



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. ASHANTI HAMILTON, CHAIR

Ald. Terry Witkowski, Vice-Chair

**Ald. Joe Davis, Sr., Ald. Robert Puente, and Ald. Robert
Donovan**

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

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

Monday, January 28, 2013

1:30 PM

Room 301-B, 3rd Fl., City Hall

AMENDED 1/23/13

Item #16, file # 111408 has been added

Meeting called to order at 1:39 p.m.

Present 5 - Hamilton, Witkowski, Davis, Puente, Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, January 28, 2013 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.

Ald. Witkowski moved the Judiciary and Legislation Committee may convene into closed session, 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.

Roll call

Ald. Donovan, Puente, Davis, Witkowski, Hamilton

Also present:

Deputy City Attorney - Rudolph Konrad

Asst. City Atty - Maurita Houren

Adam Stephens - Asst City Atty

Clifton Crump - Mayor's Office

Ald. Witkowski moved open session.

There were no objections

1. [121344](#) Resolution to approve settlement in the matter of John J. Tranetzki v. City of Milwaukee, Equal Rights Division of the State of Wisconsin Department of Workforce Development, Equal Employment Opportunity Commission.

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

2. [121177](#) Resolution urging Wisconsin Governor Scott Walker and the Legislature to eliminate minimum production requirements to qualify for a biodiesel fuel production credit, and to establish a biodiesel income tax credit.

Sponsors: Ald. Zielinski

Appearing:

Ald. Zielinski - Sponsor of resolution

Eric DeBrun - FUSION renewables - 1626 S Harbor Dr Milwaukee WI 53207

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

3. [121311](#) Resolution authorizing the return of real estate located at 4142 N. 24th Street, in the 1st Aldermanic District to former owner, Rachel Garcia.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Rachel Garcia - Property owner

Taxes due for 2007 - 2009 & 2012 if paid in Feb \$13,690.11

if paid by March 7, 2013 \$13,815.37

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

4. [121283](#)

Resolution authorizing the return of real estate located at 1801 W. Keefe Avenue, in the 6th Aldermanic District to former owner, Cache Investments LLC. (Application made by Caston Love).

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Cache Investments LLC., Caston Love - Property owner

2009 - 2012 Taxes due if paid in Feb \$19,791.71

if paid by March 7, 2013 \$20,024.99

Applicant also lists ownership interest in the following properties:

2450-2452 W Burleigh St - 2011 & 2012 taxes totaling \$5,267.64.

The 2011 taxes will be sent to the Kohn Law Firm in April for collection.
Committee directed Mr. Love to set up payment plan by 1-31-13 by noon

3075-3077 N 14th St - See Resolution 121284

Pending Litter Nuisance charge of \$25.00
that need to be paid by 1-31-13 noon or item will be sent back to committee.

Litter nuisance charges paid on Januray 29, 2013, per email from Lynn Steffen
(included in the file).

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

5. [121284](#)

Resolution authorizing the return of real estate located at 3077 N. 14th
Street, in the 6th Aldermanic District to former owner, Cache
Investments LLC. (Application made by Caston Love).

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Cache Investments LLC., Caston Love - Property owner

2009 -2012 Taxes Due if paid in Feb \$17,363.16

if paid by March 7, 2013 \$17,564.72

Applicant also lists ownership interest int he following properites:

2450-2452 W Burleigh St - 2011 & 2012 taxes totaling \$5,267.64

The 2011 will be sent to the Kohn Law Firm in April

1801 W Keefe Ave - see resolution 121283

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

6. [121315](#)

Resolution authorizing the return of real estate located at 2539 N. 4th Street, in the 6th Aldermanic District to former owner, Orlando Butler.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

New Bethel Temple of Praise, Orlando P. Butler - Property owner

2009, 2010 & 2012 taxes due if paid in Feb \$25,063.82

If paid by March 7, 2013 \$25,315.71

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

7. [121313](#)

Resolution authorizing the return of real estate located at 3248-3250 N. 35th Street, in the 7th Aldermanic District to former owner, Letreya Powell.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Letreya Powell - Property owner

2009 -2012 Taxes due if paid in Feb \$13,390.13

If paid by March 7, 2013 \$13,544.07

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

8. [121280](#)

Resolution authorizing the return of real estate located at 3412-3414 N. 56th Street, in the 10th Aldermanic District to former owner, Sylvia R. Banks. (Application made by CSH Fund III LLC).

Sponsors: THE CHAIR

Individuals present:

*Karen Taylor, DCD
objected for the return of this property*

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

*CSH FUND III LLC, Sylvia Banks - Property owner (not present)
Atty. present =*

2009 - 2012 taxes due if paid by Feb \$37,322.94

if paid by March 7, 2013 \$37,762.45

Pending Litter Nuisance charges of \$200.87

Ald. Davis moved to place this item on file based on Department of City Development's objection.

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

9. [121307](#)

Resolution authorizing the return of real estate located at 2128 W. Lloyd Street, in the 15th Aldermanic District to former owner, Jeffery Rideout.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Jeffrey Rideout - Property owner

Property at 1942 N 23rd has outstanding code violation and pending reinspection fee of \$50.00

This fee need to be paid by 1-31-13 by noon or item will be sent back to committee.

2009-2012 taxes due if paid in Feb \$18,080.45

if paid by March 7, 2013 \$18,293.43

Applicant also list ownership interest in the following property:

1942 - 1944 N 23rd St - with 2011-2012 taxes totaling \$7,750.93

*The 2011 taxes will be sent to the Kohn Law Firm in April for collection
Need to have payment arragement by 1-31-13 by noon or item will be sent back to committee*

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

10. [121308](#) Resolution authorizing the return of real estate located at 2623 N. 34th Street, in the 15th Aldermanic District to former owner, Anna Juarez.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Anna Juarez - Property owner

2010-2012 taxes due by Feb \$3,799.21

If paid by March 7, 2013 \$3,846.21

Applicant also lists ownership interest in the following property:

2627 N 34th St - taxes paid in full

Individual not present

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 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

11. [121309](#) Resolution authorizing the return of real estate located at 2858 N. 29th Street, in the 15th Aldermanic District to former owner, Janet Triggs.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Janet Triggs - Property owner

2009 -2012 taxes due if paid by Feb \$7,131.75

If paid by March 7, 2013 \$7,212.69

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

12. [121310](#)

Resolution authorizing the return of real estate located at 2777 N. 38th Street, in the 15th Aldermanic District to former owner, Carlon Crosby.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor, DCD

Lynne Steffen, DNS

Carrie Urban, City Treasurer's Office

Carlon Crosby - Property owner

2009-2011 taxes due if paid in Feb \$9,324.34

If paid by March 7, 2013 \$9,426.69

City Assessor's records lists ownership interest of Carlon Demetria Crosby in the following property:

2446 W Fond du Lac Ave - Delinquent 2009-2011 taxes totaling \$9,744.54 and the current 2012 tax roll of \$1,486.31

*This property is scheduled for foreclosure action (in rem 2013-1)
Ms Crosby stated she completed a process with mortgage Company in July 2012*

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

13. [121300](#) Resolution relating to the claim of Michele Battle for personal injuries. (3rd Aldermanic District)

Sponsors: THE CHAIR

*Appearing:
Claimant, Michelle Battle
Represented by Atty. Jacob Miota
Asst. City Attorney - Ed Ehrlich*

Claim denied \$45,876 based on city attorney's testimony

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

14. [121301](#) Resolution relating to the claim of Kimberly Virojana for personal injuries. (13th Aldermanic District)

Sponsors: THE CHAIR

*Appearing:
Claimant, Kimberly Virojana
Asst. City Attorney - Ed Ehrlich
Jeff Delleman - Infrastructure*

Claim \$385,000.00 denied based on city attorney's testimony

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

15. [121298](#) Resolution relating to the claim of Malcolm Martin for property

damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Claimant, Malcolm Martin

Asst. City Attorney - Ed Ehrlich

Jeff Delleman - DPW - Infrastructure

Claim \$170,235.56 denied based on city attorney's testimony

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

16. [111408](#)

Resolution relating to legislative bills.

Sponsors: THE CHAIR

Appearing:

Adam Stephens - CA

Brenda Woods - CC CC

Jennifer Gonda - IRD Director

Ald. Davis moved the committee takes a position to support the amendment of the 2013- 2014 State Legislative Package (CC File #121009) to include a proposal to Amend Wis. Stat. 125.12 (2) (d) regarding alcohol beverage licensing appeals to circuit court.

This Resolution was SUBSTITUTED

[111408](#)

Substitute resolution relative to legislative bills.

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

The Following files may be placed on file as no longer needed:

17. [100906](#)

Resolution relating to the claim of Starmoneeka Evans for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

18. [111346](#) Resolution relating to the claims of Seamus Creighton and the United Parcel Service for personal injuries. (13th Aldermanic District)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

19. [120937](#) Resolution relating to the claim of Lori Grabias, adjuster for Transinternational Systems, Inc. on behalf of Keith Elliot for property damage.

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Davis, Puente and Donovan

No 0

Meeting adjourned at 2:46 P.M.

Joanna Polanco
Staff Assistant