



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. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert Donovan

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Monday, May 18, 2009

1:30 PM

Room 301-B, City Hall

Meeting convened: 1:40 P.M.

Present 4 - Hamilton, Witkowski, Bohl, Donovan

Excused 1 - Davis

1. [090079](#) Resolution relating to application, acceptance and funding of an Election Data Grant from the Wisconsin Government Accountability Board.

Sponsors: Ald. Hamilton

Individual present: Sue Edman - Election Commission

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

2. [081684](#) Communication from the City Attorney relating to semiannual reports as to the determination and disposition of all claims pending and closed and litigation matters closed through December 31, 2008.

Sponsors: THE CHAIR

Individual present: Barbara Woldt and Grant Langley - City Attorney's Office

A motion was made by ALD. DONOVAN that this Communication-Report be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

3. [081060](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
- Sponsors:** THE CHAIR
- A motion was made by ALD. BOHL that this Communication be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Witkowski, Bohl and Donovan
- No** 0
- Excused** 1 - Davis
4. [090030](#) Resolution authorizing payment of the claim of Angelia Rose, in the amount of \$2,000.
- Sponsors:** THE CHAIR
- A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Witkowski, Bohl and Donovan
- No** 0
- Excused** 1 - Davis
5. [090031](#) Resolution authorizing payment of the claim of James Phelps, in the amount of \$25,000.
- Sponsors:** THE CHAIR
- A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Witkowski, Bohl and Donovan
- No** 0
- Excused** 1 - Davis
6. [090032](#) Resolution authorizing payment of the claim of Ronald Taylor, in the amount of \$25,000.
- Sponsors:** THE CHAIR
- A motion was made by ALD. DONOVAN that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Witkowski, Bohl and Donovan
- No** 0
- Excused** 1 - Davis
7. [090033](#) Resolution authorizing payment of the claim of Monte Kirk, in the amount of \$8,000.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

8. [090034](#) Resolution authorizing payment of the claim of Dennis Gardner, in the amount of \$6,000.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

9. [090035](#) Resolution authorizing payment of the claim of Marlon Davis, in the amount of \$1,500.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

10. [090036](#) Resolution authorizing payment of the claim of Ricky Burems, in the amount of \$8,000.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

11. [090037](#) Resolution authorizing payment of the claim of Carolyn Lacy, in the amount of \$12,500.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

12. [090038](#) Resolution authorizing payment of the claim of Michael Hamann, in the amount of \$25,000.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

13. [081289](#) Substitute resolution appropriating up to \$134,949.23 from the 2009 Common Council Contingent Fund to the Remission of Taxes Fund for settlement of three lawsuits against the City of Milwaukee regarding 2006, 2007 and 2008 tax assessments.

Sponsors: THE CHAIR

Individuals present:

Mary Reavey and Peter Weissenfluh - Assessor's Office

Grant Langlely and Vince Moschella - City Attorney's Office

Alan Marcuvitz - private attorney

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

1:45 P.M.

14. [090007](#) Substitute resolution to settle claims for defense of various police officers.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

15. [090020](#) Resolution relating to an appeal from Anthony Boutell for property damage.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

16. [090045](#) Resolution relating to an appeal from Jane Mandelman for property damage.

Sponsors: THE CHAIR

Claimant not present.

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

17. [090022](#) Resolution relating to an appeal from Bennett McCoy for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

Claimant was temporarily out of the room and is now present. This matter was taken up at 3:31 P.M.

A motion was made by ALD. WITKOWSKI that this Resolution be RECONSIDERED. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

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

Aye 2 - Witkowski and Donovan

No 1 - Hamilton

Excused 2 - Bohl and Davis

18. [090024](#) Substitute resolution relating to an appeal from Wayne Reineck for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$345.09.

A motion was made by ALD. DONOVAN that this Resolution be SUBSTITUTED. The motion FAILED by the following vote:

Aye 2 - Hamilton and Donovan

No 2 - Witkowski and Bohl

Excused 1 - Davis

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

Aye 2 - Witkowski and Bohl

No 2 - Hamilton and Donovan

Excused 1 - Davis

Settle in the amount of \$150.00

A motion was made by ALD. DONOVAN that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Bohl and Donovan

No 1 - Witkowski

Excused 1 - Davis

[090024](#) Substitute resolution relating to an appeal from Wayne Reineck for property damage.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Bohl and Donovan

No 1 - Witkowski

Excused 1 - Davis

19. [090021](#)

Resolution relating to an appeal from Estella Stokes for personal injuries. (1st Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

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

Aye 4 - Hamilton, Witkowski, Bohl and Donovan

No 0

Excused 1 - Davis

Ald. Bohl excused from the rest of the meeting at 3:13 P.M.

Present 3 - Hamilton, Witkowski, Donovan

Excused 2 - Bohl, Davis

20. [090023](#)

Substitute resolution relating to an appeal from Thomas Wiedel for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$250.00

A motion was made by ALD. DONOVAN that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 2 - Hamilton and Donovan

No 1 - Witkowski

Excused 2 - Bohl and Davis

[090023](#)

Substitute resolution relating to an appeal from Thomas Wiedel for property damage.

Sponsors: THE CHAIR

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

Aye 2 - Hamilton and Donovan

No 1 - Witkowski

Excused 2 - Bohl and Davis

21. [090025](#) Resolution relating to an appeal from Dwayne Westmoreland for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Claim was not filed in a timely manner.

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

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

22. [090046](#) Resolution relating to an appeal from Brian Davis for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

2:45 P.M.

23. [090056](#) Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

This matter was taken up after item #24 on the agenda.

Individuals present:

Paul Vornholt - Intergov. Relations

Maurita Houren - City Attorney's Office

Ald. Witkowski moved for opposition for the inclusion of joint and several liability in the state budget, as well as support for an exemption for local government on this issue. Prevailed. 3-0

A motion was made by ALD. WITKOWSKI that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

090056

Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

24. 081658

Substitute resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state legislation to allow for the election of Milwaukee Area Technical College district board members by district residents.

Sponsors: Ald. Witkowiak

Individuals present:

Ald. Jim Witkowiak

Paul Gabriel - works with the college boards around the state.

Held so that the committee can obtain information on prior studies done on this issue.

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

Aye 3 - Hamilton, Witkowski and Donovan

No 0

Excused 2 - Bohl and Davis

Meeting adjourned: 4:19 P.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.