



**City of Milwaukee**  
**Meeting Minutes**  
**JUDICIARY & LEGISLATION**  
**COMMITTEE**

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

**ALD. MICHAEL S. D'AMATO, CHAIR**  
**Ald. Ashanti Hamilton, Vice-Chair**  
**Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.**

**Staff Assistant, Linda Elmer, (414)-286-2232**  
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Thursday, February 14, 2008

9:00 AM

Room 301-B, City Hall

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*Meeting convened: 9:52 A.M.*

**Present** 5 - D'Amato, Hamilton, Bauman, Murphy, Bohl

**The Judiciary and Legislation Committee may convene into closed session at 9:00 A.M. on Thursday, February 14, 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 concerning strategy to be adopted by the City with respect to Item #1...Resolution authorizing City entry into a settlement agreement with Kilbourn Tower, LLC regarding amounts owed under an Agreement for Sale and a Note concerning the parcel at 923 E. Kilbourn Street and a vacated right-turn bypass that the City sold to KT in 2003, and then will go into open session for the regular agenda.**

*This matter was taken out of order and heard at 10:36 A.M.*

*Ald. D'Amato moves that the 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 concerning strategy to be adopted by the City with respect to Item #1...Resolution authorizing City entry into a settlement agreement with Kilbourn Tower, LLC regarding amounts owed under an Agreement for Sale and a Note concerning the parcel at 923 E. Kilbourn Street and a vacated right-turn bypass that the City sold to KT in 2003 and then will go into open session to announce the vote on the item.*

*Roll call:*

*Ayes - Ald. D'Amato, Ald. Bauman, Ald. Bohl, Ald. Murphy and Ald. Hamilton - 5*

*Individuals present:*

*Gregg Hagopian - City Attorney's Office*

*Dave Miskey and Maria Prioletta - Dept. of City Development*

*Mary Dziejwiontkoski - Dept. of Public Works*

*Ald. D'Amato moved that the committee convene in open session.*

1. [071375](#) Resolution authorizing City entry into a settlement agreement with Kilbourn Tower, LLC regarding amounts owed under an Agreement for Sale and a Note concerning the parcel at 923 E. Kilbourn Street and a vacated right-turn bypass that the City sold to KT in 2003.

**A motion was made by ALD. D'AMATO that this Resolution be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

9:30 A.M.

2. [071383](#) Substitute resolution relative to various legislative bills.

*This matter was held until later in the meeting and was heard at 9:58 A.M.*

*Individuals present:*

*Paul Vornholt and Jennifer Gonda - Intergovernmental Relations*

*Dave Miskey - Dept. of City Development*

*Laura Daniels - Milwaukee Water Works*

*Ald. D'Amato moved for support of AB-706. There were no objections.*

*Ald. Bauman moved for support of SB-403. There were no objections.*

*Ald. D'Amato moved for support of AB-728. There were no objections.*

*Ald. D'Amato moved for support of LRB-3885/2. There were no objections.*

**A motion was made by ALD. D'AMATO that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

3. [050275](#) Substitute resolution directing the Intergovernmental Relations Division- Department of Administration to seek introduction and passage of state legislation relating to property tax relief.

*Held at the request of the primary sponsor.*

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

4. [070993](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

**A motion was made by ALD. D'AMATO that this Communication be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**A motion was made by ALD. BAUMAN that this Communication be RECONSIDERED. The motion PREVAILED**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**A motion was made by ALD. D'AMATO that this Communication be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

5. [071428](#) Substitute resolution authorizing settlement of a sec. 74.37 lawsuit, Frontage LLC v. City, Case No. 07CV12956, an action for allegedly excessive assessment in the amount of \$17,178.04 plus simple interest at 0.8% per month since May 9, 2007.

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

6. [071429](#) Substitute resolution authorizing payment of a sec. 74.37 lawsuit judgment by U.S. Bank against the City (U.S. Bank v. City of Milwaukee, 02CV7447) for allegedly excessive assessments for 12 branch banks from 2001-2006 in the amount of \$440,430.03 plus simple interest at 0.8% from January 1-31, 2008, and simple interest at 1.0% thereafter until date of payment.

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

7. [071284](#) Substitute Resolution to settle claim of Cermele & Associates for defense of various police officers.  
*The City Attorney's Office will provide committee members with data for the last 3-5 years on the amount/number of claims paid on behalf of police officers.*

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

8. [071434](#) Resolution authorizing settlement of the lawsuit entitled Church Mutual Insurance Company (Antioch Missionary Baptist Church) v. City of Milwaukee, American Sewer Services, Inc., General Casualty Company of Wisconsin.

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

No 0

9. [071367](#) Resolution authorizing payment of the claim of Rupert Reilly, in the amount of \$25,000.00

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

10. [071164](#) Resolution relating to an appeal from Deborah George for property damage. (15th Aldermanic District)

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

**Aye** 4 - D'Amato, Hamilton, Bauman and Murphy

**No** 1 - Bohl

11. [071270](#) Resolution relating to an appeal from Jason Craig for property damage. (11th Aldermanic District)

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

12. [071417](#) Resolution relating to an appeal from Timothy and Edward Calvey for property damage. (4th Aldermanic District)

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

*Meeting adjourned: 11:13 A.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](http://www.milwaukee.gov/channel25).*