



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

ALD. ASHANTI HAMILTON, CHAIR
Ald. Terry Witkowski, Vice-Chair
Ald. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert Donovan

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Monday, September 8, 2008

9:00 AM

Room 301-B, City Hall

Meeting convened: 9:10 A.M.

Present 4 - Hamilton, Bohl, Davis, Donovan

Excused 1 - Witkowski

Roll call taken at 9:18 A.M.

Present 5 - Hamilton, Witkowski, Bohl, Davis, Donovan

The Judiciary and Legislation Committee may convene into closed session at 9:00 A.M. on Monday, September 8, 2008 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 is rendering advice with respect to the bankruptcy action entitled In Re: Jesse D. Hyche, Debtor, and with respect to other litigation in which the City is or is likely to become involved and then will go into open session for the rest of the agenda.

Ald. Bohl moved that the Judiciary and Legislation Committee convene into closed session pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who is rendering advice with respect to the bankruptcy action entitled In Re: Jesse D. Hyche, Debtor, and with respect to other litigation in which the City is or is likely to become involved and then went into open session for the rest of the agenda.

Roll call:

Ayes: Ald. Davis, Ald. Bohl, Ald. Donovan and Ald. Hamilton - 4

Excused: Ald. Witkowski - 1

Individuals present:

Grant Langley, Linda Burke, Megan Crump, Jan Smokowicz, Miriam Hurwitz, Sue Lappen and Rudy Konrad - City Attorney's Office

Jim Klajbor - Treasurer's Office

Kim Montgomery - Mayor's Office

Ald. Witkowski arrived during the closed session at 9:18 A.M.

9:45 A.M.

- 080624** Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 and 2007 tax rolls, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

2. [080588](#) Resolution authorizing the Office of the City Attorney to resolve various Municipal Court cases through permanent stay of the forfeiture or dismissal. (City Attorney)

Sponsors: THE CHAIR

Held at the request of the City Attorney's Office.

A motion was made by ALD. WITKOWSKI that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

3. [080256](#) Substitute resolution to settle claims of Cermele & Associates for defense of various police officers.

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

4. [080605](#) Resolution approving and authorizing the settlement of judgment for delinquent taxes entered on behalf of the City of Milwaukee by the Kohn Law Firm against Golden Marina Causeway LLC.

Sponsors: THE CHAIR

A motion was made by ALD. DAVIS that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

5. [070993](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
- Sponsors:** THE CHAIR
- Individuals present: Barbara Woldt and Rudy Konrad - City Attorney's Office*
- A motion was made by ALD. DONOVAN that this Communication be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:**
- Aye** 5 - Hamilton, Witkowski, Bohl, Davis and Donovan
- No** 0

6. [080637](#) Communication from the City Attorney relating to semiannual reports as to the determination and disposition of all claims pending and closed and litigation matters closed through June 30, 2008.
- Sponsors:** THE CHAIR
- A motion was made by ALD. WITKOWSKI that this Communication-Report be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Witkowski, Davis and Donovan
- No** 0
- Excused** 1 - Bohl

Items below will be heard no earlier than 10:30 A.M.:

7. [080359](#) Resolution relating to an appeal from Saint Griffin for property damage. (6th Aldermanic District)
- Sponsors:** THE CHAIR
- Claimant not present.*
- A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**
- Aye** 5 - Hamilton, Witkowski, Bohl, Davis and Donovan
- No** 0
- Claimant now present.*
- A motion was made by ALD. BOHL that this Resolution be RECONSIDERED. The motion PREVAILED by the following vote:**
- Aye** 5 - Hamilton, Witkowski, Bohl, Davis and Donovan
- No** 0
- A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

8. [080488](#) Resolution relating to the claim of Robert E. Rozga for personal injuries. (14th Aldermanic District)

Sponsors: THE CHAIR

Held at the request of the claimant.

A motion was made by ALD. WITKOWSKI that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

9. [080560](#) Resolution relating to the claim of Samuel Grayer for proceeds from sale of property located at 610 W. Hadley Street. (6th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

10. [080538](#) Resolution relating to an appeal from Sally Massman for loss of property.

Sponsors: THE CHAIR

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

11. [080506](#) Substitute resolution relating to an appeal from Larry Johnson for property damage.

Sponsors: THE CHAIR

Motion to hold takes precedence over motion to grant in the amount of \$777.32 made by Ald. Bohl, but never voted on.

A motion was made by ALD. DAVIS that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 3 - Witkowski, Davis and Donovan

No 2 - Hamilton and Bohl

Department now present via Wanda Booker, Sanitation Services Manager

A motion was made by ALD. WITKOWSKI that this Resolution be RECONSIDERED. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

080506

Substitute resolution relating to an appeal from Larry Johnson for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$777.32.

A motion was made by ALD. BOHL that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Bohl and Donovan

No 2 - Witkowski and Davis

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Bohl and Donovan

No 2 - Witkowski and Davis

12. 080502

Resolution relating to an appeal from Bonnie Vaughn for property damage. (11th Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

13. 080492

Resolution relating to the claim of Shekela Perry relating to loss of property. (3rd Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

14. [080505](#) Resolution relating to an appeal from Carolyn Harbin for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

15. [080507](#) Resolution relating to an appeal from Antionette Hymes for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 3 - Witkowski, Davis and Donovan

No 2 - Hamilton and Bohl

16. [080504](#) Substitute resolution relating to an appeal from Veta Hamilton for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$254.39

A motion was made by ALD. DAVIS that this Resolution be SUBSTITUTED. The motion FAILED by the following vote:

Aye 2 - Hamilton and Davis

No 3 - Witkowski, Bohl and Donovan

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 3 - Witkowski, Bohl and Donovan

No 1 - Hamilton

Excused 1 - Davis

17. [080503](#) Resolution relating to an appeal from Lovie Pate-Kaufert for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

18. [080434](#)

Resolution relating to an appeal from Donna Stanczak for property damage.

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 3 - Witkowski, Bohl and Donovan

No 1 - Hamilton

Excused 1 - Davis

Adjourned: 12:29 P.M.

Linda M. Elmer

Staff Assistant

This meeting can be viewed in its entirety in the web-casting archives found at www.milwaukee.gov/channel25.