



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MARK A. BORKOWSKI, CHAIR

Ald. Cavalier Johnson, Vice-Chair

Ald. Robert J. Bauman, Ald. Jose G. Perez, and Ald. Terry L. Witkowski

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

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

Monday, December 11, 2017

1:30 PM

Room 301-B, City Hall

AMENDED 12/7/17

File Number 171285 has been added.

Meeting convened at 1:35 PM

Present 5 - Borkowski, Johnson, Bauman, Perez, Witkowski

1. [171149](#) Resolution relating to the appeal of Maneisha Gaston for property damage. (15th Aldermanic District)

Appearing:
Pat Fricker - ACA
Samir Amin - DPW
Maneisha Gaston

Based on department testimony and city attorney's recommendation, Ald. Bauman moved denial of this claim.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski
No 0
2. [171167](#) Resolution relating to the appeal of Carol Johnston for property damage.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski
No 0
3. [171183](#) Resolution relating to the appeal of Fred Taylor for property damage. (2nd Aldermanic District)

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

Aye 4 - Borkowski, Johnson, Bauman and Witkowski

No 0

Excused 1 - Perez

4. [171184](#) Resolution relating to the appeal of Johnny Woods for property damage. (6th Aldermanic District)

Appearing:

Pat Fricker - ACA

Samir Amin - DPW

Mr. Johnny Woods

Based on department's testimony and city attorney's recommendations, Ald. Witkowski moved denial.

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

Aye 3 - Borkowski, Bauman and Witkowski

No 1 - Johnson

Excused 1 - Perez

5. [171252](#) Resolution relating to the appeal of Willie Fields for property damage. (15th Aldermanic District)

Appearing:

Pat Fricker - ACA

Mr. Willie Fields

Jeffrey Kluslow - Forestry

Based on departments testimony and city attorney's recommendations, Ald. 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 3 - Johnson, Bauman and Perez

No 1 - Borkowski

Excused 1 - Witkowski

6. [171262](#) Resolution relating to the appeal of James Folger for property damage. (13th Aldermanic District)

Appearing:

Pat Fricker - ACA

Mr. Folger

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

7. [171258](#) Resolution relating to the appeal of Markeith Lewis for property damage. (9th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

8. [171256](#) Resolution authorizing payment of the claim of Isiah Hargrove, in the amount of \$4,000.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

9. [171257](#) Resolution authorizing payment of the claim of Hattie Nichols, in the amount of \$7,026.82.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

10. [171265](#) Substitute resolution authorizing the return of real estate located at 4373-A N. 14th Street, in the 1st Aldermanic District, to its former owner Dion D. Harrison.

Mr. Harrison was not present when called.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

11. [171177](#) Substitute resolution authorizing the return of real estate located at 2588 N. Bartlett Avenue, in the 3rd Aldermanic District, to its former owner Robert L. Johnson, Jr..

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Mr Robert Johnson, Jr.

2014-2016 taxes
if paid be December \$15,467.74
if paid by January 18, 2018 \$15,643.83

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

12. [171193](#)

Substitute resolution authorizing the return of real estate located at 1331-1333 N. 23rd Street, in the 4th Aldermanic District, to its former owner Chaipao Yang.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban

Litter Cleanup fees of \$489.88 due prior to council.

2014-2016 taxes
if paid by December \$14,790.57
if paid by January 18, 2018 \$14,954.99

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

13. [171187](#)

Substitute resolution authorizing the return of real estate located at 924-926 N. 16th Street, in the 4th Aldermanic District, to its former owner Brook Management LLC.

Appearing:
Amy Turim
Emily Mckeown
Kerry Urban
Jan Smokowicz
counsel for Brook Management LLC - Lorraine McNamara-McGraw
ACA Kevin Sullivan

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 Witkowski

No 2 - Johnson and Perez

14. [171079](#) Substitute resolution authorizing the return of real estate located at 2377 N. Hubbard Street, in the 6th Aldermanic District to its former owner Alexandria Church of God in Christ, Inc., C/o Clifford Taylor.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

15. [170806](#) Substitute resolution authorizing the return of real estate located at 1971-1977 W. Capitol Drive, in the 6th Aldermanic District to its former owner 1971 WEST CAPITOL DRIVE CO.

Appearing:
Matt Haessley
Emily Mckeown
Kerry Urban
counsel Perry Margoles

2014-2016 taxes
If paid by December \$23,367.40
if paid by January 18, 2018 \$23,627.97

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

16. [171164](#) Substitute resolution authorizing the return of real estate located at 3815 N. 36th Street, in the 7th Aldermanic District, to its former owner Osborne Williams.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Mr. Williams

2015-2016 taxes
If paid by December \$2,787.71
If paid by January 18, 2018 \$2,822.04

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

17. [171269](#) Substitute resolution authorizing the return of real estate located at 2961-2963 N. 35th Street, in the 7th Aldermanic District, to its former owner Ceria L. Fisher.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Ceria Fisher
Rosevelt Fisher

2015-2016 taxes
If paid by December \$3,584.53
if paid by January 18, 2018 \$3,626.69

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

18. [171186](#) Substitute resolution authorizing the return of real estate located at 1330-1332 W. Washington Street, in the 12th Aldermanic District, to its former owner Roberto Romo Gallegos.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Atty. Imriam Kurter

Reinspection fees of \$2,741.60 due prior to council

2013-2016 taxes
If paid by December \$26,367.37
If paid by January 18, 2018 \$26,650.00

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

19. [171192](#) Substitute resolution authorizing the return of real estate located at 2578 N. 34th Street, in the 15th Aldermanic District, to its former owner Relyon LLC.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
James White Jr

2014-2016 taxes
If paid by December \$8,389.14
if paid by January 18, 2018 \$8,476.52

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

20. [171266](#) Substitute resolution authorizing the return of real estate located at 2402 W. Garfield Avenue, in the 15th Aldermanic District, to its former owner Second Property Development LLC.

Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Atty David Halbrooks, representing Second Property Development LLC
ACA Kail Decker

Reinspection fees \$406.40

Applicants also has indicated ownership interest on ten other properties with pending charges of \$8,306.48

GRAND Total of \$8,712.88

2015-2016 taxes
If aid by December \$4,186.80
if paid by January 18, 2018 \$4,234.85

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

21. [171267](#) Substitute resolution authorizing the return of real estate located at 2007-2009 N. 40th Street, in the 15th Aldermanic District, to its former owner Forever Young Unlimited Services LLC.

Appearing:
Karen Taylor
Emily McKeown

*Kerry Urban
Jerry Johnson*

*2014-2016 taxes
if paid by December \$12,427.65
if paid by January 18, 2018 \$12,567.37*

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

22. [171268](#)

Substitute resolution authorizing the return of real estate located at 1908 N. 29th Street, in the 15th Aldermanic District, to its former owner Fifth Property Development LLC.

*Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Atty David Halbrooks, representing Fifth Property Development LLC
ACA Kail Decker*

Pending DNS charges \$2,315.21 due prior to council

*2014-2016 taxes
if paid by December \$10830.55
if paid by January 18, 2018 \$10,955.95*

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

23. [171068](#)

Substitute resolution authorizing the return of real estate located at 1853 N. 26th Street, in the 15th Aldermanic District to its former owner IA Fund LLC.

*Appearing:
Karen Taylor
Emily McKeown
Kerry Urban
Appearing:
Lamar Hall
Daemon Ellzey*

Pending DNS charges \$406.20

*2015-2016 taxes
if paid by December \$5,754.73
if paid by January 18, 2018 \$5,824.42*

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

24. [171272](#) Resolution relating to evaluation of the Municipal Court's indigent defendant assistance program.

Appearing:

Akuwa Dantzler - Ald. Coggs Legislative Assistant

Alec Knutson - Ald. Murphy Legislative Assistant

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

25. [171217](#) Communication from the Department of Public Works, Infrastructure Services Division transmitting the 2018 Assessment Rates Report.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

26. [171285](#) Resolution expressing the City of Milwaukee's condemnation of the slave trade in Libya and urging the United States government to take the steps necessary to eradicate this practice.

Appearing:

Ald. Kalif Rainey Sponsor

The following council members asked to also be added as co-sponsors: Hamilton, Stamper, Kovac.

and also all Public Safety and Health committee members, there were no objections.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

27. [170333](#) Communication from departments relating to the status of the implementation of the recommendations of the Outstanding Debt Task Force.

Appearing:

Ald. Witkowski - Chair of the Outstanding Debt Task Work Group
Patrick McClain - ACA
Dennis Yaccarino - Budget Office
Jackie Carter - Budget Office
Sheldyn Himle - Municipal Court Administrator
Brenda Wood - CC CC
LaKeisha Buttler - IRD
Tom Woznick - DPW

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

Aye 3 - Borkowski, Johnson and Witkowski

No 0

Excused 2 - Bauman and Perez

28. [171295](#) Communication from the Department of Administration-Intergovernmental Relations Division relating to various legislative bills and proposals.

Appearing:
LaKeisha Butler - Director of IRD
Danielle Decker
Kim Montgomery
Brenda Wood

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

29. [171168](#) Resolution relative to legislative bills.

Appearing:
LaKeisha Butler - Director of IRD
Danielle Decker
Kim Montgomery
Kail Decker

AB-351/SB-279

Relating to: body cameras on law enforcement officers.

Ald. Witkowski moved support 4-0 with exception of the open record requirements.

LRB-3663/2 (introduced as SB-640)

Relating to: workforce housing development tax incremental districts; fees imposed by a political subdivision; development impact fees; local levy limits; subdivision approval conditions; plat approval conditions; occupancy permit conditions; expiration of certain project approvals made by political subdivisions; divisions of land by certified survey map; storm water and surface water sewerage system service charges; regulations of

erosion control and storm water management by a political subdivision; limiting the ability of a political subdivision to prohibit weekend construction work by a private person; limiting the authority of a political subdivision to make or enforce ordinances that do not conform to one-family and two-family dwelling code; relocation benefits in condemnation proceedings; prohibiting a political subdivision from limiting the size of banners on fences surrounding a construction site; and zoning ordinance amendments.

Ald. Witkowski moved opposed. 4-0

LRB-2582/1

Relating to: the authority of political subdivisions to regulate rental properties and historic properties and of municipalities to inspect dwellings, public utility service to rental dwelling units, landlord and tenant regulations, fees imposed by a political subdivision, certain levy limit reductions, certain procedural changes in eviction actions, information available on the consolidated court automated Internet site, discrimination in housing against individuals who keep certain animals, falsely claiming an animal to be a service animal, municipal administrative procedure enforcement of the rental unit efficiency program, and providing penalties.

Ald. Perez moved opposed. 4-0

LRB-4052/1

Relating to: preventing the state or local governments from requiring any person to accept certain collective bargaining provisions or waive its rights under the National Labor Relations Act or state labor law; prohibiting local regulation of employee hours and overtime, employment benefits, wage claims and collections, an employer's right to solicit salary information of prospective employees, employment discrimination, and professions regulated by the state; and providing a criminal penalty.

Ald. Johnson moved opposed 4-0

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

[171168](#)

Substitute resolution relative to legislative bills.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

30. [170937](#)

Communication from the Fire and Police Commission relating to updates and current activities.

Appearing:

MaryNell Regan - FPC Director

Marisable Cabrera - FPC member

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

Aye 4 - Borkowski, Johnson, Perez and Witkowski

No 0

Excused 1 - Bauman

The Judiciary and Legislation Committee may convene into closed session on Monday, December 11, 2017 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.

Meeting adjourned at 4:54PM

Joanna Polanco

Staff Assistant

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

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, 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.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

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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>.

