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4043 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4118 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	151 W WATERFORD AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4042 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4073 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4106 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	135 W WATERFORD AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4040 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4117 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4124 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4102 S 1ST PL	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4113 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4079 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4101A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4123 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4118 S 1ST PL	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4100 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4114 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4113A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4067 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4067A S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	123 W WATERFORD AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4112 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4034 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4107 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	134 W WATERFORD AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4100A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4103 S BURRELL ST	MILWAUKEE, WI 53207
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Total Records: 30

Radius: 250.0 feet and Center of Circle: 4075 S Howell Ave

