



City of Milwaukee

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR

Ald. Ashanti Hamilton, Vice-Chair

Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.

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City Hall
200 East Wells Street
Milwaukee, WI 53202

Monday, January 9, 2006

9:00 AM

Room 301-B, City Hall

Meeting convened: 9:10 A.M.

Present 4 - D'Amato, Bauman, Murphy , Bohl

Excused 1 - Hamilton

Ald. Bohl moves 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 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.

Roll call:

Ayes: Ald. Bauman, Ald. Bohl, Ald. Murphy, Ald. D'Amato - 4

Excused: Ald. Hamilton - 1

Individuals present:

Leonard Tokus and Jan Smokowicz- City Attorney's Office

Tim McMurtry - President Hines's Office

RECESS: 9:20 A.M.

RECONVENE: 9:31 A.M.

9:30 A.M.

Roll call taken at 9:31 A.M.

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

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

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

Aye 4 - D'Amato, Bauman, Murphy Bohl

No 0

Abstain 1 - Hamilton

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

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

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

No 0

3. [051095](#) Resolution authorizing payment of the claim of Mark Peterson, C.I. File No. 03-L-140.

Sponsors: THE CHAIR

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

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

No 0

4. [051094](#) Resolution authorizing payment of the claim of Billy Ball, Jr., C.I. File No. 03-L-140.

Sponsors: THE CHAIR

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

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

No 0

5. [051179](#) Appointment of Dorothy Helmenstine to the Board of Review by the Mayor. (11th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. BAUMAN that this Appointment be RECOMMENDED FOR CONFIRMATION This motion PREVAILED by the following vote:

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

No 0

6. [051195](#) Appointment of Steven Volkman to the Board of Review by the Mayor. (13th Aldermanic

District)

Sponsors: THE CHAIR

A motion was made by ALD. MURPHY that this Appointment be RECOMMENDED FOR CONFIRMATION This motion PREVAILED by the following vote:

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

No 0

7. [051196](#) Appointment of Deborah Spannraft to the Board of Review by the Mayor. (4th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Appointment be RECOMMENDED FOR CONFIRMATION This motion PREVAILED by the following vote:

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

No 0

8. [051011](#) Resolution relative to various legislative bills.

Sponsors: THE CHAIR

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

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

No 0

9. [051098](#) Communication from the Outstanding Debt Task Force transmitting their final report.

Sponsors: THE CHAIR

A motion was made by ALD. HAMILTON that this Communication-Report be RECOMMENDED FOR PLACING ON FILE This motion PREVAILED by the following vote:

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

No 0

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

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

Aye 4 - D'Amato, Bauman, Murphy Bohl

No 1 - Hamilton

9:45 A.M.

11. [051004](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
- Sponsors:** THE CHAIR
- Barbara Woldt, City Attorney's Office, will provide members with a letter related to the "Health Department Issues" contained in the report provided at Committee.*
- A motion was made by ALD. HAMILTON that this Communication be HELD TO CALL OF THE CHAIR This motion PREVAILED by the following vote:**
- Aye** 5 - D'Amato, Hamilton, Bauman, Murphy Bohl
- No** 0
12. [051188](#) An ordinance relating to standardization of language and minor revisions to various city boards, commissions and committees.
- Sponsors:** THE CHAIR
- A motion was made by ALD. MURPHY that this Ordinance be RECOMMENDED FOR PASSAGE This motion PREVAILED by the following vote:**
- Aye** 5 - D'Amato, Hamilton, Bauman, Murphy Bohl
- No** 0
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
- Ald. Bohl moved to hold to the call of the chair until a representative from the Assessor's Office could appear. Prevailed.*
- A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION This motion PREVAILED by the following vote:**
- Aye** 5 - D'Amato, Hamilton, Bauman, Murphy Bohl
- No** 0
15. [051084](#) Resolution providing for continuance of Deferred Payment of Assessments for Worthy Indigent Resident Property Owners.
- Sponsors:** THE CHAIR
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR ADOPTION This motion PREVAILED by the following vote:**
- Aye** 5 - D'Amato, Hamilton, Bauman, Murphy Bohl
- No** 0
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

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

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

No 0

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

Held at the applicant's request.

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

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

No 0

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

Applicant not present.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

19. [051076](#) Resolution relating to the appeal of Andrew Hamilton relative to a claim for property damage. (14th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. MURPHY that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

20. [050797](#) Resolution relating to the appeal of Antonio Jones relative to a claim for property loss. (7th Aldermanic District)

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

21. [051155](#) Resolution relating to the appeal of Zettie Cobb relative to a claim for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

22. [051154](#) Resolution relating to the appeal of Martha Malik relative to a claim for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. HAMILTON that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

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

Applicant not present.

A motion was made by ALD. BOHL that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

24. [051152](#) Resolution relating to the appeal of Tanika Williams relative to a claim for property loss. (6th Aldermanic District)

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. MURPHY that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

Aye 3 - Hamilton, Bauman Bohl

No 1 - Murphy

Excused 1 - D'Amato

25. [051070](#) Substitute resolution relating to the appeal of Vivian Kidd relative to a claim for property damages.

Sponsors: THE CHAIR

Ald. Bauman moves to refund the tow charges of \$275. Prevailed. 3-1 (Ald. Murphy voting "no"; Ald. D'Amato excused)

A motion was made by ALD. BAUMAN that this Resolution be AMENDED This motion PREVAILED by the following vote:

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

No 0

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Bauman Bohl

No 1 - Murphy

Excused 1 - D'Amato

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

Aye 4 - Hamilton, Bauman, Murphy Bohl

No 0

Excused 1 - D'Amato

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

Aye 4 - Hamilton, Bauman, Murphy Bohl

No 0

Excused 1 - D'Amato

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. MURPHY that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

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

Sponsors: THE CHAIR

A motion was made by ALD. MURPHY that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BOHL that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

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

A motion was made by ALD. BAUMAN that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. MURPHY that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

33. [050816](#)

Resolution relating to the appeal of Paul Gorzalski relative to a claim for property damage.

Sponsors: THE CHAIR

Ald. Bauman moves to settle for \$400.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION This motion FAILED by the following vote:

Aye 2 - Bauman Murphy

No 3 - D'Amato, Hamilton Bohl

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

Aye 3 - D'Amato, Hamilton Bohl

No 2 - Bauman Murphy

34. [050015](#)

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

Sponsors: THE CHAIR

Applicant not present.

A motion was made by ALD. BOHL that this Resolution be RECOMMEND TO DISALLOW & INDEF. POSTPONE This motion PREVAILED by the following vote:

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

No 0

35. [051096](#)

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

Sponsors: THE CHAIR

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

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

No 0

Meeting adjourned: 11:25 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.*