



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

ALD. WAYNE P. FRANK, CHAIR
Ald. Donald F. Richards, Vice Chair
Ald. Marvin E. Pratt, Ald. Fredrick G. Gordon, Ald. Thomas G. Nardelli

Staff Assistant, Kathleen Marquardt, 286-2231

Monday, March 13, 2000

9:00:00 AM

Room 301-B of City Hall

9:00 A.M.

- 1) [991438](#) Resolution to settle claim of Attorney Steven R. Kohn, Steven R. Kohn Law Office, for defense of Police Officer Lamont Hodnett. (City Attorney)
Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 2 - Frank and Richards

No 1 - Nardelli

Excused 2 - Pratt and Gordon
- 2) [991693](#) Resolution to settle claim of Attorney John E. Machulak of Machulak, Hutchinson, Robertson & O'Dess, S.C., for defense of Police Officer Allen R. Lane.
Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon
- 3) [991727](#) Resolution authorizing settlement in the lawsuit entitled Mary Harris-Lloyd and Helwig Carbon Products vs. City of Milwaukee and City of Milwaukee Street and Sewer Maintenance Division, vs. American Asphalt Paving, Inc., Case No. 97-CV-008839. (City Attorney)
Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 4) [991699](#) Communication from the City Attorney's Office transmitting a communication from Shikora, Hayes & Kaiser, LLP on behalf of Christine Stippich relative to claim for personal injuries.

Sponsors: THE CHAIR

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 5) [991700](#) Appeal of Robert Danzy relative to claim for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion failed by the following vote:

Aye 1 - Gordon

No 3 - Frank, Richards and Nardelli

Excused 1 - Pratt

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

Aye 3 - Frank, Richards and Nardelli

No 1 - Gordon

Excused 1 - Pratt

- 6) [991701](#) Appeal of Mr. & Mrs. Lawrence Martin relative to claim for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 7) [991707](#) Appeal of John Williams relative to claim for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

Ald. Richards will check with the Police Department to check their records for calls

received rel. to this manhole and depending on the outcome, may be referred back to Committee.

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

Aye 3 - Frank, Gordon and Nardelli

No 1 - Richards

Excused 1 - Pratt

- 8) [991708](#) Appeal of Joan Tarachow relative to claim for personal injuries.

Sponsors: THE CHAIR

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 9) [991710](#) Appeal of Ella Johnson relative to claim for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

Mr. Koster (Infrastructure) will send a letter to the Committee rel. to the manhole cover and if, City inspectors, had the manhole cover up why didn't they replace it?

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 10) [991778](#) Resolution amending the contract between the City of Milwaukee and the Kohn Law Firm for the collection of receivables of the City of Milwaukee entered into on January 1, 1997 to provide a waiver from its terms and conditions to permit the City of Milwaukee Fire Department to enter into a contract with a private entity to provide medical billing and collection services for basic life support emergency medical transport provided by the Fire Department. (City Attorney)

Sponsors: THE CHAIR

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

9:15 A.M.

- 11) [991730](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 1996, 1998 and 1999 tax rolls, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 12) [991774](#) Resolution authorizing cancellation of outstanding City and County real estate taxes due on a property that was acquired by the USA through criminal forfeiture. (City Attorney)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 13) [991697](#) Resolution relative to the cancellation of weed cutting charges placed on the 1999 Tax Roll and refund of same. (Sanitation)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 14) [991487](#) Resolution authorizing return of real estate located at 5244 N. 45th Street, in the 9th Aldermanic District of the City of Milwaukee, to Richard E. Sanger upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate.

Sponsors: THE CHAIR

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

- 15) [991489](#) Resolution authorizing return of real estate located at 3537 N. 1st Street, in the 6th Aldermanic District of the City of Milwaukee, to Merem Rehab, Inc. upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate.

Sponsors: THE CHAIR

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

9:45 A.M.

*Ald. Frank moved to direct the Staff Assistant to have a resolution prepared to set up a Study Committee. This resolution is to be sponsored by the Judiciary and Legislation Committee. The Study Committee is to consist of: the Chairman of the Judiciary and Legislation Committee and/or his or her designee.
1 representative of the City Attorney's Office. (Ald. Nardelli requested that it should be: Assistant City Attorney David Halbrooks.)
1 representative from the Dept. of Neighborhood Services. (Marty Collins was asked to the chair & he accepted. He requested that the elected official call the 1st meeting).
1 representative from the City Treasurer's Office.
1 representative from Intergovernmental Relations.
1 representative from the Legislative Reference Bureau.
1 representative from Department of City Development/Real Estate.
1 representative from one of the Congressional Offices.*

*The Goal is to have a proposal ready in the fall, prior to Sept. 1, 2000, as part of our legislative package at the state level, at least, and also at the federal level. The study Committee should make a report and recommendation prior to Sept. 1, 2000.
Ald. Frank stated that we might be able to see some light at the end of the tunnel at the State level. At the Federal level, he doesn't know.*

*Ald. Frank also stated that members might want to contact their State representatives and state that we have a problem. We'd like you to help us with it. It's coming down in the fall and if you get a positive response let Intergovernmental Relations know, so we're looking for sponsors.
Someone should try to find out whether this is going on anywhere else in the state because we might be able to get some support outside of Milwaukee as well.*

The purpose of the Study Committee will be to make a report and recommendations to the Judiciary and Legislation Committee/Common Council relative to closing the loopholes on the In Rem procedure.

- 16) [991691](#) Substitute resolution supporting state legislation creating an optional state holiday to

observe the birthday of Cesar E. Chavez.

Sponsors: Ald. Witkowiak, Ald. Richards, Ald. Gordon and Ald. Frank

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

17) [990885](#)

Substitute resolution relative to various legislative bills.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A-523, Support, by Ald. Frank. (Ald. Nardelli voting no.)

A-737, Oppose, by Ald. Frank.

A-739, Oppose, by Ald. Nardelli.

S-449, Support, by Ald. Frank

A-559, Support, by Ald. Frank.

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

Aye 4 - Frank, Richards, Gordon and Nardelli

No 0

Excused 1 - Pratt

Adjourned: 10:48 A.M.

KATHLEEN M. MARQUARDT

Staff Assistant

Present 4 - Frank, Richards, Gordon, Nardelli

Excused 1 - Pratt