



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

*ALD. MICHAEL S. D'AMATO, CHAIR*  
*Ald. Donald F. Richards, Vice Chair*  
*Ald. Marlene E. Johnson-Odom, Ald. Michael J. Murphy,*  
*Ald. Fredrick G. Gordon*

*Staff Assistant, Kathleen Marquardt, 286-2231,*  
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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.*

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Monday, May 6, 2002

9:00 AM

Room 301-B, City Hall

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**Present** 5 - D'Amato, Richards, Johnson-Odom, Murphy, Gordon

**9:00 A.M.; Meeting Convened: 9:12 A.M.**

- 1) [020070](#) Resolution authorizing agreement among ESV LLC ("ESV"), Small Animal Hospital, LLC ("SAH"), the City and RACM, concerning assignment, under § 75.106, of City's right to § 75.521 in rem foreclosure judgment against 2342 North Newhall Street. (City Attorney)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 2) [020093](#) An ordinance relating to in personam actions for delinquent real estate taxes and other charges.

**A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR PASSAGE. The motion carried by the following vote:**

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 3) [020099](#) Substitute resolution directing the Department of Administration – Intergovernmental Relations Division to seek introduction and passage of legislation to establish .08% blood alcohol concentration as a statewide drunken driving standard.

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 4) [011727](#) Resolution directing the Department of Administration – Intergovernmental Relations Division to seek introduction and passage of legislation to permit cities to regulate underage events at establishments with Class "B" alcohol beverage licenses.

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 5) [020028](#) Resolution authorizing payment of the claim of Dennis Gardner, C.I. File No. 2-L-18. (City Attorney)

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 6) [020108](#) Resolution authorizing payment of the damages judgment entered, fees and costs awarded and appropriate interest thereon in the lawsuit entitled Marshall. v. Teske, et al., Case No. 98-C-306. (City Attorney)

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 7) [020069](#) Resolution to cancel real estate taxes levied against a certain parcel identified by Tax Key No. 174-0588-000-8, 5914-16 N. 65th Street, Milwaukee, Wisconsin, on the 2000 tax roll, plus interest applicable to date of repayment, if appropriate.

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 8) [011002](#) Resolution directing the Office of the Comptroller to disperse interim payments received from the Health Care Financing Administration (HCFA) to Milwaukee Health Connection. (Comptroller)

*Hold 30 days.*

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

9:15 A.M.

- 9) [020010](#) Communication from the City Attorney's Office transmitting a communication from E. J. Hokanson relative to claim for property damage and personal injuries.

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

**Aye** 4 - D'Amato, Richards, Murphy and Gordon

**No** 0

**Excused** 1 - Johnson-Odom

- 10) [020019](#) Appeal of Atty Thomas Jacobson on behalf of Johnnie Ashley relative to claim for property damage and personal injuries. (7th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Murphy and Gordon

**No** 0

**Excused** 1 - Johnson-Odom

- 11) [020011](#) Communication from the City Attorney's Office transmitting a communication from Miller Brewing Company relative to claim for property damage.

*Not considered.*

- 12) [020009](#) Communication from the City Attorney's Office transmitting a communication from Terry Ashley relative to claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Murphy and Gordon

**No** 0

**Excused** 1 - Johnson-Odom

- 13) [020086](#) Appeal of Melinda Tempe relative to claim for property damage. (15th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 14) [020006](#) Appeal of Margaret Schmidt relative to claim for property damage. (2nd Aldermanic

District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

9:30 A.M.

- 15) [020008](#) Communication from the City Attorney's Office transmitting a communication from Atty. Alan Eisenberg on behalf of Jessie Colbert relative to claim for property damage.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 16) [020085](#) Substitute resolution to settle claim of Ralph Green for property damage.

(\$1,778)

**A motion was made by Chair D'Amato that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 17) [011697](#) Appeal of Roselyn Smolej relative to claim for property damage. (14th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 18) [020112](#) Appeal of EMC Insurance Companies on behalf of Anthony Edwards and Sandra Kaye relative to claim for property damage. (17th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

Excused 1 - Murphy

- 19) [020113](#) Appeal of Linda Petersen relative to claim for property damage. (14th Aldermanic District)
- A motion was made by Ald. Johnson-Odom that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon
- No** 0

Excused 1 - Murphy

- 20) [011669](#) Appeal of Atty. Robert Corris on behalf of Mollie Place relative to claim for property damage and personal injuries. (6th Aldermanic District)
- A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon
- No** 0

Excused 1 - Murphy

- 21) [020007](#) Appeal of Rosemary Shafer relative to claim for property damage. (17th Aldermanic District)
- A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon
- No** 0

Excused 1 - Murphy

- 22) [020005](#) Appeal of Kelly Roberts relative to claim for property damage. (7th Aldermanic District)
- A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon
- No** 0

Excused 1 - Murphy

10:00 A.M.

- 23) [011635](#) Substitute resolution authorizing the return of real estate located at 2120-22 W. McKinley Avenue, 4th 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. (Westside Housing Cooperative)

*---Fines must be paid and plans submitted.*

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

24) [020003](#)

Substitute resolution authorizing the return of real estate located at 3851 North 9th Street, in the 6th 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. (Willie E. and Lee Smith)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

25) [020004](#)

Substitute resolution authorizing the return of real estate located at 2811 North Palmer Street, in the 6th 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. (Wayman Buchanan)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

26) [011634](#)

Substitute resolution authorizing the return of real estate located at 2828-30 W. Juneau Avenue, 7th 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. (Westside Housing Cooperative)

*---Fines must be paid and plans submitted.*

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

**Aye** 4 - D'Amato, Johnson-Odom, Murphy and Gordon

**No** 0

**Excused** 1 - Richards

- 27) [020017](#) Substitute resolution authorizing the return of real estate located at 2754-56 North 51st Street, in the 7th 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. (Beverly Collier)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 28) [020052](#) Substitute resolution authorizing the return of real estate located at 2552 North 21st Street, in the 7th 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. (Joseph and Mary Whitaker)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 29) [020053](#) Substitute resolution authorizing the return of real estate located at 2549 North 21st Street, in the 7th 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. (Joseph and Mary Whitaker)

*---Property must be recorded and \$224.23 nuisance abatement fine paid.*

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

**Excused** 1 - Murphy

- 30) [011645](#) Substitute resolution authorizing the return of real estate located at 3342 North 26th Street, in the 10th 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. (Tilda Wilkes)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Gordon

**No** 0

Excused 1 - Murphy

- 31) [011639](#) Resolution authorizing return of real estate located at 3436 N. 44th Street, in the 10th Aldermanic District of the City of Milwaukee, to David West 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.

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 32) [011642](#) Substitute resolution authorizing the return of real estate located at 3502 West Kilbourn Avenue, in the 16th 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. (Doniay Knox)

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 33) [011586](#) Substitute resolution authorizing the return of real estate located at 1805 West Monroe Street, in the 17th 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. (Lowell Davis)

*---\$7500 bond to be posted before Common Council meeting of May 14, 2002.*

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

- 34) [020002](#) Substitute resolution authorizing the return of real estate located at 2654 North 15th Street, in the 17th 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. (Winston Gill)

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

**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

**No** 0

*Meeting Adjourned: 10:55 A.M.*



*Kathleen M. Marquardt, Staff Assistant*