



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Agenda JUDICIARY & LEGISLATION COMMITTEE

*ALD. ASHANTI HAMILTON, CHAIR*  
*Ald. Terry Witkowski, Vice-Chair*  
*Ald. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert*  
*Donovan*  
*Staff Assistant, Linda Elmer, 286-2232*  
*Fax: 286-3456, [lerner@milwaukee.gov](mailto:lerner@milwaukee.gov)*  
*Legislative Liaison, Richard Withers, 286-8532,*  
*[rwith@milwaukee.gov](mailto:rwith@milwaukee.gov)*

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Monday, June 7, 2010

1:30 PM

Room 301-B, City Hall

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The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, June 7, 2010 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will go into open session for the regular agenda.

1. [100181](#) Resolution to approve the settlement agreement in the matter of Milwaukee Gay Arts Center, Inc. v. City of Milwaukee, et al.  
**Sponsors:** THE CHAIR  
**Attachments:** [Cover Letter](#)  
[Hearing Notice Sent](#)
  
2. [100175](#) Resolution authorizing settlement of the claims of Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr.  
**Sponsors:** THE CHAIR  
**Attachments:** [Fiscal Note.doc](#)  
[Cover Letter](#)  
[Hearing Notice Sent](#)
  
3. [100138](#) Resolution to authorize settlement of wage, penalties and attorney's fees claims made by Philip Sliwinski in Sliwinski v. City of Milwaukee.  
**Sponsors:** THE CHAIR  
**Attachments:** [City Attorney Letter](#)  
[Fiscal Note](#)  
[Hearing Notice Sent](#)

2:00 P.M.

4. [100169](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note.doc](#)  
[Cover Letter](#)  
[Table of Assessment Reductions.xls](#)  
[Claim Forms.pdf](#)  
[Hearing Notice List](#)
5. [091531](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
- Sponsors:** THE CHAIR
- Attachments:** [Expenditures through April 22](#)  
[Expenditures Through March 30](#)  
[Outside Counsel - March 15](#)  
[Outside Counsel - March 3](#)  
[Hearing Notice List](#)
6. [100137](#) Resolution relating to an appeal from James Mlaker for property damage. (13th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Appeal](#)  
[Hearing Notice List](#)
- \$1,787.00
7. [100199](#) Resolution relating to an appeal from Geneva Edwards for property damage. (15th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Appeal](#)  
[Hearing Notice List](#)
- \$92.55

8. [100194](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to the regulation of precious gem and gold dealers.

**Sponsors:** Ald. Bohl

**Attachments:** [Fiscal Note](#)  
[City Attorney Opinion](#)  
[Hearing Notice List](#)

2:30 P.M.

The Judiciary and Legislation Committee may convene into closed session at 2:30 P.M. on Monday, June 7, 2010 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will go into open session for the regular agenda.

9. [091542](#) Communication from the Milwaukee Police Department and the District Attorney's Office relating to allegations of voter fraud.

**Sponsors:** Ald. Witkowiak, Ald. Donovan, Ald. Bohl and Ald. Witkowski

**Attachments:** [Statement by the Chief of Police](#)  
[Letters sent by Council Members to the Chief of Police and the District Attorney'](#)  
[Hearing Notice List](#)

3:15 P.M.

10. [100068](#) Resolution opposing local policies that encourage discrimination on the basis of race or ethnicity and calling on the federal government to enact and enforce uniform and effective immigration policies.

**Sponsors:** Ald. Witkowiak

**Attachments:** [Hearing Notice List](#)

This meeting will be webcast live at [www.milwaukee.gov/channel25](http://www.milwaukee.gov/channel25).

Members of the Common Council and its standing committees who are not members of this committee may attend this meeting to participate or to gather information. Notice is given that this meeting may constitute a meeting of the Common Council or any of its standing committees, although they will not take any formal action at this meeting.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.



## Legislation Details (With Text)

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**File #:** 100181      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution to approve the settlement agreement in the matter of Milwaukee Gay Arts Center, Inc. v. City of Milwaukee, et al.

**Sponsors:** THE CHAIR

**Indexes:** AGREEMENTS, SUITS PAYMENT, SUITS SETTLEMENT

**Attachments:** Cover Letter, Hearing Notice Sent

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

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**File #:** 100181      **Version:** 0

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Number  
100181  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR

Title  
Resolution to approve the settlement agreement in the matter of *Milwaukee Gay Arts Center, Inc. v. City of Milwaukee, et al.*

Requestor  
City Attorney

Drafter

MRH:

May 24, 2010

1032-2008-3506:158235

**GRANT F. LANGLEY**

City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



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HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

May 24, 2010

To the Honorable Common Council  
of the City of Milwaukee  
Room 205 – City Hall

Re: Resolution to Approve Settlement Agreement in the matter of *Milwaukee Gay Arts Center, Inc. v. City of Milwaukee, et al*, United States District Court for the Eastern District of Wisconsin, Case No. 08-C-0958.

Dear Council Members:

Enclosed is a title-only resolution for introduction and referral to the proper Committee for consideration. We request that the Committee meet in *closed session* for purposes of discussing the terms of the settlement, and the underlying litigation, and then resume in open session for action on the resolution.

Documentation on the terms of the settlement will be provided prior to the Committee hearing.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

MIRIAM R. HORWITZ  
Assistant City Attorney  
MRH/MRH  
1032-2008-3506:158236: Enc.  
C: Bruce D. Schrimpf





## Legislation Details (With Text)

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**File #:** 100175      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution authorizing settlement of the claims of Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS PAYMENT

**Attachments:** Fiscal Note.pdf, Cover Letter, Hearing Notice Sent

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		



**Number**

100175

**Version**

Original

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution authorizing settlement of the claims of Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr.

**Analysis**

This resolution authorizes settlement of the claims of Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr., for the total amount of \$75,000.00.

**Body**

Whereas, Claimants Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr. filed civil rights claims against the City of Milwaukee and certain former and/or current employees thereof; and

Whereas, Representatives of the Claimants and the City of Milwaukee mediated the case and have entered into an agreement, to settle the above-referenced lawsuit for the total amount of \$75,000; and

Whereas, The City Attorney recommends that the City of Milwaukee settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$75,000, payable to the order of the Fox & Fox, S.C. Client Trust Account, as soon as practicable, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-S118-006300; and, be it

Further Resolved, That for and in consideration of the above-referenced payments, the claimants, by their representatives, and their attorneys, will provide to the City a release of any and all claims arising out of or in any way related to this incident.

**Requestor**

City Attorney

**Drafter**

SEL:cdr

May 21, 2010

1032-2007-1185/158191

# CITY OF MILWAUKEE FISCAL NOTE

A) DATE: May 21, 2010

FILE NUMBER: \_\_\_\_\_

ORIGINAL FISCAL NOTE  SUBSTITUTE

SUBJECT: Resolution authorizing settlement of claims made by Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr.

B) SUBMITTED BY name/title/dept./ext.): Susan E. Lappen, Assistant City Attorney, ext. 2628

C) CHECK ONE:  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.  
 LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:  DEPARTMENTAL ACCOUNT (DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER (SPECIFY) Damages and Claims Fund

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER: Settlement of Lawsuit	Settlement of claims made by Michelle A. Brown (formerly MacDonald) and Earl M. Cosey, Jr.	0001 1490 S118 006300	\$75,000.00		
<b>TOTALS</b>			\$75,000.00		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:


H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:


PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
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**ROBIN A. PEDERSON**  
**DANIELLE M. BERGNER**  
Assistant City Attorneys

May 21, 2010

To the Honorable  
Common Council of the  
City of Milwaukee  
Room 205 – City Hall

Re: *Claims of Michelle A. Brown (formerly MacDonald)  
and Earl M. Cosey, Jr.*

Dear Council Members:

Enclosed is a resolution recommending settlement of the above-referenced matter. We ask that the resolution be referred to the appropriate committee for review.

This case stems from events which occurred in February, 2005. The plaintiffs were purportedly harassed and unlawfully detained by former Officer Ala Awadallah, who was convicted of federal criminal civil rights violations regarding the same events. We have conducted significant discovery and other work regarding this matter, and we also mediated the case before a United States Magistrate Judge. Pursuant to the mediation process, we recommend settlement of all claims, along with all related attorneys fees and costs, for the total amount of \$75,000.00. As noted above, we have enclosed an appropriate resolution, along with a fiscal note, for your reference.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

  
SUSAN E. LAPPEN  
Assistant City Attorney

SEL:cdr  
Enclosures  
1032-2007-1185/158186

OFFICE OF THE CITY ATTORNEY





## Legislation Details (With Text)

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**File #:** 100138      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Resolution to authorize settlement of wage, penalties and attorney's fees claims made by Philip Sliwinski in Sliwinski v. City of Milwaukee.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS PAYMENT

**Attachments:** City Attorney Letter, Fiscal Note, Hearing Notice Sent

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
100138  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR

Title  
Resolution to authorize settlement of wage, penalties and attorney's fees claims made by Philip Sliwinski in *Sliwinski v. City of Milwaukee*.

Analysis  
This resolution authorizes settlement of wage, penalties and attorney's fees claims made by Philip Sliwinski in *Sliwinski v. City of Milwaukee*, Case No. 07-CV-013074 in the amount of \$75,000.00 which represents payments for penalties, or "increased wages," under the Wisconsin wage claim statute as well as attorney's fees from October 24, 2005 until the day he was restored to the payroll, September 12, 2008.

Body  
Whereas, Philip Sliwinski filed an action under the Wisconsin wage claim statute seeking wages and penalties or "increased wages" for the period of time from October 24, 2005 until the day he was restored to the payroll, September 12, 2008, along with attorney's fees and costs; and

Whereas, The City of Milwaukee has previously paid Philip Sliwinski as a result of a separate mandamus action the salary and benefits for the aforementioned period of time; and

Whereas, The Wisconsin Court of Appeals has nonetheless held that Philip Sliwinski may maintain an action under the Wisconsin wage claim statute for penalties or "increased wages" for the aforementioned period of time together with attorney's fees and costs; and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it is expeditious and just to settle this lawsuit, now, therefore be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$25,373.15, payable to Philip T. Sliwinski and the Trust Account of Cermele & Associates, S.C. which represents attorney's fees and costs, upon receipt of a release of claims, approved as to form and execution by the City Attorney, and that these funds shall be charged to the Damages and Claims Fund, Account No. 0001 1490 S118 006300; and, be it

Further Resolved, By the Common Council of the City of Milwaukee that the City of Milwaukee Police Department be and hereby is authorized and directed to approve a payroll payment in the amount of \$49,626.85 payable to Philip T. Sliwinski, which represents penalties or "increased wages" under the Wisconsin wage claim statute, upon receipt of a release of claims, approved as to form and execution by the City Attorney.

Requestor  
City Attorney  
Drafter  
JAS

**GRANT F. LANGLEY**

City Attorney

**RUDOLPH M. KONRAD**

**LINDA ULISS BURKE**

**VINCENT D. MOSCHELLA**

Deputy City Attorneys



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ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

April 22, 2010

Honorable Common Council  
Of the City of Milwaukee  
City Hall—Room 205

Re: Proposed Settlement of *Philip Sliwinski v. City of Milwaukee*,  
Case No. 07-CV-013074

Dear Council Members:

Enclosed please find a proposed resolution. We ask that it be introduced and referred to the Committee on Judiciary and Legislation with the following recommendation.

Philip Sliwinski has been employed as a detective in the Milwaukee Police Department. In November 2002, he was discharged from the Milwaukee Police Department. He appealed his discharge and in March 2004, the Milwaukee Fire and Police Commission heard his appeal. It upheld his discharge. He then sought review in the courts. The Circuit Court of Milwaukee County affirmed the Commission. In January 2006, the Wisconsin Court of Appeals concluded that the Commission had improperly excluded certain evidence from the hearing and ordered a new hearing.

Since that time, and while awaiting a rehearing, Sliwinski filed a lawsuit seeking an order that the City return him to the payroll and restore his benefits until the time that the rehearing took place. On September 11, 2007, the Milwaukee County Circuit Court initially denied the request for such an order. Upon appeal, however, the Wisconsin Court of Appeals on June 17, 2008 reversed and ordered pay and benefits for Sliwinski. Upon remand, the circuit court on September 18, 2008 first ordered Sliwinski to be provided his pay and benefits going forward and he was actually returned to the payroll on September 12, 2008. On June 15, 2009, the circuit court entered a further order requiring the city to pay Sliwinski his pay and benefits for the period of time from March 18, 2004 to September 12, 2008. That has been done as well. In the meantime, fire and police commission conducted the rehearing and on April 22, 2009, reversed the decision to discharge Sliwinski altogether.

Hon. Common Council  
April 22, 2010  
Page 2

Sliwinski, however, also filed a separate lawsuit pursuant to Wisconsin's wage claim statute, Wis. Stats. § 109.03(5). Initially, on July 17, 2008, the trial court orally granted the City's motion for judgment on the pleadings. Sliwinski appealed, however, and the court of appeals on October 6, 2009 issued a decision reversing the judgment of the circuit court and remanding the matter to the circuit court with certain instructions. The Wisconsin Supreme Court denied the City's petition for review on January 12, 2010.

Although Sliwinski obviously has received his salary and benefits in the mandamus action, the court of appeals in the wage claim action concluded that Sliwinski could still maintain an action for penalties, or "increased wages," under the wage claim statute as well as attorney's fees. Given the amount of salary that the city paid Sliwinski for the period covered by the wage claim (\$220,563.76), the wage claim statute allows for a penalty of up to 50% of this amount, or \$110,281.88. With regard to attorney's fees and costs, Sliwinski's attorney claimed \$30,000.00.

Following negotiations before further proceedings in the circuit court, we have been able to obtain Sliwinski's agreement to accept \$75,000.00 as a total settlement of these claims with \$49,626.85 to Detective Sliwinski as "increased wages," and \$25,373.15 for attorney's fees and costs. Because settlement of this matter is deemed expeditious to the City of Milwaukee, we recommend payment of this proposed settlement amount and have enclosed an appropriate resolution for your convenience.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

BRUCE D. SCHRIMPF  
Assistant City Attorney

GFL:BDS

Encls.

1032-2007-2795:157165



## CITY OF MILWAUKEE FISCAL NOTE

A) DATE: April 22, 2010

FILE NUMBER: \_\_\_\_\_  
ORIGINAL FISCAL NOTE   x   SUBSTITUTE 1   

SUBJECT: Resolution to settle of Sliwinski v. City of Milwaukee; Case No. 07-CV-013074

B) SUBMITTED BY name/title/dept./ext.): Jan A. Smokowicz, Assistant City Attorney; City Attorney; Ext. 8014

C) CHECK ONE:	xx	ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
	___	ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
	___	LIST ANTICIPATED COSTS IN SECTION G BELOW.
	___	NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:	<input type="checkbox"/> DEPARTMENTAL ACCOUNT (DA)	<input type="checkbox"/> CONTINGENT FUND (CF)
	<input type="checkbox"/> CAPITAL PROJECTS FUND (CPF)	<input type="checkbox"/> SPECIAL PURPOSE ACCOUNTS (SPA)
	<input type="checkbox"/> PERM. IMPROVEMENT FUNDS (PIF)	<input type="checkbox"/> GRANT & AID ACCOUNTS (G & AA)
	<input checked="" type="checkbox"/> OTHER (SPECIFY)	

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER: -	Damages and claims special purpose account Cermele & Associates	0001 1490 S118 006300	\$25,373.15		
<b>TOTALS</b>			<b>\$25,373.15</b>		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.		
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE





## Legislation Details (With Text)

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**File #:** 100169      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

**Indexes:** TAX CANCELLATIONS

**Attachments:** Fiscal Note.pdf, Cover Letter, Table of Assessment Reductions.pdf, Claim Forms.pdf, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

100169

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

**Analysis**

This resolution requires the cancellation of taxes because of Board of Review reductions in assessments on certain parcels, the issuance of checks to the City Treasurer or taxpayer as applicable, and the proper reductions of State Tax Credits by journal entries.

**Body**

Whereas, Assessments were made against certain parcels of real estate for the years 2008 and 2009 as contained in Common Council Resolution File No. 100169; and

Whereas, The Board of Review has decreased these assessments as shown in this file; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, That the proper city officers are authorized and directed to issue city checks in the amounts as shown in this file, payable to the City Treasurer or taxpayer as applicable, to be refunded to the taxpayer where appropriate, plus interest at the rate applicable pursuant to Section 70.511 of Wisconsin Statutes, for an appeal that was filed as shown in this file, applicable from date of payment to date of repayment, said amounts to be charged to the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and said checks to be delivered to the Customer Services Unit of the Treasurer's Office for disbursement; and, be it

Further Resolved, That the proper city officers are authorized and directed to reflect the reduction in State Tax Credits as shown in this file by means of journal entries, charging the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and crediting the State Tax Credit Fund; and, be it

Further Resolved, That interest for Key No. 434-1712-100-6 shall be applicable from date of payment to February 25, 2010 for the year 2008, and that interest for Key No. 469-3251-000-6 shall be applicable from date of payment to February 22, 2010 for the year 2008, and, be it

Further Resolved, That delinquent interest and penalties on any account covered by this resolution are hereby canceled.

**Requestor**

Assessor's Office

**Drafter**

mpr/kat

5/20/10

# CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

**A) DATE:** May 20, 2010

**FILE NUMBER:** \_\_\_\_\_

**Original Fiscal Note**  **Substitute**

**SUBJECT:** Resolution to cancel real estate taxes levied against certain parcels bearing various Key Numbers on the 2008 & 2009 Tax rolls, plus interest applicable to date of repayment, if appropriate

**B) SUBMITTED BY** (name/title/dept./ext.): Mary P. Reavey, Assessment Commissioner, Assessor's Office, Ext. 3101.

**C) CHECK ONE:**  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.  
 LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

**D) CHARGE TO:**  DEPARTMENTAL ACCOUNT (DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
<b>SALARIES/WAGES:</b>					
<b>SUPPLIES:</b>					
<b>MATERIALS:</b>					
<b>NEW EQUIPMENT:</b>					
<b>EQUIPMENT REPAIR:</b>					
<b>OTHER 0001 Org 9990</b>	<i>Remission of Taxes Fund</i>		<b>\$40,203.24</b>		
<i>Prog 0001 Sub-cl S163</i>					
<i>Acct 006300</i>					
<b>TOTALS:</b>			<b>\$40,203.24</b>		

**F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.**

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

**G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

---



---

**H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

---



---



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PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 20, 2010

The Honorable, The Common Council  
City of Milwaukee

Dear Members of the Common Council:

Attached is a resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

Reductions have been made in the assessments of these properties by the Board of Review under authority of Section 70.511 (2), Wisconsin Statutes. It is now necessary to accomplish the reduction of taxes by means of the attached resolution.

Your favorable approval of the attached resolution is respectfully requested.

Yours very truly,

Mary P. Reavey  
Assessment Commissioner

mpr/kat

Key Number and Address Date of Objection	Name of Taxpayer	Assesment Reduction by B.O.R.	Canceled NET Total Tax	STATE TAX CREDITS SECTION 79.10 (2)		
				City Portion	County Portion	Total Credit
<b><u>2008</u></b>						
224-0337-000-6 8133 W. Hampton Av. May 19, 2008	8133 West Hampton Avenue LLC	\$ 18,200	\$ 437.38	\$ 22.20	\$ 6.43	\$ 28.63
401-1021-110-6 405 N. 27th St. May 16, 2008	Dreamland Petroleum Co.	\$ 110,000	\$ 2,643.54	\$ 134.20	\$ 38.83	\$ 173.03
431-0811-110-1 1009 S. 1st St. May 19, 2008	Kuldip Inc.	\$ 400,000	\$ 9,612.86	\$ 487.98	\$ 141.21	\$ 629.19
434-1712-100-6 812 S. Layton Bl. May 13, 2008	Dasada Property Management LLC	\$ 298,000	\$ 7,161.57	\$ 363.55	\$ 105.20	\$ 468.75
469-3251-000-6 1707 W. Rogers St. May 15, 2008	Riaz M. Mian	\$ 40,000	\$ 961.29	\$ 48.80	\$ 14.12	\$ 62.92
<b><u>2009</u></b>						
287-1505-000-7 3429 N. 39th St. May 18, 2009	Scott A. Cimbalnik	\$ 50,600	\$ 1,314.77	\$ 67.89	\$ 19.14	\$ 87.03
426-9971-000-2 1512-28 W. Pierce St. May 18, 2009	Sunlight Bldg Corp.	\$ 319,000	\$ 8,288.83	\$ 427.97	\$ 120.71	\$ 548.68

Key Number and Address Date of Objection	Name of Taxpayer	Assesment Reduction by B.O.R.	Canceled NET Total Tax	STATE TAX CREDITS SECTION 79.10 (2)		
				City Portion	County Portion	Total Credit
468-0919-100-1 1200-08 W. Lincoln Av. May 18, 2009	Hayden Properties LLC	\$ 281,000	\$ 7,301.45	\$ 376.99	\$ 106.33	\$ 483.32
		\$ 1,516,800	\$ 37,721.69	\$ 1,929.58	\$ 551.97	\$ 2,481.55
<b>TOTAL GROSS</b>	<b>\$ 40,203.24</b>					

Assessor's Office  
May 20, 2010  
mpr/kat



TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re:           **224-0337-000-6**  
                  **8133 W. Hampton Av.**  
                  **8133 West Hampton Avenue LLC**

**Year:           2008**

**Amount of Assessment Reduction: \$18,200**

**Amount of Tax Reduction: \$437.38**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: 8133 W. Hampton Ave L.L.C.

Date: 5-1-2010

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

RECEIVED  
2010 MAY -7 AM 11:43  
ASSESSOR'S OFFICE  
CITY OF MILWAUKEE

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

RECEIVED  
2010 MAY -4 PM 1:51  
ASSESSORS OFFICE  
CITY OF MILWAUKEE

Dear Members of the Common Council:

In re: **401-1021-110-6**  
**405 N. 27th St.**  
**Dreamland Petroleum Company**

**Year: 2008**

**Amount of Assessment Reduction: \$110,000**

**Amount of Tax Reduction: \$2,643.54**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: Margaret S. Walke

Date: 4-30-10

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

RECEIVED  
2010 MAY -4 PM 1:50  
ASSESSING OFFICE  
CITY OF MILWAUKEE

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re:           **431-0811-110-1**  
                      **1009 S. 1st St.**  
                      **Kuldip Inc.**

**Year:           2008**

**Amount of Assessment Reduction: \$400,000**

**Amount of Tax Reduction: \$9,612.86**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: Margaret S. Walker

Date: 4-27-10

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re: **434-1712-100-6**  
**812 S. Layton Bl**  
**Dasada Property Management LLC**

**Year: 2008**

**Amount of Assessment Reduction: \$298,000**

**Amount of Tax Reduction: \$7,161.57**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: *Smalile* <sup>FOR</sup> *Dasada Property mgmt llc*

Date: 5-7-2010

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

RECEIVED  
2010 MAY 18 PM 12:52  
ASSESSMENT DIVISION  
CITY OF MILWAUKEE

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

RECEIVED  
2010 MAY -7 AM 11:43  
ASSESSOR'S OFFICE  
CITY OF MILWAUKEE

Dear Members of the Common Council:


In re: **469-3251-000-6**  
**1707 W. Rogers St.**  
**Riaz M. Mian**

**Year: 2008**

**Amount of Assessment Reduction: \$40,000**

**Amount of Tax Reduction: \$961.29**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: 

Date: 05-03-10

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

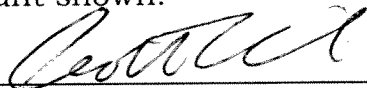
In re:           **287-1505-000-7**  
                      **3429 N. 39th St.**  
                      **Scott A. Cimbalnik**

**Year:           2009**

**Amount of Assessment Reduction: \$50,600**

**Amount of Tax Reduction: \$1,314.77**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: 

Date: 05-03-10

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

RECEIVED  
2010 MAY -7 PM 11:30  
ASSESSOR'S OFFICE  
CITY OF MILWAUKEE

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re: **426-9971-000-2**  
**1512-28 W. Pierce St.**  
**Sunlite Bldg Corp**

**Year: 2009**

**Amount of Assessment Reduction: \$319,000**

**Amount of Tax Reduction: \$8,288.83**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

*Monica Grant, President*  
SUNLITE  
BWB

RECEIVED  
2010 MAY 18 PM 12:52  
ASSESSMENT DIVISION  
CITY OF MILWAUKEE

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re:           **468-0919-100-1**  
                      **1200-08 W. Lincoln Av.**  
                      **Hayden Properties LLC**

**Year:           2009**

**Amount of Assessment Reduction: \$281,000**

**Amount of Tax Reduction: \$7,301.45**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed:

Date: 4/28/2010

---

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

RECEIVED  
2010 MAY -4 PM 1:51  
ASSESSOR'S OFFICE  
CITY OF MILWAUKEE







## Legislation Details (With Text)

**File #:** 091531      **Version:** 0  
**Type:** Communication      **Status:** In Committee  
**File created:** 3/2/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

**Sponsors:** THE CHAIR

**Indexes:** CITY ATTORNEY, CONSULTANTS, REPORTS AND STUDIES

**Attachments:** Expenditures through April 22, Expenditures Through March 30, Outside Counsel - March 15, Outside Counsel - March 3, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
3/2/2010	0	COMMON COUNCIL	ASSIGNED TO		
3/29/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/6/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

091531

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

**Requestor**

**Drafter**

CC-CC

lme

3/4/10

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys

**CITY OF**  
**MILWAUKEE**  
**Office of the City Attorney**

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**HEIDI E. GALVÁN**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
**DANIELLE M. BERGNER**  
Assistant City Attorneys

June 3, 2010

Alderman Ashanti Hamilton, Chair  
Judiciary & Legislation Committee  
City Hall – Room 205

Re: Expenditures for Outside Counsel and Experts

Dear Alderman Hamilton:

Pursuant to Common Council FN 030083, I am enclosing for your information an itemization of 2010 expenditures posted year-to-date from the Outside Counsel/Expert Witness Fund Special Purpose Account. Please contact me if you have any questions.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

GFL:bgw  
#158490

2010 OUTSIDE COUNSEL /EXPERT YEAR-TO-DATE EXPENDITURES  
 June 2, 2010

Account	Dept	Class	Amount	Vendor Name	Matter or Case Caption	Year
634005	1490	S157	2,289.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	2,061.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	1,578.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	2,172.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	1,869.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	2,106.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	1,764.00	BLOCK, PETER	JUDE v. CITY	2010
634005	1490	S157	1,767.00	BLOCK, PETER	JUDE v. CITY	2010
			15,606.00			
634005	1490	S157	-4,760.65	CRIVELLO CARLSON	ADJO TO VOUCHER 00970075	2010
634005	1490	S157	4,760.65	CRIVELLO CARLSON	UNINSURED MOTORIST CLAIMS	2010
634005	1490	S157	174.00	CRIVELLO CARLSON	SWANSON v. LENA'S FOOD MARKET	2010
			174.00			
634005	1490	S157	207.50	FOLEY & LARDNER	KAYE v. CITY	2010
			207.50			
634005	1490	S157	19,669.47	FRIEBERT & FINERTY	MPSO v. City	2010
634005	1490	S157	4,103.11	FRIEBERT & FINERTY	MPSO v. City	2010
634005	1490	S157	-4,103.11	FRIEBERT & FINERTY	ADJ TO PO 0000120432	2010
634005	1490	S157	23,756.80	FRIEBERT & FINERTY	MPSO v. City	2010
634005	1490	S157	-23,756.80	FRIEBERT & FINERTY	ADJ TO PO 0000120432	2010
			19,669.47			
634005	1490	S157	1,450.00	GRZECA LAW GROUP	KHUBBAR, MANJEET	2010
			1,450.00			
634005	1490	S157	3,723.25	GUNTA & REAK	JUDE v. CITY	2010
634005	1490	S157	6,779.07	GUNTA & REAK	JUDE v. CITY	2010
634005	1490	S157	9,733.25	GUNTA & REAK	JUDE v. CITY	2010

Account	Dept	Class	Amount	Vendor Name	Matter or Case Caption	Year
634005	1490	S157	2,662.25	GUNTA & REAK	JUDE v. CITY	2010
634005	1490	S157	1,206.39	GUNTA & REAK	Jacoby v. Dudley	2010
634005	1490	S157	-1,206.39	GUNTA & REAK	ADJ TO PO 0000130074	2010
634005	1490	S157	3,228.14	GUNTA & REAK	Jacoby v. Dudley	2010
634005	1490	S157	-3,228.14	GUNTA & REAK	ADJ TO PO 0000130074	2010
			22,897.82			
634005	1490	S157	-2,028.10	HAYES, THOMAS	Outside Consultant	2010
634005	1490	S157	2,028.10	HAYES, THOMAS	ADJ TO PO0000113782	2010
634005	1490	S157	2,028.10	HAYES, THOMAS	Outside Consultant	2010
			2,028.10			
634005	1490	S157	616.00	PYZYCK, ROGER	SPECIAL PROSECUTOR	2010
			616.00			
634005	1490	S157	688.50	TARTER KRINSKY	CHRYSLER LLC BANKRUPTCY	2010
634005	1490	S157	688.50	TARTER KRINSKY	Chrysler LLC Bankruptcy	2010
634005	1490	S157	-688.50	TARTER KRINSKY	ADJ TO PO 0000126135	2010
			688.50			

62,648.89 Grand Total





## Legislation Details (With Text)

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**File #:** 100137      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Resolution relating to an appeal from James Mlaker for property damage. (13th Aldermanic District)  
**Sponsors:** THE CHAIR  
**Indexes:** CLAIMS APPEAL  
**Attachments:** City Attorney Letter, Appeal, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		



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**File #:** 100137      **Version:** 0

---

**Number**

100137

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from James Mlaker for property damage. (13th Aldermanic District)

**Drafter**

CC-CC

dkf

5/13/10

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys

**CITY OF**  
**MILWAUKEE**  
**Office of the City Attorney**



**Milwaukee's Future: IT'S IN OUR HANDS**

[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
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HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

April 19, 2010

James Mlaker  
2025 West Alvina Avenue  
Milwaukee, WI 53221

RE: James Mlaker  
C.I. File No.: 10-S-57

Dear Mr. Mlaker:

We have received your claim in the amount of \$1,787.00, relating to damage sustained to your home at 2025 West Alvina Avenue on December 27, 2009 when the Milwaukee Police Department (MPD) made forced entry.

Our investigation reveals the MPD was called to a gas station burglary at 2012 West College Avenue. One of the responding officers observed a set of footprints near the service station and they were followed to your home. The MPD attempted to make contact with the occupants of your home. They received no response and during the course of these events, they observed someone appear to look out of the window. This person failed to come to the door. Since the officers feared for the welfare of the occupants and to safeguard against the potential destruction of evidence from the burglary, the decision was made to force entry into the home. Since the MPD was acting within its sphere of responsibility, the City cannot accept liability and we are denying your claim.


James Mlaker  
April 19, 2010  
Page 2

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



ROBERT OVERHOLT  
Investigator Adjuster

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RMO:ms

1032-2010-618:157014


May 5, 2010

Dear Mr. Langley,

I, James M Mlaker, formally request to appeal your decision to deny my property damage claim (\$1,787.00 – C.I. File No: 10-S-57) resulting from the careless actions of the Milwaukee Police Department’s investigation of an overnight gas station burglary which ultimately led to the forced entry of my home. A warrantless search of my home was conducted where absolutely no evidence of the said crime was recovered. Upon entering my home, the police should have realized the occupants were not in any imminent danger (as they so claim), as no weapons were ever sighted prior to entry and no weapons were ever recovered during the search of my home. The warrantless search of my home lasted for more than one half hour before my son was even informed of the intent of the search and at no time did he give explicit permission for the Milwaukee Police Department to conduct a search of my home. No evidence of any crime was found inside my home and it was ultimately determined the “true” suspect (totally unrelated to my son, his friends and my residence) was an Hispanic gentleman in his fifties. There is an investigation currently being conducted by the Milwaukee Police Department Internal Affairs Division concerning this affair and with discrepancies between the official police reports and witness statements (including those of my neighbors).

Apparently, Mr. Langley approves of the Milwaukee Police Department’s careless violation of my (along with my son and his friends) fourth amendment rights. Is there a City of Milwaukee ordinance which trumps the Bill of Rights? All I am requesting is full reimbursement for the damages sustained to my front door. If a damage settlement cannot be accomplished in a reasonable and fair manner, I will pursue a civil rights lawsuit against the Milwaukee Police Department (which could ultimately cost the City of Milwaukee far more than the reasonable damage claim of \$1,787.00) for their blatant violation and abuse of my constitutionally guaranteed fourth amendment rights.

Thank you.

  
James M Mlaker

CITY OF MILWAUKEE  
2010 MAY 10 PM 12:04  
RONALD D. LEONHARDT  
CITY CLERK

CITY OF MILWAUKEE  
RECEIVED

James Mlaker  
2025 W Alvina Ave  
Milwaukee, WI 53221

2010 FEB 23 PM 3:02

February 19, 2010

2010 FEB 23 PM 1:36  
RONALD D. STONER  
CITY CLERK

CITY OF MILWAUKEE

OFFICE OF JAMES MLAKER (a resident of 2025 W Alvina Ave, Milwaukee, WI) am seeking  
to file a claim with the City of Milwaukee for the repair and replacement of the front  
entry door and frame of my home which was damaged by an errant invasion and forced  
entry of my home conducted by the Milwaukee Police Department on the morning of  
December, 27, 2009. I have received two local contractor estimates (\$1787.00 and  
\$1,495.00) for the necessary repair and replacement of the damaged front entry door and  
frame.

The following is a description of the event which caused the damages for which I  
am filing a claim with the City of Milwaukee:

I was on vacation in Florida with my wife, Jacqueline, and my 17 year-old son,  
Evan, from December 23, 2009 until January 2, 2010. My 20 year-old son, Derek, was  
staying in our far Southside Milwaukee home during the time we were on vacation. On  
the morning of December 27, 2009 I received a phone call from my son, Derek, in  
Milwaukee informing me that officers from the Milwaukee Police Department used a  
battering ram to break down the front door of our home (2025 W Alvina Ave,  
Milwaukee, WI) and entered our house with guns drawn at Derek and his friends (he had  
two friends over staying the night with him). The police were investigating an overnight  
burglary of a nearby gas station (across the alley from my home – 2012 W College Ave,  
Milwaukee, WI.) which was reported to the police when it opened at approximately 6:30  
AM. The first responding officers spotted footprints in the snow that led to my house.  
(Apparently during the night one of Derek's friends went to the gas station to purchase a  
soda, but the gas station was closed for the night at the time.) The police then followed  
the footprints to my home and proceeded to knock on the front door. My son informed he  
heard them outside shouting, "Open the fucking door, it's the police". Derek and his two  
friends were sleeping at the time when the police were initially knocking and when he  
heard them use the term, "open the fucking door", he thought it was one of his friends  
playing a joke on him. He didn't think the police would respond using the term  
"fucking", as that would be a term one of his friend would more likely use to joke around  
with him. When Derek finally did go to the front door to check there was no one there.  
Derek told me that approximately 15 to 20 minutes later, the police came back with a full  
tactical unit and shouted, "Mr. and Mrs. Smith, we're coming in". My last name is  
Mlaker, I own the home and I have lived at this address for the past 17 ½ years. The  
police obviously never checked their data base to determine the current residents of the  
home and used the generic name "Smith" to identify us, nor did they phone my residence  
to check on the status of the occupants or to inform them to voluntarily open the door  
before they would initialize a forced entry into the home. The police then proceeded to  
use a battering ram to force entry into my home (which caused extensive damage to the  
new front door, the door frame and caused cracks in the front facing wall of our home).  
The police entered our home through the battered in front door with guns drawn at Derek  
and his friends and proceeded to search throughout our whole house for cash and  
cigarettes stolen from the gas station (all of this without a search warrant). Approximately  
20 minutes later a Milwaukee Police Detective arrived on the scene and started to  
question my son, Derek, and his friends. The detective informed them about the burglary

of the gas station and the footprints leading to our home. He then asked my son, Derek, "If I search your home, am I going to find anything". My son replied, "You are not going to find anything because we didn't rob the gas station." He asked my son if he had a party in the home and Derek informed him that he did not have a party, but just had a few friends over the previous evening. All during this questioning, my son reported that many different police personnel were entering and exiting our home. Not one of the police officers ever bothered to ask my son for specific permission to enter my home at any time. After an hour of searching throughout my home without finding any evidence whatsoever, the police realized they made a mistake and called in a superior officer. When the superior officer, Milwaukee Police Trimble, arrived at our home, Derek overheard him informing the other police officers they were in the wrong home and the suspect they were looking for was an Hispanic gentleman in his 50's (my son and his friends are 20 year old Caucasians). This information was based on the gas station's video footage of the burglary, which the first responding officers apparently never bothered to check or so it may seem. My son also informed me a police photographer arrived on the scene right after the Sergeant and went throughout our home taking pictures.

Upon the conclusion of this errant forced entry and warrant-less search, Sergeant Trimble provided my son with a yellow *Milwaukee Police Department Damage Notice* for reimbursement for the damages the Milwaukee Police Department caused to the front door of my home (the door and frame are both severely cracked and need to be replaced, as well as a few cracks which occurred in the front facing wall where the door is located).

The door and frame which was damaged by the Milwaukee Police Department was fairly new, as it was purchased and installed in June, 2008. I am seeking to have the door and frame replaced as both are severely cracked and my home is currently vulnerable to being burglarized as the security of my home is compromised due to the damages the front entry door and frame incurred. I received two estimates from local contractors for the replacement of the front door and frame which is comparable to the original (which is now damaged) front door and frame. I received an estimate for materials and labor from Wetzels Home Improvement (5746 N 82<sup>nd</sup> Ct, Milwaukee, WI 53218) for the amount of **\$1,787.00** and another estimate from Sheldon Gasek Construction (Wauwatosa, WI) for the amount of **\$1,495.00**. I am seeking to have the door replaced as soon as possible because the damaged door poses a compromised security to my home which directly affects the safety of my family and our valued possessions.

Thank you,



James Mlaker  
2025 W Alvina Ave  
Milwaukee, WI 53221  
Home: 414-761-2529  
Cell: 414-736-0344  
Email: jamesmlaker@yahoo.com

PD-43 03/01

**MILWAUKEE POLICE DEPARTMENT  
DAMAGE NOTICE**

(SUPERVISOR TO LEAVE IN PROMINENT PLACE AT SCENE)

The Milwaukee Police Department received a call for

service on: 12-27 2009 at: 7:15 ⓐ a.m./p.m.  
(DATE) (TIME)

at: 2025 W. ALVINA  
(ADDRESS)

- (o)  confirm welfare of occupant(s)  
 make an arrest  
 execute a search warrant  
 recover evidence of crime  
 other (describe) \_\_\_\_\_

The following damage to premises or vehicle occurred:

FRONT DOOR & FRAME FROM  
FORCED ENTRY

Supervisor's Name: Sgt. Trimbis  
(PRINT)

63 LATE 015139  
(DIST / WORK LOC.) (SHIFT) (PAYROLL #)

**SEE NOTICE ON REVERSE SIDE**

# CONTRACTORS INVOICE

Sheldon Gasek Construction  
Wausau, WI Email: gasek7@aol.com  
414.232.7634 Fax: 414.774.8663  
sheldongasek@servicemagicpro.com

WORK PERFORMED AT:

2025 W ALUINA  
MILWAUKEE, WI 53221  
761-2529

TO: JAMES MCKER

DATE: YOUR WORK ORDER NO.: OUR BID NO.:

### DESCRIPTION OF WORK PERFORMED

INSTALL NEW 36" EXTERIOR DOOR  
WILL NEED TO REMOVE STORM DOOR  
& RE-INSTALL & INSULATE & RE-INSTALL  
CASING. INSTALL DEADBOLT & LOCKSETS.

PRICE INCLUDES LABOR & MATERIAL  
\$1495.00

All Material is guaranteed to be as specified, and the above work was performed in accordance with the drawings and specifications provided for the above work and was completed in a substantial workmanlike manner for the agreed sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_).

This is a  Partial  Full invoice due and payable by: \_\_\_\_\_ Month \_\_\_\_\_ Day \_\_\_\_\_ Year

In accordance with our  Agreement  Proposal No. \_\_\_\_\_ Dated \_\_\_\_\_ Month \_\_\_\_\_ Day \_\_\_\_\_ Year

NC3822

## CONTRACTORS INVOICE





# WINDOW PROPOSAL

5746 N. 82nd Ct. · Milwaukee, WI 53218  
Office: 414.578.1000 · Fax: 414.578.1005  
info@wetzelshi.com · www.wetzelshi.com

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

### Additional Work to be Performed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Cost of Additional Work: \$ 1,780.00

**GRAND TOTAL:** \$ \_\_\_\_\_

★ 3 year Labor Warranty ★ Manufacturers Material Warranty ★

1/3 down  
Balance due upon Completion

Customer Signature: \_\_\_\_\_

Contractor Approval: \_\_\_\_\_

*Price is good for 10 days, unless otherwise specified*

Roofing · Siding · Fascia · Soffit · Gutters · Windows  
Free Estimates





## Legislation Details (With Text)

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**File #:** 100199      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Geneva Edwards for property damage. (15th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** City Attorney Letter, Appeal, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

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**File #:** 100199      **Version:** 0

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**Number**

100199

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Geneva Edwards for property damage. (15th Aldermanic District)

**Drafter**

CC-CC

dkf

5/27/10

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**Milwaukee's Future: IT'S IN OUR HANDS**

[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
DAVID J. STANOSZ  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

May 10, 2010

Geneva Edwards  
2030 North 24th Street  
Milwaukee, WI 53205

RE: Geneva Edwards  
C.I. File No.: 10-S-47

Dear Ms. Edwards:

We have received your claim in the amount of \$92.55, relating to damages allegedly suffered to your vehicle when it struck a pothole on February 9, 2010 at/near Southbound North 6<sup>th</sup> Street at the State Office Building driveway.

Our investigation reveals that the Infrastructure Services Division reviewed their records and the records of the DPW Call Center and found prior to February 9, 2010, the City had no notice of this hazard in the roadway and because of this lack of notice the City would not be liable. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



ROBERT OVERHOLT  
Investigator Adjuster

RMO:ms  
1029-2010-536:157795

OFFICE OF THE CITY ATTORNEY

GENEVA EDWARDS  
2030 North 24 Street  
Milwaukee, WI 53205

CITY OF MILWAUKEE

2010 MAY 21 AM 11:35

RONALD D. LEONHARDT  
CITY CLERK

May 19, 2010

Milwaukee City Clerk  
200 East Wells Street, Room 205  
Milwaukee, Wisconsin 53202

OFFICE OF  
CITY ATTORNEY  
2010 MAY 24 PM 2:52  
CITY OF MILWAUKEE  
RECEIVED

Dear Mr. Langley:

Geneva Edwards Wish To Appeal Your Decision

C.I. File No.: 10-S-47

I have received your response to my claim in the amount of \$92.55, to damages suffered to my vehicle when it struck a pothole on February 9, 2010 by/near North end North 6<sup>th</sup> Street on the side where the State Office Building driveway not South end which you had written on my claim letter; and the pothole was not in the driveway it was in the street.

You mentioned that your investigation reveals that the Infrastructure Services Division reviewed their records and the records of the DPW and found prior to February 9, 2010 the City had no notice of this hazard in the roadway. For over a year there was a missing sewer grate where the pothole was so that is a good possibility why your records of the DPW Call Center showed no prior records of a pothole because cars knew to steer clear including me because it was a deep opening at the sewer. On the day that my incident happened, there was a new sewer cap on the sewer. The pothole was right in front of the sewer on the North end North 6<sup>th</sup> Street side as you cross the street lights on Kilbourn. Also, if you check the weather for that day February 9, 2010 we had a snow storm and the pothole wasn't visible and because of this problem not being corrected I feel the city should be liable to damage of my tire that was only a year old.

CITY OF MILWAUKEE  
CITY OF MILWAUKEE MY CLAIM FORM

2010 FEB 15 PM 3:09  
(Damage To My Vehicle)

OFFICE OF  
CITY ATTORNEY

**Claimant's Name:** Geneva Edwards  
**Street Address:** 2030 N 24 Street  
**City/State/Zip Code:** Milwaukee, WI 53205  
**Telephone Number:** Day- 414-344-3577 Evening- 414-344-3577 (Voice Mail)  
**Email Address:** edwardsg@matc.edu  
**Claimant's Vehicle:** 1993 TOYOTA COROLLA BLUE 4DR

CITY OF MILWAUKEE  
2010 FEB 15 AM 7:33  
RONALD D. LEONARDI  
CITY CLERK

**Date, Time and place of Incident:** February 09, 2010- 1:20pm – Across the street from Kilbourn on six Street.

**Location at Which Incident Occurred:** Across the street from Kilbourn in the far right lane in front of the State Office Building 819 N 6<sup>th</sup> Street heading south the pot hole was more towards the end not far from the State building driveway on six street.

**Describe in Detail How Incident Occurred:** I was on my way to work at Milwaukee Area Technical College 02/09/10. I'm traveling down six street which I do every day Monday thru Thursday because I park my car in the parking structure at 605 W Wells St. I was in the far right lane which I'm always in so I can pull into the Firestone parking structure, but before I got to the structure around 1:20pm my car hit a deep pot hole on six street in front of the State Office Building towards Kilbourn and it destroyed my right front tire and I had to buy a tire from Firestone costing \$ 92.55. I had recently bought a set of 4 new tires about a year ago. So, I'm asking for money damages of \$ 92.55 for the one tire.

**Reported to City Hall Call Center and City Clerk:** I spoke to Scott Feb. 09, 2010 at the City Call Center at 2:05pm and Cheryl in the City Clerk Dept. February 09, 2010 at 2:10pm. I called again after 2pm today 02/10/10 to inform the call center that the snow from the storm and plowing has covered the hole.

**Work Sheet and Bill Attached:** Yes

**Statement of relief sought:** \$ 92.55

**Pictures Are attached:** 13 copies of the deep pothole

**Paid Bill Attached:** Yes

**Signature of Claimant:**  **Date:** 02-10-10

Customer Invoice  
103627  
02/09/2010

**FIRESTONE COMPLETE AUTO CARE**  
**WELLS ST**  
**605 W WELLS ST**  
**MILWAUKEE, WI. 53203**

Service Advisor:  
03 AARON  
414.278.7404

EDWARDS, GENEVA  
2030 N 24TH ST  
MILWAUKEE, WI 53205-1005  
414.297.8180

1993 TOYOTA COROLLA [BLUE]  
4-1587 1.6L DOHC  
Lic #: 865MTV WI Vin #: 1NXAE04EOPZ103476  
In: 02/09/10 1:30PM Mileage: 49,260  
Out: 02/09/10 4:05PM

Store # 020168

**RETAIL SALE**

Description	Rev Hist /Article #	ID	Qty	Unit Price	Extended Price	Job Total
COURTESY CHECK		03				
COURTESY CHECK	7046930	77TS	1	N/C	N/C	
<b>FIRESTONE TIRE PACKAGE RF</b>	1,2	02				<b>87.17</b>
148206 FR380 BL 185/65R14 86S 55,000 MILE LIMITED WARRANTY	148206	77TN	1	63.99	63.99	
DOT# E26C38B4509						
NEW TIRE WHEEL BALANCE PARTS	7018708	77TN	1	3.00	3.00	
NEW TIRE WHEEL BALANCE LABOR	7018716	77TS	1	8.00	8.00	
RUBBER VALVE STEM	7015040	77TN	1	2.00	2.00	
7097782 ROAD HAZARD PROTECTION	7097782	77TN	1	7.68	7.68	
TIRE DISPOSAL FEE (1)	7075078	77TN	1	2.50	2.50	
TIRE INSTALLATION	7015016	77TS	1	N/C	N/C	

**ORDER NOTES**

THERE WAS A CUT ON THE SIDEWALL, WHICH CAUSED THE RF TIRE TO GO FLAT.

**Technician(s):**

77 PHENG LOR

**Payment History:**

American Express 1002 92.55 584305  
Total Tendered 92.55

**Summary:**

Parts 76.67  
Labor 10.50  
Shop Supplies 0.48  
Sub-Total 87.65  
Tax (5.60%) 4.90  
**Total \$92.55**

I have received the above goods and/or services. If this is a credit card purchase, I agree to pay and comply with my cardholder agreement with the issuer.

Revision History:	Rev Amt	Init
1) 02/09/2010 02:24PM	66.16 EDWARDS, GENEVA 414.297.8180	
2) 02/09/2010 02:27PM	0.00 EDWARDS, GENEVA 414.297.8180	

Customer Signature

Initial here to indicate you have received the Tire Maintenance Warranty Book.

**All parts are new unless otherwise specified.**

Declined Work:

ALIGNMENT SERVICE  
PREMIUM ALIGNMENT SERVICE  
EVER-WEAR TRANSMISSION FLUID FLUSH  
EVER-WEAR RADIATOR SERVICE / NEW ANTIFREEZE  
: FLUSH BRAKE SYSTEM :

**I acknowledge notice and oral approval of an increase in the original estimated price.**

Signature or Initials

Motor Vehicle repair practices are regulated by chapter ATCP 132, Wis. Adm. Code, administered by the bureau of consumer protection, Wisconsin Dept. Agriculture, Trade and Consumer Protection, PO Box 8911, Madison, Wisconsin 53708-8911

"MOTOR VEHICLE REPAIR PRACTICES ARE REGULATED BY CHAPTER ATCP 132, WIS. ADM. CODE, ADMINISTERED BY THE BUREAU OF CONSUMER PROTECTION, WISCONSIN DEPT. OF AGRICULTURE, TRADE AND CONSUMER PROTECTION, P. O. BOX 8911, MADISON, WISCONSIN 53708-8911"

www.FirestoneCompleteAutoCare.com



## LIMITED NATIONWIDE SERVICE WARRANTY

### Your Complete Satisfaction is Important to us:

Thank you for your purchase. At Firestone Complete Auto Care, our goal is complete customer satisfaction. If you have any questions or concerns regarding the service you received or our nationwide limited warranty, **please contact the Manager** of the store listed on the front of this document. You may also contact Bridgestone Retail Operations, LLC Customer Retention toll free at 1-800-367-3872 or visit our website at [www.firestonecompleteautocare.com](http://www.firestonecompleteautocare.com).

### Fixed Right Guarantee:

We promise that the services we perform will be fixed right the first time. If the automotive repair or service was performed improperly, then we will re-perform the service at no additional charge to you, during the established warranty period.

### On Time Guarantee:

We value your time. If your vehicle is not ready at the time we promised, we will offer a 10% discount on your next purchase (discount cannot exceed \$25.00) which is valid at any company-owned Firestone Complete Auto Care Store. The subsequent second visit must occur within one year of the original service. This discount can not be used to reduce outstanding debt.

### What is Warrantied and for how long:

Most parts and services purchased at Firestone Complete Auto Care are covered by a minimum of twelve (12) months or 12,000 miles, whichever comes first, with some parts and services carrying a different warranty. Some exclusions may apply; please see details below. Warranties apply to parts installed and service performed on private passenger vehicles. This warranty is valid at Firestone Complete Auto Care locations.

Auto parts which prove to be unserviceable during the warranty period, will be replaced free of any additional charge for parts or labor, except as noted under "Exclusions", below.

SERVICE	PARTS	LABOR
Oil Change and Oil Filter	3 Months / 3,000 Miles	3 Months / 3,000 Miles
Air, Fuel, Cabin Air and Transmission Filter (for workmanship and material related issues)	6 Months / 6,000 Miles	6 Months / 6,000 Miles
Major Tire Repair (including tire sealants, TPMS repairs)	24 Months / 24,000 Miles	12 Months / 12,000 Miles
Standard Brake Service - Brake Shoes, Disc Pads	12 Months / 12,000 Miles	12 Months / 12,000 Miles
Plus Brake Caliper - Brake Shoes, Disc Pads (1) Service Includes: Brake System Flush and Clean, Adjust Rear Axle (if applicable)	24 Months / 24,000 Miles	12 Months / 12,000 Miles
Premium Brake Service - Brake Shoes, Disc Pads, Calipers and/or Wheel Cylinders, and Brake Installation Hardware (1)	Lifetime (1)	Lifetime (1)
Shocks and Struts	Lifetime	12 Months / 12,000 Miles
Steering & Suspension Parts	Lifetime	12 Months / 12,000 Miles
Lubelina Alignment Service (1)	N/A (2)	Lifetime
Lifetime Wheel Balance (3)	Lifetime (3)	Lifetime (3)

**ALL LIFETIME WARRANTIES ARE ONLY VALID FOR AS LONG AS THE ORIGINAL CUSTOMER OWNS THE VEHICLE.**

- (1) Costs of additional brake system components including master cylinders, rotors, drums and all additional labor, are warrantied for a period of twelve (12) months or 12,000 miles, whichever comes first.
- (2) If parts are repaired to restore vehicle to manufacturer's alignment specifications, then those parts and the labor required to install them are not covered.
- (3) Lifetime balance is only warrantied so long as originally balanced tire remains on wheel. If needed, additional charge may apply for resetting the Tire Pressure Monitoring System (TPMS).

**Other Service Warranty Exclusions:** Replacement of anti-freeze or clamps is not included in the warranty on belts/radiator hoses. Cost of refrigerant and recharging of the air conditioning system is not included with the warranty on air conditioner parts or air conditioner compressors. Cost of additional brake system components, including rotors and drums and/or labor to restore Brake System to its safe proper operation is not included with the warranty on Brake Shoes, Disc Pads, Calipers and/or Wheel Cylinders and/or brake hardware. Batteries are covered by a separate warranty from the manufacturer.

### Tire Warranties and Exclusions:

Tires purchased at Firestone Complete Auto Care are covered by a **Manufacturer's Limited Warranty** from workmanship and material related issues. This may also be covered by a **Supplemental Mileage Limited Warranty** which varies by tire brand and model. Information about these tire warranties is provided separately at the time of purchase.

### GENERAL PROVISIONS (Applicable to all warranties)

THIS WARRANTY IS LIMITED TO THE PARTS AND SERVICES LISTED IN THIS DOCUMENT. This warranty covers only the original purchaser of the installed parts and/or services. **WHERE WILL THE WARRANTIES BE HONORED?** Take your vehicle to the Firestone Complete Auto Care Store which sold the warranted parts and/or service work, or any other Firestone Complete Auto Care Store with the listed Store. Call 1-800-LOCATE-US to find a company-owned location.

**HOW CAN A CLAIM BE MADE UNDER THE WARRANTIES?** The original invoice from the store at which the original work was performed must be presented in order to get the benefit of the warranty.

**WHAT OTHER CONDITIONS APPLY?** The obligations undertaken in these warranties are offered only on the above items and conditions, and may not be enlarged or altered by any other agreement. Limitation does not apply to products or vehicles used for commercial, racing, or off-road purposes, or to damage caused by abuse or accident to the extent permitted by law. **BRIDGESTONE RETAIL OPERATIONS, LLC, AND ITS FIRESTONE COMPLETE AUTO CARE STORES DISCLAIM LIABILITY FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES.** Some states do not allow the exclusion or limitation of incidental or consequential damages, so the above limitation or exclusion may not apply to you.

**CONSUMER RIGHTS:** This warranty does not limit your legal rights, and you may also have other rights which vary from state to state.

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## LIMITED NATIONWIDE SERVICE WARRANTY

### Your Complete Satisfaction is Important to us:

Thank you for your purchase. At Firestone Complete Auto Care, our goal is complete customer satisfaction. If you have any questions or concerns regarding the service you received or our nationwide limited warranty, **please contact the Manager** of the store listed on the front of this document. You may also contact Bridgestone Retail Operations, LLC Customer Retention toll free at 1-800-367-3872 or visit our website at [www.firestonecompleteautocare.com](http://www.firestonecompleteautocare.com).

### Fixed Right Guarantee:

We promise that the services we perform will be fixed right the first time. If the automotive repair or service was performed improperly, then we will re-perform the service at no additional charge to you, during the established warranty period.

### On Time Guarantee:

We value your time. If your vehicle is not ready at the time we promised, we will offer a 10% discount on your next purchase (discount cannot exceed \$25.00) which is valid at any company-owned Firestone Complete Auto Care Store. The subsequent second visit must occur within one year of the original service. This discount can not be used to reduce outstanding debt.

### What is Warrantied and for how long:

Most parts and services purchased at Firestone Complete Auto Care are covered by a minimum of twelve (12) months or 12,000 miles, whichever comes first, with some parts and services carrying a different warranty. Some exclusions may apply; please see details below. Warranties apply to parts installed and service performed on private passenger vehicles. This warranty is valid at Firestone Complete Auto Care locations.

Auto parts which prove to be unserviceable during the warranty period, will be replaced free of any additional charge for parts or labor, except as noted under "Exclusions" below.

SERVICE	PARTS	LABOR
Oil Change and Oil Filter	3 Months / 3,000 Miles	3 Months / 3,000 Miles
Air Filter, Cabin Air and Transmission Filters (for workmanship and material related issues)	6 Months / 6,000 Miles	6 Months / 6,000 Miles
Free Tire Rotation, Inflation and Alignment	24 Months / 24,000 Miles	12 Months / 12,000 Miles
Standard Brake Service - Brake Shoes, Disc Pads	12 Months / 12,000 Miles	12 Months / 12,000 Miles
Plus Brake Sepsies, Brake Shocks, Coil Springs, 11 Steering Knuckles, Brake System Lubrication, Clean & Adjust Rear Axle (if applicable)	24 Months / 24,000 Miles	12 Months / 12,000 Miles
Front and Rear Service - Brake Shocks, Disc Pads, Calipers and/or Wheel Cylinders, and Brake Installation Hardware (1)	Lifetime (1)	Lifetime (1)
Coilovers and Sphers	Lifetime	12 Months / 12,000 Miles
Steering & Suspension Parts	Lifetime	12 Months / 12,000 Miles
Lifetime Alignment Service (1)	N/A (2)	Lifetime
Lifetime Wheel Balance (3)	Lifetime (3)	Lifetime (3)

### ALL LIFETIME WARRANTIES ARE ONLY VALID FOR AS LONG AS THE ORIGINAL CUSTOMER OWNS THE VEHICLE.

- (1) Costs of additional brake system components, including master cylinders, rotors, drums and all additional labor, are warranted for a period of twelve (12) months or 12,000 miles, whichever comes first.
- (2) If tire wear is due to the tire not being a manufacturer's alignment specifications, then those parts and the labor required to install them are not covered.
- (3) Lifetime balance is only warranted so long as originally balanced tire remains on wheel. If needed, additional charge may apply for resetting the Tire Pressure Monitoring System (TPMS).

**Other Service Warranty Exclusions:** Replacement of anti-freeze or clamps is not included in the warranty on belts/radiator hoses. Cost of refrigerant and recharging of air conditioning system is not included in the warranty on air conditioner parts or air conditioner compressors. Cost of additional brake system components, including rotors and drums and labor to the Brake System to its safe proper operation is not included with the warranty on Brake Shoes, Disc Pads, Calipers and/or Wheel Cylinders. Other vehicle related items are covered by a separate warranty from the manufacturer.

### Firestone Complete Auto Care Locations

Services performed at Firestone Complete Auto Care are covered by a **Manufacturer's Limited Warranty** from workmanship and material related issues. Services performed are covered by a **Supplemental Mileage Limited Warranty** which varies by tire brand and model. Information about these fire warranties is included separately at the time of purchase.

### GENERAL PROVISIONS (Applicable to all warranties)

This warranty is provided by Firestone Complete Auto Care, a Bridgestone Retail Operations, LLC store. This warranty covers only the original purchaser of the installed parts and/or services, whether retail or commercial, and is non-transferable. It applies to your vehicle at the Firestone Complete Auto Care Store which sold the warranted parts and/or service work, or any other Firestone Complete Auto Care Store in the United States. Call 1-800-LCCARE-US to find a company owned location.

**HOW CAN I CLAIM MY WARRANTY UNDER THE WARRANTIES?** The original invoice from the store at which the original work was performed must be presented in order to get the benefit of the warranty.

**WHAT DOES THIS WARRANTY COVER?** The obligations undertaken in these warranties are offered only on the above items and conditions, and may not be enlarged or altered by any other Firestone Complete Auto Care document. This warranty does not apply to products or vehicles used for commercial, racing, or off-road purposes, or to damage caused by abuse or accident. **TO THE EXTENT PERMITTED BY LAW, BRIDGESTONE RETAIL OPERATIONS, LLC, AND ITS FIRESTONE COMPLETE AUTO CARE STORES DISCLAIM LIABILITY FOR INCIDENTAL AND CONSEQUENTIAL DAMAGES.** Some states do not allow the exclusion or limitation of incidental or consequential damages, so the above limitation on this exclusion may not apply to you.

**CONSUMER RIGHTS:** This warranty does not affect your specific legal rights, and you may also have other rights which vary from state to state.

© 2014 Bridgestone Retail Operations, LLC. All rights reserved. Printed in black ink on a white background. If there is a discrepancy between this document and a stamp or if none, by Bridgestone/Firestone North American Tire, LLC, 535 Marriott Drive, Nashville, TN 37214.

WORK ORDER #  
103627  
02/09/10 04:05PM

**FIRESTONE COMPLETE AUTO CARE**  
605 W WELLS ST  
MILWAUKEE, WI. 53203

SERVICE ADVISOR  
03 AARON  
414.278.7404

EDWARDS, GENEVA  
2030 N 24TH ST  
MILWAUKEE, WI 53205-1005  
414.297.8180

1993 TOYOTA COROLLA [BLUE]  
4-1587 1.6L DOHC  
LIC # 865MTV WI VIN # 1NXAE04EOPZ103476  
IN 02/09/10 1:30PM EST. MILEAGE 156,000

Store # 020168

**Recommended Services not Authorized by Customer**

Status	Description	Qty	Unit Price		Job Total	Extended Price	Total
			Parts	Labor			
Recmd	<b>ALIGNMENT SERVICE</b>					<b>74.99</b>	
	Symptom:-	0	0.00	0.00			
	TIRE MAINT						
Recmd	<b>ALIGNMENT SERVICE</b>	1	0.00	74.99			
	<b>PREMIUM ALIGNMENT SERVICE</b>					<b>159.99</b>	
	Symptom:-	0	0.00	0.00			
	TIRE MAINT						
	LIFETIME ALIGNMENT SERVICE	1	0.00	159.99			
	<b>Preventive Maintenance - Suggested</b>					> <b>234.98</b>	<b>234.98</b>
Recmd	<b>EVER-WEAR TRANSMISSION FLUID FLUSH</b>					<b>129.99</b>	
	TRANSMISSION FLUID (UP TO 15 QUARTS)	1	40.00	0.00			
	EA-63P TRANSMISSION FLUID SERVICE KIT	1	19.99	0.00			
	TRANSMISSION FLUID EXCHANGE LABOR	1	0.00	70.00			
Recmd	<b>EVER-WEAR RADIATOR SERVICE / NEW ANTIFREEZE</b>					<b>95.99</b>	
	ANTI-FREEZE GALLON	2	12.00	0.00			
	COOLANT FLUSH LABOR	1	0.00	57.00			
	TLF108P COOLANT FLUSH W/SEALER AND CONDITIONER	1	14.99	0.00			
Recmd	<b>: FLUSH BRAKE SYSTEM :</b>					<b>79.99</b>	
	BRAKE SYSTEM FLUSH - FLUID	1	19.99	0.00			
	BRAKE SYSTEM - FLUSH LABOR	1	0.00	60.00			
	<b>Scheduled Maintenance - Suggested</b>					> <b>305.97</b>	<b>540.95</b>

Recommended Parts: 118.97  
Labor: 421.98  
Subtotal: 540.95  
Shop Supplies: 25.00  
Tax (5.60%): 31.69  
Total: 597.64

THESE PRICES ARE VALID FOR 30 DAYS

Labor charges are based on 'Menu Items' of a predetermined amount or the flat rate charged per the Mitchell Labor Manual @ \$94.00/hr.

ALL PARTS ARE NEW UNLESS NOTED OTHERWISE

MOTOR VEHICLE REPAIR PRACTICES ARE REGULATED BY CHAPTER ATCP 132, WIS. ADM. CODE, ADMINISTERED BY THE BUREAU OF CONSUMER PROTECTION, WISCONSIN DEPT. OF AGRICULTURE, TRADE AND CONSUMER PROTECTION, P. O. BOX 8911, MADISON, WISCONSIN 53708-8911

## LIMITED NATIONWIDE SERVICE WARRANTY

### Your Complete Satisfaction is Important to us:

Thank you for your purchase. At Firestone Complete Auto Care, our goal is complete customer satisfaction. If you have any questions or concerns regarding the service you received or our nationwide limited warranty, **please contact the Manager** of the store listed on the front of this document. You may also contact Bridgestone Retail Operations, LLC Customer Retention toll free at 1-800-367-3872 or visit our website at [www.firestonecompleteautocare.com](http://www.firestonecompleteautocare.com).

### Fixed Right Guarantee:

We promise that the services we perform will be fixed right the first time. If the automotive repair or service was performed improperly, then we will re-perform the service at no additional charge to you, during the established warranty period.

### On Time Guarantee:

We value your time. If your vehicle is not ready at the time we promised, we will offer a 10% discount on your next purchase (discount cannot exceed \$25.00) which is valid at any company-owned Firestone Complete Auto Care Store. The subsequent second visit must occur within one year of the original service. This discount can not be used to reduce outstanding debt.

### What is Warrantied and for how long:

Most parts and services purchased at Firestone Complete Auto Care are covered by a minimum of twelve (12) months or 12,000 miles, whichever comes first, with some parts and services carrying a different warranty. Some exclusions may apply; please see details below. Warranties apply to parts installed and service performed on private passenger vehicles. This warranty is valid at Firestone Complete Auto Care locations.

Auto parts which prove to be unserviceable during the warranty period, will be replaced free of any additional charge for parts or labor, except as noted under "Exclusions", below.

SERVICE	PARTS	LABOR
Oil Change and Oil Filter	3 Months / 3,000 Miles	3 Months / 3,000 Miles
Air, Fuel, Cabin Air and Transmission Filters (for workmanship and material related issues)	6 Months / 6,000 Miles	6 Months / 6,000 Miles
Major Remanufactured Starters and Alternators	24 Months/ 24,000 Miles	12 Months / 12,000 Miles
Standard Brake Service - Brakes Shoes, Disc Pads	12 Months / 12,000 Miles	12 Months / 12,000 Miles
Plus Brake Service - Brake Shoes, Disc Pads (1) Service Includes: Brake System Flush and Clean / Adjust Rear Axle (if applicable)	24 Months/ 24,000 Miles	12 Months / 12,000 Miles
Premium Brake Service - Brake Shoes, Disc Pads, Calipers and / or Wheel Cylinders and Brake Installation Hardware (1)	Lifetime (1)	Lifetime (1)
Shocks and Struts	Lifetime	12 Months / 12,000 Miles
Steering & Suspension Parts	Lifetime	12 Months / 12,000 Miles
Lifetime Alignment Service (2)	N/A (2)	Lifetime
Lifetime Wheel Balance (3)	Lifetime (3)	Lifetime (3)

#### ALL LIFETIME WARRANTIES ARE ONLY VALID FOR AS LONG AS THE ORIGINAL CUSTOMER OWNS THE VEHICLE.

- (1) Costs of additional brake system components, including master cylinders, rotors, drums and all additional labor, are warrantied for a period of twelve (12) months or 12,000 miles, whichever comes first.
- (2) Repairs are required to restore vehicle to manufacturer's alignment specifications, then those parts and the labor required to install them are not covered.
- (3) Lifetime balance is only warrantied so long as originally balanced tire remains on wheel. If needed, additional charge may apply for resetting the Tire Pressure Monitoring System (TPMS).

**Other Service Warranty Exclusions:** Replacement of anti-freeze or clamps is not included in the warranty on belts/radiator hoses. Cost of refrigerant and recharging of air conditioning system is not included with the warranty on air conditioner parts or air conditioner compressors. Cost of additional brake system components, including master cylinders and/or labor to restore Brake System to its safe proper operation is not included with the warranty on Brake Shoes, Disc Pads, Calipers and/or Wheel Cylinders and other hardware. Brakes are covered by a separate warranty from the manufacturer.

### Manufacturer's Limited Warranties:

Parts purchased at Firestone Complete Auto Care are covered by a **Manufacturer's Limited Warranty** from workmanship and material related issues. These parts may be covered by a **Supplemental Mileage Limited Warranty** which varies by tire brand and model. Information about these tire warranties is provided on the front of the tire at the time of purchase.

#### GENERAL PROVISIONS (Applicable to all warranties)

WHERE COVERED BY THE WARRANTY DESCRIBED IN THIS DOCUMENT? This warranty covers only the original purchaser of the installed parts and/or services. **WHERE WILL THE WARRANTIES BE HONORED?** Take your vehicle to the Firestone Complete Auto Care Store which sold the warrantied parts and/or service work, or any other Firestone Complete Auto Care Store in the United States. Call **1-800-LOCATE-US** to find a company owned location. **HOW CAN A CLAIM BE MADE UNDER THE WARRANTIES?** The original invoice from the store at which the original work was performed must be presented in order to get the benefit of the warranty. **WHAT OTHER LIMITATIONS APPLY?** The obligations undertaken in these warranties are offered only on the above items and conditions, and may not be enlarged or altered by anyone. This warranty document does not apply to products or vehicles used for commercial, racing, or off-road purposes, or to damage caused by abuse or accident. **TO THE EXTENT PERMITTED BY LAW, BRIDGESTONE RETAIL OPERATIONS, LLC, AND ITS FIRESTONE COMPLETE AUTO CARE STORES DISCLAIM LIABILITY FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES.** Some states do not allow the exclusion or limitation of incidental or consequential damages, so the above limitation of damages may not apply to you. **CONTACT YOUR ATTORNEY.** This warranty does not affect your legal rights, and you may also have other rights which vary from state to state.

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# COURTESY CHECK

INSPECT ALL ITEMS IN TOP SECTION

Year 1997 Make Chrysler Model Corolla  
11 NKAE64G APZ1103476

Eng. Size \_\_\_\_\_  SOHC  OHV  DIESEL  Trans.  Auto  
 DOHC  HYBRID  Manu  
 Hubcap Missing  Windshield Cracked  Scratches/Dents  N

MILEAGE: 49260

Lic. # 865MTN State Inspection Due Month \_\_\_\_\_ Year \_\_\_\_\_

## MAINTENANCE SERVICES/STARTING

INSPECT	VISUAL			SCHED. MAINT.	WHY RECOMMENDED
	OK	SUG	REQ		
WIPER BLADES	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> FRONT <input type="checkbox"/> REAR
HEAD LIGHTS	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
TURN SIGNALS	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> BRAKE <input type="checkbox"/> TURN SIGNAL <input type="checkbox"/> LICENSE PLATE <input type="checkbox"/> PARKING
AIR FILTER	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
CABIN AIR FILTER	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
CV VALVE	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
WASHER FLUID	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
OIL LEVEL	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
POWER STR. BATTERY LEVEL	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
MASTER CYL. FLUID LEVEL	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> BRAKE INSPECTION
WASHER FLUID FLUSH	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	TEST STRIP FAILURE <input checked="" type="checkbox"/>
TRANS. SERVICE (AUTO / MANUAL)	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> FLUSH <input type="checkbox"/> PAN SERVICE
COOLANT LEVEL / FLUSH	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	TYPE _____
COOLANT HOSES	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> UPPER <input type="checkbox"/> LOWER <input type="checkbox"/> BYPASS <input type="checkbox"/> HEATER
BELTS	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> ALT <input type="checkbox"/> PS <input type="checkbox"/> BELTS 1 2 3 4 <input checked="" type="checkbox"/> A/C <input type="checkbox"/> IAP
BATTERY 2-18 TEST	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> GOOD <input type="checkbox"/> MARGINAL <input type="checkbox"/> REPLACE
BATTERY ACCESSORIES	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> CABLE ENDS/CABLES <input type="checkbox"/> POS <input type="checkbox"/> NEG <input type="checkbox"/> HOLD DOWNS
BATTERY GARD	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> CORROSION <input checked="" type="checkbox"/> PREVENTIVE

## TIRES AND TIRE MAINTENANCE

TIRE SIZE:		SPEED RATING		RUN FLAT Y/N			
F	<u>FR-380</u>	<u>9</u>		<input checked="" type="checkbox"/>			
R	<u>185/65R14</u>	<u>9</u>		<input checked="" type="checkbox"/>			
INSPECT		VISUAL		TREAD DEPTH 32nds		X FWD <input type="checkbox"/> RWD <input type="checkbox"/> 4WD/AWI	
		OK	SUG	REQ	OUTER	INNER	
LEFT FRONT							
PSI IN:	PSI OUT:				<u>9</u>	<u>9</u>	<input type="checkbox"/> EDGEWEAR <input type="checkbox"/> CRACKING <input type="checkbox"/> CUPPING <input type="checkbox"/> NAILS <input type="checkbox"/> CUTS <input type="checkbox"/> REPAIRABLE <input type="checkbox"/> IRREGULARITY <input type="checkbox"/> NON-REPAIRABLE
<u>25</u>	<u>30</u>						
RIGHT FRONT							
PSI IN:	PSI OUT:				<u>9</u>	<u>9</u>	<input type="checkbox"/> EDGEWEAR <input type="checkbox"/> CRACKING <input type="checkbox"/> CUPPING <input type="checkbox"/> NAILS <input type="checkbox"/> CUTS <input type="checkbox"/> REPAIRABLE <input type="checkbox"/> IRREGULARITY <input type="checkbox"/> NON-REPAIRABLE
<u>25</u>	<u>30</u>						
RIGHT REAR							
PSI IN:	PSI OUT:				<u>9</u>	<u>9</u>	<input type="checkbox"/> EDGEWEAR <input type="checkbox"/> CRACKING <input type="checkbox"/> CUPPING <input type="checkbox"/> NAILS <input type="checkbox"/> CUTS <input type="checkbox"/> REPAIRABLE <input type="checkbox"/> IRREGULARITY <input type="checkbox"/> NON-REPAIRABLE
<u>25</u>	<u>30</u>						
LEFT REAR							
PSI IN:	PSI OUT:				<u>9</u>	<u>9</u>	<input type="checkbox"/> EDGEWEAR <input type="checkbox"/> CRACKING <input type="checkbox"/> CUPPING <input type="checkbox"/> NAILS <input type="checkbox"/> CUTS <input type="checkbox"/> REPAIRABLE <input type="checkbox"/> IRREGULARITY <input type="checkbox"/> NON-REPAIRABLE
<u>25</u>	<u>30</u>						
SPARE							
PSI IN:	PSI OUT:						<input type="checkbox"/> EDGEWEAR <input type="checkbox"/> CRACKING <input type="checkbox"/> CUPPING <input type="checkbox"/> NAILS <input type="checkbox"/> CUTS <input type="checkbox"/> REPAIRABLE <input type="checkbox"/> IRREGULARITY <input type="checkbox"/> NON-REPAIRABLE
TIRE MAINTENANCE				<input type="checkbox"/> ROTATION		<input type="checkbox"/> BALANCE	
ALIGNMENT CHECK				<input type="checkbox"/> MAINTENANCE		<input type="checkbox"/> TIRE WEAR	

# Complete VEHICLE INSPECTION

IN ADDITION TO THE ABOVE INSPECT ALL ITEMS BELOW

## MAINTENANCE SERVICES/STARTING

INSPECT	VISUAL			SCHED. MAINT.	WHY RECOMMENDED
	OK	SUG	REQ		
BATTERY CHARGE TEST	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
BELT TENSIONER	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
PARK PLUGS	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
FUEL FILTER	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
FUEL SYSTEM SERVICE	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
IGNITION WIRES	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
VALVE COVER GASKET	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	
POWER STEERING OIL	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> PRESSURE <input type="checkbox"/> RETURN
DRIVING BELT	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	

## BRAKES Visual Inspection Only

INSPECT	VISUAL			WHY RECOMMENDED
	OK	SUG	REQ	
FRONT PADS	<input checked="" type="checkbox"/>			LF <input type="checkbox"/> FRONT <input type="checkbox"/> RF <input type="checkbox"/> 32nds OR % WORN
FRONT CALIPERS	<input checked="" type="checkbox"/>			ABS <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> WORN
FRONT ROTORS	<input checked="" type="checkbox"/>			LF ROTOR _____ RF ROTOR _____ MACHINE TO: / DISCARD: _____ ACT. _____
REAR SHOES/PADS	<input checked="" type="checkbox"/>			LR <input type="checkbox"/> REAR <input type="checkbox"/> RR <input type="checkbox"/> 32nds OR % WORN
REAR WHEEL CYL	<input checked="" type="checkbox"/>			ABS <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> WORN
REAR DRUMS/ROTORS	<input checked="" type="checkbox"/>			LR DRUM/ROTOR _____ RR DRUM/ROTOR _____ MACHINE TO: / DISCARD: _____ ACT. _____
HARDWARE/ADJUSTERS	<input checked="" type="checkbox"/>			<input type="checkbox"/> FRONT <input type="checkbox"/> REAR
REAR CLEAN/ADJUST	<input checked="" type="checkbox"/>			
WHEEL BEARING REPACK BEARINGS/SEALS	<input checked="" type="checkbox"/>			WHEEL BEARING REPACK <input type="checkbox"/> FRONT <input type="checkbox"/> REAR <input type="checkbox"/> BEARINGS/SEALS <input type="checkbox"/> FRONT <input type="checkbox"/> REAR
BRAKE HOSE(S)	<input checked="" type="checkbox"/>			<input type="checkbox"/> LF <input type="checkbox"/> RF <input type="checkbox"/> LR <input type="checkbox"/> RR
PARKING CABLES	<input checked="" type="checkbox"/>			<input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT <input type="checkbox"/> FRONT

## EXHAUST

EXHAUST SYSTEM	<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	<input type="checkbox"/> INTERMEDIATE PIPE <input type="checkbox"/> MUFFLER <input type="checkbox"/> TAILPIPE
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## STEERING AND SUSPENSION

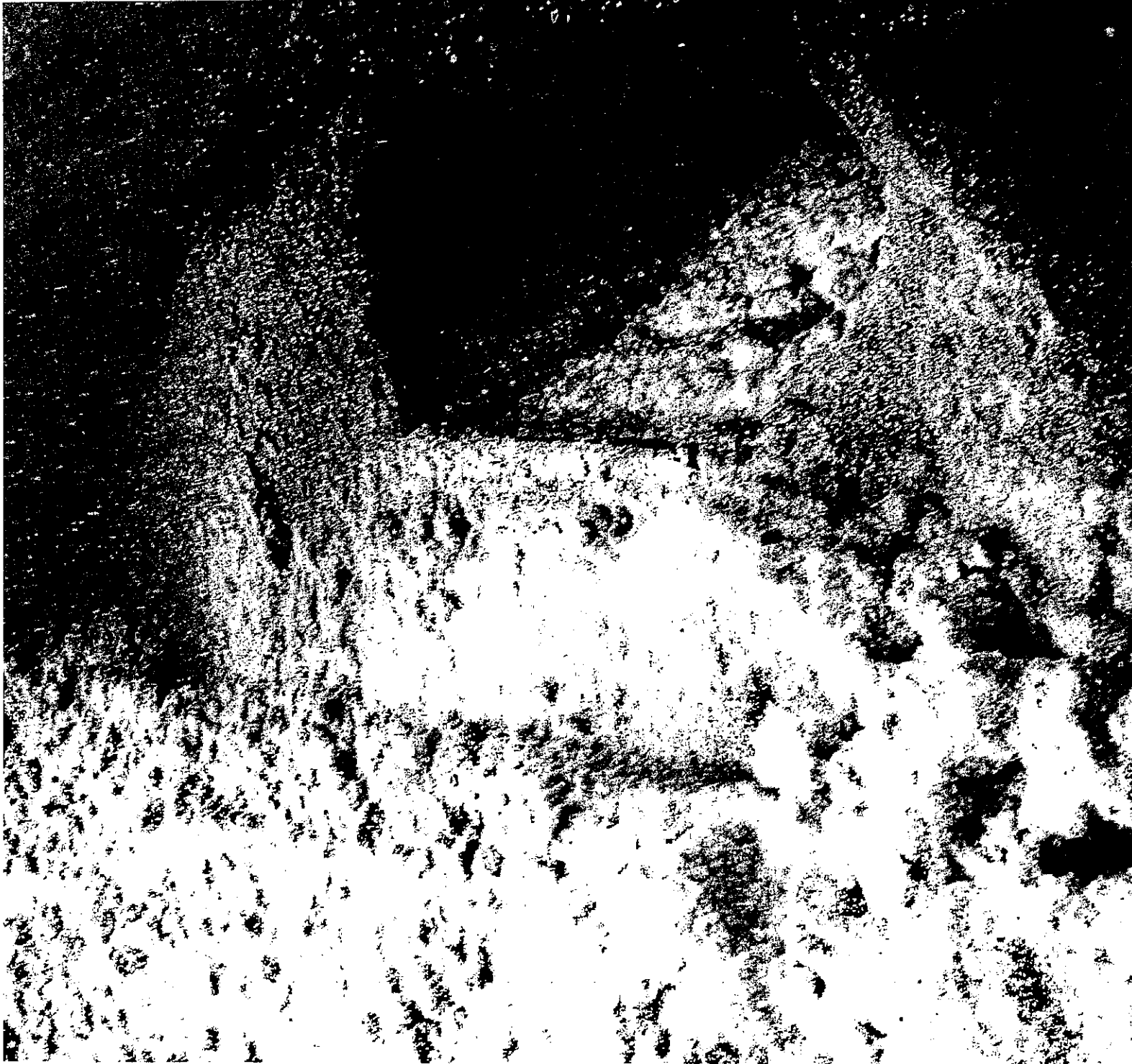
SHOCK JOINT	<input checked="" type="checkbox"/>			<input type="checkbox"/> FRONT <input type="checkbox"/> REAR
DRIVER/PITMAN ARM	<input checked="" type="checkbox"/>			<input type="checkbox"/> IDLER <input type="checkbox"/> PITMAN
LOWER CONTROL LINK	<input checked="" type="checkbox"/>			
BUSHINGS	<input checked="" type="checkbox"/>			<input type="checkbox"/> CONTROL ARM <input type="checkbox"/> SWAY BAR <input type="checkbox"/> FRONT <input type="checkbox"/> REAR
SHOCK PINS	<input checked="" type="checkbox"/>			<input type="checkbox"/> FRONT <input type="checkbox"/> REAR <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT
SHOCK ROD ENDS	<input checked="" type="checkbox"/>			<input type="checkbox"/> L OUT <input type="checkbox"/> L IN <input type="checkbox"/> R IN <input type="checkbox"/> R OUT <input type="checkbox"/> SLEEVE(S)
ALL JOINTS	<input checked="" type="checkbox"/>			<input type="checkbox"/> L UPPER <input type="checkbox"/> R UPPER <input type="checkbox"/> L LOWER <input type="checkbox"/> R LOWER SPEC _____ ACTUAL _____
SHOCK & PINION ASSEMBLY	<input checked="" type="checkbox"/>			
SHOCK BOOT	<input checked="" type="checkbox"/>			<input type="checkbox"/> L OUT <input type="checkbox"/> L IN <input type="checkbox"/> R IN <input type="checkbox"/> R OUT
SHOCK JOINTS	<input checked="" type="checkbox"/>			<input type="checkbox"/> L OUT <input type="checkbox"/> L IN <input type="checkbox"/> R IN <input type="checkbox"/> R OUT
SHOCK TRUTHS	<input checked="" type="checkbox"/>			<input type="checkbox"/> FRONT <input type="checkbox"/> REAR <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT
SHOCK ROCKERS	<input checked="" type="checkbox"/>			<input type="checkbox"/> FRONT <input type="checkbox"/> REAR <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT

NOTES: Cut in sidewall, cannot repair

**REPAIR / REPLACEMENT SUGGESTED**  
 1) CLOSE TO END OF USEFUL LIFE  
 2) ADDRESS CUSTOMER REQUEST/NEED/CONVENIENCE  
 3) COMPLY WITH MANUFACTURER RECOMMENDATION  
 4) TECHNICIAN RECOMMENDATION FROM EXPERIENCE

STEP 5 77 INSPECTED BY \_\_\_\_\_ STEP 7 RE-INSPECTED BY \_\_\_\_\_

PLEASE READ  
INFORMATION  
ON THE BACK  
OF THE PICTURES



← OME → WINTER STORM

DATE - TIME

FEB 09, 10 (TUESDAY @ 1:20 PM)

INCIDENT LOCATION

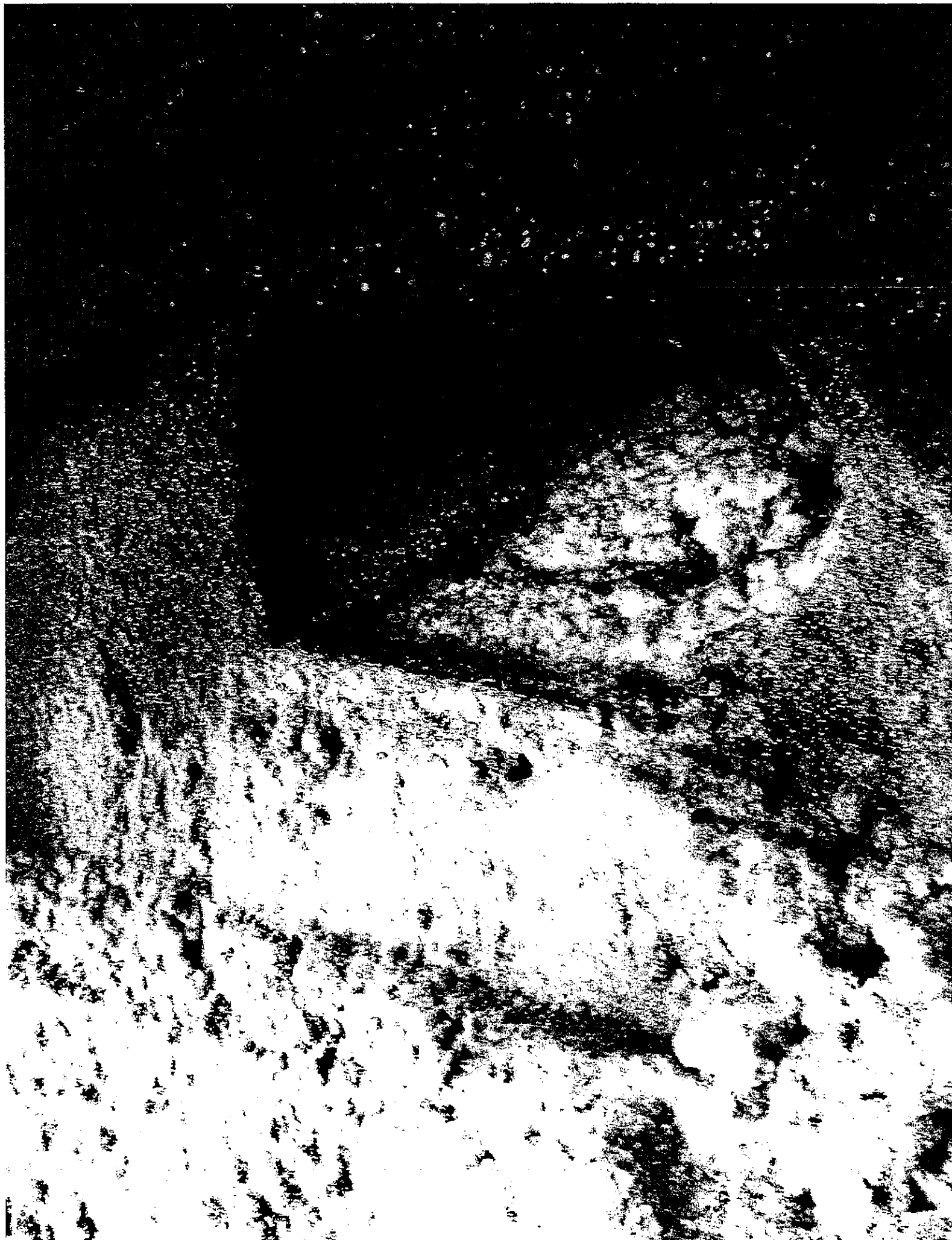
819 N 6TH STREET (MILW. STATE OFFICE BUILDING)

CLAIMANT: GENEVA EDWARDS

2030 N 24 ST  
MILW. WI 53205

"DEEP POT HOLE"





← Two → WINTER Storm

FEB. 09, 2010 (Tues.) AT 1:26 PM Accident / Incident  
happen

CLAIMANT: GENEVA Edwards  
2030 N 24 ST  
MILWA, WI 53205

"DEEP POT HOLE"



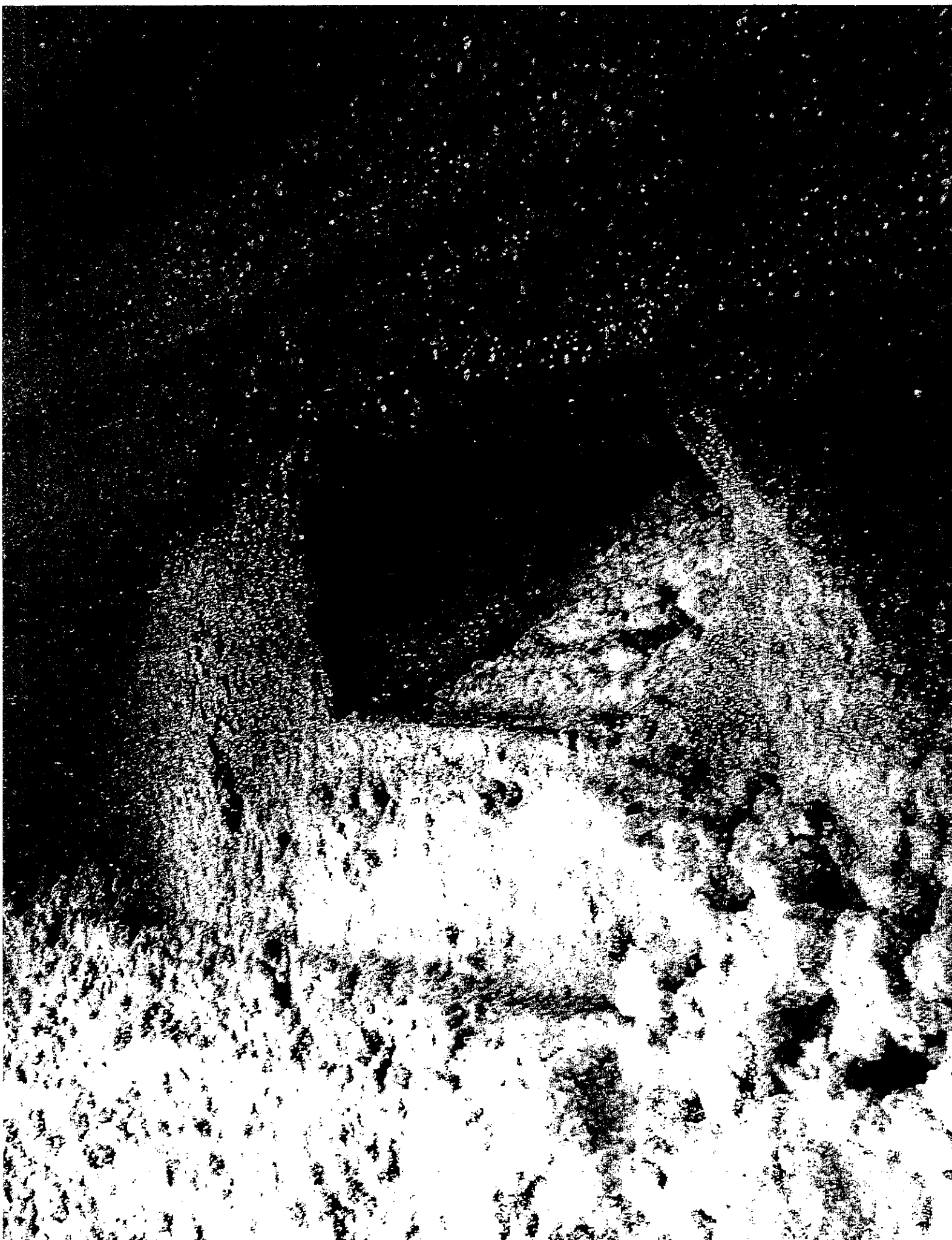
€ THREE → WINTER STORM

FEB 09, 10 TUES. AT 1:20 PM

INCIDENT HAPPEN

CLAIMANT: Geneva Edwards  
2030 N 24 ST  
MILW WI 53205

DEEP POTHOLE



⇐ FOUR → WINTER STORM

CLAIMANT: GENEVA EDWARDS  
2036 N 24 ST  
MILWAUKEE WI 53205

DEEP POTHOLE



← FIVE →

Chaumont: GENEVA Edwards  
2036 → 24 ST  
MILW WI 53205

DEEP POTHOLE





← SIX →

Chaumont: Geneva Edwards  
2030 N 24 ST  
MILW, WI 53205

DEEP POT HOLE



← SEVEN →

Chemtant: GENEVA Edwards  
2030 N 24 ST  
MILWA, WI 53205

DEEP POTHOLE



← EIGHT →

Chaimant: Geneva Edwards  
2036 N 24 ST  
MILWAU, WI 53205

DEEP POT HOLE



←mine →

Chaimant<sup>o</sup>: Geneva Edwards  
2030 N 24 ST  
MILW WI 53205

DEEP POT HOLE





← TEN →

Chaumont: GENEVA Edwards  
2030 N 24 ST  
MILWAU, WI 53205

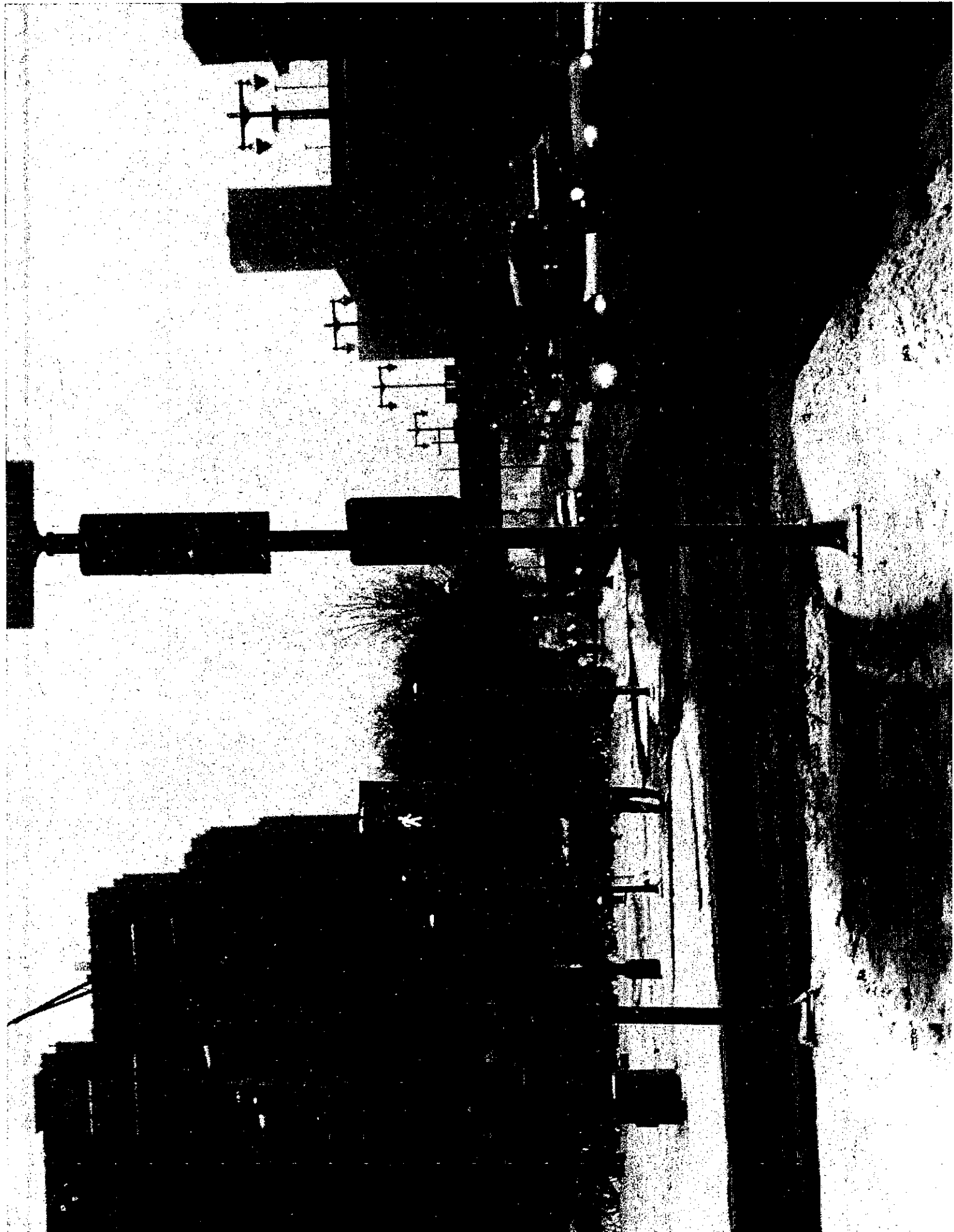
RE: DEEP POT HOLE



← ELEYEN →

Chaimant: Geneva Edwards  
2030 N 24 ST  
MILWAUKEE WI 53205

DEEP POT HOLE



← TWELVE →

Chamant: Geneva Edwards  
2030 N 24 ST  
MILWAU, WI 53205

DEEP POTHOLE



← → THIRTEEN

# THE HOLD

Claimant: Geneva Edwards  
2030 N 24 ST  
MILWAU, WI 53205

RE: DEEP POT HOLE







## Legislation Details (With Text)

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**File #:** 100194      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/25/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to the regulation of precious gem and gold dealers.

**Sponsors:** ALD. BOHL

**Indexes:** LICENSES, SECONDHAND DEALERS, STATE LEGISLATION

**Attachments:** Fiscal Note, City Attorney Opinion, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/25/2010	0	COMMON COUNCIL	ASSIGNED TO		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**..Number**

100194

**..Version**

SUBSTITUTE 1

**..Reference**

**..Sponsor**

ALD. BOHL

**..Title**

Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to the regulation of precious gem and gold dealers.

**..Analysis**

This resolution directs the Intergovernmental Relations Division - Department of Administration to develop, introduce and pursue passage of state legislation expanding municipal authority to approve, issue, deny, refuse renewal, suspend and revoke precious metal and gem dealer licenses.

**..Body**

Whereas, Section 134.71, Wis. Stats., sets a single criteria for denial of a precious metal and gem dealer license – namely that the applicant has not been convicted of a felony or serious misdemeanor, or violated a local ordinance governing precious metal and gem dealers within the last 10 years; and

Whereas, Changes in the precious metal and gem marketplace, including but not limited to the emergence of “cash for gold” storefront operations, have significantly altered the impact precious metal and gem dealer operations have on the health, safety and welfare of the communities surrounding these dealer operations; and

Whereas, An expansion of municipal authority under State statute to approve, issue, deny, refuse renewal, suspend and revoke precious metal and gem dealer licenses will give municipalities the resources needed to effectively protect the health, safety and welfare of municipal residents; now, therefore be it

Resolved, By the Common Council of the City of Milwaukee, That the Intergovernmental Relations Division - Department of Administration is directed to develop, introduce and pursue the passage of state legislation expanding municipal authority to approve, issue, deny, refuse renewal, suspend and revoke precious metal and gem dealer licenses; and, be it

Further Resolved, This state legislation shall substantially include, but not necessarily be limited to, the municipal authority to:

1. Consider possible or existing neighborhood problems stemming from a dealer's operation when granting or denying a license.
2. Consider the impact of an overconcentration of precious metal and gem dealer operations, or similar operations such as pawnbrokers, check cashing and payday loan establishments, on the surrounding neighborhood when granting or denying a license.
3. Consider other factors reasonably judged to affect the health, safety and welfare of the surrounding neighborhood when granting or denying a license.
4. Suspend dealer licenses for 10 to 90 days if the dealer fails to properly record and report transactions, buys items under clearly suspicious circumstances or knowingly buys stolen items, or if neighborhood problems develop as a result of a dealer's operation, or to protect and preserve the health, safety and welfare of the surrounding neighborhood.
5. Revoke dealer licenses if the dealer or a dealer's operation:
  - a. Fails to meet municipal qualification standards, fails to comply with recordkeeping, reporting and all other municipal operating regulations or fails to comply with all building and zoning code regulations.
  - b. Results in neighborhood problems.
  - c. Establishes a pattern of buying items under clearly suspicious circumstances or knowingly buying stolen items.
  - d. Undermines or threatens to undermine the health, safety and welfare of surrounding neighborhoods.

**..Requestor**

**..Drafter**

LRB #10259-1

ANC

06/03/2010

# CITY OF MILWAUKEE FISCAL NOTE

A) DATE 6/3/10

FILE NUMBER: 100194

Original Fiscal Note  Substitute

SUBJECT: Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to the regulation of precious gem and gold dealers.

B) SUBMITTED BY (Name/title/dept./ext.): Linda Elmer – Staff Assistant, City Clerk’s Office

C) CHECK ONE:  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:  DEPARTMENT ACCOUNT(DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
<b>TOTALS</b>					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

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H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

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PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys

**CITY OF**  
**MILWAUKEE**  
**Office of the City Attorney**



**Milwaukee's Future: IT'S IN OUR HANDS**

[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN O. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
DAVID J. STANOSZ  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DDNALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

May 21, 2010

Ronald D. Leonhardt  
City Clerk  
City Hall, 205

Re: Moratorium on the issuance of Licenses  
for Precious Metal and Gem Dealer Licenses

Dear Mr. Leonhardt:

You have asked us for an opinion on the ability of the Common Council to create a task force to study any problems associated with "cash for gold" operations and to impose a moratorium on the issuance of the precious metal and gem dealer license under the provisions of Section 92-10 of the Milwaukee Code of Ordinances during that study. The authority to so regulate the second hand transactions in jewelry is granted by Wis. Stat. Sec. 134.71.

Wis. Stat. § 134.71 (7) provides as follows:

(7) LICENSE ISSUANCE. (a) The governing body of the county or municipality shall grant the license if all of the following apply:

1. The applicant, including an individual, a partner, a member of a limited liability company or an officer, director or agent of any corporate applicant, has not been convicted within the preceding 10 years of a felony or within the preceding 10 years of a misdemeanor, statutory violation punishable by forfeiture or county or municipal ordinance violation in which the circumstances of the felony, misdemeanor or other offense substantially relate to the circumstances of being a pawnbroker, secondhand jewelry dealer, secondhand article dealer or secondhand article dealer mall or flea market owner.

2. With respect to an applicant for a pawnbroker's license, applicant provides to the governing body a bond of \$500, with not less than 2 sureties, for the observation of all municipal ordinances relating to pawnbrokers.

(b) No license issued under this subsection may be transferred.

Ronald D. Leonhardt  
May 21, 2010  
Page 2

- (c) 1. Each license for a pawnbroker, secondhand article or secondhand jewelry dealer is valid from January 1 until the following December 31.
2. Each license for a secondhand article dealer mall or flea market is valid for 2 years, from May 1 of an odd-numbered year until April 30 of the next odd-numbered year.

Because the license "shall be granted" upon the applicant meeting the foregoing criteria we do not believe there is the authority to create a moratorium on the granting of such a license.

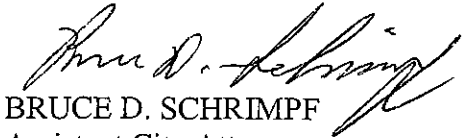
However, we believe that establishing a task force to study any problems associated with the operation of such stores is well within the authority of the Common Council to legislate for the health, safety and welfare of the citizens.

We will be happy to assist the Council in any way it deems appropriate in such a task force.

Very truly yours,



GRANTE LANGLEY  
City Attorney



BRUCE D. SCHRIMPF  
Assistant City Attorney

MRS:wt:158188  
1055-2010-1399







## Legislation Details (With Text)

**File #:** 091542      **Version:** 0  
**Type:** Communication      **Status:** In Committee  
**File created:** 3/24/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Communication from the Milwaukee Police Department and the District Attorney's Office relating to allegations of voter fraud.

**Sponsors:** ALD. WITKOWIAK, ALD. DONOVAN, ALD. BOHL, ALD. WITKOWSKI

**Indexes:** ELECTIONS, VOTER REGISTRATION

**Attachments:** Statement by the Chief of Police, Letters sent by Council Members to the Chief of Police and the District Attorney's Office, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
3/24/2010	0	COMMON COUNCIL	ASSIGNED TO		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/20/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/20/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/21/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

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**File #:** 091542      **Version:** 0

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**Number**

091542

**Version**

ORIGINAL

**Reference**

**Sponsor**

ALD. WITKOWIAK, DONOVAN, BOHL and WITKOWSKI

**Title**

Communication from the Milwaukee Police Department and the District Attorney's Office relating to allegations of voter fraud.

**Requestor**

**Drafter**

CC0CC

dkf

3/11/10

technical change made 4/13/10 - LME

EDWARD A. FLYNN

## Police took appropriate steps during the election

By EDWARD A. FLYNN

Posted: March 20, 2010 | (3) COMMENTS

There is a political adage I learned long ago: "If you're explaining, you're losing." The implication is that if you're explaining, you're on defense and that never feels good.

Politics is one thing; governing is quite another. People have a right to criticize their officials and a right to an explanation. Where it gets muddy, is where I am. It's an election year. I have the privilege of leading an essential civic institution. To be effective, that civic institution depends on public trust and confidence. When that trust is called into question by those with obvious political agendas, I must respond.

The Milwaukee Police Department is not in anybody's pocket. The Milwaukee Police Department takes no partisan posture on public issues. The Milwaukee Police Department does no one's political bidding. And no one asked us to.

What the Milwaukee Police Department does is promote an environment in which elections can take place safely. We preserve the peace. We ensure safety at polling places. We see to it that people are permitted to cast their votes unmolested and free of intimidation. And we investigate complaints of violation of election laws. Some election-related complaints are more serious than others, and that's where decisions about priorities are made.

After marking 40 years in public service, 22 of them as a chief executive, I am not going to grow faint at the prospect that I or my department will be maligned for political purposes. And I "get" that who gets to vote, and whose base is affected by that decision, are big deals.

The election of 2008 was a big deal. And the Milwaukee Police Department treated it that way. On election day 2008, we assigned 50 police personnel to respond to election-related complaints in the field. We paired police officers with attorneys from the district attorney's office, and they traveled from poll to poll. The Milwaukee Police Department responded to about 64 election-related calls for service that day.

It is important to know how the process works. The district attorney assigns cases to MPD after receiving them from the City of Milwaukee Election Commission. We are not the first point of contact but work in close partnership with the DA and others to work through the cases as they are assigned. The district attorney and I speak frequently. At no time has he voiced any concern about how these investigations are being conducted.

As for the investigations, we thoroughly investigated every case brought to the Police Department. Some cases were closed as poll worker error. Some were sent to the DA for review. Some cases were charged; about 29 others are still open, including false voter registration allegations, which are extensive investigations that require interviewing numerous persons - many of whom scattered to the four winds after election day.

And finally, there seems to be confusion surrounding a detective who worked on election fraud cases until his retirement in January 2009. He was never transferred out of the unit, nor was the unit disbanded. The unit, in its entirety, was moved from the auspices of the Criminal Investigation Bureau to the Professional Performance Division, consolidating CIB's Special Investigation Unit with PPD's Special Investigation Section. That was the notorious "transfer." The combined unit still exists.

Last week, Wisconsin Attorney General J.B. Van Hollen announced that as a result of the work of the Election Fraud Task Force, of which Milwaukee police are a part, five people were charged March 8 with election fraud. We continue to work in partnership with the district attorney's and the attorney general's offices and the Election Commission as part of the Election Fraud Task Force.

In a world in which e-mail gossip turns up in a political column, then enters the blogosphere and then becomes grist for talk radio and television news, it is all too easy for innuendo to morph into fact; for conspiracy theories based on false premises to become conventional wisdom.

I suspect that, despite the facts as I have presented them, negative campaign rhetoric will be based on the misrepresentation of the work of the MPD. But my hope is that the community, whose trust MPD deserves and has earned, will take the time to separate myth from reality.

*Edward A. Flynn is Milwaukee's police chief. Edward A. Flynn is Milwaukee's police chief.*

**ASHANTI HAMILTON**  
ALDERMAN, 1ST DISTRICT



**CHAIR**  
• Judiciary & Legislation Committee  
• City Information Management Committee

**MEMBER**  
• Licenses Committee  
• Steering & Rules Committee  
• Library Board  
• Milwaukee Metropolitan Sewerage District (MMSD)  
• Wisconsin Center District Board of Directors

April 12, 2010

Chief Edward A. Flynn  
Milwaukee Police Department Headquarters  
951 North James Lovell Street Room 705  
Milwaukee, WI 53233

Dear Chief Flynn:

A communication file, File Number 091542, was opened on March 24, 2010 relating to allegations of voter fraud. The file will be heard by the Judiciary and Legislation Committee of the Common Council. We ask that you specifically address the following areas of concern when you appear before the Judiciary and Legislation Committee:

1. What are the Police Department's procedures, steps, etc., in investigating election-related complaints?
2. What priority does the Police Department assign to voter fraud?
3. What are the Police Department's activities in investigating voter fraud?

We look forward to your presentation and answers to our questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Ashanti Hamilton".

Ald. Ashanti Hamilton  
Alderman, 1<sup>st</sup> District

Ald. James Witkowiak  
Alderman, 12<sup>th</sup> District

Ald. Robert Donovan  
Alderman, 8<sup>th</sup> District

Ald. James Bohl  
Alderman, 5<sup>th</sup> District

Ald. Joseph Dudzik  
Alderman, 11<sup>th</sup> District

April 13, 2010

Mr. Bruce Landgraf  
821 West State Street Room 405  
Milwaukee, WI 53202

Dear Mr. Landgraf:

A communication file, File Number 091542, was opened on March 24, 2010 relating to allegations of voter fraud. The file will be heard by the Judiciary and Legislation Committee of the Common Council. We ask that you specifically address the following areas of concern when you appear before the Judiciary and Legislation Committee:

1. What are the District Attorney's Office procedures, steps, etc., in investigating election-related complaints?
2. What priority does the District Attorney's Office assign to voter fraud?
3. What are the District Attorney's Office activities in investigating voter fraud?

We look forward to your presentation and answers to our questions.

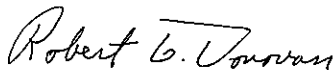
Sincerely,



Ald. Ashanti Hamilton  
Alderman, 1<sup>st</sup> District



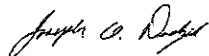
Ald. James Witkowiak  
Alderman, 12<sup>th</sup> District



Ald. Robert Donovan  
Alderman, 8<sup>th</sup> District



Ald. James Bohl  
Alderman, 5<sup>th</sup> District



Ald. Joseph Dudzik  
Alderman, 11<sup>th</sup> District





## Legislation Details (With Text)

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**File #:** 100068      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Resolution opposing local policies that encourage discrimination on the basis of race or ethnicity and calling on the federal government to enact and enforce uniform and effective immigration policies.

**Sponsors:** ALD. WITKOWIAK

**Indexes:** FEDERAL LEGISLATION, SOCIAL CONCERNS

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	REFERRED TO	Pass	14:0
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
6/2/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		



**Number**

100068

**Version**

ORIGINAL

**Reference**

**Sponsor**

ALD. WITKOWIAK

**Title**

Resolution opposing local policies that encourage discrimination on the basis of race or ethnicity and calling on the federal government to enact and enforce uniform and effective immigration policies.

**Analysis**

This resolution urges opposition to piecemeal local immigration policies and practices that create a risk of racial and ethnic profiling and the deprivation of civil and human rights. The resolution further calls upon the federal government to enact uniform immigration policies that are transparent, humane, efficient, and which lead to a peaceful and productive nation.

**Body**

Whereas, The City of Milwaukee has been built upon the contributions of immigrants from countries and regions throughout the world, contributing to a vibrant and diverse culture; and

Whereas, The Congress of the United States has considered and debated reforms of the immigration system over several years without resolution; and

Whereas, The United States Supreme Court has held in the case of *Hampton v. Mow Sun Wong*, 426 U.S. 88 (1976), that Article I, Section 8, of the United States Constitution confers upon Congress the power to legislate immigration law and set immigration policy; and

Whereas, State and local governments have attempted to address issues of undocumented aliens and unlawful immigration in a variety of ways, most recently resulting in the controversial passage of legislation in the State of Arizona known as Senate Bill 1070: and

Whereas, Legislation such as Arizona's S.B. 1070 confers federal immigration enforcement powers upon state and local law enforcement agencies without providing additional resources resulting in reduced capacity to meet local law enforcement needs; and

Whereas, Immigration and naturalization policies and enforcement practices that vary from one local jurisdiction to the next result in uncertainty and unnecessary confusion and in fear of local authorities by citizens and by lawful immigrants and may disrupt business and employment practices; and

Whereas, Vague or ill-defined terms describing those circumstances in which persons may be stopped, questioned or detained due to suspicion of undocumented status may result in serious risks to civil and human rights; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Congress of the United States is strongly urged to swiftly enact comprehensive immigration and naturalization reform that preserves the civil and human rights of all persons, and that promotes domestic commerce; and, be it

Further Resolved, That the Common Council of the City of Milwaukee opposes practices by state and local jurisdiction that risk racial and ethnic profiling in efforts to address immigration and

naturalization; and, be it

Further Resolved, That the Common Council shall not participate in or authorize its representatives and employees of the City to participate in any conferences or meetings in the State of Arizona so long as Arizona's restrictive regulation of national immigration is enforced; and, be it

Further Resolved, That the Common Council shall not authorize any new City investments in financial institutions with companies based in or having a major presence in the State of Arizona until Arizona's S.B. 1070 is repealed, and, be it

Further Resolved, That the City Clerk send a copy of this resolution to the President of the United States, to the Speaker of the United States House of Representatives, to the Majority Leader of the United States Senate, and to Wisconsin's Congressional delegation.

Drafter  
LRB10180-3  
RLW  
4/30/2010

# CITY OF MILWAUKEE FISCAL NOTE

A) DATE 6/3/10

FILE NUMBER: 100068

Original Fiscal Note  Substitute

SUBJECT: Resolution opposing local policies that encourage discrimination on the basis of race or ethnicity and calling on the federal government to enact and enforce uniform and effective immigration policies.

B) SUBMITTED BY (Name/title/dept./ext.): Linda Elmer – Staff Assistant, City Clerk's Office

C) CHECK ONE:  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:  DEPARTMENT ACCOUNT(DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
<b>TOTALS</b>					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

