



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, Wi 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL J. MURPHY, CHAIR

Ald. Cavalier Johnson, Vice-Chair

Ald. Robert J. Bauman, Ald. Mark A. Borkowski, and Jose G. Perez

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

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

Monday, July 18, 2016

1:30 PM

Room 301-B, City Hall

AMENDED 7/15/16

Item #16, File Number 160191 has been added

Meeting convened at 1:34 PM

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

1. [151896](#) Resolution relating to the claim of Tammy Jackson, agent for State Farm Insurance on behalf of the Bostonian Village South Owners Association, Inc. for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - ACA

Based on second non-appearance, claim denied.

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

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Excused 1 - Perez

2. [151511](#) Resolution relating to the claim of Terry and Jacqueline Radtke for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - ACA
Hal Jenkins Plumbing Inspection
Nancy Alvarado - sewer maintenance
Terry Radtke - claimant

Based on department's testimony, Ald. Johnson moved denial.

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

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

No 0

3. [151842](#) Resolution relating to the appeal of Virgil Cotton, Jr. for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - ACA

Mr. Jeff Delleman - Infrastructure

Mr. Virgil Cotton, Jr.

Based on department's testimony, Ald. Perez moved denial.

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

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

No 0

4. [160204](#) Resolution relating to the claim of Jen Brokmeier, agent for Catholic Mutual Group on behalf of Our Lady of Good Hope Parish for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - ACA

Arlicia McHenry representing claimant asked item to be held.

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

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

No 0

5. [160011](#) Resolution relating to the claim of Frederick Haney for loss of property. (2nd Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - ACA

Mr. Frederick Haney - claimant

Sgt. Christopher Marshall - MPD Internal Affairs

Charmine Wilks - Tow Lot Manager

Peter Knox - Assistant Manager

Based on the Tow Lot, Milwaukee Police Department and City Attorney's testimoy, Ald. Murphy moved denial.

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

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Abstain 1 - Perez

6. [151608](#) Resolution relating to the appeal of Lucille Tisdale and Eddie Tisdale for property damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - ACA

Based on no appearance.

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

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

No 0

7. [151809](#) Substitute resolution authorizing the return of real estate located at 5270 N. 44th Street in the 1st Aldermanic District to its former owner Delwin L. Polk II.

Sponsors: THE CHAIR

This file was placed on file due to DNS charges not paid since recommended by committee to be return.

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 - Murphy, Johnson, Bauman, Borkowski and Perez

No 0

8. [160389](#) Resolution authorizing the return of real estate located at 3034 N. 25th Street in the 7th Aldermanic District to former owner Loretta Lee.

Sponsors: THE CHAIR

Appearing:
Karen Taylor - DCD
Lynn Steffen - DNS
Kerry Urban - Treasurer's Office

2012-2015 Taxes if paid by July \$3,892.80
If paid by August 25, 2016 \$3,937.88

OTHER PROPERTIES OWNED BY APPLICANT:

3569 N 11th Street
2013-2015 Outstanding (2016-05)
2013 bill totals \$6,965.74 need to be paid before CC 7/26/16
2014 bill totals \$9,386.97 need to be paid before CC 7/26/16
2015 bill totals \$4,707.47
GRAND TOTAL \$21,060.18

Ald. Bauman moved to hold this file in order for Ms. Lee to purchase property from DCD. No action taken on this motion.

Ald. Murphy prefers to allow Ms. Lee to stay in her home, approve the return based on the JL Committee with understanding July and August to make payments to remain in the house.

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

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Excused 1 - Perez

9. [160423](#) Resolution authorizing the return of real estate located at 1945-1947 W. Finn Place in the 6th Aldermanic District to former owner 1945 W FINN PLACE LLC.

Sponsors: THE CHAIR

Appearing:

*Karen Taylor - DCD
Lynn Steffen - DNS
Kerry Urban - Treasurer's Office
Bob Richwaller - Rep*

2012-2015 Taxes
If paid in July \$5,589.01
If paid in August 25, 2016 \$5,651.67

Ald. Bauman moved denial to the return of this property. No action was taken on this motion.

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

Aye 3 - Murphy, Johnson and Borkowski

No 1 - Bauman

Excused 1 - Perez

10. [160384](#) Communication from the Comptroller's Office relating to the Annual

Outstanding Receivables Report.

Sponsors: THE CHAIR

Appearing:
Comptroller Office - Rocky Wruck

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

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Excused 1 - Perez

11. [160441](#) Resolution relating to City liens on MATA Community Media, Inc. property.

Sponsors: Ald. Bauman

Appearing:
Sponsor - Ald. Bauman
Jim Owzarski - City Clerk
Jeremy McKenzie - ACA

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

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Excused 1 - Perez

12. [160370](#) Resolution appropriating up to \$950,000 from the 2016 Common Council Contingent Fund for payment of settlement regarding litigation entitled CP South Howell v. City of Milwaukee.

Sponsors: THE CHAIR

Appearing:
City Attorney Office - Allison Flanigan
Chief Assessor's Peter Bronek

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION AND ASSIGNED to the FINANCE & PERSONNEL COMMITTEE. This motion PREVAILED by the following vote:

Aye 4 - Murphy, Johnson, Bauman and Borkowski

No 0

Excused 1 - Perez

13. [160452](#) Resolution of settlement, including attorney's fees and an offset of past due real estate taxes, to Plaintiff Essie Phifer in litigation entitled

Essie Phifer v. City of Milwaukee.

Sponsors: THE CHAIR

Appearing:

Nicholas DiSiato - ACA

Kevin Sullivan - ACA

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

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

No 0

14. [160440](#) Resolution cancelling real estate taxes levied against a certain parcel, 5620 N. 38th Street, on the 2015 tax roll.

Sponsors: Ald. Hamilton

On behalf of CC president requested this item to be held.

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 - Murphy, Johnson, Bauman, Borkowski and Perez

No 0

16. [160191](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of legislation increasing penalties for crimes committed with firearms.

Sponsors: Ald. Zielinski

Appearing:

Brenda Wood - CC CC

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

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

No 0

15. [160357](#) Resolution authorizing the cancellation of three Port of Milwaukee invoices in the total amount of \$39,487.11.

Sponsors: THE CHAIR

Appearing:

Emma Stamps - Port of Milwaukee

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

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

No 0

17. [160427](#) Communication from the Recreation Department of Milwaukee Public Schools relative to the ability of MPS/MPS Recreation to keep schools open later to accommodate activities for youth during summer months.

Sponsors: Ald. Johnson

Appearing:

Ald. Cavalier Johnson - Sponsor

No one present on behalf of MPS Recreation Department

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 5 - Murphy, Johnson, Bauman, Borkowski and Perez

No 0

The Judiciary and Legislation Committee may convene into closed session on Monday, July 18, 2016 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. Bauman moved the Judiciary and Legislation Committee may convene into closed session.

Appearing:

Ald. Bauman

Ald Borkowski

Ald. Johnson

Ald. Perez

Ald. Murphy

Others present:

Grant Langley - CA

Miriam Horwitz - DCA

Jan Smokowicz - ACA

Captain Shepard MPD

Dennis Yaccarino - Budget Office

Molly King - Budget Office

Oscar Tovar - Mayor's Office

Arlisia McHenry - CC President

Ald. Kovac

Meeting adjourned at 3:11 P

Joanna Polanco

Staff Assistant

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

Common Council members who are not members of this committee may attend this meeting to participate or to gather information. This meeting may constitute a meeting of the Common Council or any of its standing committees although no formal action will be taken at this 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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