



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

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

Monday, October 2, 2023

9:00 AM

Room 301-B, City Hall

Meeting convened at 9:10 AM

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

1. [230579](#) Resolution relating to the claim of Aleman, LLC.

Appearing:

Power of Atty. for Aleman LLC Antonella Aleman - Zientek and her husband, Jeffrey Zintek

Brain Field - City Field Operator

Patty Doherty on behalf of Ald. Zamarripa's office

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

Aye 2 - Bauman, and Taylor

No 3 - Borkowski, Murphy, and Chambers Jr.

Notwithstanding the City Attorney's recommendation and City Department's testimonies, Ald. Chambers asked the claimants to provide proof of their insurance deductible amount, and moved to settle the claim in an amount not higher than \$2000.00 to cover for their deductible.

There was one objections.

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

Aye 4 - Borkowski, Murphy, Chambers Jr., and Taylor

No 1 - Bauman

[230579](#)

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

Aye 4 - Borkowski, Murphy, Chambers Jr., and Taylor

No 1 - Bauman

2. [230463](#) Resolution relating to the appeal of Annette Williams for property damage.

Appearing:

Ms. Annette Williams on behalf of Teresa Breitrick - MEEMIC

Asst Atty Clint Muche

MPD representatives

Claim was received after the 120 days required.

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

No 0

3. [230525](#) Resolution relating to the claim of Church Mutual Insurance.

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, Bauman, Murphy, Chambers Jr., and Taylor

No 0

4. [221553](#) Resolution relating to the claim of Trevonn Smith.

Appearing:

Trevon Smith

Peter Knox

MPD Representatives

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

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

No 0

5. [230081](#) Resolution relating to the claim of Caitlin Hagness.

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, Bauman, Murphy, Chambers Jr., and Taylor

No 0

6. [221913](#) Resolution relating to the claim of Bell Ambulance.

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, Bauman, Murphy, Chambers Jr., and Taylor

No 0

7. [230402](#) Resolution relating to the appeal of Trina Dennis for property damage.

Appearing:
Sewer - Jason Sanders
Asst City Atty. Clint Muche
Ms. Trina Dennis - Claimant

Based on the City Department's testimony and the recommendation of the Asst. City Attorney; 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 5 - Borkowski, Bauman, Murphy, Chambers Jr., and Taylor

No 0

8. [230279](#) Resolution to the claim of Justin and Tierra Nemitz.

A motion was made by ALD. CHAMBERS JR. that this Resolution 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

9. [230161](#) Resolution relating to the claim of Tonya Tisdale.

Appearing:
Tonya Tisdale
Lori Sheeley - MWW
Jason Sanders - Sewers
Asst City Atty Clint Muche

Based on city department's testimony and recommendation of the City Attorney, 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 4 - Borkowski, Bauman, Murphy, and Taylor

No 1 - Chambers Jr.

10. [230163](#) Resolution relating to the claim of Timothy Stotts.

Appearing:

Mr. Stotts

Asst City Atty - Clint Muche

Jason Sanders

Lori Sheeley

Based on city department's testimony and recommendation of the City Attorney, 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 4 - Borkowski, Bauman, Murphy, and Taylor

No 1 - Chambers Jr.

11. [230204](#) Resolution relating to the claim of Roy Rockette.

Mr. Roy Rockette & Lula Rockette

Jason Sanders

Lori Sheeley

Based on city department's testimony and recommendation of the City Attorney, 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 4 - Borkowski, Bauman, Murphy, and Taylor

No 1 - Chambers Jr.

12. [230276](#) Resolution relating to the claim of John L. and Sherka Harris/National Subrogation Services

While no one was present when called, 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 4 - Borkowski, Bauman, Murphy, and Taylor

No 0

Excused 1 - Chambers Jr.

13. [230770](#) Resolution authorizing settlement of the lawsuit entitled Trevon Jackson; Yazmen Pierce v. City of Milwaukee, et al., Milwaukee County Circuit Court Case Number 22-CV-000121.

Appearing:
Jennifer Williams - Deputy CA

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.

14. [230803](#) Substitute resolution authorizing the return of real estate located at 2717 W Auer Avenue, in the 7th Aldermanic District to its former owner Affinity Business Group, LLC.

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

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

No 0

15. [230797](#) Resolution relating to the acceptance of funding from the Wisconsin Elections Commission's 2023 Absentee Ballot Envelope Subgrant Program by the Election Commission.

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

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

No 0

16. [230699](#) Resolution authorizing payment of the claim of Tom Sowinski, C.I. File No. 1048-2022-1151.

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

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

No 0

17. [230743](#) Resolution authorizing settlement of the lawsuit entitled Arthur Ward, et al. v. City of Milwaukee, et al., Milwaukee County Circuit Court Case Number 22-CV-003736.

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

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

No 0

18. [230750](#) Resolution amending a contract with Halling & Cayo in the matter of Andrade 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 5 - Borkowski, Bauman, Murphy, Chambers Jr., and Taylor

No 0

19. **230786** Resolution approving a settlement of the lawsuit entitled Travelt McDonald v. Robert Gregory, et al, Case No. 22CV4885.

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

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

No 0

20. [210409](#) Substitute resolution relative to legislative bills.

*--- LRB-2474 Fleeing an officer and providing a penalty.
Chambers - Support 4-0 Taylor Excused*

*--- LRB-3416 Exempting tobacco bars from the public smoking bans
Bauman - Support 4-0 Taylor Excused*

*--- AB-436 Requiring an employer to provide reasonable break time and accommodations for an employee who is breastfeeding the employee's child to express breast milk for the child.
Support 5-0*

*--- SB-439 Declaring discriminatory restrictions in instruments that affect real property void and unenforceable and allowing an owner of real property to discharge and release such a discriminatory restriction.
Support 5-0*

*--- SB-433 Timeline for sending or transmitting presidential preference primary absentee ballots.
Support 5-0*

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

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

No 0

- [210409](#) Substitute resolution relative to legislative bills.

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

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

No 0

21. [211687](#) Resolution relative to legislative bills.

Committee is in support of this bill.

Murphy 5-0

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

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

No 0

- [211687](#) Substitute resolution relative to legislative bill.

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

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

No 0

The Judiciary and Legislation Committee may convene into closed session on Monday, October 2, 2023, in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, under s. 19.85 (1) (e), Wis. Stats., for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. There will also be discussion under s. 19.85(1)(g), Wis. Stats., that will include 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. The committee may then go into open session for its regular agenda.

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

Meeting adjourned at 12:54

Joanna Polanco

Staff Assistant

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.

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.

City Hall and the Zeidler Municipal Building are accessible by "The Hop" City Hall Stations, the MCTS Green Line, Gold Line, 14, 15, 18, 19, 30, 33, and 57 bus routes. Visit <https://www.ridemcts.com/> for more information.

Bike racks are available on Water Street, Market Street, and Broadway, and a BublR Bike Share station is located on the northeast corner of Kilbourn Avenue and Water Street.

Limited parking for persons attending meetings during normal business hours is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of Kilbourn Avenue and Water Street. You must present a copy of the meeting notice to the parking cashier.

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>.