



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Agenda

### JUDICIARY & LEGISLATION COMMITTEE

**ALD. MICHAEL S. D'AMATO, CHAIR**

**Ald. Ashanti Hamilton, Vice-Chair**

**Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.**

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**Monday, September 17, 2007**

**9:00 AM**

**Room 301-B, City Hall**

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1. [070752](#) Appointment of Joanne Barndt to the Ethics Board by the Mayor. (3rd Aldermanic District)  
**Sponsors:** THE CHAIR
  
2. [070727](#) Reappointment of Kristine Hinrichs to serve as Chief Court Administrator by Judge Derek C. Mosley.  
**Sponsors:** THE CHAIR
  
3. [070762](#) Communication from Jason Helgeson, the State Medicaid Director, related to the Governor's Health Care Agenda.  
**Sponsors:** THE CHAIR
  
4. [070756](#) Resolution relative to various legislative bills.  
**Sponsors:** THE CHAIR  
  
  - \* SB-252/ AB-492 Providing information about the human papillomavirus to schools and to parents of pupils in grades 6 to 12.
  - \* AB-483 Abatement or removal of human health hazards; requirements for certain local health officers, personnel of a local health department; state agency status for certain physicians, community health improvement plans; emergency medical services, requiring their exercise of rule-making authority, and providing penalties.
  - \* S 1627/ HR 2578 Re-authorization of Renewal Community Tax Credits.
  - \* HR 1700 Funding \$600 million annually over 6 years for police officers and community prosecutors COPS (Community Oriented Policing Services)  

*Update on the State Budget which will include, in part, a proposed resolution calling for immediate passage of State Budget; with adoption of the Governor's and Joint Finance Committee language for increase shared revenues to cities and municipalities and rejection of Assembly version targeting irresponsible cuts to the cities of Beloit, Milwaukee, Racine and Superior.*
  
5. [070741](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to recommendations of the Fireworks Task Force.

**Sponsors:** Ald. Davis And Ald. Witkowski

6. [070747](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of state legislation relating to the manner in which election officials and trainees may be compensated.

**Sponsors:** Ald. D'Amato

7. [041745](#) Resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state legislation relating to Mayoral appointment of fire and police chiefs in first class cities.

**Sponsors:** Ald. Bohl

**10:15 A.M.**

8. [070653](#) Resolution to authorize the City Attorney to execute additional documents in furtherance of the settlement agreement in the matter of Steven J. Alexander, et al v. City of Milwaukee, et al.

**Sponsors:** THE CHAIR

9. [070678](#) Resolution authorizing the remission of the real estate taxes, for the tax year 2005 and 2006 in the amount of \$25,184.62, for the properties conveyed from K&L Trust and Kohl et al. to the Milwaukee County.

**Sponsors:** THE CHAIR

10. [070596](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 tax roll, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

11. [070699](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 tax roll, plus interest applicable to date of repayment, if appropriate.

**Sponsors:** THE CHAIR

12. [070708](#) Resolution relative to the payment of a special improvement bill placed on the 2006 Tax Roll and appropriating funds for this purpose with the total cost of the bill being \$630.40.

**Sponsors:** THE CHAIR

**The Judiciary and Legislation Committee may convene into closed session at 10:15 A.M. on Monday, January 9, 2007 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 is rendering advice concerning strategy to be adopted by the City with respect to Item #13...Resolution authorizing the settlement of the claim of Sgt. Kevin Moore, in the amount of in the amount of \$89,630.80 less taxes and the return of the property located at 313 E. Burleigh Street and then will go into open session for the regular agenda.**

13. [070734](#) Resolution authorizing the settlement of the claim of Sgt. Kevin Moore, in the amount of in the amount of \$89,630.80 less taxes and the return of the property located at 313 E. Burleigh Street.  
**Sponsors:** THE CHAIR
14. [070743](#) Resolution authorizing an agreement between the City of Milwaukee and West End Development Corporation for assignment of the City's right to an in-rem foreclosure judgment under s. 75.106, Wis. Stats., against the property at 751 N. 25th St. in the 4th Aldermanic District.  
**Sponsors:** Ald. Bauman
15. [070748](#) Resolution reserving and appropriating up to \$10,000 from the Special Purpose Account - Outside Counsel/Expert Witness Fund for the purpose of retaining the law firm of Attorney David R. Halbrooks in nuisance property proceedings relating to parcels at 822, 832, and 845 N. 25th St. and 2408 W. Kilbourn Ave.  
**Sponsors:** Ald. Bauman
16. [060942](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.  
**Sponsors:** THE CHAIR
17. [070664](#) Communication from the City Attorney transmitting a semiannual report as to the determination and disposition of all claims pending and closed through June 30, 2007.  
**Sponsors:** THE CHAIR
18. [070684](#) Substitute resolution authorizing the return of real estate located at 932 W. Lapham Blvd., in the 12th Aldermanic District of the City of Milwaukee to its former owner 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. (Frances Martin)  
**Sponsors:** THE CHAIR
19. [070642](#) Reappointment of Rebecca Doyle-Huber to the Deferred Assessment Board by the Mayor. (11th Aldermanic District)  
**Sponsors:** THE CHAIR
20. [070641](#) Reappointment of Frank Pokrop to the Deferred Assessment Board by the Mayor. (8th Aldermanic District)  
**Sponsors:** THE CHAIR
21. [070592](#) Resolution to settle claim of Cermele & Associates for defense of various police officers.  
**Sponsors:** THE CHAIR  
  
*This file includes payment of legal fees for the following officers: Todd Bohlen, Justin Carloni, Timothy Behning, David Claas, Larry Leibsle, Alan Schleif, Robert Toeller,*

*Michael Dederich, Jeffrey Timmerman, Jeffrey Grambow, Montell Carter, David Dalland, Joseph Goggins, Tim McNair, Ray Harris, Brad Westergard, Virgil Cotton, Tinethea Jones, Bennie Higgins, John Miller, Teresa Patrick, Rafael Rivera, David Waliszewski, Tommy Wilson and Gregory Hunter.*

22. [070656](#) Resolution authorizing settlement of the claim of Larry Fettig.

**Sponsors:** THE CHAIR

**Items below will be heard no earlier than 10:45 A.M.**

23. [070666](#) Resolution relating to an appeal from David Moten for property damage. (7th Aldermanic District)

**Sponsors:** THE CHAIR

*---\$3,521.31 claim related to a collision between a private vehicle and a police squad car. The City Attorney's position is that the driver of the private vehicle ran a red light.*

24. [070672](#) Resolution relating to an appeal from Jeff Dillman for property damage.

**Sponsors:** THE CHAIR

*---\$3,332 claim related to a forced entry to a private home by the police department. The City Attorney's position is that the police acted under the authority of the Waukesha County Sheriff's Department and therefore cannot be held liable.*

25. [070673](#) Resolution relating to an appeal from A.D. Lee for property damage. (15th Aldermanic District)

**Sponsors:** THE CHAIR

*---\$500.81 claim related to damage from a forced entry to private property by the police department. The City Attorney's position is that the police acted appropriately in this matter.*

26. [070580](#) Resolution relating to an appeal from James White for property damage. (6th Aldermanic District)

**Sponsors:** THE CHAIR

*---\$800 claim related to damage from a forced entry to private property by the police department. The City Attorney's position is that the police acted appropriately in this matter.*

27. [070413](#) Resolution relating to the Claim of Edward Terry, Jr. for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

*---\$22,000 claim related to a private vehicle which was towed and subsequently sold. The City Attorney's position is that the city followed appropriate procedures.*

28. [070671](#) Resolution relating to an appeal from Ann Schwebke for property damage.

**Sponsors:** THE CHAIR

---\$482.59 claim related to damages to a vehicle which was towed by the city. The City Attorney's position is that the damages were pre-existing prior to the tow.

29. [070579](#) Resolution relating to the Claim of Howard Tolefree for loss of property. (5th Aldermanic District)

**Sponsors:** THE CHAIR

---\$8,000 claim related to a private vehicle which was towed and sold by the city. The City Attorney's position is that the city followed appropriate procedures in its notification of the owner.

30. [070581](#) Resolution relating to an appeal from Tony and Cathy Sansone for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

---\$268.97 claim related to a broken window allegedly as a result of the city's failure to pick up garbage at the location. The City Attorney's position is that the city followed standard procedures and cannot be held liable.

31. [070323](#) Resolution relating to an appeal from Atty. Scott Taylor on behalf of Priscilla Chronus for recording fees. (5th Aldermanic District)

**Sponsors:** THE CHAIR

---\$675 claim related fines for failure to record property. The City Attorney's position is that the city acted appropriately in this matter.

32. [070697](#) Resolution relating to the claim of Lakeesha Robinson for property damage. (2nd Aldermanic District)

**Sponsors:** THE CHAIR

---\$8,965.03 claim related to backwater in the basement of a private residence. The City Attorney's position is that the sewer is on a regular cleaning scheduled and the city had no notice of a problem prior to the incident.

33. [070674](#) Resolution relating to the claim of Kenneth Basterash for property damage. (8th Aldermanic District)

**Sponsors:** THE CHAIR

---\$8,340 claim related to backwater in a private basement. The City Attorney's position is that the lateral had broken, which is the homeowner's responsibility to repair and maintain.

34. [070670](#) Resolution relating to an appeal from Carol Garson for property damage.

**Sponsors:** THE CHAIR

---\$69.63 claim related to damage to a private vehicle cause by a pothole. The City Attorney's position is that the city was not aware of this hazard prior to the incident.

35. [070669](#) Resolution relating to an appeal from Deborah George for property damage. (15th Aldermanic District)

**Sponsors:** THE CHAIR

---\$1,100 claim related to damages to a private driveway allegedly caused by a city vehicle. The City Attorney's position is that the damage appears to be old and there is no proof that it was caused by a city vehicle.

36. [070668](#) Resolution relating to an appeal from Bruce Edgar, Agent for Best Rentals, Inc. for property damage. (2nd Aldermanic District)  
**Sponsors:** THE CHAIR  
*---\$2,100 claim related to damage caused allegedly by a city sanitation truck. The City Attorney's position is that the agreement between the city and the management firm is that the city is held harmless for any damages that might occur.*
37. [070667](#) Resolution relating to an appeal from Mary Ayala for property damage. (14th Aldermanic District)  
**Sponsors:** THE CHAIR  
*---\$1,200 claim related to damage allegedly damaged by a city sanitation vehicle. The City Attorney's position is that the wires were not hanging at the proper height, so the city cannot accept liability.*
38. [070665](#) Resolution relating to an appeal from Tammy Harris for property damage. (2nd Aldermanic District)  
**Sponsors:** THE CHAIR  
*---\$1,417.20 claim related to damages caused by a tree limb that fell on private vehicle. The City Attorney's position is that there was no apparent evidence the tree wasn't healthy and, therefore, the city cannot be held liable.*
39. [070696](#) Resolution relating to the claim of Elliott Torrence for property damage. (5th Aldermanic District)  
**Sponsors:** THE CHAIR  
*---\$34,478.82 claim related to a water main break. The City Attorney's position is that the city was not negligent in its response, repair or minimization of damage.*
40. [070695](#) Resolution relating to the claim of Gruber Law Offices, LLC on behalf of Elena Torres for personal injuries.  
**Sponsors:** THE CHAIR  
*---\$487,354 claim related to a slip and fall on a public sidewalk. The City Attorney's position is that the accumulation of snow and ice did not exist for the 21 days, as required by state statute, therefore the city is not liable.*
41. [070675](#) Resolution relating to the claim of Miriam Porush for injuries and damages. (3rd Aldermanic District)  
**Sponsors:** THE CHAIR  
*---\$651,500 claim related to an illegal occupancy. The City Attorney's position is that there is no evidence the city was negligent or acted improperly.*

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

42. [040066](#) An ordinance relating to contributions to common council members and mayor's personal campaign committees.  
**Sponsors:** Ald. Bohl
43. [050699](#) Resolution directing the Intergovernmental Relations Division- Department of Administration to seek introduction and passage of state legislation permitting parking in certain residential T-intersections.  
**Sponsors:** Ald. Witkowski
44. [051299](#) Resolution directing the Election Commission of the City of Milwaukee to provide, on the spring general election ballot, April 4, 2006, an advisory referendum seeking approval to seek introduction and passage of state legislation enabling cities of the first class to enact forms of alternative funding for the purpose of financing public safety services and essential infrastructure projects.  
**Sponsors:** Ald. Donovan
45. [060326](#) Resolution directing the Intergovernmental Relations - Department of Administration to seek introduction and passage of legislation relating to Mayoral appointment of Fire and Police Chiefs and powers of Fire and Police Commissions in first class cities.  
**Sponsors:** Ald. Bauman
46. [060880](#) An ordinance relating to the composition and term of office for certain commissioners of the community relations-social development commission.  
**Sponsors:** Ald. Hines Jr.
47. [061094](#) Resolution relating to an appeal from Kevin Otto for property damage. (1st Aldermanic District)  
**Sponsors:** THE CHAIR
48. [061177](#) Resolution relating to an appeal from Ravenswood Auto Center, Inc. for property damage. (10th Aldermanic District)  
**Sponsors:** THE CHAIR
49. [070431](#) Resolution relating to a claim from Larry Fettig for property damage. (11th Aldermanic District)  
**Sponsors:** THE CHAIR

**This meeting will be webcast live at [www.milwaukee.gov/channel25](http://www.milwaukee.gov/channel25).**

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