



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MARK A. BORKOWSKI, CHAIR

Ald. Robert J. Bauman, Vice-Chair

**Ald. Michael J. Murphy, Ald. Mark Chambers, Jr. and Ald.
Larresa Taylor**

Staff Assistant, Joanna Polanco, 414-286-2366

Fax: 414-286-3456, jpolan@milwaukee.gov

**Legislative Liaison, Jeffrey Osterman, 414-286-2262,
joster@milwaukee.gov**

Monday, May 22, 2023

9:00 AM

Room 301-B, City Hall

AMENDED 5/18/2023

Closed Session Language added for item #18, File Number 230148.

Meeting convened at 9:14 AM

Present 4 - Borkowski, Bauman, Murphy, Taylor

Excused 1 - Chambers Jr.

1. [221819](#) Substitute resolution authorizing the return of real estate located at 1641 N Franklin Place Unit 5, in the 3rd Aldermanic District to its former owner Michael J Whitcomb.

Appearing:

Hannah Jahn - ACA

Amy Turim - DNS

Odalo Ohiku - Deputy City Atty

Tanz Rome - DCD

Jim Klajbor - Treasurer

Mr. Whitcomb was NOT present when this item was called,

Ald. Bauman moved denial for this item was scheduled 3x.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

2. [221753](#) Substitute resolution authorizing the return of real estate located at 5403 N 35th Street, in the 1st Aldermanic District to its former owner SCH Prop MGMT LLC application made by SCH Prop MGT Attn: Atty David

Halbrooks.

The Following three items were taken together. DCD reported their opposition to the return of these items.

City is owed rent monies from these.

Appearing:

Hannah Jahn

Amy Turim

Odalo Ohiku

Tanz Rome

Jim Klajbor

Attys: David Halbrooks & Michael Maistelman

Deputy Ohiku stated that there is an outstanding amount of \$2,080.00 pending in municipal fees among these three properties.

Delinquent taxes owed on these properties:

File 221753 - \$16,054.37

File 221751 - \$11,915.73

File 221752 - \$22,920.44

Ownership interest on 18 other properties with outstanding taxes close to \$150,000.00

Deputy Ohiku stated that there is an outstanding amount of \$2,080.00 pending in municipal fees among these three properties.

Per City Atty, Jahn if committee were to recommend approval to return of these properties, ALL amount owed for ALL properties would have to be paid before return to prior owner.

Based on Department's testimony and recommendations, Ald. Bauman moved denied of these three files.

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

Aye 3 - Borkowski, Bauman, and Taylor

No 1 - Murphy

Excused 1 - Chambers Jr.

3. [221751](#)

Substitute resolution authorizing the return of real estate located at 3411 N 9th Street, in the 6th Aldermanic District to its former owner Arlington Heights Management LLC, application made by SCH Prop MGT Attn: Atty. David Halbrooks.

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

Aye 3 - Borkowski, Bauman, and Taylor

No 1 - Murphy

Excused 1 - Chambers Jr.

4. [221752](#) Substitute resolution authorizing the return of real estate located at 3720 W Keefe Avenue, in the 7th Aldermanic District to its former owner S.C.H. Property Management LLC, application made by SCH Prop MGT Attn: Atty David Halbrooks.

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

Aye 3 - Borkowski, Bauman, and Taylor

No 1 - Murphy

Excused 1 - Chambers Jr.

5. [221767](#) Substitute resolution authorizing the return of real estate located at 2842 N 12th Street, in the 15th Aldermanic District to its former owner Eddie Jones-Smith.

Appearing:

Mr. Eddie Jones

Amy Turim DCD not able to inspect the property

odaloo Ohiku Deputy City Atty

Tanz Rome - DNS

Jim Klajbor - Treasurer

Third time this file has been before Committee.

\$2000.00 owed in building code violation - Object

no outstanding orders since the City took ownership.

Applicant has ownership interest on another property owing back taxes of \$10,092.02.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

6. [221860](#) Substitute resolution authorizing the return of real estate located at 1633-35 N 18th Street, in the 15th Aldermanic District to its former owner Cassandra J Roberson.

Appearing:

Hannah Jahn

Odalo Ohiku

AMY Turim

Rome Tanz

JimKlajbor

Ms. Cassandra Roberson & Daughter Law, Princess Holloway

DCD was helping Ms. Roberson to receive financial assistance that, was not approve since the last time committee heard this item. ACTS Housing is working diligently to move forward with the process for Ms. Roberson.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

7. [230065](#) Resolution authorizing settlement of claims in the lawsuit entitled Rhythm, LLC v. City of Milwaukee

*Appearing:
Hannah Jahn - CA*

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

8. [230080](#) Resolution authorizing settlement of claims in the lawsuit entitled Wisconsin Lutheran High School Conference v. City of Milwaukee

*Appearing:
Hannah Jahn*

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

9. [221729](#) Resolution relating to the appeal of Vanessa Sanders for property damage.

*Appearing:
ACA Clint Muche
Forestry - Jeff Laufenberg
Ms. Vanessa Sanders*

Notwithstanding the City Attorney's recommendation and City Department's testimony, Ald. Taylor moved to settled this claim in the amount of \$1,000.00 to reimburse Ms. Sanders for her deductible.

A motion was made by ALD. TAYLOR that this Resolution be SUBSTITUTED.

This motion PREVAILED by the following vote:

Aye 2 - Borkowski, and Taylor

No 1 - Bauman

Excused 2 - Murphy, and Chambers Jr.

[221729](#)

Substitute resolution relating to the appeal of Vanessa Sanders.

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

Aye 2 - Borkowski, and Taylor

No 1 - Bauman

Excused 2 - Murphy, and Chambers Jr.

10. [220977](#)

Resolution relating to the claim of Alonzo and Dawn Chapman.

Appearing:

Mr & Ms. Alonzon and Dawn Chapman

Lori Sheely - MWW

Clint Muche - ACA

City Atty's position is that there was no negligence from the City, therefore he recommends denial; However, Ald. Bauman moved to settle this claim in the amount of \$2,000.00. The Chapmans's did not accept this offer. Ald. Bauman moved to rescind this motion, he moved denial.

This Resolution was RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

11. [220740](#)

Resolution relating to the appeal of Manessa Sims for property damage.

Appearing:

MPD Heather Hough

Clint Muche

Manessa Sims

Based on the City Attorney's recommendations and MPD testimony, Ald. Murphy moved denial. There were no objections.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

12. [221032](#) Resolution relating to the appeal of David and Christie Melby-Gibbons for property damage.

Appearing:
Mr & Ms. David & Christie Melby-Gibbons
Heather Hough - MPD
Clint Muche - ACA

After City attorney's recommendation and ACA Jennifer Williams made recommendations to pursue restitution, to the Melby-Gibbons, ald. Murphy moved to settled the claim in the amount of \$800.00; Ald. Bauman opposed for committee not to set a precedent. Ald. Murphy withdrew his motion to settle and Bauman moved denial.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

13. [221223](#) Resolution relating to the appeal of Mario and Natsha Hardwick for property damage.

Appearing:
Clint Muche
MFD Asst Chief Sharon Purify & Batallion chief, Aaron
Ms. Natasha & Mario Hardwick

City Atty's recommendation recommend denial based on supporting documentation received.

Based on claimant testimony and pictures presented to committee, Ald. Bauman moved to pay this claim in the amount of \$4,560.00.
Ald. Murphy objects.

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

Aye 3 - Borkowski, Bauman, and Taylor

No 1 - Murphy

Excused 1 - Chambers Jr.

[221223](#) Substitute resolution relating to the claim of Mario and Natasha Hardwick.

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

Aye 3 - Borkowski, Bauman, and Taylor

No 1 - Murphy

Excused 1 - Chambers Jr.

14. [221553](#) Resolution relating to the claim of Trevonn Smith.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

15. [212045](#) Substitute resolution authorizing payment for legal services from Crivello Carlson, S.C., for legal services in the matter of Peden v. City of Milwaukee.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

Committee reconvened at 4:41 P.M.

Present 5 - Borkowski, Bauman, Murphy, Chambers Jr., Taylor

16. [230105](#) Communication from the City Inspector General relating to the Report of Investigation Assessor's Exemption of Property Taxes Processes Religious Organizations §70.11

*Appearing:
Ronda Kohlheim
Nicole Larsen
Bill Bowers
Amy Turim
Jim Klajbor*

At 11:30 AM this item was held in committee for a later time in the hearing.

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

Aye 5 - Borkowski, Bauman, Murphy, Chambers Jr., and Taylor

No 0

17. [230066](#) Resolution authorizing payment for legal services from Foley & Lardner LLP, for legal services in the matter of United States ex rel. Dieter v. City

of Milwaukee.

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

Aye 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

11:30 a.m.

18. [230148](#) Resolution establishing the City of Milwaukee's position relating to pending legislation affecting shared revenue, a local sales tax, and other matters.

This Resolution was NOT ACTED ON

The Judiciary and Legislation Committee may convene into closed session on Monday, May 22nd, 2023 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 may go into open session for the regular agenda.

Meeting adjourned at 5:16 P.M.

Joanna Polanco
Staff Assistant

This meeting will be webcast live at www.milwaukee.gov/channel25.

NOTA: Para los clientes de cable de Spectrum que deseen ver subtítulos en español, ya están disponibles en el Canal de la Ciudad. En su control remoto de cable Spectrum, presione “MENÚ.” Seleccione “SUBTÍTULOS/CAPTIONS.” Use la flecha hacia abajo hasta “ESTÁNDAR/STANDARD,” luego use la flecha hacia arriba y cambie a “CC3.”

In the event that Common Council members who are not members of this committee attend this meeting, this meeting may also simultaneously constitute a meeting of the Common Council or any of the following committees: Community and Economic Development, Finance and Personnel, Judiciary and Legislation, Licenses, Public Safety and Health, Public Works, Zoning, Neighborhoods & Development, and/or Steering and Rules. Whether a simultaneous meeting is occurring depends on whether the presence of one or more of the Common Council member results in a quorum of the Common Council or any of the above committees, and, if there is a quorum of another committee, whether any agenda items listed above involve matters within that committee's realm of authority. In the event that a simultaneous meeting is occurring, no action other than information gathering will be taken at the simultaneous meeting.

Times for specific agenda items are estimations. If items cannot be heard at their specified times, they will be heard as soon as practicable thereafter.

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Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code are required to register with the City Clerk's License Division. Lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at <http://city.milwaukee.gov/Lobbying>.