



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Agenda JUDICIARY & LEGISLATION COMMITTEE

*ALD. ASHANTI HAMILTON, CHAIR*  
*Ald. Terry Witkowski, Vice-Chair*  
*Ald. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert*  
*Donovan*

*Staff Assistant, Linda Elmer, 286-2232*  
*Fax: 286-3456, lelmer@milwaukee.gov*

*Legislative Liaison, Richard Withers, 286-8532,*  
*rwithe@milwaukee.gov*

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Monday, May 17, 2010

1:30 PM

Room 301-B, City Hall

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The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, May 17, 2010 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 will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will go into open session for the regular agenda

2:15 P.M.

1. [100119](#) 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  
**Attachments:** [Fiscal Note](#)  
[Hearing Notice List](#)
2. [100049](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.  
**Sponsors:** THE CHAIR  
**Attachments:** [Cover Letter](#)  
[Fiscal Note.doc](#)  
[Table of Assessment Reductions.xls](#)  
[Claim Forms.pdf](#)  
[Hearing Notice List](#)

3. [100029](#) Substitute resolution relative to the payment of a special improvement bill placed on the 2005-2009 Tax Rolls and appropriating funds for this purpose with the total cost of the bill being \$13,214.49.
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)  
[Cover Letter](#)  
[Hearing Notice List](#)
4. [100010](#) Resolution authorizing payment of the claim of WE Energies.
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Fiscal Note](#)
5. [091641](#) Resolution relating to an appeal from Atty. Lynne Mueller on behalf of Walter Lowe regarding a special improvement payment. (5th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Appeal](#)  
[Treasurer's Office Response](#)  
[Hearing Notice List](#)
- \$2,777.50
6. [091654](#) Resolution relating to an appeal from Peter and Christine Geiger for property damage.
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Appeal](#)  
[Hearing Notice List](#)
- \$921.15
7. [100017](#) Resolution relating to an appeal from Roland Armstrong for property damage. (2nd Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Appeal](#)  
[Hearing Notice List](#)
- \$1,006.50

8. [100016](#) Resolution relating to a claim from Demco Wisconsin, LLC for property damage. (6th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Attorney Letter](#)  
[Claim](#)  
[Hearing Notice List](#)
- \$5,194.34

2:45 P.M.

9. [091571](#) Resolution relative to legislative bills.
- Sponsors:** THE CHAIR
- Attachments:** [Legislative Bills Update Provided 4/26/10](#)  
[Agenda 05-17-10.doc](#)  
[Agenda 04-26-10.doc](#)  
[Hearing Notice List](#)
- Update on bills previously presented before the committee and the federal aerotropolis bill.
10. [100099](#) Reappointment of Donald Fraker to the Administrative Review Appeals Board by the Mayor. (3rd Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [Reappointment Letter](#)  
[Attendance Record](#)
11. [100100](#) Reappointment of Jennifer Havas to the Administrative Review Appeals Board by the Mayor. (10th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [Reappointment Letter](#)  
[Attendance Record](#)

This meeting will be webcast live at [www.milwaukee.gov/channel25](http://www.milwaukee.gov/channel25).

**Members of the Common Council and its standing committees who are not members of this committee may attend this meeting to participate or to gather information. Notice is given that this meeting may constitute a meeting of the Common Council or any of its standing committees, although they will not take any formal action at this meeting.**



## Legislation Details (With Text)

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**File #:** 100119      **Version:** 1  
**Type:** Ordinance      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** 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  
**Indexes:** REVISORS BILL  
**Attachments:** Fiscal Note, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

100119

Version

SUBSTITUTE 1

Reference

Sponsor

THE CHAIR

Title

A substitute ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

Sections

81-87 am

90-11-2-b-2-g am

101-44-1 am

350-40-15-b-3-e rp

Analysis

This ordinance revises various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 81-87 of the code is amended to read:

81-87. Parking Permit: On-street Commuter Parking, Impacted Areas. There shall be no fee charged for on-street commuter parking permits for impacted areas issued on ~~[[either a quarterly or]]~~ an annual basis.

(See s. 101-27.7).

Part 2. Section 90-11-2-b-2-g of the code is amended to read:

90-11. Renewal of License.

2. PROCEDURE FOR NOWRENEWAL.

b. Hearing.

b-2-g. If the chair should at any time determine that a hearing is or will be contested, the chair will announce that a time limit of 30 minutes shall be provided opponents of the license renewal and a time limit of 30 minutes for the applicant supporters of the license renewal. This time will be extended for relevant questioning by licensing committee members. If upon expiration of 30 minutes for opponents or 30 minutes for the applicant and proponents the chair should determine, subject to the approval or objection of the committee, that a full and fair hearing of relevant issues requires an extension of time to protect the interests of the public and the applicant, a reasonable extension of time may be granted. Individuals opposing the proposed license and members of the public supporting the proposed license ~~[[shall be limited to not more than 2 minutes testimony each, or a lesser~~

~~amount of time if the chair determines that further limitation is necessary for the efficient conduct of the hearing]]~~ >> may be limited to not more than 2 minutes testimony each, or a greater or lesser amount if the chair determines that a different time limit is appropriate to the fair and efficient conduct of the hearing<<. The applicant shall have the privilege of using any portion of applicant's 30 minutes for presentation and testimony. At any time, the chair may overrule or prohibit redundant testimony or argument found unnecessary to substantiate or corroborate testimony and argument previously presented.

Part 3. Section 101-44-1 of the code is amended to read:

101-44. Bus Stops Locations and Regulations.

1. LOCATIONS. No operator of a duly authorized common carrier of passengers may regularly stop on any highway within the limits of this city for the purpose of receiving or discharging passengers except at such locations approved by the transit stop ~~[[subcommittee of the utilities and licenses]]~~ >> technical<< committee ~~[[of the common council]]~~. Formal action by the common council shall not be required except in cases of dispute. The infrastructure services division of the department of public works shall keep and maintain appropriate record of such locations approved by the transit stop ~~[[subcommittee of the common council]]~~ >>technical committee<<.

Part 4. Section 350-40-15-b-3 of the code is repealed.

LRB  
APPROVED AS TO FORM

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Legislative Reference Bureau

Date: \_\_\_\_\_

Attorney

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

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Office of the City Attorney

Date: \_\_\_\_\_

Requestor

Drafter

LRB 10196-2

BJZ:sd

5/4/2010

# CITY OF MILWAUKEE FISCAL NOTE

A) DATE 5/6/10

FILE NUMBER: 100119

Original Fiscal Note  Substitute

SUBJECT: An ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

B) SUBMITTED BY (Name/title/dept./ext.): Linda Elmer – Staff Assistant, City Clerk’s Office x2232

C) CHECK ONE:  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:  DEPARTMENT ACCOUNT(DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
<b>TOTALS</b>					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE







## Legislation Details (With Text)

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**File #:** 100049      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

**Indexes:** TAX CANCELLATIONS

**Attachments:** Cover Letter, Fiscal Note.pdf, Table of Assessment Reductions.pdf, Claim Forms.pdf, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

100049

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

**Analysis**

This resolution requires the cancellation of taxes because of Board of Review reductions in assessments on certain parcels, the issuance of checks to the City Treasurer or taxpayer as applicable, and the proper reductions of State Tax Credits by journal entries.

**Body**

Whereas, Assessments were made against certain parcels of real estate for the years 2008 and 2009 as contained in Common Council Resolution File No. 100049; and

Whereas, The Board of Review has decreased these assessments as shown in this file; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, That the proper city officers are authorized and directed to issue city checks in the amounts as shown in this file, payable to the City Treasurer or taxpayer as applicable, to be refunded to the taxpayer where appropriate, plus interest at the rate applicable pursuant to Section 70.511 of Wisconsin Statutes, for an appeal that was filed as shown in this file, applicable from date of payment to date of repayment, said amounts to be charged to the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and said checks to be delivered to the Customer Services Unit of the Treasurer's Office for disbursement; and, be it

Further Resolved, That the proper city officers are authorized and directed to reflect the reduction in State Tax Credits as shown in this file by means of journal entries, charging the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and crediting the State Tax Credit Fund; and, be it

Further Resolved, That delinquent interest and penalties on any account covered by this resolution are hereby canceled.

**Requestor**

Assessor's Office

**Drafter**

mpr/kat

4/29/10

April 29, 2010

The Honorable, The Common Council  
City of Milwaukee

Dear Members of the Common Council:

Attached is a resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 and 2009 tax rolls, plus interest applicable to date of repayment, if appropriate.

Reductions have been made in the assessments of these properties by the Board of Review under authority of Section 70.511 (2), Wisconsin Statutes. It is now necessary to accomplish the reduction of taxes by means of the attached resolution.

Your favorable approval of the attached resolution is respectfully requested.

Yours very truly,

Mary P. Reavey  
Assessment Commissioner

mpr/kat

# CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

**A) DATE:** April 29, 2010

**FILE NUMBER:** \_\_\_\_\_

**Original Fiscal Note**  **Substitute**

**SUBJECT:** Resolution to cancel real estate taxes levied against certain parcels bearing various Key Numbers on the 2008 & 2009 Tax rolls, plus interest applicable to date of repayment, if appropriate

**B) SUBMITTED BY** (name/title/dept./ext.): Mary P. Reavey, Assessment Commissioner, Assessor's Office, Ext. 3101.

**C) CHECK ONE:**  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.  
 LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

**D) CHARGE TO:**  DEPARTMENTAL ACCOUNT (DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
<b>SALARIES/WAGES:</b>					
<b>SUPPLIES:</b>					
<b>MATERIALS:</b>					
<b>NEW EQUIPMENT:</b>					
<b>EQUIPMENT REPAIR:</b>					
<b>OTHER 0001 Org 9990</b>	<i>Remission of Taxes Fund</i>		<b>\$18,996.25</b>		
<i>Prog 0001 Sub-cl S163</i>					
<i>Acct 006300</i>					
<b>TOTALS:</b>			<b>\$18,996.25</b>		

**F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.**

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

**G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

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**H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

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PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

Key Number and Address Date of Objection	Name of Taxpayer	Assesment Reduction by B.O.R.	Canceled NET Total Tax	STATE TAX CREDITS SECTION 79.10 (2)		
				City Portion	County Portion	Total Credit
<b><u>2008</u></b>						
460-1311-110-3 1421 S. Cesar E. Chavez Dr. May 15, 2008	Ashfaq Mian	\$ 200,000	\$ 4,806.42	\$ 243.99	\$ 70.61	\$ 314.60
597-9973-000-0 1300 W. Layton Av. May 15, 2008	Ashfaq Mian	\$ 325,500	\$ 7,822.46	\$ 397.10	\$ 114.91	\$ 512.01
<b><u>2009</u></b>						
460-1311-110-3 1421 S. Cesar E. Chavez Dr. May 15, 2009	Ashfaq Mian	\$ 200,000	\$ 5,196.76	\$ 268.32	\$ 75.68	\$ 344.00
		<b>\$ 725,500</b>	<b>\$ 17,825.64</b>	<b>\$ 909.41</b>	<b>\$ 261.20</b>	<b>\$ 1,170.61</b>
<b>TOTAL GROSS</b>	<b>\$ 18,996.25</b>					

Assessor's Office  
April 29, 2010  
mpr/kat

To: Louis

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re: **460-1311-110-3**  
**1421 S. Cesar E Chavez Dr.**  
**Ashfaq Mian**

Year: **2008**

**Amount of Assessment Reduction: \$200,000**

**Amount of Tax Reduction: \$4,806.42**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed: 

Date: 04-29-10

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Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re: **460-1311-110-3**  
**1421 S. Cesar E Chavez Dr.**  
**Ashfaq Mian**

Year: **2009**

**Amount of Assessment Reduction: \$200,000**

**Amount of Tax Reduction: \$5,196.76**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed:  \_\_\_\_\_

Date: 04-29-10 \_\_\_\_\_

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.

TO THE HONORABLE, THE COMMON COUNCIL

City of Milwaukee

Dear Members of the Common Council:

In re: **597-9973-000-0**  
**1300 W. Layton Av.**  
**Ashfaq Mian**

**Year: 2008**

**Amount of Assessment Reduction: \$325,500**

**Amount of Tax Reduction: \$7,822.46**

As the result of action by the Board of Review, the assessment of my property was reduced as indicated above. Under Section 70.511 (2)(b) of the Wisconsin Statutes, I hereby make application to your Honorable Body for a tax refund/reduction in the amount shown.

Signed:  \_\_\_\_\_

Date: 04-29-10

Federal laws require that Form 1099 be filed by the City Comptroller's Office at the year-end for payment of earned interest. The Tax Equity and Fiscal Responsibility Act of 1982 has increased the penalties for non-compliance.

Therefore, on the enclosed Form W-9, we request that you furnish us with the **Social Security Number** and the **signature** of the person listed first on the name line **OR** the **Employer I.D. Number** of the business and the appropriate person's **signature**.







## Legislation Details (With Text)

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**File #:** 100029      **Version:** 1  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Substitute resolution relative to the payment of a special improvement bill placed on the 2005-2009 Tax Rolls and appropriating funds for this purpose with the total cost of the bill being \$13,214.49.

**Sponsors:** THE CHAIR

**Indexes:** SPECIAL ASSESSMENTS, TAXATION

**Attachments:** Fiscal Note, Cover Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		
5/7/2010	1	CITY CLERK	DRAFT SUBMITTED		
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

100029

Version

Substitute 1

Sponsor

THE CHAIR

Title

Substitute resolution relative to the payment of a special improvement bill placed on the 2005-2009 Tax Rolls and appropriating funds for this purpose with the total cost of the bill being \$13,214.49.

Analysis

This resolution authorizes payment of a special improvement bill for tax key number 354-1293-0.

The total cost of the bill is \$13,214.49.

Body

Whereas, The property is located at 1005 East Reservoir Avenue; and

Whereas, The property is owned by MMSD; and

Whereas, The property was billed May 1, 2006 and the initial bill was \$16,072.77; and

Whereas, In July, 2009, the Wisconsin Circuit Court ruled that the special assessment for this parcel be removed; and

Whereas, MMSD informed the City in January of 2010 of this decision; and

Whereas, The City non-assessable fund will be charged for this bill; now therefore, be it

Resolved, By the Common Council of the City of Milwaukee, That the City Comptroller shall issue to the City Treasurer a check in the amount of \$13,214.49 for the four installments of the special improvement bill; and be it

Further Resolved, That the Street Non-Assessable Account (ST211100001) be charged for this amount; and, be it

Further Resolved, That the remaining two payments be processed as necessary by the proper city departments.

Requestor

Infrastructure Services Division

Drafter

MLD:dr

Payment of Special Improvement Bill

05/07/10



April 28, 2010

File Number

To the Honorable, the Common Council

Dear Council Members:

Please find attached a resolution relative to the payment of a special improvement bill to be introduced at the Common Council Meeting of May 4, 2010.

Respectfully submitted,

Special Deputy Commissioner  
of Public Works

MLD:dr  
Payment of Special Improvement Bill  
04/28/10





## Legislation Details (With Text)

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**File #:** 100010      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Resolution authorizing payment of the claim of WE Energies.  
**Sponsors:** THE CHAIR  
**Indexes:** CLAIMS PAYMENT, WISCONSIN ELECTRIC POWER COMPANY  
**Attachments:** City Attorney Letter, Fiscal Note

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		

Number  
100010  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR  
Title

Resolution authorizing payment of the claim of WE Energies.

Analysis

This Resolution authorizes payment of the claim of WE Energies in the amount of \$13,000.

Body

Whereas, The claimant, WE Energies, C.I. File No: 09-S-445, has filed a claim against the City of Milwaukee in the amount of \$16,251.18; and

Whereas, The City has agreed to pay the claim in the amount of \$13,000.00; and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it expeditious and just to pay this claim; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$13,000.00, payable to the order of WE Energies (Claim No. 2009214680) P.O. Box 1132, Room P418, Milwaukee, WI 53201-1132, in full and final payment of this claim, upon receipt of a release of claim, approved as to form and execution by the City Attorney; said amount to be charged to Damages and Claims Account-636506 - Fund No. 0001 - Organization 1490 - Program 2631 - Sub Class S118.

Requestor  
City Attorney  
Drafter  
RMO:wt  
April 20, 2010  
157163



**GRANT F. LANGLEY**

City Attorney

**RUDOLPH M. KONRAD**

**LINDA ULISS BURKE**

**VINCENT D. MOSCHELLA**

Deputy City Attorneys



THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
DAVID J. STANOSZ  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

April 20, 2010

To the Honorable Common Council  
of the City of Milwaukee  
City Hall, Room 205

RE: Resolution relating to Claim of  
WE Energies (2009214680)  
C.I. File No.: 09-S-445

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary and Legislation with the following recommendation.

Claimant, WE Energies, by Mary Ritenour, Claim Analyst, Claims, Room P418, P.O. Box 1132, Milwaukee, WI 53201-1132 alleges that on December 2, 2009 a sewer maintenance crew struck and damaged an electric duct package or near 106 West Seeboth Street. They claim damages in the amount of \$16,251.18.

Our investigation reveals that the work crew did hit the properly marked facility while chipping concrete with a pneumatic tool. We have negotiated a settlement in the amount of \$13,000.00 which WE Energies has accepted. Because settlement of this matter is

Honorable Common Council  
April 21, 2010  
Page 2

deemed expeditious to the City of Milwaukee, we recommend payment of this claim and we have attached the proper resolution for your convenience.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:157153  
Attachment  
1029-2009-3423

# CITY OF MILWAUKEE FISCAL NOTE

A) DATE: April 22, 2010

FILE NUMBER: \_\_\_\_\_

ORIGINAL FISCAL NOTE  SUBSTITUTE

SUBJECT: Resolution authorizing settlement of the claim of WE Energies, C.I. File No. 09-S-445

B) SUBMITTED BY name/title/dept./ext.): Jan A. Smokowicz, , ext. 2601

C) CHECK ONE:  ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.  
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.  
 LIST ANTICIPATED COSTS IN SECTION G BELOW.  
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:  DEPARTMENTAL ACCOUNT (DA)  CONTINGENT FUND (CF)  
 CAPITAL PROJECTS FUND (CPF)  SPECIAL PURPOSE ACCOUNTS (SPA)  
 PERM. IMPROVEMENT FUNDS (PIF)  GRANT & AID ACCOUNTS (G & AA)  
 OTHER (SPECIFY) (DA) Water Department Fund – 006300 -0410-6410-2631- R643

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
	\$13,000.00				
<b>TOTALS</b>	<b>\$13,000.00</b>				

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:


H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:


PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**2003 Statistics**

**GENERAL INFORMATION ABOUT MILWAUKEE**

Altitude (City datum)	.....	.581.2 feet
City Area	.....	.96.1 square miles
Geographic Center	.....	North 42nd Street and West North Avenue
Shoreline of Lake Michigan in City	.....	.10.2 miles
Incorporated by Wisconsin Charter	.....	January 31, 1846

**GENERAL INFORMATION ABOUT MILWAUKEE'S INFRASTRUCTURE**

Alleys, total	.....	.414.6 miles
Freeways	.....	.40.1 miles
Paved City Streets	.....	.1,417 miles
Unpaved City Streets	.....	.15 miles
Total city streets	.....	.1,432 miles
Miles of lighted streets	.....	.1,288.54 miles
City maintained bridges	.....	.220
Movable bridges	.....	.20
Total bridge openings	.....	.18,119
Total sewer mileage in operation (sanitary, storm and combined)	.....	.2,437
Main line sewers in the City	.....	.120 miles
Streets with interim lighting	.....	.81.84 miles
Unlit streets	.....	.43.69 miles
Street lighting units	.....	.66,871
Alley lighting units	.....	.8,790
Traffic control signals	.....	.728 intersections
Traffic control signs	.....	.102,058
Underground conduit	.....	.546.3 miles
Bus stops, signage maintained	.....	.4,267

**MILWAUKEE WATER WORKS**

Howard Avenue plant capacity	.....	.105 million gallons/day (MGD)
Linnwood plant capacity	.....	.275 million gallons/day (MGD)
Total annual pumpage (gallons)	.....	.46.1 billion
Consumption per capita per day (gallons)	.....	.65
Meters in service	.....	.160,966
Water hydrants	.....	.19,726
Water mains in service (miles)	.....	.1,954
Revenue	.....	\$.74.5 million
Milwaukee Water Works' purification process is comprised of ozone disinfection, alum coagulation, dual media filtration, fluoridation, corrosion control, and chloramine post-disinfection.		
<u>Retail customers:</u> Franklin, Greenfield, Hales Corners, St. Francis, West Milwaukee		
<u>Wholesale customers:</u> Brown Deer, Butler, Greendale, Menomonee Falls, Milwaukee County Grounds, New Berlin, Shorewood, Wauwatosa, West Allis, WE Energies Water Services		

**SANITATION**

Residential Waste collected	.....	.179,784 Tons
Recyclables collected	.....	.26,100 Tons
Leaves and Yard Waste collected & composted	.....	.25,285 Tons
Snowfall (January - December)	.....	.32.6 Inches
General snow plowings	.....	.2
Ice control operations	.....	.23

**FORESTRY DIVISION**

Trees on city streets	.....	.200,000
Shade trees planted	.....	.2,731
Trees pruned	.....	.50,258
Trees removed (all causes)	.....	.3,529
Stumps removed	.....	.4,143
Boulevard medians & greenspaces maintained	.....	.476 acres
Flowers produced, annuals	.....	.371,546
Flowers planted, annuals	.....	.185,448
Flowers planted, perennials & bulbs	.....	.7,455
Shrubs planted	.....	.1,497
Evergreens planted	.....	.107
Landscaped boulevard medians	.....	.121.8 miles
Greenspaces maintained	.....	.59
Totlots maintained	.....	.57
City properties maintained	.....	.20
Service requests	.....	.9,620

**INFRASTRUCTURE SERVICES -**

**SEWER DESIGN AND MAINTENANCE**

Sewers examined	.....	.84 miles
Sewers cleaned	.....	.422.2 miles
New sewers	.....	.81 miles
Replacement sewers	.....	.13.11 miles
Sewer lining	.....	.2.0 miles
Service calls answered	.....	.7,937

**FLEET SERVICES**

Work Orders	.....	.31,415
Preventive Maintenance Inspections Performed	.....	.7,359
Tires Mounted	.....	.3,933
Field Service Calls, Tires	.....	.4,392
Field Service Calls, Other	.....	.7,212
Stockroom Activity	.....	\$.4,710,704
Vehicles Serviced		
Passenger Vehicles	.....	.1,047
Packers, Rear Load	.....	.144
Packers, Front Load and Roll-off	.....	.22
Packers, Recycling	.....	.51
Tractors	.....	.65
Street Sweepers	.....	.29
Sewer cleaners, flushers, etc.	.....	.7
Construction equipment	.....	.487
Trucks, all other	.....	.842

<u>Compressors</u>	.....	.96
Vehicle Total	.....	.2,790
<u>Non-automotive equipment</u>	.....	.1,395
Total Serviced	.....	.4,185

**STREET AND BRIDGE MAINTENANCE**

Bridges, inspected	.....	.180
Bridges, number of openings	.....	.14,119
Pavement seal coating (square yards)	.....	.261,288
Asphalt surface by contract (tons)	.....	.3,057
Production of asphalt mixes (tons)	.....	.15,012

Average Total DPW Employees, 2003 ..... 2,400

Rec'd 2/24/2005



## Legislation Details (With Text)

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**File #:** 091641      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 4/13/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Atty. Lynne Mueller on behalf of Walter Lowe regarding a special improvement payment. (5th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** City Attorney Letter, Appeal, Treasurer's Office Response, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
4/13/2010	0	COMMON COUNCIL	ASSIGNED TO		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

091641

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Atty. Lynne Mueller on behalf of Walter Lowe regarding a special improvement payment. (5th Aldermanic District)

**Drafter**

CC-CC

dkf

4/7/10

GRANT F. LANGLEY  
City Attorney

RUDOLPH M. KONRAD  
LINDA ULISS BURKE  
VINCENT D. MOSCHELLA  
Deputy City Attorneys



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[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

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SUSAN D. BICKERT  
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ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

March 22, 2010

received  
3-29-10

Litchfield Cavo LLP  
Attn: Attorney Lynne M. Mueller  
13400 Bishops Lane, Suite 290  
Brookfield, WI 53005-6237

RE: Your Client: Walter Lowe  
C.I. File No.: 10-S-16

Dear Attorney Mueller:

We have received your client's claim in the amount of \$2,777.50, relating to funds that he allegedly remitted to the City of Milwaukee, which were not due, in payment of a special improvement bill for the property located at 4426 North 88<sup>th</sup> Street purchased by him in May, 2005.

Our investigation reveals that the Treasurer's Office records indicate that on May 25, 2005 a check for \$2,780.00 was received from Metropolitan Title Company. The check did not indicate it was intended to be applied to the outstanding contemplated special improvement. The Treasurer's Office applied it to outstanding real estate taxes. They received a second check from Metropolitan Title Company, that same day, for \$2,923.45. This was also applied to the outstanding taxes. The checks came in separate envelopes and were processed by two different employees on a batch update system. The second employee could not have known about the first payment received and applied that same day. Consequently, the second payment generated an over payment of \$2,780.00. This was refunded to the sellers, the homeowner of record at the time. A judgment has been entered against them but, at present, the City has not been able to collect the erroneous refund.

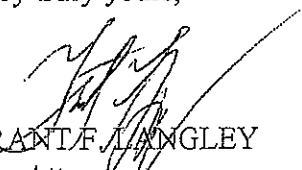
On May 4, 2007, \$2,777.50 was taken from the contemplated specials escrow account to pay off the special improvement bond. Your client never paid any funds towards this bond. The receipt submitted by your client only confirms this transfer. As such, the contemplated specials escrow account has not been reimbursed for the \$2,777.50 that was used to pay this bond.

Litchfield Cavo  
March 22, 2010  
Page 2

The City followed proper procedure in this matter. As such, the City would not be liable. Therefore, we are denying your client's claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney

*Steven M. Carini*

STEVEN M. CARINI  
Investigator Adjuster

SMC:ms  
1060-2010-201:156333



# LITCHFIELD

Attorneys at Law **CAVO** CITY OF MILWAUKEE  
RECEIVED

WRITER'S ADDRESS:  
Lynne M. Mueller  
13400 Bishops Lane, Suite 290  
Brookfield, Wisconsin 53005-6237  
Phone: (262) 784-8908  
Fax: (262) 784-8812  
Email: mueller@litchfieldcavo.com

2010 APR -1 PM 3: 03

OFFICE OF  
CITY ATTORNEY

March 30, 2010

MILWAUKEE CITY CLERK  
200 East Wells Street, Room 205  
Milwaukee, WI 53202-3567

CITY OF MILWAUKEE  
2010 APR -1 PM 12: 03  
RONALD D. LEONARD  
CITY CLERK

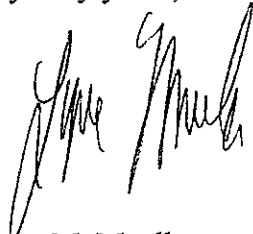
Re: Walter Lowe  
C.I. File No. 10-S-16

Dear Clerk:

Please accept this letter as our appeal of the decision of the City of Milwaukee dated March 22, 2010 with respect to the above referenced claim. The claimant, Walter Lowe, disagrees with the determination by the City and requests a hearing with respect to this matter.

Thank you for your attention to this matter. We would appreciate it if you would date stamp the extra copy of this letter and return it to us in the enclosed envelope.

Very truly yours,



Lynne M. Mueller

LMM/jak  
Enclosure  
cc: Walter Lowe

GRANT F. LANGLEY  
City Attorney

RUDOLPH M. KONRAD  
LINDA ULISS BURKE  
VINCENT D. MOSCHELLA  
Deputy City Attorneys



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Assistant City Attorneys

March 22, 2010

received  
3-29-10

Litchfield Cavo LLP  
Attn: Attorney Lynne M. Mueller  
13400 Bishops Lane, Suite 290  
Brookfield, WI 53005-6237

RE: Your Client: Walter Lowe  
C.I. File No.: 10-S-16

Dear Attorney Mueller:

We have received your client's claim in the amount of \$2,777.50, relating to funds that he allegedly remitted to the City of Milwaukee, which were not due, in payment of a special improvement bill for the property located at 4426 North 88<sup>th</sup> Street purchased by him in May, 2005.

Our investigation reveals that the Treasurer's Office records indicate that on May 25, 2005 a check for \$2,780.00 was received from Metropolitan Title Company. The check did not indicate it was intended to be applied to the outstanding contemplated special improvement. The Treasurer's Office applied it to outstanding real estate taxes. They received a second check from Metropolitan Title Company, that same day, for \$2,923.45. This was also applied to the outstanding taxes. The checks came in separate envelopes and were processed by two different employees on a batch update system. The second employee could not have known about the first payment received and applied that same day. Consequently, the second payment generated an over payment of \$2,780.00. This was refunded to the sellers, the homeowner of record at the time. A judgment has been entered against them but, at present, the City has not been able to collect the erroneous refund.

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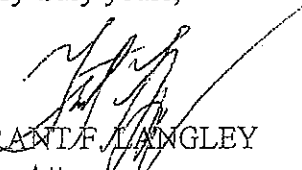
OFFICE OF THE CITY ATTORNEY

Litchfield Cavo  
March 22, 2010  
Page 2

The City followed proper procedure in this matter. As such, the City would not be liable. Therefore, we are denying your client's claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney

*Steven M. Carini*

STEVEN M. CARINI  
Investigator Adjuster

SMC:ms  
1060-2010-201:156333

January 19, 2010

CITY CLERK  
ATTN: CLAIMS  
200 East Wells Street, Room 205  
Milwaukee, WI 53202-3567

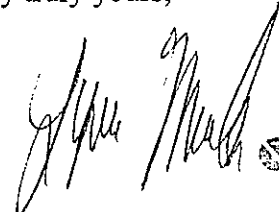
2010 JAN 21 AM 7:44  
CITY OF MILWAUKEE  
RONALD D. LINDQUIST  
CITY CLERK

Re: Walter Lowe  
Claim for return of funds paid for Property Located at 4426 N. 88<sup>th</sup> Street, Milwaukee

Dear Clerk:

I am enclosing a Notice of Claim against the City of Milwaukee that has been signed by our client, Walter Lowe. Please contact me with any questions you may have regarding this matter at the number listed above.

Very truly yours,



Lynne M. Mueller

2010 JAN 21 PM 2:51  
CITY OF MILWAUKEE  
RECEIVED  
OFFICE OF  
CITY ATTORNEY

LMM  
Enclosures

**NOTICE OF CLAIM OF WALTER LOWE  
AGAINST THE CITY OF MILWAUKEE**

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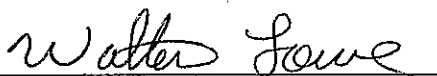
The Claimant, Walter Lowe files this claim against the City of Milwaukee requesting the City return the payment of funds that he remitted to the City in payment of a special improvement bill for the property located at 4426 N. 88<sup>th</sup> Street in the City of Milwaukee in the amount of \$2,777.50, which amount was not in fact due to the City.

The claimant, Walter Lowe, purchased the property at 4426 N. 88<sup>th</sup> Street on May 23, 2005. The City of Milwaukee sent the claimant a bill for alley project No. 0885-0837-2 for this property on or around March 31, 2007, in the amount of \$2,777.50, which the claimant paid on May 4, 2007. A copy of the special improvement bill and the proof of payment the claimant received from the City evidencing his payment of this bill and the amount he paid is attached hereto as Exhibit "A".

The claimant has recently been working to refinance his property and learned that the special assessment that he paid in 2007 had actually been paid to the City at the time he purchased the property back in 2005. There was in fact no amount due to the City for this special assessment when the claimant remitted payment to the City in 2007. The claimant learned of these facts on December 1, 2009 when he was provided with a copy of the check that was sent to the City of Milwaukee by the Metropolitan Title Company in the amount of \$2,780.00, a copy of which check is attached hereto as Exhibit "B". The claimant also obtained a copy of the closing statement with respect to this property from the same title company, which confirms that the payment to the city of Milwaukee was for the same alley assessment. A copy of this statement is attached hereto as Exhibit "C".

Wherefore, the claimant requests payment from the City of Milwaukee in the amount of \$2,777.50, which is the amount that he paid on May 4, 2007 for the alley assessment. The City of Milwaukee had already received payment for this same assessment two years before that billing was issued to the claimant so the claimant is entitled to the return of these funds, which the claimant paid to the City and which the City accepted in error.

Dated this 19<sup>th</sup> day of January, 2010.

  
Walter Lowe



# OFFICE OF THE CITY TREASURER

CITY HALL - ROOM 103 • 200 EAST WELLS STREET • MILWAUKEE, WISCONSIN 53202  
TELEPHONE: (414) 286-2240 • FAX: (414) 286-3186 • TTY: (414) 286-2025

MAKE CHECK PAYABLE TO:

**Wayne F. Whittow**

CITY TREASURER

9999157856

FOR: ALLEY  
PROJECT NO. 0885-0837-2

WALTER LOWE  
4426 N 88TH ST  
MILWAUKEE, WI 53225

SPECIAL IMPROVEMENT BILL  
05/04/07

LOCATION OF PROPERTY: 4426 N 88TH ST

TAXKEY: 223-0637-X  
SERIAL NUMBER: KL001977000  
BILLING DATE: 03/31/07\*  
DUE DATE: 05/15/07  
INTEREST RATE: 5.17 %

PRINCIPAL PAID:	2,777.50
INTEREST PAID:	0.00
TOTAL PAID:	2,777.50
PRINCIPAL BALANCE DUE:	0.00

\*INTEREST IS CALCULATED FROM THIS DATE IF NOT PAID BY THE DUE DATE.

If payment is made by check, it must be payable in U.S. dollars and be drawn on a U.S. bank. Receipt is valid when check clears all banks.

## City of Milwaukee PAYMENT RECEIPT

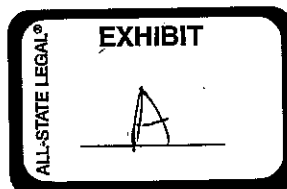
Office of the City Treasurer  
City Hall, Room 103

Payment Date: 05/04/07 Receipt # 00211483  
Printer ID: mgutie2210003

Payment Tendered: 5/4/2007 8:18 AM  
Special Improvement Bill  
Key: 223-0637-000-0 (0)  
Check No.: 9999157856  
Transaction Total: \$2,777.50

\$2,777.50

**WAYNE F. WHITTOW**  
City Treasurer



Posting Date: 2005-05-27  
 Sequence #: 4010117772  
 Account #: 633421342  
 Routing Transit: 04411544  
 Amount #: \$2780.00  
 Check/Serial #: 000000062132  
 Bank #: 1  
 Tran Code: 000000  
 IRD: 0  
 ItemType: P  
 BOFD: 000000000  
 Cost Center: N/A  
 Teller Number: N/A  
 Teller Seq Number: N/A  
 Processing Date: N/A

THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON BACK. HOLD AT AN ANGLE TO VIEW. SEE REVERSE SIDE FOR MORE SAFETY FEATURES.



**Metropolitan Title Company**

ESCROW ACCOUNT  
 500 Elm Grove Road, Suite 102  
 Elm Grove, WI 53122-5170  
 784-4500

Bank One, NA  
 Circleville, Ohio Office  
 .00000  
 (800)310-1111

Check Number  
**062132**

56/1544  
 442

Void After 6 Months

Order Number: 04120824 Check Date: 05/23/2005

**PAY** Two Thousand Seven Hundred Eighty Dollars And Zero Cents.

\$\*\*\*\*\*2,780.00

To The Order Of  
 CITY OF MILWAUKEE TREASURER

PAY TO THE ORDER OF  
**2780.00**

*[Handwritten Signature]*  
 Authorized Signature

THE MULTI-TONE BACKGROUND OF THIS DOCUMENT GRADUALLY AND EVENLY CHANGES FROM BLUE TO GREY TO BLUE WITH BLUE AREAS BOTH TOP AND BOTTOM

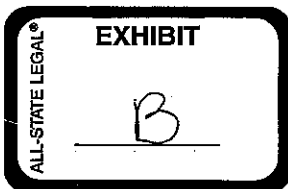
\*062132\* 044115443 633421342\*

#0000278000#

Metropolitan Title Company  
 500 Elm Grove Road, Suite 102  
 Elm Grove, WI 53122-5170  
 784-4500

WFB NA MILW 05252005  
 9696 03750453635  
 177: 00910-0001-9  
 23 ESU 39<

WARNING THE BACK OF THIS DOCUMENT CONTAINS A SIMULATED WATER  
 MARK HOLD AT AN ANGLE TO VIEW HOLD ON RUB BLUE REFRANKLE  
 DIRECTLY BELOW TO ACTIVATE HEAT REACTIVE INK SPOT





Statement of Closing for Real Estate Transaction

04120824

Broker.....: HOMESTEAD REALTY

Property Location: 4426 N 88TH STREET  
MILWAUKEE, WI 53225

Seller(s).....: KENNEH S. KOKER  
GEORGIANA M. KOKER

Buyer(s): WALTER LOWE

Date of Closing...: 5/23/2005

DUE SELLER

CREDIT BUYER

Sales Price	127,200.00	
Down Payment		500.00
City/Town Taxes		1,226.28
Prorated on \$3,152.06 From 01/01/2005 To 05/22/2005.		
WATER/SEWER PRO-RATION		94.39
Prorated on \$83.06 From 02/12/2005 To 05/22/2005.		
SNOW/ICE REMOVAL		5.32
Prorated on \$13.68 From 01/01/2005 To 05/22/2005.		
CLOSING COST CREDIT		5,278.99
	TOTALS:	
	<u>127,200.00</u>	<u>7,104.98</u>
	LESS CREDIT TO BUYERS	<u>7,104.98-</u>
	BALANCE DUE SELLERS	<u>120,095.02</u>

REAL ESTATE TAX PRO-RATION BASED ON 100% AFTER  
LOTTERY TAX CREDIT.

Check or Cash to Balance 120,095.02

TOTAL SETTLEMENT DUE SELLERS 120,095.02

BUYER: Walter Lowe SELLER: [Signature]

BUYER: \_\_\_\_\_ SELLER: [Signature]

Buyer & Sellers Accept This Statement As Correct.

Down Payment Received From Buyer	500.00
Cash Balance Received From Buyer	<u>120,095.02</u>
TOTAL PAYMENTS DUE SELLER -->	120,595.02

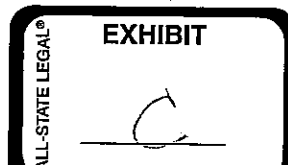
Charges Against Seller:

Title Policy Metropolitan Title Closing	751.00
Transfer Fees	381.60
COUNTRYWIDE HOME LOANS: PAYOFF	105,216.42
HOMESTEAD REALTY: ADMINISTRATIVE FEE	50.00
MILWAUKEE WATER WORKS	90.62
CITY OF MILWAUKEE TREASURER: 2004 TAXES	2,923.45
Commission HOMESTEAD REALTY	4,800.00
CITY OF MILWAUKEE TREASURER: ALLEY ASSESSMENT	2,780.00
FIRST AMERICAN HOME BUYERS PROTECTION	370.00

TOTAL CHARGES AGAINST SELLER --> 117,363.09 117,363.09-

NET BALANCE TO BE PAID SELLER --> 3,231.93

SETTLEMENTS  
\$1,900.00 CHECK TO HOMESTEAD REALTY



**WAYNE F. WHITTOW**  
City Treasurer



**James L. Hanna**  
Deputy City Treasurer

**James F. Klajbor**  
Special Deputy City Treasurer

**OFFICE OF THE CITY TREASURER**  
Milwaukee, Wisconsin

May 3, 2010

Alderman James Bohl, 5<sup>th</sup> District  
Milwaukee Common Council  
City Hall, Room 205

**RE: Walter Lowe Claim**

Dear Alderman Bohl:

This is written in response to your comments made on Monday, April 26, 2010 at the Judiciary and Legislation Committee Meeting regarding Mr. Walter Lowe's claim.

Let there be no misunderstanding - Mr. Lowe did not make any payment on the special assessment bill, number 9999157856, for his property at 4426 North 88<sup>th</sup> Street. Funds were withdrawn and transferred from the Contemplated Specials Account (tender type CS) to pay the special improvement bill in full on May 4, 2007. Mr. Lowe was sent a receipt of the transaction, number 00211483, as the current owner of the property (reference Exhibit A).

Had Mr. Lowe made a cash payment, his payment receipt would have indicated a tender type of CA. His receipt, number 00211483, does not; it has a tender type of CS. A sample of a cash payment on a different special improvement bill from the same series is attached as Exhibit B, which shows the CA tender type. A sample check payment receipt is attached as Exhibit C, which shows the CK tender type. An index of all of the iNovah cashier system tender types is also attached.

Also, note that an iNovah system query reveals that only one payment, that of May 4, 2007 made from the Contemplated Specials Account, is the only payment made on the special improvement bill in question. No duplicate payment was ever made or received on the special improvement bill due on Mr. Lowe's property. A copy of the query results is attached.

This office finds Mr. Lowe's claim groundless and recommends that it should be denied.

Sincerely,

**JAMES F. KLAJBOR**  
Special Deputy City Treasurer

Enclosures

WFW/JFK/me

Ref: K:\USERS\CUSTSERV\RSCHM\AldBohlResponse.doc

Transaction Details

\*\*\*\*\* DUPLICATE \*\*\*\*\*

City of Milwaukee  
PAYMENT RECEIPT  
Office of the City Treasurer  
City Hall, Room 103

EXHIBIT

A

Batch Date: 05/04/07 Receipt # 00211483

Teller ID: mgutie2210003

Payment Tendered: 5/4/2007 8:18 AM

0012 Special Improvement Bill

Tax Key: 223-0637-000-0 (0)

Bill No.: 9999157856

Transaction Total: \$2,777.50

CS \$2,777.50

WAYNE F. WHITTON  
City Treasurer

\*\*\*\*\* DUPLICATE \*\*\*\*\*

Transaction Details

\*\*\*\*\* DUPLICATE \*\*\*\*\*

City of Milwaukee  
PAYMENT RECEIPT  
Office of the City Treasurer  
City Hall, Room 103

EXHIBIT

B

Batch Date: 04/11/07 Receipt # 00197064  
Teller ID: tingra2210006

Payment Tendered: 4/10/2007 11:25 AM  
0012 Special Improvement Bill  
Tax Key: 471-0984-000-5 (0)  
Bill No.: 9999163994  
Transaction Total: \$1,650.00

CA \$1,660.00  
CA (\$10.00)

WAYNE F. WHITTOW  
City Treasurer

\*\*\*\*\* DUPLICATE \*\*\*\*\*

\*\*\*\*\* DUPLICATE \*\*\*\*\*

City of Milwaukee  
PAYMENT RECEIPT  
Office of the City Treasurer  
City Hall, Room 103

EXHIBIT  
C

Batch Date: 05/15/07 Receipt # 00215646  
Teller ID: hbalis2210002

Payment Tendered: 5/14/2007 11:36 AM  
0012 Special Improvement Bill  
Tax Key: 365-0800-000-0 (0)  
Bill No.: 9999156331  
Transaction Total: \$366.25

CK 717 \$366.25

WAYNE F. WHITTOW  
City Treasurer

\*\*\*\*\* DUPLICATE \*\*\*\*\*

**WAYNE F. WHITOW**  
City Treasurer



**James L. Hanna**  
Deputy City Treasurer

**James F. Klajbor**  
Special Deputy City Treasurer

**OFFICE OF THE CITY TREASURER**  
**Milwaukee, Wisconsin**

**iNovah Cashier System Tender Type Index**

Count	Tender	Tender Description	Full Description of Tender
1	BT	Bus Tickets	Bus Tickets
2	CA	Cash	Cash
3	CB	Check Batch	Check Batch
4	CK	Check	Check
5	CS	Contemplated Special	Contemplated Special (Payoff Special Assesment)
6	CV	Commuter Value	Milwaukee County Transit System Coupons
7	D2	Direct U S BANK Tax	Direct U S BANK Tax
8	D4	Direct M&I Water	Direct M&I Water
9	D5	Direct WELLS FARGO	Direct Wells Fargo
10	D6	Direct NMSB Vio Bur	Direct North Milwaukee State Bank Violations Bureau
11	D7	Direct NMSB CDBG	Direct North Milwaukee State Bank Community Development Block Grant
12	D8	Direct Norwest Park	Direct Wells Fargo Parking Meters
13	DA	ACH EDI Receipts WF	Automated Clearing House Electronic Data Interchange Receipts Wells Fargo
14	DB	Dir WELLS FARGO TOW LOT	Direct Wells Fargo Tow Lot
15	DE	Dir MPS LGIP	Direct Milwaukee Public Schools Local Government Investment Pool
16	DF	Dir WELLS Debt Serv	Direct Wells Fargo Debt Service
17	DG	Dir W F PARK STRUC	Direct Wells Fargo Parking Structure
18	DH	Dir W F KIOSKS	Direct Wells Fargo KIOSKS
19	E3	Elan Muni Court	Elan Muni Court
20	E6	Elan-DCD	Elan-Department of City Development
21	E7	Elan-DNS	Elan-Department of Neighborhood Services
22	E8	Elan-Env Health	Elan-Environmental Health
23	E9	Elan CC Parking Meters	Elan Credit Card Parking Meters
24	EA	WELLS CC Tow Lot	Wells Fargo Credit Card Tow Lot
25	EB	WELLS CC Police	Wells Fargo Credit Card Police
26	EC	WELLS CC Muni Court	Wells Fargo Credit Card Muni Court
27	ED	WELLS CC Viol Bur	Wells Fargo Credit Card Violations Bureau
28	EF	WELLS CC Library	Wells Fargo Credit Card Library
29	EG	WELLS CC -DCD	Wells Fargo Credit Card -Department of City Development
30	EH	WELLS CC -DNS	Wells Fargo Credit Card -Department of Neighborhood Services
31	EJ	WELLS CC-Env Health	Wells Fargo Credit Card-Environmental Health
32	EK	WFMS-Env Health eCommerce	WFMS-Environmental Health eCommerce
33	EL	WELLS CC-Home Env Health	Wells Fargo Credit Card-Home Environmental Health
34	EM	WFCC-Vital Statistic	Wells Fargo Credit Card-Vital Statistics
35	EN	NMSB CC Viol Bur	North Milwaukee State Bank Credit Card Violations Bureau
36	EP	WELLS CC DPW Self Help North	Wells Fargo Credit Card Self Help North (Industrial Rd)
37	EQ	WELLS CC DPW Self Help South	Wells Fargo Credit Card Self Help South (Lincoln Ave)
38	ER	WELLS CC DPW Admin	Wells Fargo Credit Card DPW Administration
39	KC	Kohn Cash	Kohn Cash
40	NF	NSF Cancellations	Not Sufficient Funds Cancellations
41	PAYCK	Payroll Check	Payroll Check
42	PERCK	Personal Check	Personal Check
43	TR	Taxes Remitted	Taxes Remitted
44	TT	Tentative Taxes	Tentative Taxes
45	W9	Est Uncol 1989 +	Estimated Uncollected 1989 and Forward
46	XA	RE Forcl After 7/1/01	Real Estate Forclosure After 7/1/2001
47	XC	Tax Deed Remediated	Tax Deed Remediated
48	XCX	Tax Deed Remediated	Tax Deed Remediated
49	ZA	Agency Deposits	Agency Deposits
50	ZD	Customer Deposits	Customer Deposits

# Query Results (Printable)

**Query Name:** Search by Tax Key Number

Zoom: 75%

**Description:** Find Payment by first seven digits

**User:** dskena2210001

[Return to Query Results](#)

Batch Number	Batch Date	RE Qtr Sec	RE Lot	RE Div	RE check digit	RE Sub Div	Payment Total	Payment Code	Payment Name	Transaction Total	Receipt Number
329	12/20/2005	223	0637	000	0	0	\$3,252.85	0001	Real Estate Tax	\$3,252.85	28957
2774	5/4/2007	223	0637	000	0	0	\$2,777.50	0012	Special Improvement Bill	\$2,777.50	00211483
3792	12/14/2007	223	0637	000	0	0	\$354.25	0001	Real Estate Tax	\$354.25	00317574
3867	12/26/2007	223	0637	000	0	0	\$2,862.63	0001	Real Estate Tax	\$2,862.63	00323203
5646	12/30/2008	223	0637	000	0	0	\$3,306.72	0001	Real Estate Tax	\$3,306.72	00532145
7245	12/14/2009	223	0637	000	0	0	\$3,575.92	0001	Real Estate Tax	\$3,575.92	00725045







## Legislation Details (With Text)

**File #:** 091654      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 4/13/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Resolution relating to an appeal from Peter and Christine Geiger for property damage.  
**Sponsors:** THE CHAIR  
**Indexes:** CLAIMS APPEAL  
**Attachments:** City Attorney Letter, Appeal, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
4/13/2010	0	COMMON COUNCIL	ASSIGNED TO		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

091654

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Peter and Christine Geiger for property damage.

**Drafter**

CC-CC

dkf

4/9/10

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**CITY OF  
MILWAUKEE**  
**Office of the City Attorney**



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[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN D. BICKERT  
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HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

March 26, 2010

Peter and Christine Geiger  
1350 West Armann Way  
Oak Creek, WI 53150

RE: Peter and Christine Geiger  
C.I. File NO.: 10-S-70

Dear Mr. and Mrs. Geiger:

We have received your claim in the amount of \$921.15, relating to damage to your vehicle that was allegedly caused by a City excavation operation at South 5<sup>th</sup> Street and West Walker Street on February 19, 2010.

Our investigation reveals that the Infrastructure Services Division (ISD) reviewed its records relative to this incident. They found the ISD engaged in emergency electrical repairs. There was no time to set "No Parking" signs due to the nature of the operation. The ISD spoke with the crew on scene that day and none of the members touched your vehicle. The crew was also adamant they caused no damage to the vehicle and no stone or concrete chip were observed. The crew also noted they placed themselves between the work area and your vehicle. Since there is not evidence to support your claim and the ISD followed its normal procedures, the City cannot accept liability and we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



ROBERT OVERHOLT  
Investigator Adjuster

RMO:ms  
1029-2010-678:156506

OFFICE OF THE CITY ATTORNEY

Milwaukee City Clerk  
200 East Wells Street  
Room 205  
Milwaukee, WI 53202

CITY OF MILWAUKEE

2010 APR -7 AM 11:03

RONALD D. LEONHARDT  
CITY CLERK

Dear Grant,

I received your letter regarding your decision on my case, # C. I. File No: 10-S-70. I have pictures and cost of repairs for the damage done. In the pictures that I sent. They show mud and cement chips on the hood. And chip in hood.

I know some repairs are an emergency for the city. But more care needs to be taken in the future for protecting vehicles. You mentioned that the workers placed themselves between my car and the work. The work that was done was from the curb and forward 2'. My car's front end hung over the curb, so there was no room for someone to stand between the works. I'm requesting for a hearing date. Please contact me with the date and time so I contact my lawyer to attend.

Thanks

Pete & Chris Geiger  
1350 W. Armann Way  
Oak Creek, WI 53154  
414-303-9776

OFFICE OF  
CITY ATTORNEY  
2010 APR -7 PM 2:59  
CITY OF MILWAUKEE  
RECEIVED

*Peter Geiger - 1350 W. Armon Way, Coker Creek 53150*

OFFICE OF THE CITY CLERK  
Milwaukee Wisconsin

# INSTRUCTIONS FOR FILING A CLAIM AGAINST THE CITY OF MILWAUKEE

To file a claim against the City a claimant must comply with Section 893.80(1), Wis. Stats., a copy of which is printed on the reverse side of this instruction sheet. Generally the statute requires the claimant to submit to the City Clerk:

1. A document stating the circumstances of the claim which must be signed by the claimant, or his/her agent or attorney. This document should be filed within 120 days of the event.
2. A document stating the address of the claimant and a statement of the relief sought. If money damages are sought, a specific sum must be stated.

(The above information may be combined in a single document.)

The following information should also be submitted to allow the City to promptly act on your claim:

1. Proof of the amount of the claim by means of either itemized receipts or two itemized estimates.
2. A phone number where the claimant can be reached during business hours as well as the claimant's e-mail address, if any.
3. As detailed a description of the incident as possible, including the date, time and place.

All information should be submitted to:

**City Clerk**  
**ATTN: CLAIMS**  
**200 E. Wells St., Room 205**  
**Milwaukee, WI 53202-3567**

## ADDITIONAL INFORMATION

Before you can file a lawsuit against the City of Milwaukee for reimbursement, State law requires that you first follow the claim procedures established by the City Clerk.

Filing a claim against the City does not automatically guarantee reimbursement from the City. However, the City examines each claim on an individual basis in determining if reimbursement is legally required.

In order to obtain reimbursement for a claim against the City, you must prove that the City or its employees acted unlawfully or negligently.

Only the City Attorney or the Common Council and the Mayor can authorize payment of a claim against the City. Any other representations made by City employees are not legally binding on the City.



City Clerk

200 E. Wells St., Room 205

Milwaukee, WI 53202-3567

CITY OF MILWAUKEE  
MARCH 1 AMO  
2010 FEB 29 AM 7:47  
RONALD D. LEONARD  
CITY CLERK

On February 19, 2010, I had damage done to the hood, grill, and fender of my car. I arrived on the corner of 5<sup>th</sup> and Walker Street at 12:15pm. My wife and friends had a meeting luncheon to be held at Botanas Restaurant. As we were pulling into a metered parking space out front, two yellow city trucks pulled up on both sides of the street. We proceeded in to Botanans for lunch at 12:15 pm; the wait was to long so we walked to La Perla instead.

When we returned to our car, we noticed the city workers now working on the side walk in front the cars parked by the meters. I asked a worker why the meters did not have a DO Not Park Sign on them or barricades placed in the spot of the cars. He did not know. I should ask the boss who was by the truck. When he came over to talk to me, I had him look at the hood of my car that had cement chips, mud, and a chip and nick in the hood. He brushed his hand to remove the debris, but that just scratch the paint. The area on the side walk should have been marked for no parking. The work was done less than a foot in front of my car. I pointed out to him that the employee was jack hammering in front of my car. The side walk concrete was removed and a hole was dug. He said the work had to get done. I asked him who do I call to report this incident, and he gave me phone # 286-8282.

I took pictures with my cell phone of the damage to the front. I also wrote down the truck numbers of the two city trucks, # 26326 and #25403. I also have a repair bill from Authentic Auto for damage to my 2010 Audi A5 car. Enclosed are pictures and repair bill. You can reach me at any time at phone #303-9776 or email [petemedivan@aol.com](mailto:petemedivan@aol.com). My address is 1350 W. Armann Way, Oak Creek, WI 53110. Thank you for your help.

Peter and Christine Geiger

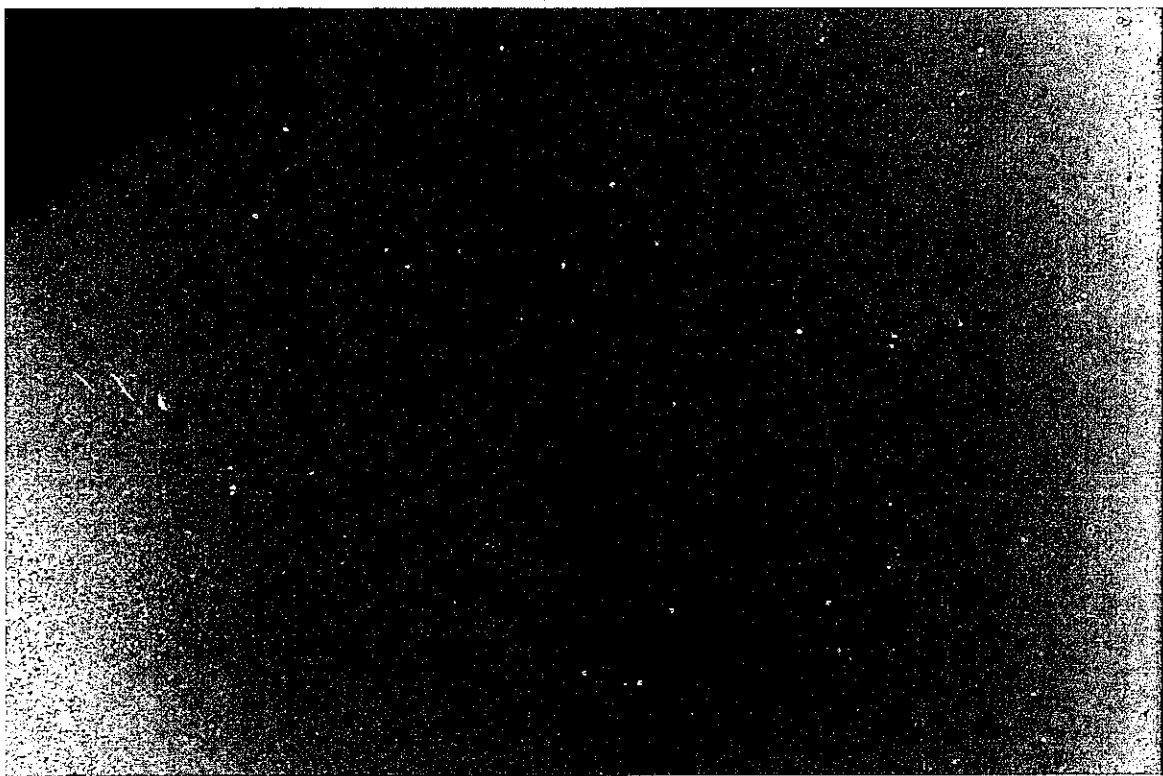
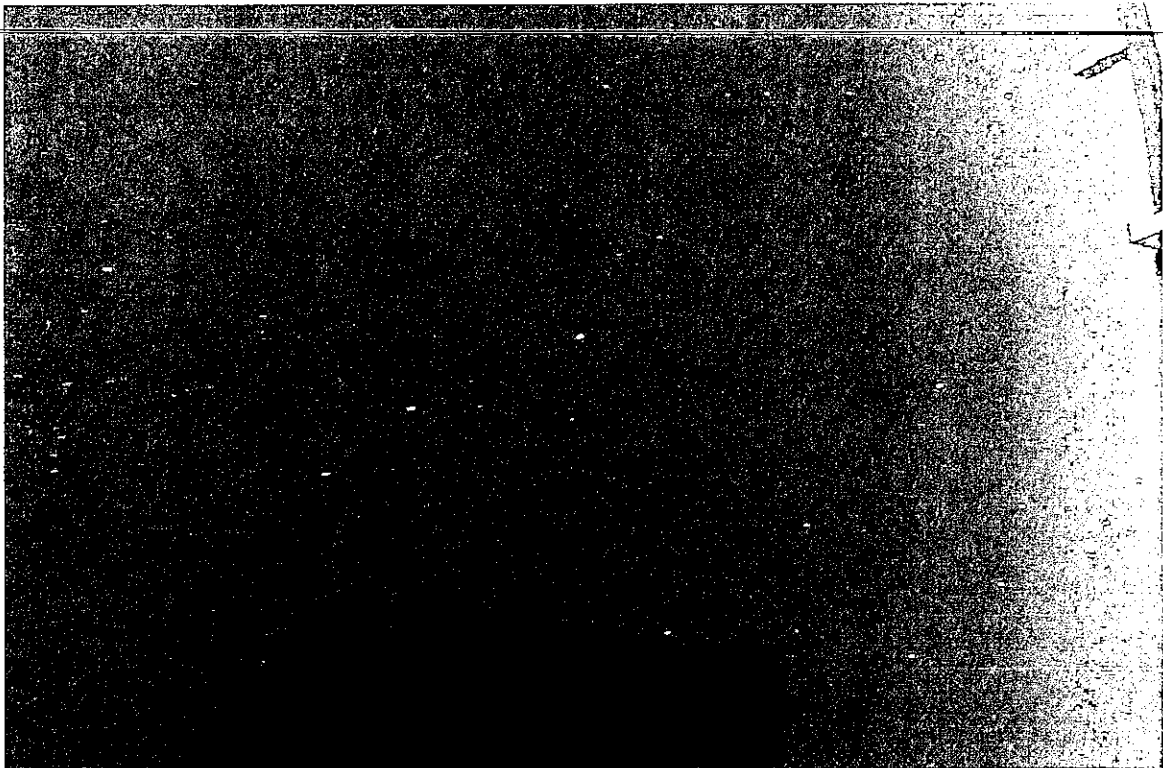
CITY OF MILWAUKEE  
RECEIVED  
2010 MAR -1 PM 3:52  
OFFICE OF  
CITY ATTORNEY





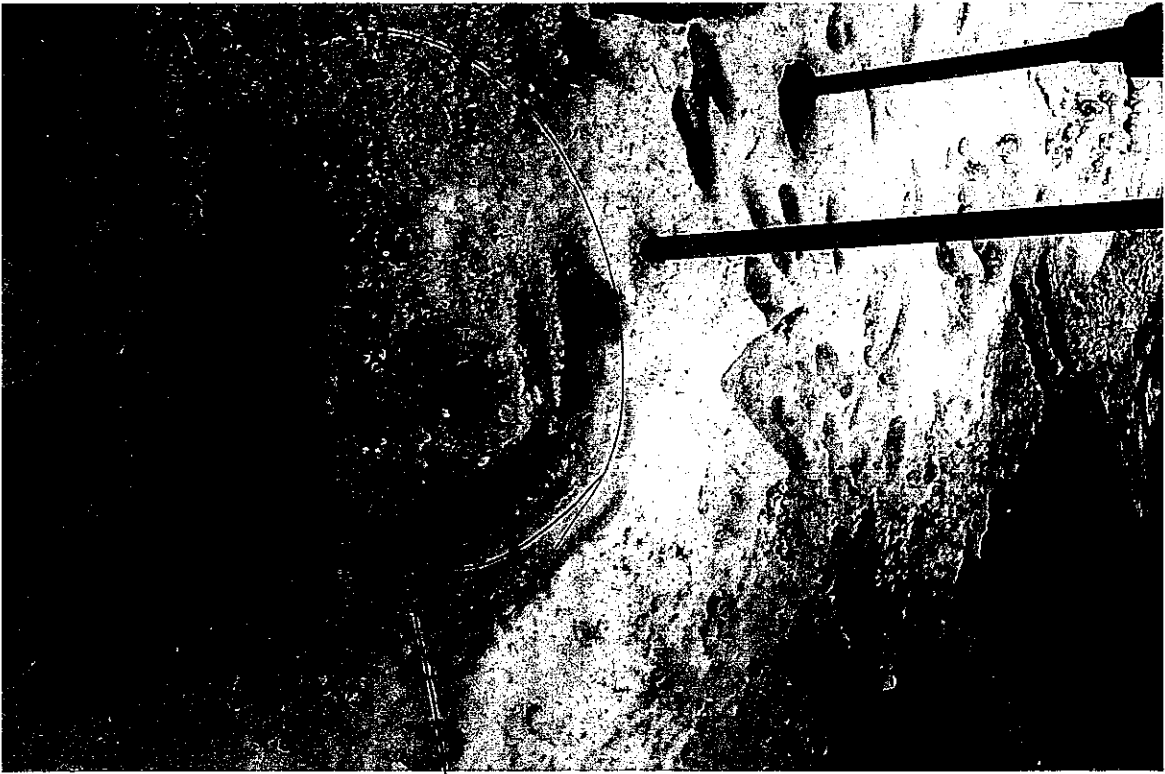
Chip in Hood and just below  
Chip in Chrome Grill





White chips of concrete and mud

ND  
concrete  
spores  
for fill



←  
My Car was  
parked

hole





## Legislation Details (With Text)

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**File #:** 100017      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Resolution relating to an appeal from Roland Armstrong for property damage. (2nd Aldermanic District)  
**Sponsors:** THE CHAIR  
**Indexes:** CLAIMS APPEAL  
**Attachments:** City Attorney Letter, Appeal, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

---

**File #:** 100017      **Version:** 0

---

Number  
100017  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR

Title  
Resolution relating to an appeal from Roland Armstrong for property damage. (2nd Aldermanic District)

Drafter  
CC-CC  
Dkf  
4/26/10

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



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[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

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HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

April 9, 2010

Roland Armstrong  
7901 West Winfield Avenue  
Milwaukee, WI 53218-1155

RE: Ronald Armstrong  
C.I. File No.: 10-S-36

Dear Mr. Armstrong:

We have received your claim in the amount of \$1,006.50, relating to damage allegedly sustained on January 6, 2010 due to a water main break near your property located at 7901 West Winfield Avenue.

Our investigation reveals that the Milwaukee Water Works (MWW) records indicate that at 10:36 p.m. on January 5, 2010 their control center received a report of a leak in the street in the area of North 80<sup>th</sup> Street and West Winfield Avenue. They dispatched a field investigator who confirmed a break in an 8-inch water main at 6346 North 80<sup>th</sup> Street and immediately shut off the water. The MWW notified the Department of Public Works (DPW)-Sewers to open the catch basins in the area. The DPW responded and followed standard procedures. The MWW also contacted Digger's Hotline to mark the underground facilities. Due to a busy workload, the MWW had to call out for an additional crew for this main break. The crew responded, made the repairs and placed the main back in service. The excavation was then back-filled and black-topped with a temporary asphalt patch.

The MWW responded to the water main break in a timely manner and followed standard procedures regarding the repair activities. Therefore, we are denying your claim.

Roland Armstrong  
April 9, 2010  
Page 2

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney

*Steven M. Carini*

STEVEN M. CARINI  
Investigator Adjuster

SMC:ms  
1048-2010-454:156814

*C. I. File No: 10-S-36*

City of Milwaukee

On 1-06-10 there was a water brake on 80th and Winfield ave it ran down into the catch basin and came up through the sewer into two houses 7901 winfield and 7900 water and mud. Enclosed are some pictures and a claim for 7901 W Winfield

Enclosed also are estimates for cleaning , rug replacement. There also was a large era rug and runners, damage to replace \$115, some Mis shoes boots etc. \$40.00.

Thank you

Mr Roland Armstrong  
414- 353-4733

*Roland Armstrong*

CITY OF MILWAUKEE  
RECEIVED  
2010 FEB -8 PM 2:47  
OFFICE OF  
CITY ATTORNEY

CITY OF MILWAUKEE  
2010 FEB -8 AM 9:23  
RONALD D. LEONARD  
CITY CLERK



CONSTRUCTIVE  
CONSULTING

Pre-planning for the  
Do-it-yourself  
Remodeling or New Construction

Hourly Rates  
Referrals

THOMAS VOSS  
(414) 353-2178

01-30-10  
ROLAND ARMSTRONG  
7901 W. WINFIELD AVE.  
Mi. WI: 53218

Date of service 01-08-10

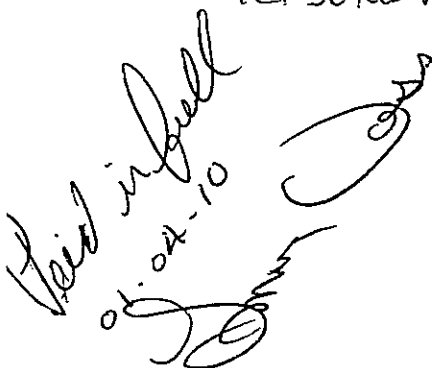
Your bill for: Water damage of 01-06-10:  
Clean floor; Wash floor, cabinets and  
walls. Attempt to shampoo out stains in  
carpet 16x16 (AProx. size). Also pad under  
rug must be replaced. Pictures included.

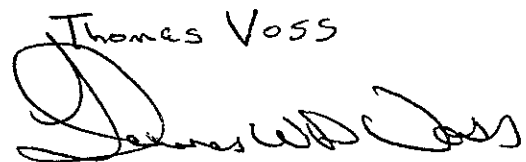
Labor 11 hr. @ 25<sup>00</sup> per.  
\$ 275

Cleaning materials:  
\$ 37<sup>00</sup>

Total due \$ 312<sup>00</sup>

Personal losses by owner not included.

*Void in full*  
*01-04-10*  


Thomas Voss  


CONSTRUCTIVE  
CONSULTING

Pre-planning for the  
Do-it-yourselfer  
Remodeling or New Construction

Hourly Rates  
Referrals

THOMAS VOSE  
(414) 353-217E

01-30-10

ROLAND ARMSTRONG

7901 W. WINFIELD AVE.

MI. WI. 53218

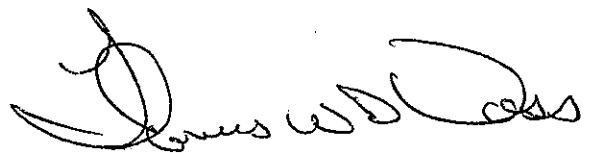
Quote for basement rug replacement.

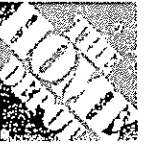
Furnish and install, 15 x 15 rug  
with  $\frac{3}{8}$ " padding. Color choice by  
owner. Pad - standard foam.

PAD:	$\frac{3}{8}$ "	\$ 117.00
RUG:	25 SY @ 11.95 SY *	298.75
INSTALL RUG AND PAD	\$4.95 SY	123.75
TOTAL		\$ 539.50

Rug choice, color.

Pad standard  $\frac{3}{8}$ " Shall not exceed cost  
of supplier Badger Metal Trim Inc.





**QUOTE**

Store 4940 MENOMONEE FALLS  
N94 W 18375 THUNDER RDG  
MENOMONEE FALLS, WI 53051

Phone: (262) 502-9840  
Salesperson: SWB9980  
Reviewer:

Home Phone  
**(414) 353-4733**

**SOLD TO**

Name	<b>ARMSTRONG ROLAND</b>			Home Phone	(414) 353-4733
Address	7901 W WINFIELD AVE			Work Phone	
				Company Name	
City	MILWAUKEE	Job Description	AWAITING MEASURE		
State	WI	Zip	532181155	County	

2010-01-19 13:26  
Prices Valid Thru: 01/20/2010

**QUOTE**

**INSTALLER DELIVERY #1**

**MERCHANDISE AND SERVICE SUMMARY**

We reserve the right to limit the quantities of merchandise sold to customers

S/O - MDSE TO BE DELIVERED: REF # 102 REF # S01 ESTIMATED ARRIVAL DATE: 01/24/2010

REF #	SKU	QTY	UM	DESCRIPTION	TAX	PRICE EACH	EXTENSION
S0101	420-720	24.00	SY	4694 FERN GULLY / 4694 FERN GULLY / CARPET TRAVELER(4694) 12' GOODS NO REPEAT, COLOR (30) FERN GULLY	N	\$13.05	\$313.20
<b>MERCHANDISE TOTAL:</b>							\$313.20

DELIVERY INFORMATION: DELIVERY DATE: INSTALLER WILL SCHEDULE

INSTALLER WILL DELIVER MDSE TO: SITE OF INSTALLATION #102 AT TIME OF INSTALLATION.

NOTE: UPON RECEIPT OF ALL S/O MERCHANDISE - INSTALLER WILL CALL CUSTOMER TO SCHEDULE INSTALL DATE.

**INSTALLATION #1**

REF # 102  
ESTIMATED INSTALL BEGIN DATE: 02/05/2010  
ESTIMATED INSTALL END DATE:

REF #	SKU	QTY	UM	DESCRIPTION
MERCHANDISE TO BE INSTALLED:				

**NOT VALID FOR MERCHANDISE**

**INSTALLATION #1**

(Continued)

REF #102

S0101 420-720 24.00 SY 4694 FERN GULLY

**BASIC INSTALLATION LABOR:**

SKU: CARPET PAD/ DESCRIPTION

436-326 CARPET PAD/

QTY	UM	TAX	PRICE EACH	EXTENSION
0.00	SY	N	\$0.00	\$0.00

**OPTIONAL LABOR SELECTED INCLUDES:**

DESCRIPTION

2 0006 BASIC INSTALLATION OF CARPET PAD - PLUSHSTEP PREMIUM/

QTY	UM	TAX	PRICE EACH	EXTENSION
24.00	SY	N	\$5.67	\$136.08

INSTALLATION SITE NAME: ARMSTRONG, ROLAND

INSTALL LABOR CHARGE: \$136.08

ADDRESS: 7901 W WINFIELD AVE

TRIP CHARGE: \$0.00

CITY: MILWAUKEE

STATE: WI

ZIP: 532181155

CREDIT FOR DEPOSIT/MEASURE: \$0.00

COUNTRY: SALES TAX RATE: 5.100

TAX: Merchandise - N LABOR - N

ALTERNATE PHONE: **INSTALL TOTAL DUE:** \$136.08

PHONE: (414) 353-4733

ALTERNATE PHONE:

**BASIC INSTALLATION LABOR INCLUDES:**

\*\*\*THIS IS SOLD WITH THE CARPET INSTALLATION PROGRAM ONLY\*\*\*

**SPECIAL NOTES:**

THIS PROGRAM IS ONLY SOLD WITH CARPET INSTALLATION  
 \*\*\*FOR ALL FLOORING INSTALLATIONS CUSTOMER ACKNOWLEDGES THAT  
 THE AMOUNT OF PRODUCT PURCHASED WILL BE THE BASIS FOR  
 INSTALLATION LABOR CHARGES, INCLUDING REMOVAL AND HAUL AWAY.  
 THIS AMOUNT MAY VARY FROM THE ACTUAL SIZE OF CUSTOMER'S

ROOM(S), FOR CARPET INSTALLATION, WE USE THE CARPET ESTIMATE  
 TO DETERMINE THE AMOUNT OF PADDING PURCHASED. ANY EXCESS  
 MATERIALS WILL BE LEFT WITH CUSTOMER UNLESS CUSTOMER  
 REQUESTS OTHERWISE.\*\*\*

END OF INSTALL #1

**INSTALLATION #2**

REF # 103

**BASIC INSTALLATION LABOR:**

SKU: CARPET (NATIONAL)/0001 BSC INST CARPET - STD DESCRIPTION

578-468 CARPET (NATIONAL)/0001 BSC INST CARPET - STD

QTY	UM	TAX	PRICE EACH	EXTENSION
24.00	SY	N	\$0.00	\$0.00

# INSTALLATION #2

(Continued)

REF #103

**OPTIONAL LABOR SELECTED INCLUDES:**

OPTION	DESCRIPTION	QTY	UM	TAX	PRICE EACH	EXTENSION	
5	0098 EDLP - SINGLE ROOM (UP TO 305Y) (OFFER NOT VALID ON GLUE DOWN INSTALLATIONS)	1.00	EA	N	\$97.00	\$97.00	
10	0127 REMOVE AND HAUL AWAY CARPET AND PAD/	208.00	SF	N	\$0.42	\$87.36	
INSTALL LABOR CHARGE:						\$184.36	
ADDRESS: 7901 W WINFIELD AVE						TRIP CHARGE:	\$0.00
CITY: MILWAUKEE STATE: WI						CREDIT FOR DEPOSIT/MEASURE:	(\$35.00)
COUNTY: SALES TAX RATE: 5.100 TAX: Merchandise - N LABOR - N						INSTALL TOTAL DUE:	\$149.36
PHONE: (414) 353-4733 ALTERNATE PHONE:							

**BASIC INSTALLATION LABOR INCLUDES:**

MEASURE  
 DELIVERY BY INSTALLER OF ALL JOB RELATED MATERIALS WITHIN 30 MILES OF STORE  
 LIGHT FLOOR PREPARATION FOR GLUE DOWN CARPET (INSTALLER PROVIDES UP TO ONE 25 LB BAG OF LEVELER)  
 INSPECT AND REPLACE TACK STRIP AS NEEDED (INSTALLER PROVIDES)  
 INSTALL BERBER, PLUSH, OR GLUE DOWN CARPET (INSTALLER PROVIDES GLUE)

POWER STRETCHING  
 INSTALL METAL TRANSITIONS (INSTALLER PROVIDES)  
 JOBSITE CLEAN-UP INCLUDING VACUUMING AND WALK THROUGH WITH CUSTOMER  
 INSTALL PAD (IF APPLICABLE)

**UNLESS STATED ABOVE THIS INSTALLATION DOES NOT INCLUDE:**

CARPET BORDERS  
 MOVE EXCESSIVE FURNITURE  
 REMOVE TILE ON MUD BED  
 REMOVE NAIL-DOWN WOOD FLOORING

RE-INSTALL EXISTING QUARTERROUND  
 TRIMMING INTERIOR OR EXTERIOR DOORS

**SPECIAL NOTES:**

\*\*\*\*\*HOW THE PROCESS OF PURCHASING AN INSTALLATION WORKS\*\*\*\*\*  
 1. SELECT NEEDED MERCHANDISE WITH A HOME DEPOT ASSOCIATE

\*\*\*\*\*AFTER YOUR INSTALLATION\*\*\*\*\*  
 YOU MAY HAVE TO DO TOUCH UP PAINTING AFTER YOUR

\*\*\* CONTINUED ON NEXT PAGE \*\*\*

# INSTALLATION #2

(Continued)

REF #103

2. BASED ON YOUR ESTIMATE OF THE ROOM'S DIMENSIONS, WE WILL ESTIMATE THE TOTAL COST OF YOUR INSTALLATION

3. WE WILL SCHEDULE A MEASUREMENT APPOINTMENT TO VERIFY THE WORK AND MATERIAL REQUIRED.

AFTER THE MEASURE, WE WILL UPDATE YOUR QUOTE. NOTE: THIS AMOUNT CAN CHANGE DUE TO UNFORESEEN CONDITIONS.

4. WE WILL UPDATE YOUR ORDER AFTER YOU PAY THE BALANCE OF THE PRICE FOR MATERIAL AND INSTALLATION.

WE WILL GIVE YOU AN ESTIMATED LEAD TIME THAT MAY CHANGE BASED ON THE AVAILABILITY OF THE PRODUCT.

5. ONCE THE MERCHANDISE IS RECEIVED, THE INSTALLER WILL CONTACT YOU WITHIN TWO WORK DAYS AND SET A DATE FOR THE INSTALLATION.

\*\*\*\*\*BEFORE YOUR INSTALLATION\*\*\*\*\*

EMPTY ALL CABINETS, ENTERTAINMENT CENTERS, BOOKCASES, CLOSETS, ETC

MOVE ALL BREAKABLES, SUCH AS LAMP, VASES, MIRRORS, WALL HANGINGS, ANTIQUES, OR OTHER VALUABLES

DISCONNECT AND REMOVE ALL ELECTRONIC EQUIPMENT SUCH AS TELEVISIONS, STEREOS, AND COMPUTERS

THE BUILDING MUST BE COMPLETELY CLOSED IN, WITH OUTSIDE WINDOWS, DOORS, AND THRESHOLDS IN PLACE

ALL WET TRADES (E.G., DRYWALL, PLASTER) SHOULD BE FINISHED BEFORE INSTALLATION

AIR CONDITIONING, HEATING, AND VENTILATION SYSTEMS MUST BE OPERABLE

ELECTRICITY AND WATER MUST BE PROVIDED IN THE WORK AREA IF CUSTOMER CHOOSES TO RIP UP AND HAUL AWAY EXISTING CARPET - DO NOT REMOVE EXISTING TACK STRIP

\*\*\*\*\*DURING YOUR INSTALLATION\*\*\*\*\*

AN ADULT OVER 18 YEARS OF AGE, WITH THE AUTHORITY TO MAKE DECISIONS ABOUT YOUR INSTALLATION,

MUST BE PRESENT DURING THE JOBSITE INSPECTION AND INSTALLATION

INSTALLATION TIMES VARY DEPENDING ON THE SIZE AND SCOPE OF THE PROJECT

MANY INSTALLATIONS WILL CAUSE INCONVENIENCE IF YOU ARE LIVING IN THE HOUSE

TEMPERATURE MUST BE WITHIN 60-80 DEGREES F

CHILDREN AND PETS MUST BE KEPT AWAY FROM THE WORK AREA

INSTALLATIONS

CHANGE YOUR AIR FILTERS

REFER TO YOUR MANUFACTURER'S RECOMMENDATIONS FOR MAINTENANCE \*\*\*\*\*OTHER INSTALLATION EXPECTATIONS\*\*\*\*\*

IF THE NEW FLOOR IS SUBSTANTIALLY THICKER THAN THE OLD FLOOR, DOORS MAY NOT SWING CLEAR.

IF SO, YOU WILL HAVE TO REPLACE YOUR DOORS OR HIRE A CARPENTER TO TRIM THEM DOWN.

CANCELLING APPOINTMENTS WITH INSTALLERS OR MISSING SCHEDULED APPOINTMENTS WILL

LEAD TO ADDITIONAL CHARGES.

IF UNFORESEEN LABOR IS NEEDED (E.G. REPAIR DAMAGE FROM WATER OR TERMITES, ELECTRICAL OR PLUMBING

PROBLEMS), THERE WILL BE EXTRA CHARGE. IN SOME CASES, THIS LABOR MAY NOT BE AVAILABLE FROM HOME

DEPOT/EXPO DESIGN CENTER. SO THE CUSTOMER MUST HIRE THEIR OWN CONTRACTOR.

\*\*\*\*\*SERVICES NOT AVAILABLE WITH THIS INSTALLATION PROGRAM\*\*\*\*\*

WE WILL NOT:

INSTALL NEW CARPETING OVER OLD PAD

REMOVE OR HAUL AWAY ANIMAL SOILED OR FLEA INFESTED CARPET

MOVE SOME ITEMS, SUCH AS PIANOS, GRANDFATHER CLOCKS, AQUARIUMS, OR ANTIQUES

DISCONNECT OR CONNECT GAS APPLIANCES OR WATER LINES

RELOCATE APPLIANCES

DO ELECTRICAL OR PLUMBING WORKS

PAINT, STAIN, OR FINISH TRIM OR MOLDINGS

REPLACE EXTERIOR THRESHOLDS

INSTALL ANY FLOORING OVER PARTICLE BOARD

WORK ON SUNDAYS OR HOLIDAYS

\*\*\*\*\*WE USE THE CARPET ESTIMATE AS THE QUANTITY FOR PADDING AND CERTAIN LABOR CHARGES

THIS QUANTITY MAY DIFFER FROM THE ACTUAL AREA OF YOUR ROOM.

ANY EXCESS MATERIAL WILL BE LEFT AT YOUR HOME

UNLESS YOU REQUEST OTHERWISE \*\*\*\*\*

\*\*\*FOR ALL FLOORING INSTALLATIONS CUSTOMER ACKNOWLEDGES THAT THE AMOUNT OF PRODUCT PURCHASED WILL BE THE BASIS FOR INSTALLATION LABOR CHARGES, INCLUDING REMOVAL AND HAUL AWAY. THIS AMOUNT MAY VARY FROM THE ACTUAL SIZE OF CUSTOMER'S

\*\*\* CONTINUED ON NEXT PAGE \*\*\*

# INSTALLATION #2

(Continued)

REF #103

IT MAY BE NOISY DUE TO HAMMERING, KICKING, ETC  
 THE ADHESIVES USED FOR INSTALLATION CAN PRODUCE STRONG ODORS  
 CUTTING MATERIAL, REMOVING EXISTING FLOORING AND SUBFLOOR  
 PREPARATION CAN CREATE DUST  
 THAT CAN INFILTRATE OTHER PARTS OF YOUR HOUSE. WE WILL  
 ATTEMPT TO KEEP DUST TO A MINIMUM.

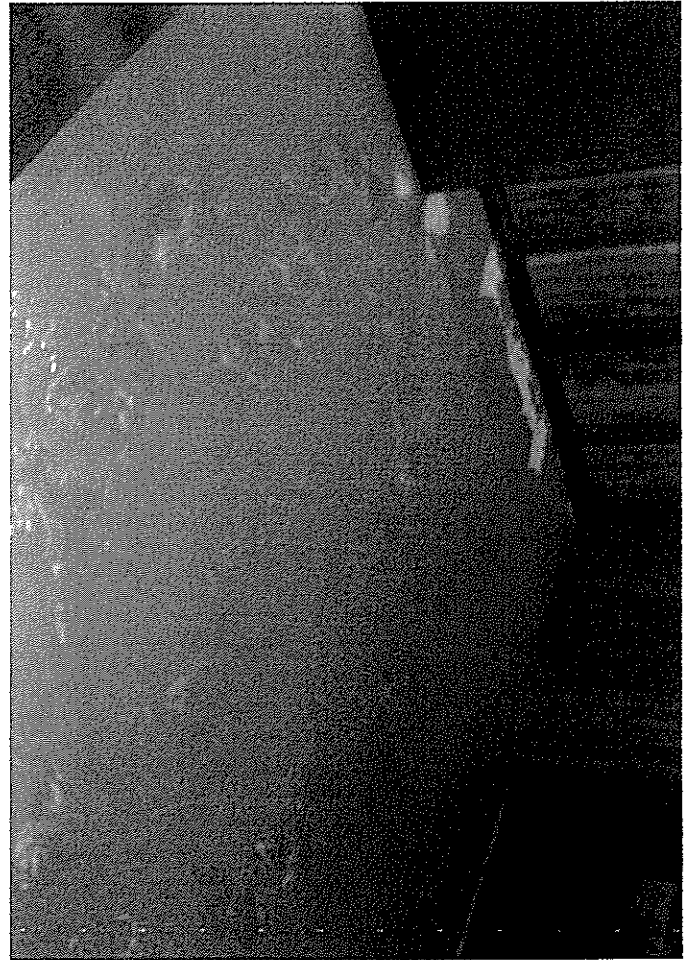
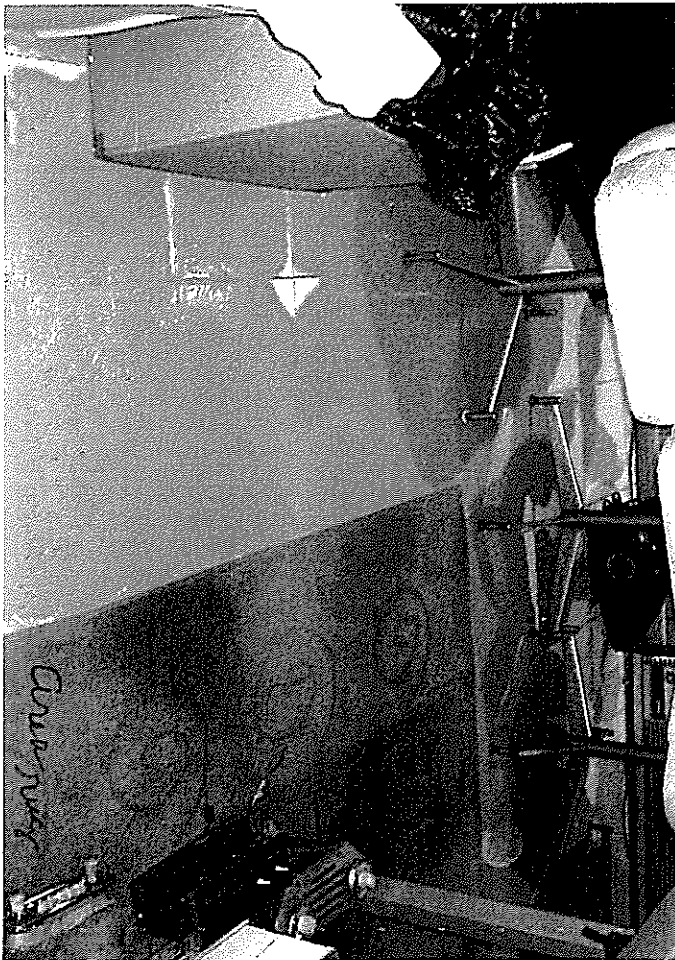
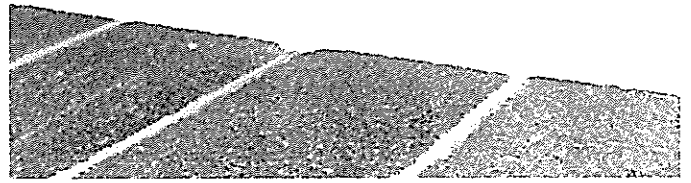
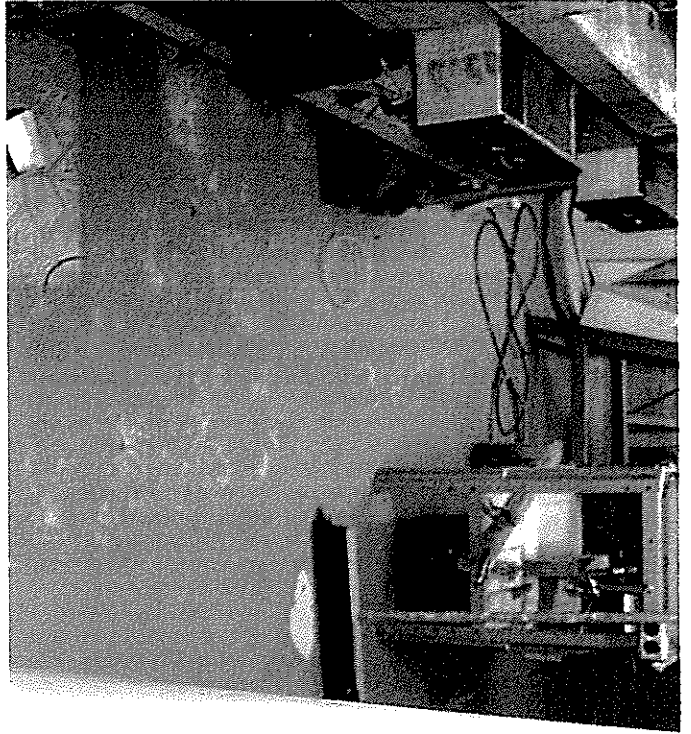
ROOM(S). FOR CARPET INSTALLATION, WE USE THE CARPET ESTIMATE  
 TO DETERMINE THE AMOUNT OF PADDING PURCHASED. ANY EXCESS  
 MATERIALS WILL BE LEFT WITH CUSTOMER UNLESS CUSTOMER  
 REQUESTS OTHERWISE \*\*\*

END OF INSTALL #2

## TOTAL CHARGES OF ALL MERCHANDISE & SERVICES

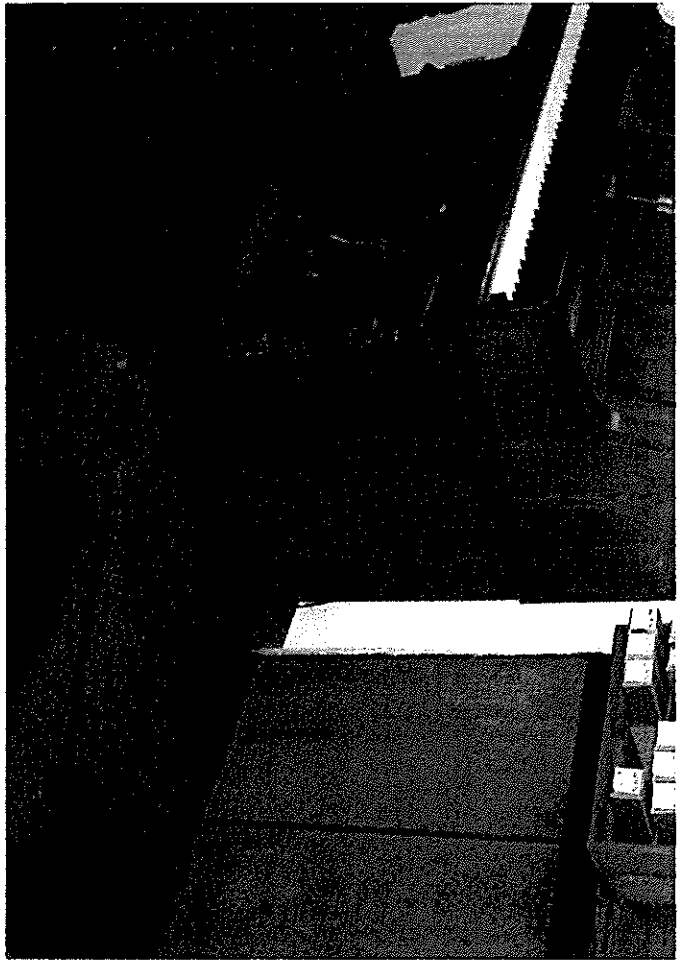
<b>ORDER TOTAL</b>	\$598.64
SALES TAX	\$0.00
TOTAL	\$598.64
BALANCE DUE	\$598.64

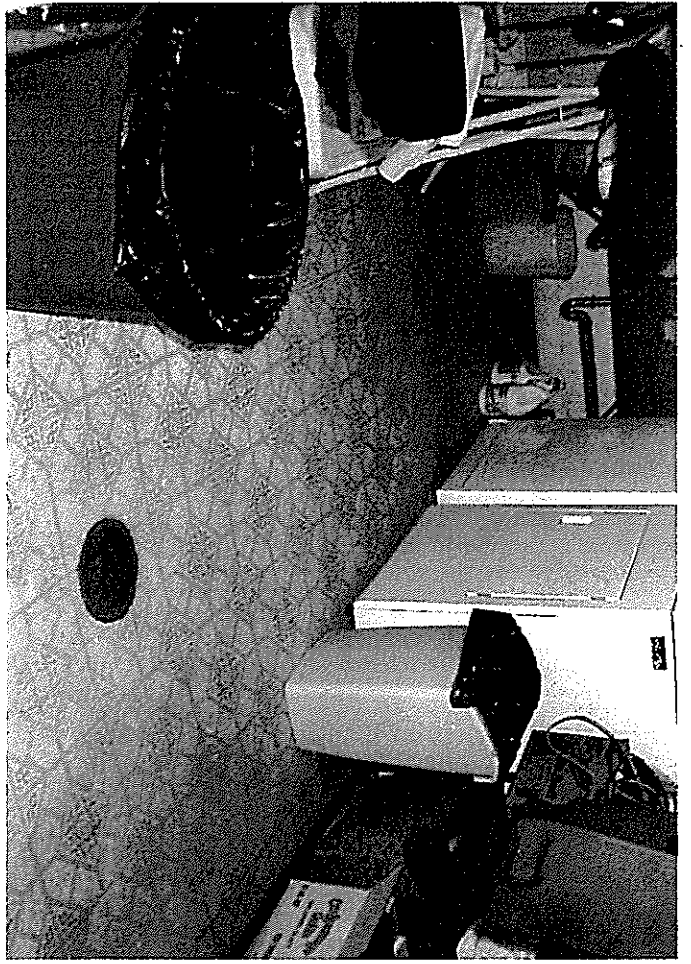
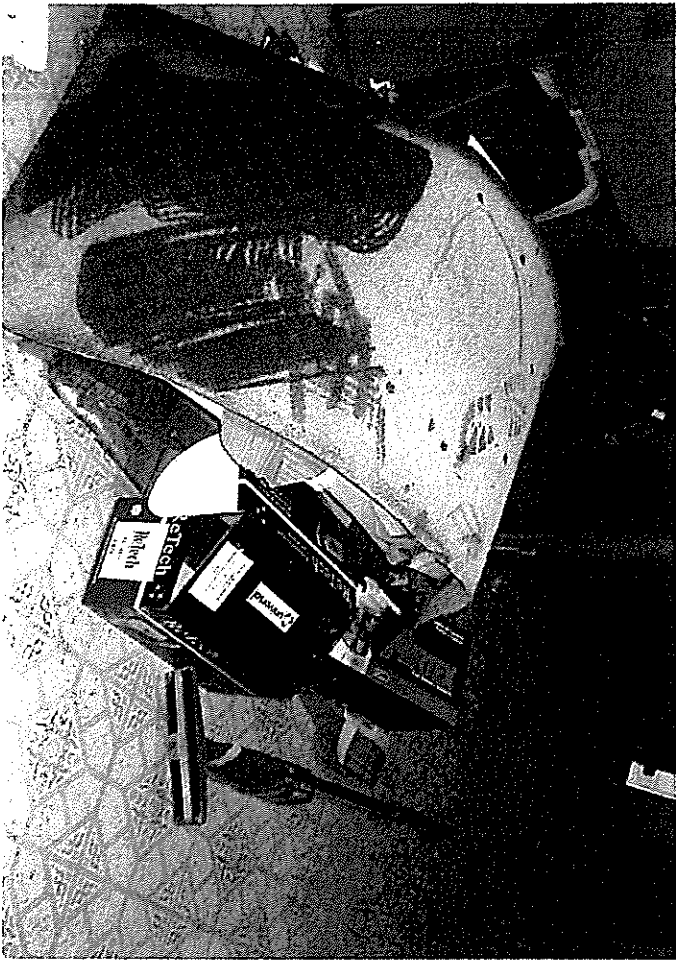
END OF ORDER No. 4940-68932

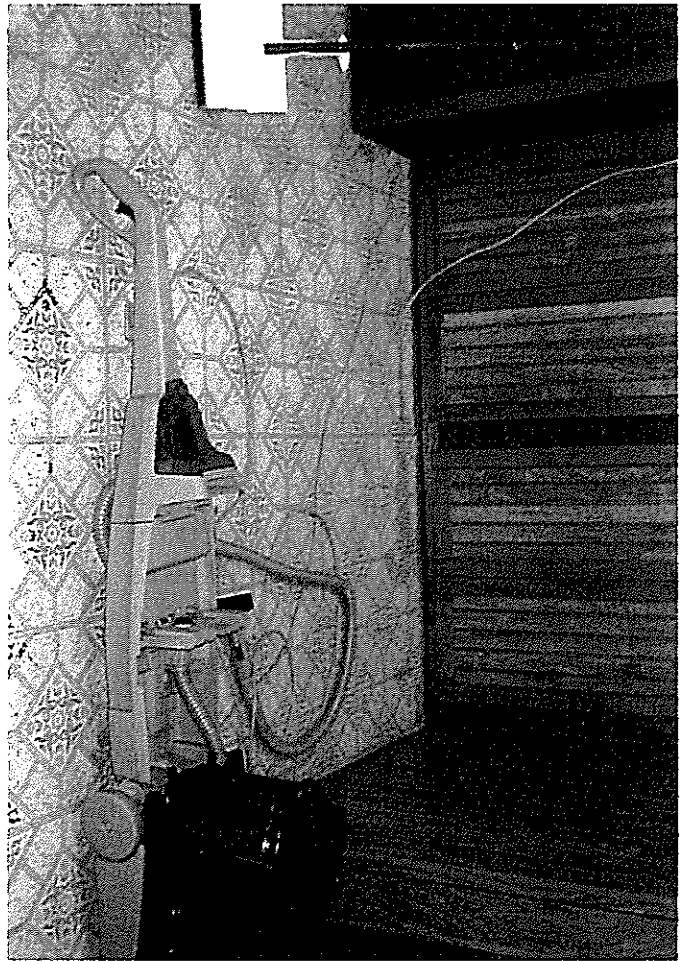


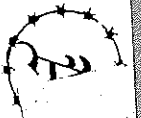












1000 Ave.  
Milwaukee, WI 53218-1155

**FIRST CLASS**

City Clerk  
ATTN: Claims Room 205  
200 E. Wells St  
Milwaukee

Wiscamin  
53202-3567

CITY OF MILWAUKEE  
RECEIVED

28 FEB - 8 PM 2:46

OFFICE OF  
CITY ATTORNEY



1000



53202

U.S. POSTAGE  
POSTAGE  
MILWAUKEE, WI  
FEB 05 10  
AMOUNT  
**\$1.22**  
000 490 49-0





## Legislation Details (With Text)

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**File #:** 100016      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to a claim from Demco Wisconsin, LLC for property damage. (6th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS

**Attachments:** City Attorney Letter, Claim, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		
5/11/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

---

**File #:** 100016      **Version:** 0

---

Number  
100016  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR

Title  
Resolution relating to a claim from Demco Wisconsin, LLC for property damage. (6<sup>th</sup> Aldermanic District)

Drafter  
CC-CC  
Dkf  
4/26/10



**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**Milwaukee's Future: IT'S IN OUR HANDS**

[www.milwaukee.gov/2010census](http://www.milwaukee.gov/2010census)

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
SUSAN O. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
DAVIO J. STANOSZ  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARDO A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

April 20, 2010

To the Honorable Common Council  
of the City of Milwaukee  
Room 205, City Hall

RE: Resolution relating to the Claim of Demco Wisconsin, LLC  
C.I. File No. 10-S-9

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary and Legislation with the following recommendation.


Claimant, Demco Wisconsin 5, LLC by Manager Michael DeMichele, 2060 North Humboldt Avenue, Suite 250, Milwaukee, WI 53212 allege that on or about December 2, 2009 they suffered damages and costs related to a water leak at their building located at 223 North Water Street . They seek damages in the amount of \$5,194.34.

Our investigation reveals that the Milwaukee Water Works (MWW) responded to a request to turn the water off on December 2, 2009 at this location due to flooding conditions. The MWW confirmed a branch leak and began its correlation and repair work. They encountered several complications with crowded utilities and deep placement due to grade changes over the years. The MWW then excavated to expose an inactive water service and disconnected it at the water main. This action stopped the leak and the area was back-filled and blacktopped with a temporary asphalt patch. The MWW


Demco Wisconsin, LLC  
April 20, 2010  
Page 2

followed its standard procedures and took the appropriate actions in this situation, as such, we recommend denial of this claim.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



JAN A SMOKOWICZ  
Assistant City Attorney

JAS:wt:157156  
1048-2010-144

# WILLOW TREE

DEVELOPMENT

MICHAEL DeMICHELE

MDEMICHELE@WILLOWTREECO.COM

January 12, 2010

CITY OF MILWAUKEE  
2010 JAN 15 PM 1:25  
RONALD D. L. MARTIN  
CITY CLERK

VIA U.S. MAIL

City of Milwaukee Water Department  
ATTN: CLAIMS  
Ms. Bernice Fleming  
Water Claims Specialist  
200 East Wells St., Room 205  
Milwaukee, WI 53202

RE: Reimbursement for City Water Main leak and resulting property damage at  
223 N. Water Street

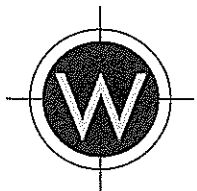
Dear Ms. Fleming:

As we discussed, I am hereby requesting that the City of Milwaukee Water Works ("MWW") reimburse the owner of the aforementioned property, Demco Wisconsin 5, LLC ("DW5"), for damages it withstood due to the City water main break in Water Street on Wednesday and Thursday, December 2<sup>nd</sup> and 3<sup>rd</sup>.

An accurate description of the damaging events is as follows:

On Wednesday, December 2, 2009, at approximately 11:45 a.m., I received a call from my 1<sup>st</sup> floor and basement tenant at 223 N. Water Street that there was a leak in the basement at the front of the building and it was running into their space. After arriving on the scene, I witnessed water shooting out of the area of the existing 6" water lateral serving the building. I contacted our plumber, Cornerstone Plumbing, who responded immediately to help me determine what was happening. Our building in the

CITY OF MILWAUKEE  
RECEIVED  
2010 JAN 15 PM 2:59  
SHERIDAN  
CITY ATTORNEY



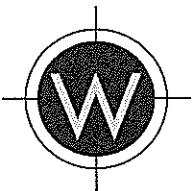
Ms. Bernice Fleming  
City of Milwaukee Water Department  
January 12, 2010  
Page 2

Third Ward is typical in the manner that the front wall of the building is under the sidewalk at the curb line of the street.

Cornerstone Plumbing diagnosed the problem as not coming from the buildings' plumbing but coming from outside the building and spraying in the brick wall around the existing lateral pipe below the curb line of the street. We contacted the MWW for immediate response. They arrived 45 minutes later; meanwhile I was mopping to try to contain the water and mess and keep it off of the adjacent electrical panels. Fundamentally, besides the basic issues with water pouring into one's basement, the building at 223 N. Water St. has the unique problem of having a "hung sewer". That is, the sewer lateral enters the building at an elevation that is at the top of the ceiling of the basement, not under the floor, so there are no drains in the basement and no way to get the water spraying in into a sewer.

When a MWW service person arrived, he first tried turning off the lateral serving our building. This had NO effect on the pressure of the water spraying into the building. We were standing in shoe-deep water. The representative from the MWW contacted the main office of MWW for additional support. MWW could not find the source of the water entering the building. Meanwhile, water continued to spray into the building under force and there was concern the brick wall would fail and a large scale flood could overwhelm the basement. I contacted Paul Davis Restoration to assist me in managing the water entering the building, which I could clearly not keep up with, as I had no idea of how long this would go on. Paul Davis Restoration ("PDR") fortunately brought in a man with a vacuum truck run by a gas engine that could suck up the water from the floor through a hose leading out of the building and into the storm sewer.

I was directed by MWW personnel to contact Jesse Hernandez from MWW in order to arrange for temporary water service to the building charged by a neighboring building. MWW personnel arrived to provide temporary service, however, were not willing to make plumbing modifications to charge our system with the neighbors water. They just wanted to screw a hose to a pipe and turn it on. Having a restaurant tenant, Rustico, a business that depends upon water, we had to have the temporary service. Therefore, I directed my plumber to make the modification to our hose bib to accept the



Ms. Bernice Fleming  
City of Milwaukee Water Department  
January 12, 2010  
Page 3

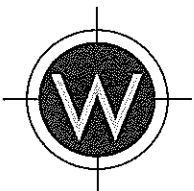
charging hose from the building next door to get temporary water service. He completed it and we successfully received water through the hose into the building's piping system.

The water poured in all day and night. I dealt with several different representatives of MWW such as Tim Frederichs on site and Mike Lloyd in the office. I stayed at the property all day trying to manage the information, control the damage and ease my tenants' concerns. That evening, around 8 p.m., with the water still pouring in and the vac-truck operator pumping it out as fast as he could, I was told that the MWW personnel had still had not found the source of the leak.

The vac-truck operator worked all night long, managing the removal of water as it came in. PDR returned around 9:30 p.m. to apply stop leak to the brick wall to try to slow the leak as it was overwhelming the vac-truck. They had minor success and it allowed the vac-truck to catch up and not burn out.

I arrived the next morning at 8 a.m. MWW representatives had a large hole around 25' deep in the northbound land of N. Water Street. They were working on an old lateral that they believed had broken and never been turned off at the valve. Around 10 a.m. they were successful in turning the valve off to the old lateral and the water pressure subsided and the water stopped coming into our basement. The vac-truck operator, who worked tirelessly for 21 hours straight, was finally able to go home.

I called our plumber back to disconnect the temporary water service and put the building back on line to the normal water service. I brought in a handyman to tear out a couple of partitions in the basement that were adjacent to the water leak and water logged.



Ms. Bernice Fleming  
City of Milwaukee Water Department  
January 12, 2010  
Page 4

I have included pictures of various stages of the event. I am attaching the invoices we incurred in dealing with the leak and a summary of the total costs. Please provide a swift reimbursement. Please contact me upon receipt of this letter to confirm that reimbursement is forthcoming and its timing.

Very truly yours,

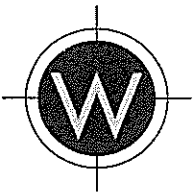
DEMCO WISCONSIN 5, LLC

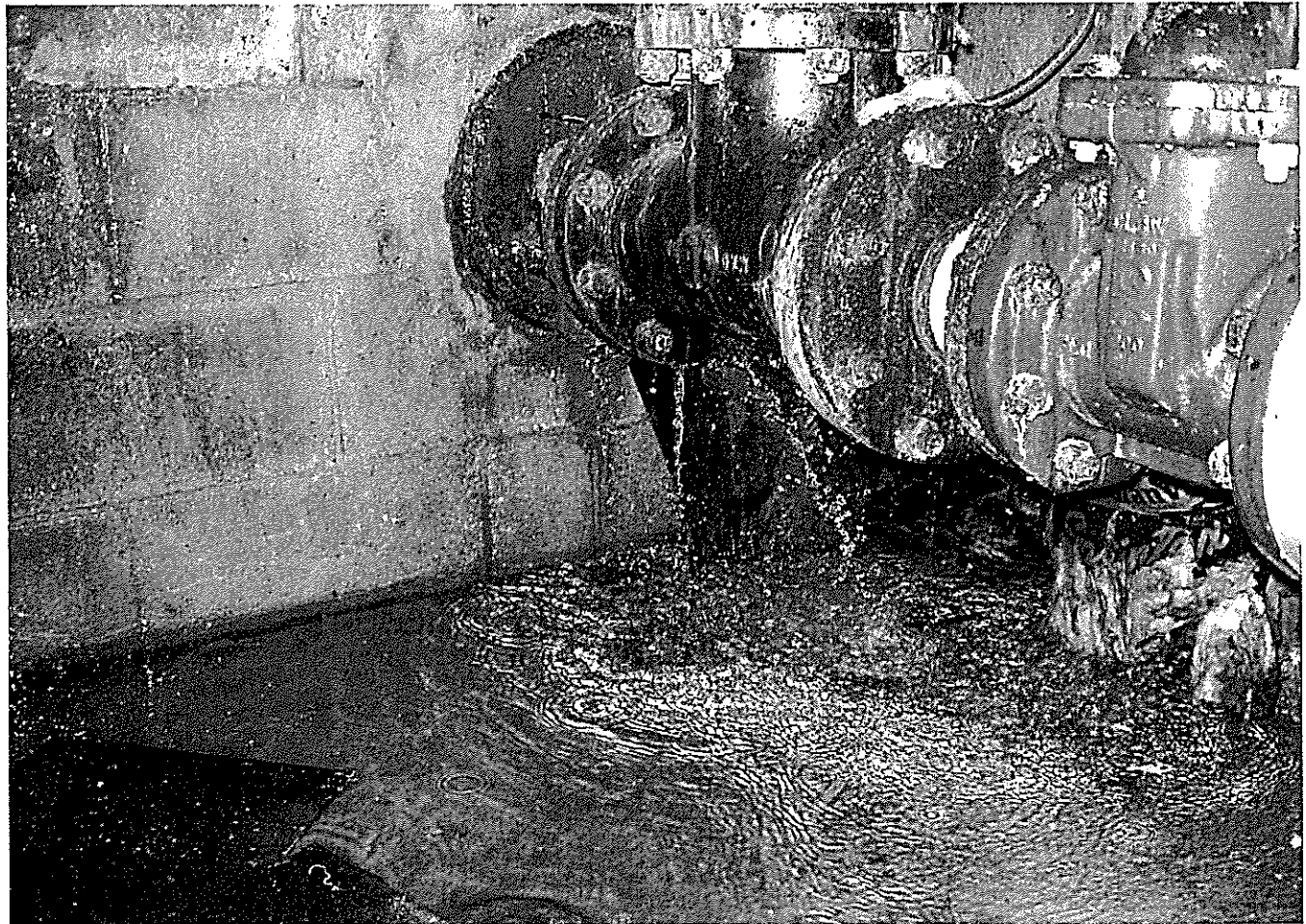


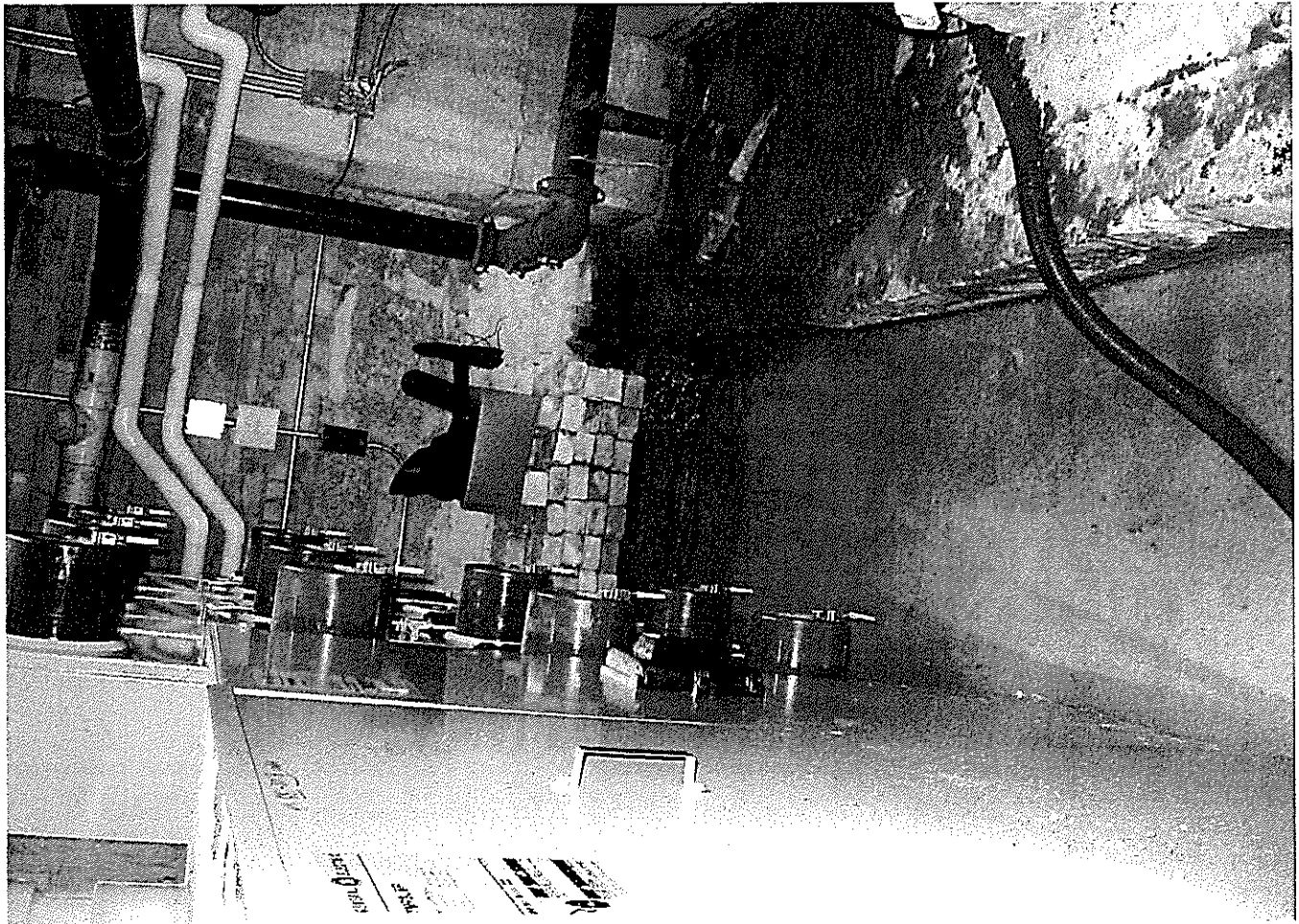
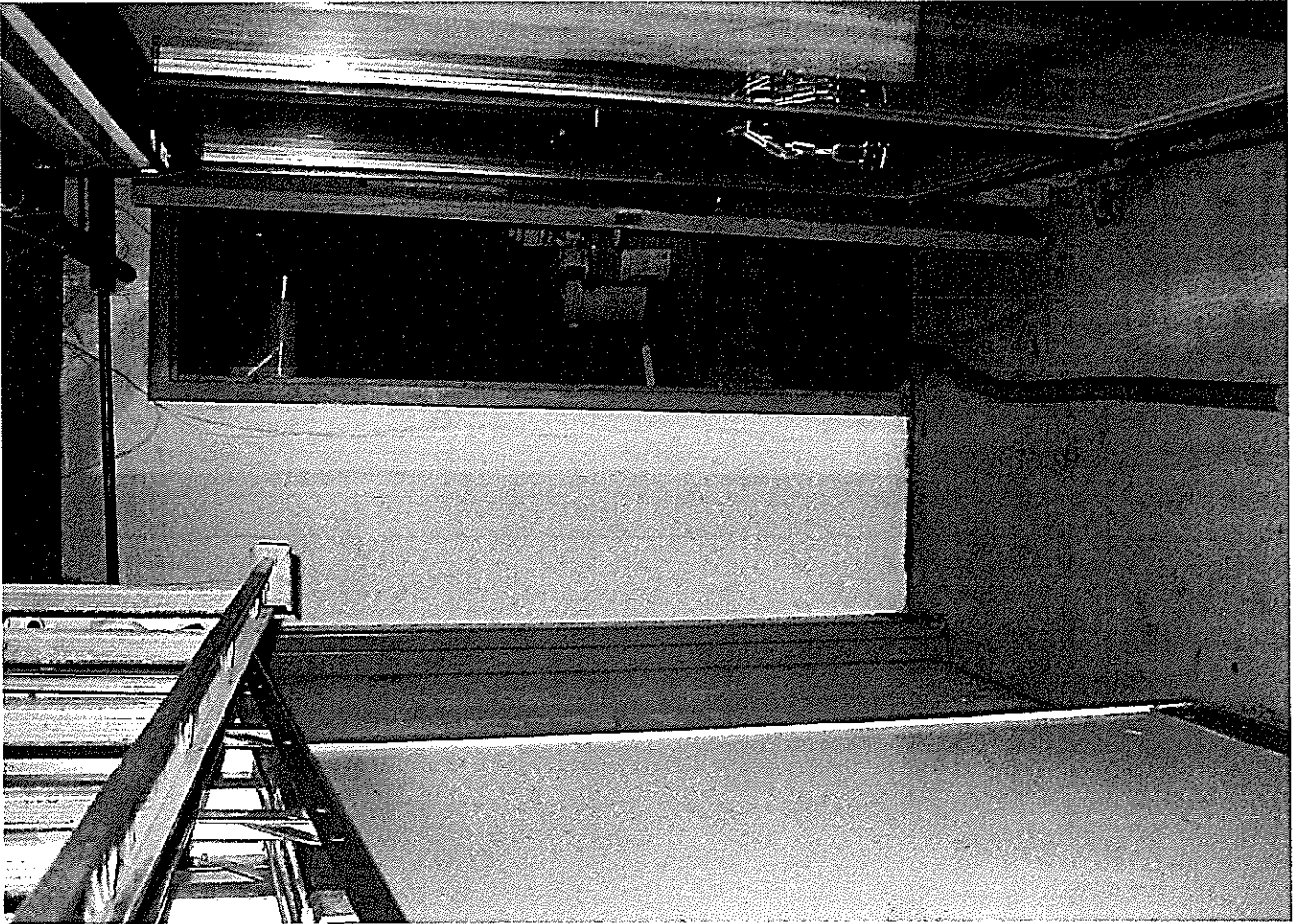
Michael DeMichele  
Manager

MDM:ksp  
Enclosure

cc: Kelley K. Falkner  
Daniel D. Seibel











12/16/2009

223 N. Water Street Water Main Leak Damage Costs

1 Better Choice Services	vacuum truck - water removal	\$	2,100.00
2 WillowTree Development	property management-oversite	\$	1,275.00
3 Jesse Priesgen-handiman	removal of water damaged partitions	\$	50.00
4 Cornerstone Plumbing	temporary water and service call	\$	1,194.34
5 M & R Home Improvement	Installation of waterstop around pipe to slow leak in order to not overwhelm the vac-truck.	\$	575.00
<b>Total</b>			<b>\$ 5,194.34</b>



**CornerStone Plumbing LLC**  
 Design • Build • Service

# Invoice

Date	Invoice #
12/7/2009	3939

<b>Bill To</b>
Michael DeMichele 2060 N. Humboldt Avenue, #250 Milwaukee, WI 53212

<b>Ship To</b>
233 N Water St Milwaukee WI

<b>Terms</b>	<b>Due Date</b>
Due on receipt	12/7/2009

<b>Job No.</b>	<b>Project</b>
5926	5926-Water 223

Quantity	Description	Rate	Amount
	Investigate Water Leak in basement		
11	Journeyman Labor	97.50	1,072.50T
	Materials	58.50	58.50T
	Sales Tax	5.60%	63.34

<b>SUBTOTAL</b>	\$1,194.34
<b>Payments/Credits</b>	\$0.00
<b>TOTAL DUE</b>	\$1,194.34



Michael DeMichele  
2060 N Humboldt Ave #250  
Milwaukee WI 53212

Job Location:  
233 N Water St  
Milwaukee WI

Work Performed:

Investigate water leak in basement

Called by Owner to investigate water leak in basement. Leak was coming from the wall. Called Water Department and they stated it was a Watermain Leak. They then shut off water and Cornerstone Plumbing back fed building from a neighbors by means of a hose until repair was complete.

Materials:

Truck Supplies           \$58.50

- Copper pipe and fittings to back feed from hose bib, Had to remove hose bibb and repipe to back feed building.

# INVOICE

No.

INVOICE DATE  
 Dec 4/09  
 CUSTOMER'S ADDRESS  
 223 N. Water  
 ORDER NO.

SOLD TO:  
 Mike Seduchile  
 Demco Wisconsin 51 LLC  
 2060 N HUMBOLDT AVE  
 MILWAUKEE, WI 53212

SHIP TO:  
 Name check to:  
 Jesse Plesgen  
 4005 N. 124th St.  
 Brookfield, WI 53005

SALESPERSON  
 SHIPPED VIA  
 TERMS  
 F.O.B.

QTY. ORDERED	QTY. SHIPPED	DESCRIPTION	UNIT	AMOUNT
11:00 to 1:00	2 HOURS	Removed <del>to</del> two small walls around water main and cleaned up		
		WATER SOAKED PARTITION FROM CITY MAN FLOOD.		
				50.00

**Better Choice Services**

**Angie's list**  
**2008 SUPER SERVICE AWARD**

414-761-9091

3521 W. Woodward Dr.  
Franklin, WI 53132

NAME	Rustino Charles Tree Design	DATE	12/2 to 12/3
ADDRESS	223 N Water Street		
CITY, STATE, ZIP	MILWAU, WI 53204		
DESCRIPTION			
Water extraction			
Sub-Total		\$2100.00	
Tax		—	
TOTAL		\$2100.00	

Thank You

1424









## Legislation Details (With Text)

**File #:** 091571      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 3/24/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Resolution relative to legislative bills.  
**Sponsors:** THE CHAIR  
**Indexes:** FEDERAL LEGISLATION, STATE LEGISLATION  
**Attachments:** Legislative Bills Update Provided 4/26/10, Agenda 05-17-10.pdf, Agenda 04-26-10.pdf, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
3/24/2010	0	COMMON COUNCIL	ASSIGNED TO		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/15/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/21/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE			
5/12/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

091571

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relative to legislative bills.

**Drafter**

IRD

Mo

3/22/10

[DISCUSSION DRAFT]

111TH CONGRESS  
2D SESSION

**H. R.** 5230 *IA*

To amend SAFETEA-LU to ensure that projects that assist the establishment of aerotropolis transportation systems are eligible for certain grants, and for other purposes.

---

IN THE HOUSE OF REPRESENTATIVES

Mr. COHEN introduced the following bill; which was referred to the Committee on \_\_\_\_\_

**A BILL**

To amend SAFETEA-LU to ensure that projects that assist the establishment of aerotropolis transportation systems are eligible for certain grants, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “**[TO BE SUPPLIED]**  
5 Act of 2010”.

1 **SEC. 2. PROJECTS OF NATIONAL AND REGIONAL SIGNIFI-**  
2 **CANCE.**

3 (a) **ELIGIBLE PROJECT DEFINED.**—Section  
4 1301(e)(2) of SAFETEA-LU (23 U.S.C. 101 note) is  
5 amended to read as follows:

6 “(2) **ELIGIBLE PROJECT.**—

7 “(A) **IN GENERAL.**—The term ‘eligible  
8 project’ means any surface transportation  
9 project eligible for Federal assistance under  
10 title 23, United States Code, including freight  
11 railroad projects and activities eligible under  
12 such title.

13 “(B) **INCLUSION OF AEROTROPOLIS**  
14 **TRANSPORTATION SYSTEM PROJECTS.**—The  
15 term ‘eligible project’ includes a combination of  
16 projects described in subparagraph (A) that, as  
17 a group—

18 “(i) assist the establishment of an  
19 aerotropolis transportation system; and

20 “(ii) satisfy the requirement under  
21 subsection (d).”.

22 (b) **AEROTROPOLIS TRANSPORTATION SYSTEM DE-**  
23 **FINED.**—Section 1301(e) of SAFETEA-LU (23 U.S.C.  
24 101 note) is amended by adding at the end the following:

25 “(4) **AEROTROPOLIS TRANSPORTATION SYS-**  
26 **TEM.**—The term ‘aerotropolis transportation system’

1 means a planned and coordinated multimodal freight  
2 and passenger transportation network that, as deter-  
3 mined by the Secretary, provides efficient, sustain-  
4 able, and intermodal connectivity to a defined region  
5 of economic significance centered around a major  
6 airport.”.

# Support the Development of Aerotropolis Transportation Systems

## Become an Original Cosponsor of the Aerotropolis Act of 2010

Dear Colleague:

As we continue to shift towards a more globalized economy, market opportunities are expanding across the globe, and the need for producers to receive and ship goods more frequently and quickly over long distances is increasing. Accordingly, the 21<sup>st</sup> Century has been dubbed the Fast Century - an era when speed and agility determine commercial success. While this shift has been beneficial for the United States, the globalized economy has also created a multitude of new international competitors. Nowhere is this competition more apparent than with the expansion of shipping services.

Strategic accessibility, shaped by evolving transportation technology and infrastructure, significantly impact where modern industries locate and where commercial growth and economic development occur. To serve the economic demands of connectivity, speed, and agility, a new urban form comprising a multimodal transportation network and aviation-intensive businesses called the "aerotropolis" is springing up around the world. Similar in shape to the traditional metropolis design, the aerotropolis can extend up to 30 miles out from major airports and is centered around a planned, coordinated multimodal freight and passenger transportation network. Aerotropolises are emerging because of the advantages airports provide to business in a fast-paced, globally networked economy.

Aerotropolises require a coordinated, localized transportation network of unprecedented scale called an aerotropolis transportation system. Development of aerotropolis transportation systems is vital to U.S. economic competitiveness as cities around the world like Paris, Amsterdam, and Beijing create world class transportation networks and compete against American cities to attract corporate headquarters, warehouses, and logistics centers.

In an effort to increase the United State's economic competitiveness and spur the development of domestic aerotropolis transportation systems, I am introducing the Aerotropolis Act of 2010. This legislation will amend the Safe, Accountable, Flexible, Efficient Transportation Act: A Legacy for Users (SAFETEA-LU) to ensure that projects that assist in the establishment of aerotropolis transportation systems are eligible to receive funds under the Projects of National and Regional Significance Program.

Currently, aerotropolis transportation systems are developing in cities across the United States like Detroit and Indianapolis, but these cities are not able to generate sufficient funding for these complex, intermodal networks. An aerotropolis transportation system is a perfect fit for the Projects of National and Regional Significance Program since the program is designed to fund high-cost projects that enhance U.S. competitiveness and cannot easily be addressed through traditional funding mechanisms.

Please join me in enhancing American economic competitiveness and advancing the development of aerotropolis transportation systems by becoming an original cosponsor of the Aerotropolis Act of 2010. For more information or to become an original cosponsor, please contact Paul Moinester on my staff at 5-3265 or at [paul.moinester@mail.house.gov](mailto:paul.moinester@mail.house.gov).

Sincerely,

/s/

Steve Cohen

# 2009-10 Legislative Session Wrap-up

---

The City of Milwaukee's Intergovernmental Relations Division (IRD) recently completed its efforts during the 2009-10 Wisconsin Legislative Session. The following are some statistics regarding the City's legislative efforts.

- The Legislature introduced 1686 bills in the 2009-10 session, 978 in the Assembly and 708 in the Senate. IRD reviewed those bills and the City of Milwaukee registered on 158 (roughly 10%), including 94 Assembly bills and 64 Senate bills.
- Of all the bills that were introduced, 250 have been signed into law by the Governor, and another 55 have been enrolled and await action by the Governor. The City of Milwaukee supported 21 of these bills.
- Of the 106 items in the legislative package, 18 of the Acts that were signed into law or are awaiting action include items directly from the City of Milwaukee legislative agenda. Two others were items that the IRD team was authorized to pursue or support outside of the legislative package. (See attached)
- Additionally, another 10 items from the legislative package were introduced as bills but did not pass into law including booting, straw purchasing, property appraiser licensing. Another 14 items were drafted as bills but never introduced including red light running, parking tickets as prima facie evidence and billboard valuation. 16 items from the package were addressed during the budget and another 7 items were resolved administratively or some action was initiated.
- IRD was authorized to oppose 25 bills that were introduced. None of these bills passed to become law. Some examples of the bills we opposed include:
  - Water privatization restriction
  - Quality Based Selection process for engineering and design contracts
  - CCAP access restrictions
- IRD was authorized to register in support on 79 bills. Many of these were initiated from the legislative package as discussed above. There were an additional 7 bills that the City supported through separate Judiciary and Legislation action and 3 of these bills became law. They were:
  - Requiring day care van alarms Act 19
  - Felony for injury to law enforcement officer Act 251
  - Requires DOT to provide law enforcement with electronic access to photographs Act 167

## City of Milwaukee Legislative Priorities Enacted during the 2009-10 Session

The Wisconsin State Legislature adjourned its 2009-2010 session as of April 22, 2010. The Intergovernmental Relations Division (IRD) team was authorized to seek legislation as guided by the City's Legislative Agenda and additional priorities passed by resolution during the session. IRD was successful in securing passage of the following legislation sought by the City.

### ***Legislation that passed from the City's Legislative Agenda:***

#### **Wisconsin Act 2:**

- Provides protections for tenants in foreclosure actions.
- Plaintiff in a foreclosure action must notify tenants of the details of such action. Allows tenant to withhold rent for last period of occupancy equal to security deposit.
- Landlord must notify any potential tenants in writing of any foreclosure action that has been taken on the property.
- No information can be placed on the Wisconsin Circuit Court Access concerning removal of a tenant from a residential property if due to foreclosure of the property.
- Establishes licensure requirement for mortgage loan originators.

**Proposal from Legislative Agenda:** Reduce the impact from the foreclosure crisis; and, Support better regulation of the Mortgage Broker Industry and high cost loans.

#### **Wisconsin Act 8:**

- Removes requirement that a person convicted of a drug violation will be subject to a mandatory driver's license suspension. The decision is left to the discretion of the court.

**Proposal from Legislative Agenda:** Support the Center for Driver's License Recovery efforts to repeal mandatory suspension following a criminal drug conviction.

#### **Wisconsin Act 12:**

- Prohibits smoking in certain specified "enclosed places".
- AB 720 modifies Act 12 with technical changes, including clarifying the definition of a solid wall.

**Proposal from Legislative Agenda:** Support a smoking ban in indoor public places only if applied statewide.

#### **Wisconsin Act 18:**



- Allows board of city service commissioners to certify any number of the top scoring candidates to fill a civil service vacancy. Previously the law specified that 3 candidates be certified (5 for management positions).
- Requires that all persons on the list with the same test score be included on the same certification

**Proposal from Legislative Agenda:** Allow City of Milwaukee, Board of City Service Commissioners to establish by rule for the number of test scores to be used in certifying candidates from eligible lists.

### **Wisconsin Act 28 (Budget Bill – specific items from Legislative Agenda)**

- Allows city to extend a TIF for 1 year to improve housing stock – 75% to benefit affordable housing.
- Authorized Schools of Public Health and Freshwater Science
- Decreased Aid reduction to MPS for Milwaukee Parental Choice Program costs and increased high poverty aid to MPS.
- Changed state law from secondary to primary enforcement of seat belt law.

### **Proposals from Legislative Agenda:**

- Support extension of TID increments for funding an affordable housing trust fund
- Fund a School of Public Health at UW-Milwaukee
- Support incentives to grow water-based industry in Milwaukee. Including creation and location of a UW Milwaukee School of Fresh Water Sciences.
- Correct the School Choice Funding Flaws
- Support primary enforcement of seatbelt laws.

### **Wisconsin Act 47**

- Changes from January 15 to September 30, the date when the debt amortization fund commission must make an annual report to the City of Milwaukee’s Common Council. The information is typically not available until the middle of the year.
- Clarifies that the commission may use the fund to acquire city bonds, notes, and other securities. Previous statute did not specify city notes and other city securities.
- Specifies that as a means to cancel debt, the commission may use the fund to make interest and principal payments on general obligation bonds or notes, regardless of the maturity of the debt.

**Proposal from Legislative Agenda:** Update statutes related to the Public Debt Amortization Fund.

### **Wisconsin Act 50**

- Requires manufacturers of specified electronic devices sold in the state to recycle a targeted amount of such devices.
- The target is based on the manufacturer's sales of such devices in the state.
- The mandate is enforced through restrictions on sales and assessment of fees. A manufacturer can earn credits for recycling more than the target.
- Also establishes a ban on land filling and incineration of certain electronic devices.

**Proposal from Legislative Agenda:** Support "e-waste" legislation mandating manufacturer responsibility for recycling of consumer electronics.

### **Wisconsin Act 102**

- Makes court-ordered operating privilege revocation for a fourth offense OAR, OWS, or OWD permissive rather than mandatory.

**Proposal from Legislative Agenda:** Support the Center for Driver's License Recovery efforts regarding 4 critical policy measures regarding driving privileges, suspension, revocation

### **Wisconsin Act 103**

- Allows a court that suspends or revokes a person's operating privilege to take possession of a person's operator's license, but the court is not required to do so

**Proposal from Legislative Agenda:** Support the Center for Driver's License Recovery efforts regarding 4 critical policy measures regarding driving privileges, suspension, revocation

### **Wisconsin Act 147**

- For a city of the first class, removes the restriction from neighborhood improvement district assessments for properties with fewer than 8 residential units.
- Only those properties which are exempt from general property tax would continue to be restricted from such an assessment.

**Proposal from Legislative Agenda:** Allow for the collection of neighborhood improvement district (NID) special assessments from residential properties containing less than eight residential dwelling units.

### **Wisconsin Act 173**

- Repeals the statute providing that counties and cities were strictly liable for injuries to persons or property caused by a mob or riot within their jurisdiction
- Authorizes a first class city, consistent with other municipalities, to use the bidder prequalification procedure for public contracts.

**Proposal from Legislative Agenda:** Repeal City Liability for failure to control mob action that causes damage & Propose repealing last sentence of §66.0901(2) which prevents first class cities from prequalifying bidders.

### **Wisconsin Act 188**

- Creates requirements for mortgage brokers in dealing with residential mortgage loan applicants.
- Requires the broker to present loan options in objective unbiased manner, restricts the broker from benefitting from any undisclosed remunerations, either direct or indirect, and requires the broker to account to the borrower for any money or property received as the borrower's agent.

**Proposal from Legislative Agenda:** Reduce the impact from the foreclosure crisis; and, Support better regulation of the Mortgage Broker Industry and high cost loans.

### **Wisconsin Act 191**

- Allows the board of a retirement system in a city of the first class to determine by rule the conditions under which a employee retirement account is presumed abandoned and to determine the manner in which such funds can be used to reduce employer funding obligations to the retirement system.
- Abandoned ERS funds no longer subject to the custody of the State.

**Proposal from Legislative Agenda:** Seek legislation to allow us to retain unclaimed funds in the Employes' Retirement System Trust, rather than pay them to the State.

### **Act 258**

- Requires mental health check as part of DOJ background check for handgun purchases.

**Proposal from Legislative Agenda:** Reduce illegal guns and improve public safety.

### **Act 272**

- Expands the entities to which a political subdivision may make energy efficiency loans to include commercial and industrial premises located in the political subdivision
- Also authorizes a political subdivision to make similar loans for water efficiency improvements.

**Proposal from Legislative Agenda:** Support legislation to authorize the ME2 program.

### **Senate Bill-383 (enrolled—ready for action by Governor)**

- Rewrites the statutes pertaining to municipal court administration and procedure.
- Allows the municipal court to order the assignment of up to 25 percent of the defendant's income, including lottery winning, for the payment of the judgment and provides procedural safeguards.

**Proposal from Legislative Agenda:** Seek legislation that would allow for assignment of income to pay municipal court judgments.

### **Senate Bill 524 (enrolled - ready for action by Governor)**

- Allows for subpoenas and warrants requiring providers of electronic communications to provide customer information or disclose contents of wire or electronic communications.

**Proposal from Legislative Agenda:** Revise search warrant statute to allow for electronic communication search warrants

### **Senate Bill 530(enrolled - ready for action by Governor)**

- Limits payday loans to \$1,500 or 35% of monthly income, whichever is less.
- Auto title loans would be limited to half the value of a vehicle.
- Creates a Database to track payday loans and provide data currently unavailable about the volume and amount of loans being lent
- Limits rollovers to only 1. Rollovers account for around 90% of all payday lending profits.
- Strengthens auto title provisions.

**Proposal from Legislative Agenda:** Better regulate the pay day loan and small consumer loan industry

### ***Legislation that passed from separate Council Resolutions:***

#### **Wisconsin Act 66**

- Allows a local governmental unit to adopt a resolution that allows the environmental remediation tax increments generated from one ERTID (donor) to be donated to pay for environmental remediation in another ERTID (recipient).
- The joint review board is still required to approve the resolution.

**Resolution directing IRD to:** Seek legislation allowing for an ERTID to donate tax increment to another ERTID.

#### **Wisconsin Act 207**

- Currently, for the library board of a public library established in a first class city, seven members constitute a quorum.
- Under this Act, a majority of the seats on the board that are currently filled constitutes a quorum.
- It also removes the requirement that the representative from the County Board of Supervisors cannot reside in the city.

**Resolution instructing IRD to:** Seek legislation to change the library board quorum requirements to be either seven members or a majority of the filled seats and to remove the requirement that the County Executive appointment must live in the county, but not live in the City.





## Legislation Details (With Text)

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**File #:** 100099      **Version:** 0  
**Type:** Appointment      **Status:** In Committee  
**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**  
**Title:** Reappointment of Donald Fraker to the Administrative Review Appeals Board by the Mayor. (3rd Aldermanic District)  
**Sponsors:** THE CHAIR  
**Indexes:** ADMINISTRATIVE REVIEW APPEALS BOARD, APPOINTMENTS  
**Attachments:** Reappointment Letter, Attendance Record

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		

**Number**

100099

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Reappointment of Donald Fraker to the Administrative Review Appeals Board by the Mayor. (3rd Aldermanic District)

**Drafter**

Mayor

TB

5/4/10





**Tom Barrett**  
Mayor, City of Milwaukee

---

May 4, 2010

To the Honorable, the Common Council  
of the City of Milwaukee

Honorable Members of the Common Council:

I am pleased to make the following reappointments to the Administrative Review Appeals Board:

Donald Fraker  
3061 North Shepard Avenue  
Milwaukee, Wisconsin 53211

Jennifer Havas  
1608 North 51<sup>st</sup> Street  
Milwaukee, Wisconsin 53208

These reappointments are pursuant to Section 320-11 of the Milwaukee Code of Ordinances. The terms will commence upon taking of the oath of office.

I trust these reappointments will have the approval of your Honorable Body.

Respectfully submitted,

Tom Barrett  
Mayor



City Hall, Room 205  
200 E. Wells Street  
Milwaukee, WI 53202  
(414) 286-2221



**Office of the City Clerk**

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Re: Common Council File Number 100099

Reappointment of Donald Fraker to the Administrative Review Appeals Board

Dear Sir/Madam,

In accordance with Common Council resolution File Number 65-2210, adopted November 30, 1965, all reappointments are to be referred to an appropriate standing committee.

Under this policy, the appropriate committee is to be informed in writing of the incumbent's attendance record during his/her last term of service.

Please provide the following required information and return immediately to our office for consideration at the

- Number of meetings held: 10
- Number of meetings attended: 8
- Number of excused absences:
- Number of unexcused absences:

Please return this information to Linda Elmer Staff Assistant, City Clerk's Office, Room 205, City Hall.

Very truly yours,

RONALD D. LEONHARDT  
City Clerk

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## Legislation Details (With Text)

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**File #:** 100100      **Version:** 0

**Type:** Appointment      **Status:** In Committee

**File created:** 5/4/2010      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Reappointment of Jennifer Havas to the Administrative Review Appeals Board by the Mayor. (10th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** ADMINISTRATIVE REVIEW APPEALS BOARD, APPOINTMENTS

**Attachments:** Reappointment Letter, Attendance Record

Date	Ver.	Action By	Action	Result	Tally
5/4/2010	0	COMMON COUNCIL	ASSIGNED TO		

**Number**

100100

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Reappointment of Jennifer Havas to the Administrative Review Appeals Board by the Mayor. (10th Aldermanic District)

**Drafter**

Mayor

TB

5/4/10



**Tom Barrett**  
Mayor, City of Milwaukee

---

May 4, 2010

To the Honorable, the Common Council  
of the City of Milwaukee

Honorable Members of the Common Council:

I am pleased to make the following reappointments to the Administrative Review Appeals Board:

Donald Fraker  
3061 North Shepard Avenue  
Milwaukee, Wisconsin 53211

Jennifer Havas  
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Milwaukee, Wisconsin 53208

These reappointments are pursuant to Section 320-11 of the Milwaukee Code of Ordinances. The terms will commence upon taking of the oath of office.

I trust these reappointments will have the approval of your Honorable Body.

Respectfully submitted,

Tom Barrett  
Mayor



City Hall, Room 205  
200 E. Wells Street  
Milwaukee, WI 53202  
(414) 286-2221



**Office of the City Clerk**

---

Re: Common Council File Number

Reappointment of

Dear Sir/Madam,

In accordance with Common Council resolution File Number 65-2210, adopted November 30, 1965, all reappointments are to be referred to an appropriate standing committee.

Under this policy, the appropriate committee is to be informed in writing of the incumbent's attendance record during his/her last term of service.

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- Number of meetings held:
- Number of meetings attended:
- Number of excused absences:
- Number of unexcused absences:

Please return this information to Linda Elmer Staff Assistant, City Clerk's Office, Room 205, City Hall.

Very truly yours,

RONALD D. LEONHARDT  
City Clerk

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