



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

**ALD. WAYNE P. FRANK, CHAIR**  
**Ald. Donald F. Richards, Vice Chair**  
**Ald. Marvin E. Pratt, Ald. Fredrick G. Gordon, Ald. Thomas G. Nardelli**

**Staff Assistant, Kathleen Marquardt, 286-2231**

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Monday, October 5, 1998

8:45:00 AM

Room 301-B of City Hall

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8:45 A.M.

*Motion by Ald. Richards to go into closed session pursuant to Section 19.85 (1)(g), Wisconsin Statutes, for the purpose of conferring with the City Attorney who is rendering advice concerning strategy to be adopted by the City with respect to litigation in which the City is involved relative to Item 13, File Number 980413 - Resolution authorizing settlement of race discrimination charge entitled Alvin O. Hannah v. FPC, EEOC Charge No. 260940856, ERD Case No. 199452410 and Item 14, File Number 980412 - Resolution authorizing settlement of race discrimination charge entitled Travis J. Guy v. FPC, EEOC, Charge No. 260941199, ERD Case No. 199453755.*

*Roll Call: Ayes: Ald. Gordon, Pratt, Richards and Frank - 4.*

*Noes: 0.*

*Excused: Ald. Nardelli.*

*(CLOSED SESSION)*

9:00 A.M.

- 1) [980862](#) Substitute resolution authorizing the City Attorney to file a lawsuit against the State of Wisconsin and the Wisconsin Department of Public Instruction ("DPI") seeking the release of funds to City of Milwaukee Charter Schools, in accordance with sec. 118.40(2r), Stats.

**Sponsors:** THE CHAIR

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 3 - Frank, Pratt and Gordon

**No** 1 - Richards

**Excused** 1 - Nardelli

- 2) [980840](#) Resolution authorizing a \$50,000 initial appropriation from the Common Council Contingent Fund to the Outside Counsel/Expert Witness Fund Special Purpose Account for outside counsel and authorizing an agreement with Michael, Best & Freidrich, LLP, to represent the interests of the City of Milwaukee regarding the Charter School litigation. (City Attorney)

**Sponsors:** THE CHAIR

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the FINANCE & PERSONNEL COMMITTEE.

The motion carried by the following vote:

**Aye** 3 - Frank, Pratt and Gordon

**No** 1 - Richards

**Excused** 1 - Nardelli

- 3) [980808](#) Appointment of Leticia Smith to serve as Chief Court Administrator for a three-year term by Judge James A. Gramling, Jr.

**Sponsors:** THE CHAIR

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR CONFIRMATION. The motion carried by the following vote:

**Aye** 4 - Frank, Richards, Pratt and Gordon

**No** 0

**Excused** 1 - Nardelli

- 4) [971702](#) Communication from Judge James A. Gramling, Jr. relative to obtaining additional funds for Wisconsin Correctional Service from the Contingent Fund.

**Sponsors:** THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

**Aye** 4 - Frank, Richards, Pratt and Gordon

**No** 0

**Excused** 1 - Nardelli

9:10 A.M.

- 5) [980604](#) Appeal of Bridget Kilgore relative to claim for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

**Aye** 3 - Frank, Richards and Pratt

**No** 1 - Gordon

**Excused** 1 - Nardelli

- 6) [980768](#) Appeal of William Grice relative to claim for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**

**Aye** 4 - Frank, Richards, Pratt and Gordon

**No** 0

**Excused** 1 - Nardelli

- 7) [980859](#) Appeal of Aaron & Mary Burnley relative to claim for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

*Settle for \$854.*

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion failed by the following vote:**

**Aye** 1 - Gordon

**No** 3 - Frank, Richards and Pratt

**Excused** 1 - Nardelli

**A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion failed by the following vote:**

**Aye** 2 - Frank and Richards

**No** 2 - Pratt and Gordon

**Excused** 1 - Nardelli

*Settle for \$200*

**A motion was made by Ald. Pratt that this matter be RECOMMENDED FOR ADOPTION. The motion failed by the following vote:**

**Aye** 2 - Pratt and Gordon

**No** 2 - Frank and Richards

**Excused** 1 - Nardelli

**A motion was made by Ald. Pratt that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Pratt

**No** 1 - Gordon

**Excused** 1 - Nardelli

- 8) [980870](#) Appeal of Marion Gleason relative to claim for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by Ald. Gordon that this matter be HELD TO CALL OF THE**

**CHAIR. The motion carried by the following vote:**

**Aye** 4 - Frank, Richards, Pratt and Gordon

**No** 0

**Excused** 1 - Nardelli

9      [980659](#)      Substitute resolution to settle claim of Sherry Miller for property damage.

**Sponsors:**      JUDICIARY & LEGISLATION COMMITTEE

*Settle for \$500*

**A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 2 - Frank and Richards

**No** 1 - Gordon

**Excused** 2 - Pratt and Nardelli

10)      [980605](#)      Appeal of Patricia Dake, Claims Investigator for the Wisconsin Gas Company relative to claim for property damage. (8th Aldermanic District)

**Sponsors:**      THE CHAIR

**A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

11)      [980868](#)      Communication from the City Attorney's Office transmitting a communication from Patricia A. and Jack R. Ryback relative to claim for personal injuries.

**Sponsors:**      THE CHAIR

**A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

**9:30 A.M.**

12)      [980685](#)      Substitute resolution authorizing release of special charges from the property tax bill for the property located at 1704 East Park Place, City of Milwaukee pursuant to a stipulation with the property owner.

**Sponsors:**      THE CHAIR

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

- 13) [980413](#) Resolution authorizing settlement of race discrimination charge entitled Alvin O. Hannah v. FPC, EEOC Charge No. 260940856, ERD Case No. 199452410. (City Atty.)

**Sponsors:** THE CHAIR

**A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

- 14) [980412](#) Resolution authorizing settlement of race discrimination charge entitled Travis J. Guy v. FPC, EEOC Charge No. 260941199, ERD Case No. 199453755. (City Attorney)

**Sponsors:** THE CHAIR

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

- 15) [971945](#) A substitute ordinance relating to the placement of outdoor pay telephones on public property and private property.

**Sponsors:** Ald. Frank, Ald. Gordon and Ald. Butler

*(Not referred from Utilities and Licenses Committee)*

- 16) [980874](#) Resolution seeking introduction and passage of state legislation requiring grounds and cause for the recall of local public officials.

**Sponsors:** Ald. Kalwitz, JUDICIARY & LEGISLATION COMMITTEE and Ald. Johnson-Odom

*(Note: Ald. Kalwitz presented Exhibit I and II for file) (Note: Add Judiciary and Legislation members and Ald. Johnson-Odom to sponsorship of resolution)*

**A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

**9:50 A.M.**

- 17) [980753](#) Resolution relating to conducting a referendum on residency for certain employes at the November 3, 1998, election.

**Sponsors:** Ald. Frank, Ald. Kalwitz, Ald. Gordon, Ald. Nardelli, Ald. Pratt, Ald. Breier, Ald. D'Amato, Ald. Henningsen, Mr. Schramm, Ald. Johnson-Odom, Ald. Richards, Ald. Butler, Ms. Scherbert, Ald. Witkowiak, Ald. Pawlinski and Ald. Hines Jr.

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

- 18) [971731](#) Substitute resolution endorsing the proposed 1999-2000 City of Milwaukee Legislative Package.

**Sponsors:** JUDICIARY & LEGISLATION COMMITTEE

**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 3 - Frank, Richards and Gordon

**No** 0

**Excused** 2 - Pratt and Nardelli

*Adjourned at 11:17 A.M.*

*CHRISTINE M. TODD*

**Present** 4 - Frank, Richards, Pratt, Gordon

**Excused** 1 - Nardelli