



# City of Milwaukee

## Meeting Agenda

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

### JUDICIARY & LEGISLATION COMMITTEE

**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**

**Fax: (414) 286-3456, E-mail: [lerner@milwaukee.gov](mailto:lerner@milwaukee.gov)**

**File Specialist: Joanna Polanco, 286-3926, E-mail: [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

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Monday, January 9, 2006

9:00 AM

Room 301-B, City Hall

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*The JUDICIARY AND LEGISLATION COMMITTEE may convene into closed session at 9:00 A.M. on Monday, January 9, 2006 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 to authorize settlement of alleged discrimination case in regards to disparity in compensation based on sex or gender, filed in the Equal Rights Division, Department of Workforce Development, ERD Case No. CR200302022, and the United States Equal Employment Opportunity Commission, Charge No. 26GA301396 and Item #2...Resolution authorizing settlement of the lawsuit entitled Gail O'Neil, et al. v. City of Milwaukee, et al., Case No. 04-V-008518 and then will go into open session for the regular agenda.*

**9:30 A.M.**

1. **[051067](#)** Resolution to authorize settlement of alleged discrimination case in regard to disparity in compensation based on sex or gender, filed in the Equal Rights Division, Department of Workforce Development, ERD Case No. CR200302022, and the United States Equal Employment Opportunity Commission, Charge No. 26GA301396.  
**Sponsors:** THE CHAIR  
**Attachments:** [City Atty. Letter.DOC](#)  
[Agreement.DOC](#)  
[Fiscal Note.PDF](#)
  
2. **[051066](#)** Resolution authorizing settlement of the lawsuit entitled Gail O'Neil, et al. v. City of Milwaukee, et al., Case No. 04-CV-008518.  
**Sponsors:** THE CHAIR  
**Attachments:** [City Atty. Letter.DOC](#)  
[Fiscal Note.DOC](#)

3.     [051095](#)     Resolution authorizing payment of the claim of Mark Peterson, C.I. File No. 03-L-140.  
*Sponsors:*     THE CHAIR  
*Attachments:*   [City Atty. Cover Letter.DOC](#)  
                          [Fiscal Note.DOC](#)  
                          [Settlement Draft Request.DOC](#)
4.     [051094](#)     Resolution authorizing payment of the claim of Billy Ball, Jr., C.I. File No. 03-L-140.  
*Sponsors:*     THE CHAIR  
*Attachments:*   [City Atty. Letter.DOC](#)  
                          [Fiscal Note.DOC](#)  
                          [Settlement Draft Request.DOC](#)
5.     [051179](#)     Appointment of Dorothy Helmenstine to the Board of Review by the Mayor. (11th Aldermanic District)  
*Sponsors:*     THE CHAIR  
*Attachments:*   [Resume of Dorothy A. Helmenstine](#)  
                          [Appointment Letter 12-13-05](#)
6.     [051195](#)     Appointment of Steven Volkman to the Board of Review by the Mayor. (13th Aldermanic District)  
*Sponsors:*     THE CHAIR  
*Attachments:*   [Appt. Letter.doc](#)  
                          [Resume for Steven Volkman](#)
7.     [051196](#)     Appointment of Deborah Spannraft to the Board of Review by the Mayor. (4th Aldermanic District)  
*Sponsors:*     THE CHAIR  
*Attachments:*   [Appt. Letter.doc](#)  
                          [Resume of Deborah Spannraft](#)
8.     [051011](#)     Resolution relative to various legislative bills.  
*Sponsors:*     THE CHAIR  
*Attachments:*   [Fiscal Note](#)
9.     [051098](#)     Communication from the Outstanding Debt Task Force transmitting their final report.  
*Sponsors:*     THE CHAIR  
*Attachments:*   [Report.pdf](#)

10. [051150](#) Substitute resolution directing the Intergovernmental Relations Division - Department of Administration to seek introduction of state legislation necessary for implementing various recommendations of the Outstanding Debt Task Force.

**Sponsors:** Witkowski

**Attachments:** [Fiscal Note](#)

9:45 A.M.

11. [051004](#) Communication from the City Attorney relative to expenditures from the Outside Council/Expert Witness Fund Special Purpose Account.

**Sponsors:** THE CHAIR

**Attachments:** [Fund Expenditures.pdf](#)  
[Fund Expenditures 2005 - Jan 9-06](#)  
[2005 Outside Council/Experts](#)

12. [051188](#) An ordinance relating to standardization of language and minor revisions to various city boards, commissions and committees.

**Sponsors:** THE CHAIR

**Attachments:** [Fiscal Note](#)

13. [051088](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2004 tax roll, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

**Attachments:** [Assessment Reduction Letters.PDF](#)  
[Assessor's Cover Letter.DOC](#)  
[Fiscal Note.doc](#)  
[Table of Assessment Reductions.XLS](#)

14. [051087](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2001 tax roll, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

**Attachments:** [Assessment Reduction Letters.PDF](#)  
[Assessor's Cover Letter.DOC](#)  
[Fiscal Note.doc](#)  
[Table of Assessment Reductions.xls](#)

15. [051084](#) Resolution providing for continuance of Deferred Payment of Assessments for Worthy Indigent Resident Property Owners.

**Sponsors:** THE CHAIR

**Attachments:** [Deferred Assessment Board Letter.doc](#)  
[Fiscal Note.doc](#)

16. [051085](#) Resolution granting deferred payment of a special assessment for Gilbert Golder, 2226 South 12th Street, in the 12th Aldermanic District.  
**Sponsors:** THE CHAIR  
**Attachments:** [Fiscal Note.doc](#)  
[Deferred Assessment Board Letter.doc](#)
17. [050670](#) Substitute resolution authorizing the return of real estate located at 907 W. Atkinson Ave., in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Lincoln Creek Development, Inc. and KSB Construction Development, LLC)  
**Sponsors:** THE CHAIR  
**Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)  
[Fiscal Note.doc](#)  
[Treasurer Office](#)  
[Health Dept letter 9-29-05](#)  
[DNS LETTER](#)  
[DCD Letter\\_1](#)  
[Updated Treasurer's response](#)  
[DNS Response - 11/2/05](#)  
[Treasurer Office's Letter 11-18-05](#)  
[Treasurer Office's Letter 12-27-05](#)

**Items below will be heard no earlier than 10:00 A.M.:**

18. [050886](#) Resolution relating to a claim from Beverly Bothe for loss of property.  
**Sponsors:** THE CHAIR  
**Attachments:** [City Atty. Letter.DOC](#)  
[Claim.PDF](#)  
  
*---\$40,000 claim related to removal of private property. The City acted appropriately in responding to a garbage and litter nuisance.*
19. [051076](#) Resolution relating to the appeal of Andrew Hamilton relative to a claim for property damage. (14th Aldermanic District)  
**Sponsors:** THE CHAIR  
**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)  
  
*---\$1,530 claim related to damage caused to a private camera seized by the police. The police deny that any officers caused damage to the camera, which was in a hard case.*
20. [050797](#) Resolution relating to the appeal of Antonio Jones relative to a claim for property loss. (7th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$1,503.20 claim related to a claim that the police failed to properly respond to a break-in at a private garage. The City is not liable as how a search is conducted is within the discretion of the City.*

21. [051155](#)

Resolution relating to the appeal of Zettie Cobb relative to a claim for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$300 claim related to a forced entry at a private home. The police were not negligent as they took necessary and appropriate action to check on the status of an individual in the home.*

22. [051154](#)

Resolution relating to the appeal of Martha Malik relative to a claim for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$1,075.90 claim related to a forced entry at a private home. The police were not negligent as they took necessary and appropriate action to check on the status of an individual in the home.*

23. [051153](#)

Resolution relating to the appeal of Atty. Paul Jacquart on behalf of Lee Jefferson relative to a claim for personal injuries. (9th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$22,503.75 claim related to injuries sustained to an individual as a result of a collision with a police vehicle. The settlement offer was rejected by the claimant.*

24. [051152](#)

Resolution relating to the appeal of Tanika Williams relative to a claim for property loss. (6th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$1,373.46 claim related to missing items from a towed vehicle. There is no evidence to support the claim that either the police or tow lot employees stole the missing items.*

25. [051070](#)

Resolution relating to the appeal of Vivian Kidd relative to a claim for property damage. (15th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$1,340 claim related to towing and storage charges for a private vehicle. The city departments involved followed normal and customary procedures in this matter.*

26. [051068](#) Resolution relating to a claim from Debbie Griffiths, Risk Manager for SBC, for property damage.

**Sponsors:** THE CHAIR

**Attachments:** [City Atty. Letter.DOC](#)  
[Claim.PDF](#)

*---\$114,328.15 claim related to damage to SBC property during a city excavation. The City acted appropriately in the excavation and the damage was caused by a main break, rather than City error.*

27. [051071](#) Resolution relating to the appeal of Gregory Krawczyk relative to a claim for property damage. (2nd Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$215.51 claim related to damage to private property by a City tree. The damage was a result of high winds, not City negligence.*

28. [051075](#) Resolution relating to the appeal of Patti Meleski relative to a claim for property damage. (14th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$750 claim related to damage to a private garage. The sanitation employees who service that route deny causing the damage and the claimant has no proof that the damage was caused by the City.*

29. [051073](#) Resolution relating to the appeal of Susan Scherbarth relative to a claim for personal injuries.

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$64.44 claim related to a trip and fall on a door mat at City Hall. There is no evidence that the mats were negligently laid or maintained.*

30. [051074](#) Resolution relating to the appeal of Kerri Allen relative to a claim for personal injuries.

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$1,000 claim related to a trip and fall on a city sidewalk. Investigation noted that the location of the fall was on private property, rather than a city sidewalk.*

31. [051069](#) Resolution relating to a claim from Attorneys Eisenberg, Riley & Muwonge, S.C. on behalf of Albert Brown for personal injuries. (4th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [City Atty. Letter.DOC](#)  
[Claim.PDF](#)

*---\$50,000 claim related to a trip and fall on a city bridge. There is no evidence that the City was negligent in this matter.*

32. [051072](#) Resolution relating to the appeal of Hattie Clark relative to a claim for property damage. (10th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.DOC](#)

*---\$65 claim related to damage to a private vehicle as a result of 2 potholes. The City had no notice of the hazard prior to the incident and therefore cannot be held liable.*

33. [050816](#) Resolution relating to the appeal of Paul Gorzalski relative to a claim for property damage.

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$818.31 claim related to damage to a private vehicle which was struck by a fallen street sign. The City responded when it was notified of the downed sign and there is no evidence that the City was negligent in this matter.*

34. [050015](#) Resolution relating to the appeal of Pamela Myers relative to a claim for property damage. (9th Aldermanic District)

**Sponsors:** THE CHAIR

**Attachments:** [Appeal.PDF](#)  
[City Atty. Letter.PDF](#)

*---\$237.45 claim related to damage to a private vehicle from a pothole. The pothole was located on a County highway, therefore the City is not liable.*

35. [051096](#) Resolution authorizing payment of the claim of SBC (25200508-50-0200) C.I. File No. 05-L-142.

**Sponsors:** THE CHAIR

**Attachments:** [City Atty. Letter.DOC](#)  
[Fiscal Note.DOC](#)

**NOTE:** a) Members of the Common Council, and members of its Standing Committees who are not members of this Committee, may attend this meeting to participate or to gather information. Therefore, notice is given that this meeting may constitute a meeting of the Common Council or any of its Standing Committees, and must be noticed as such, although they will not take any formal action at this meeting.

b) 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.

c) Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

d) Effective July 1, 2005, persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code of Ordinances are required to register with the City Clerk's Office License Division. More information is available at [www.milwaukee.gov/lobby](http://www.milwaukee.gov/lobby) or by calling 414-286-2238.