



# 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*

---

Monday, May 18, 1998

9:00:00 AM

Room 301-B of City Hall

---

9:00 A.M.

*ALD. NARDELLI moved to go into closed session, pursuant to Section 19.85 (1)(g), Wisconsin Statutes, to confer 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 1, File Number 980077 - Resolution authorizing settlement of the lawsuit entitled Schaefer, et al. v. City of Milwaukee Police Department.*

*Roll Call: AYES: Ald. Nardelli, Pratt and Richards*  
*NOES: 0 Prevailed. (3-0)*

9:15 A.M.

- 1) [980077](#) Substitute resolution authorizing settlement in the case of Jack A. Schaefer et al. v. City of Milwaukee Police Department, et al., Case No. 93-C-0225.

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Frank

- 2) [980073](#) Substitute resolution authorizing settlement in the lawsuit entitled Jennifer Anderson v. Terrill E. Petersen, et al., Case No. 96-CV-009734.

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

Excused 1 - Frank

3) [980074](#)

Resolution rescinding File Number 971763 authorizing settlement of the claim of Ameritech, City Attorney File No. 97-S-401.

**Sponsors:** THE CHAIR

**A motion was made by Ald. Nardelli that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 0

**Absent** 1 - Gordon

Excused 1 - Frank

[971978](#)

Appeal of Renee Manns relative to claim for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by Ald. Pratt that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 1 - Nardelli

**Absent** 1 - Gordon

**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** 2 - Richards and Nardelli

**No** 1 - Pratt

**Absent** 1 - Gordon

Excused 1 - Frank

4) [980027](#)

Communication from the City Attorney's Office transmitting a communication from Adam Ralph Martz relative to claim for property damage.

**Sponsors:** THE CHAIR

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

**Aye** 2 - Richards and Nardelli

**No** 1 - Pratt

**Absent** 1 - Gordon

Excused 1 - Frank

- 5) [980029](#) Communication from the City Attorney's Office transmitting a communication from Levert & Clester Threats relative to claim for property damage.

**Sponsors:** THE CHAIR

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

**Aye** 2 - Richards and Nardelli

**No** 1 - Pratt

**Absent** 1 - Gordon

**Excused** 1 - Frank

- 6) [980030](#) Communication from the City Attorney's Office transmitting a communication from Frederick Threats relative to claim for property damage.

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Nardelli

- 7) [980028](#) Communication from the City Attorney's Office transmitting a communication from John F. McNally, attorney for Paul and Anthony Ferrell 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 Pratt

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Nardelli

- 8) [980015](#) Appeal of Constance Dobs relative to claim for personal injuries. (12th Aldermanic District)

**Sponsors:** THE CHAIR

**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** 0

**Absent** 1 - Gordon

**Excused** 1 - Nardelli

- 9) [971979](#) Substitute resolution to settle claim of Sarah Leverston for property damage.

**Sponsors:** JUDICIARY & LEGISLATION COMMITTEE

*Settle in the amount of \$1,000, by Ald. Pratt. Ald. Frank amended that money not be released until receipt that ticket was paid is presented. (Ald. Nardelli voting no.)*

*(Note: At end of meeting, claimant presented paid receipt which was attached to FN 971979.)*

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

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

**No** 1 - Nardelli

**Absent** 1 - Gordon

- 10) [980006](#) Appeal of Mary Lathon relative to claim for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 2 - Pratt and Nardelli

**No** 2 - Frank and Richards

**Absent** 1 - Gordon

**A motion was made by Chair Frank that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 1 - Nardelli

**Absent** 1 - Gordon

- 11) [980016](#) Appeal of Jeffrey Cottrell relative to claim for property damage.

**Sponsors:** THE CHAIR

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

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

**No** 1 - Richards

**Absent** 1 - Gordon

- 12) [980017](#) Appeal of Harriet Denzin relative to claim for property damage. (3rd Aldermanic District)

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Pratt

- 13) [971942](#) Appeal of Jill Seebantz relative to claim for property damage. (4th Aldermanic District)

**Sponsors:** THE CHAIR

*Attorney to provide his questions for a legal opinion to City Attorney. No need to appear at next meeting.*

**A motion was made by Ald. Nardelli that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 0

**Absent** 1 - Gordon

- 14) [980024](#) Appeal of Albert Collins relative to claim for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

*Receive.*

**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 Nardelli

**No** 0

**Absent** 1 - Gordon

- 15) [980018](#) Appeal of Myro Henderson relative to claim for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

**10:30 A.M.**

- 16) [980075](#) Communication from the Board of Ethics transmitting their 1997 Annual Report.

**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** 3 - Frank, Richards and Nardelli

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Pratt

**10:40 A.M.**

- 17) [980078](#) Resolution to settle claim of Attorney Gerald P. Boyle for defense of Police Sergeant Mark Stanmeyer. (City Attorney)

**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 Nardelli

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Pratt

- 18) [980081](#) Resolution authorizing settlement of the claim of Milwaukee Police Supervisors Organization ("MPSO") for interest and penalties as a result of delinquent payment of retroactive pay in conjunction with the 1995- 96 labor contract between the City and MPSO. (City Attorney)

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

**Excused** 1 - Pratt

- 19) [980130](#) A substitute charter ordinance relating to implementation of the judgment of the Circuit

Court in Bradley DeBraska, et al. v. City of Milwaukee, et al., Circuit Court Case No. 93-CV-016054 as it relates to the Employees' Retirement System.

**Sponsors:** THE CHAIR

*(Substitute 2) to June 29, 1998 Judiciary & Legislation meeting*

**A motion was made by Ald. Nardelli that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 0

**Absent** 1 - Gordon

- 20) [980122](#) Communication from the City Attorney's office relative to collection accounts referred to the Kohn Law Firm.

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

- 21) [980129](#) Resolution authorizing the payment from the Remission of Taxes Fund in the amount of \$1,434.07 for the 1995 real estate taxes for the property located at 4312 North 19th Street, Milwaukee, Wisconsin, tax key no. 244-0327-000-4(0). (City Attorney)

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

- 22) [980022](#) Resolution authorizing the cancellation of Department of Public Works Invoice No. 68796 billed to Annie M. Jackson on November 11, 1997 in the amount of \$7,710.77 for repairs to a traffic signal control cabinet damaged on July 22, 1997. (City Attorney)

**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 Pratt

**No** 1 - Nardelli

**Absent** 1 - Gordon

- 23) [980023](#) Resolution authorizing cancellation of Department of Public Works Invoice No. 65202 billed to Patricia A. Hays on April 15, 1996 in the amount of \$2,068.45 for repairs to a concrete light pole with traffic signal damaged on January 18, 1996. (City Attorney)

**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** 4 - Frank, Richards, Pratt and Nardelli

**No** 0

**Absent** 1 - Gordon

- 24) [980134](#) A substitute ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

**Sponsors:** THE CHAIR

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

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

**No** 0

**Absent** 1 - Gordon

- 25) [970369](#) Resolution seeking introduction and passage of state legislation to authorize adjudication of parking citations by municipal administrative hearing examiners.

**Sponsors:** Ald. Kalwitz

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

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

**No** 0

**Absent** 1 - Gordon

11:00 A.M.

- 26) [971730](#) Resolution relative to various legislative bills.

**Sponsors:** THE CHAIR

**A motion was made by Ald. Pratt that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**

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

**No** 0

**Absent** 1 - Gordon



*Adjourned at 11:52 A.M.*  
*CHRISTINE M. TODD*  
*Staff Assistant*