



City of Milwaukee

Meeting Minutes

200 E. Wells Street
Milwaukee, Wisconsin
53202

JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR
Ald. Ashanti Hamilton, Vice-Chair
Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.

Staff Assistant, Linda Elmer, (414)-286-2232
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**Italicized comments following the titles of Council files are explanatory only and not intended to limit the scope of the debate or any possible amendments.*

Monday, June 6, 2005

9:00 AM

Room 301-B, City Hall

Meeting Convened: 9:17 A.M.

Members Present: ALD. D'AMATO, ALD. BAUMAN and ALD. MURPHY

Members Excused: ALD. HAMILTON and ALD. BOHL

Ald. Bauman moves that the Judiciary and Legislation Committee convene into closed session pursuant to Section 19.85 (1)(g), Wisconsin Statutes, for the purpose of conferring with the City Attorney who is rendering advice concerning strategy to be adopted by the City with respect to pending litigation in which the City is involved relative to Item # 1... Resolution to authorize settlement of alleged discrimination case based upon disability filed in the United States District Court for the Eastern District of Wisconsin entitled Dean Monfre v. City of Milwaukee, Case No. 04-C-0352 and then went into open session for the regular agenda.

Roll call:

Ayes: Ald. D'Amato, Ald. Murphy and Ald. Bauman - 3

Excused: Ald. Hamilton and Ald. Bohl - 2

1) [050007](#)

Resolution to authorize settlement of alleged discrimination case based upon disability filed in the United States District Court for the Eastern District of Wisconsin entitled Dean Monfre v. City of Milwaukee, Case No. 04-C-0352.

(City Attorney)

[City Atty. Letter.DOC](#)

[Fiscal Note.DOC](#)

A motion was made by Ald. Murphy that this matter be

RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 3 - ALD. D'AMATO, ALD. BAUMAN and ALD. MURPHY

Noes: 0

Excused: 2 - ALD. HAMILTON and ALD. BOHL

Roll call taken at 9:20 A.M.

Members Present: ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

The items below will be heard no earlier than 9:15 A.M.

2) [050194](#)

Resolution relative to Year 2005 property taxes against 401-441 West Wisconsin Avenue, Tax Key Number 361-0726-110-3.

A motion was made by Ald. Bauman that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

3) [050127](#)

Resolution relating to a claim from Aruna Gupta on behalf of A & L Enterprises for excessive assessment for the property located at 205 W. Vogel Avenue.

[City Atty. Letter.PDF](#)

[Claim.PDF](#)

A motion was made by Ald. Bohl that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

4) [050125](#)

Substitute resolution to settle claim of Lizzie Fenelon for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

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

Ayes: 2 - ALD. BAUMAN and ALD. MURPHY

Noes: 3 - ALD. D'AMATO, ALD. HAMILTON and ALD. BOHL

050125

Substitute resolution to settle claim of Lizzie Fenelon for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

Ald. Hamilton moved to partially grant the claim in the amount of \$275.

A motion was made by Vice Chair Hamilton that this matter be AMENDED. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

050125

Substitute resolution to settle claim of Lizzie Fenelon for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

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

Ayes: 2 - ALD. D'AMATO and ALD. HAMILTON

Noes: 3 - ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

050125

Substitute resolution to settle claim of Lizzie Fenelon for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

Ald. Bauman moved to partially grant the claim in the amount of \$125.

A motion was made by Ald. Bauman that this matter be AMENDED. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

050125

Substitute resolution to settle claim of Lizzie Fenelon for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

A motion was made by Ald. Bauman that this matter be

RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 3 - ALD. D'AMATO, ALD. BAUMAN and ALD. MURPHY

Noes: 0

Excused: 2 - ALD. HAMILTON and ALD. BOHL

5) [050129](#)

Resolution relating to a claim from Blaine O'Connell, Senior Vice President, Finance, on behalf of Froedtert Hospital for property damage.

[City Atty. Letter.DOC](#)

[Claim.PDF](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

6) [050124](#)

Resolution relating to the appeal of Joe Ann Clark-Garrett relative to a claim for property damage. (15th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

7) [050066](#)

Resolution relating to the appeal of Robert Holland, Sr. relative to a claim for property damage. (4th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

The items below will be heard no earlier than 9:30 A.M.

8) [041574](#)

Resolution relating to a claim from Atty. Kenan Kersten on behalf of Bulah Brimmer for personal injuries.

[City Atty. Letter.DOC](#)

[Claim.PDF](#)

[Communication from Atty Kersten.PDF](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

9) [050128](#)

Resolution relating to a claim from Attorneys Derzon & Menard on behalf of James and Iris Ghuman for property damage.

[Claim.PDF](#)

[City Atty. Letter.DOC](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

10) [050126](#)

Resolution relating to the appeal of Denise Bokath relative to a claim for property damage. (2nd Aldermanic District)

[Appeal.PDF](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

11) [050013](#)

Substitute resolution relating to the appeal of William Murphy relative to a claim for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.rtf](#)

Ald. Murphy moved to grant the claim in the amount of \$270.55.

A motion was made by Ald. Murphy that this matter be AMENDED. The

motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

050013

Substitute resolution relating to the appeal of William Murphy relative to a claim for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.rtf](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Items below will be heard no earlier than 10:00 A.M.

12) 050166

Resolution authorizing settlement of the lawsuit entitled Dwight Pierce and Blue Cross of California v. City of Milwaukee, Case No. 04CV003840.

[City Atty. Cover Letter.DOC](#)

[Fiscal Note.DOC](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

13) 050144

Resolution authorizing payment of the claim of Diedra Cole, C.I. File No. 03-L-45. (City Attorney)

[City Atty. Letter.DOC](#)

[Fiscal Note.DOC](#)

[Settlement Draft Request.DOC](#)

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

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

14) 050130

Resolution to settle claim of Attorney Laurie A. Eggert for defense of various police officers. (City Attorney)

[Claim for Campbell and Warren.PDF](#)

[Claim for Estacio,Patrick, Masarik, Curt, Polka, Cardenas and Meade.PDF](#)

[Claim for Glover.PDF](#)

[Claim for Gonzalez and Emmons.PDF](#)

[Claim for Hoffman and Braeger.PDF](#)

[Claim for Huck, Murphy, Lesniewski,Heaney, Boeck and Farney.PDF](#)

[Claim for Lemke and Kline.PDF](#)

[Claim for Lemke and Roberson.PDF](#)

[Claim for Nawotka and Brummond.PDF](#)

[Claim for Peavy.PDF](#)

[Fiscal Note.rtf](#)

A motion was made by Vice Chair Hamilton that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 4 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN and ALD. MURPHY

Noes: 1 - ALD. BOHL

15) [041127](#)

Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

[2004 Expenditures as of 1-14-05.pdf](#)

[Communication from City Attorney.PDF](#)

[2004 EXPENDITURES FOR OUTSIDE COUNSEL/EXPERT](#)

A motion was made by Ald. Bohl that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

16) [041707](#)

Resolution relative to various legislative bills.

A motion was made by Vice Chair Hamilton that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. D'AMATO, ALD. HAMILTON, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Meeting Adjourned: 10:13 A.M.

Linda M. Elmer

Staff Assistant

This meeting can be viewed in its entirety in the web-casting archives found at www.milwaukee.gov/channel25.

