



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.

Staff Assistant, Linda Elmer, (414)-286-2232

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File Specialist: Joanna Polanco, 286-3926, E-mail: jpolan@milwaukee.gov

Monday, October 10, 2005

1:30 PM

Room 301-B, City Hall

1:30 P.M.

The JUDICIARY AND LEGISLATION COMMITTEE may convene into closed session at 1:30 P.M. on Monday, October 10, 2005, in Room 301-B, City Hall, 200 East Wells Street, Milwaukee, Wisconsin, 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 Item #1...Resolution approving settlement of a claim by the United States Environmental Protection Agency against the City of Milwaukee, Item #2...Resolution authorizing settlement of the lawsuit entitled Robert C. Braun v. City of Milwaukee, et al., Case No. 04-C-0882, Item #3...Resolution authorizing settlement of alleged discrimination case based upon sex or gender and retaliation, filed in the Equal Rights Division, Department of Workforce Development, ERD Case No. CR200303860 and also filed with the United States Equal Employment Opportunity Commission, EEOC Case No. 26GA4000061, for consultation with legal counsel related to ongoing litigation with Options For Community Service, and for discussion related to Alexander v. City of Milwaukee et al, United States District Court for the Eastern District of Wisconsin, Case No. 03-C-0611, and then will go into open session for the regular agenda.

2:30 P.M.

- 1. [050722](#)** Resolution approving settlement of a claim by the United States Environmental Protection Agency against the City of Milwaukee.
Sponsors: THE CHAIR
Attachments: [City Atty. Letter.DOC](#)
[Agreement.pdf](#)
[Fiscal Note.pdf](#)
- 2. [050757](#)** Resolution authorizing settlement of the lawsuit entitled Robert C. Braun v. City of Milwaukee, et al., Case No. 04-C-0882.
Sponsors: THE CHAIR
Attachments: [Fiscal Note.doc](#)
[City Atty. Letter.doc](#)
[City Atty. Letter to Ald. D'Amato.DOC](#)

3. [050721](#) Resolution to authorize settlement of alleged discrimination case based upon sex or gender and retaliation, filed in the Equal Rights Division, Department of Workforce Development, ERD Case No. CR200303860 and also filed with the United States Equal Employment Opportunity Commission, EEOC Case No. 26GA4000061.
Sponsors: THE CHAIR
Attachments: [City Atty. Letter.DOC](#)
[Fiscal Note.DOC](#)
[Settlement.PDF](#)
4. [050753](#) Resolution relative to various legislative bills.
Sponsors: THE CHAIR
Attachments: [Fiscal Note](#)
5. [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: Witkowski
Attachments: [Fiscal Note](#)

---May be referred to the Public Safety Committee
6. [050629](#) An ordinance amending provisions relating to the regulation of lobbyists.
Sponsors: D'Amato
7. [050737](#) Resolution approving revised Municipal Court Boating and Non-Traffic Deposit Schedules.
Sponsors: THE CHAIR
Attachments: [2005 List of Ordinances and Deposits.doc](#)
[2005 New Fee Schedule.PDF](#)
[Boating Deposit Schedule.xls](#)
[Fiscal Note.doc](#)
[Municipal Court Letter.PDF](#)
8. [050735](#) A substitute ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.
Sponsors: THE CHAIR
Attachments: [Fiscal Note](#)

Items below will be heard no earlier than 3:00 P.M.

9. [050608](#) Substitute resolution authorizing the return of real estate located at 5229-31 N. 35th St., in the 1st 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. (Real Estate Resolutions)

Sponsors: THE CHAIR

Attachments: [Request for Vacation of In Rem Judgment.PDF](#)
[City Treasurer Reply.pdf](#)
[DNS Reply](#)
[DCD Letter](#)
[Fiscal Note](#)
[health dept letter](#)
[Treasurer Office](#)
[Health Dept. letter 9-29-05](#)

10. [050607](#) Substitute resolution authorizing the return of real estate located at 439 W. Harrison Ave., in the 14th 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. (Grand Life Real Estate, LLC)

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11. [050606](#) Substitute resolution authorizing the return of real estate located at 5129-33 W. North Ave., 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. (Real Estate Resolutions, LLC)

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[Health Dept. letter 9-29-05](#)

12. [050675](#) Substitute resolution authorizing the return of real estate located at 831-33 E. Clarke St., in the 3rd 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. (HMS Grocery, LLC)

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13. [050676](#) Substitute resolution authorizing the return of real estate located at 425-27 N. 33rd St., in the 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. (Dennis Day)

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14. [050671](#) Substitute resolution authorizing the return of real estate located at 1400 W. Vliet St., in the 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. (Clement Memorial AME Church)

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[Health Dept letter 9-29-05](#)
[DNS letter](#)
[DCD Letter](#)

15. [050684](#) Substitute resolution authorizing the return of real estate located at 2961 N. Palmer St., 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. (Smylie Coleman, Jr.)

Sponsors: THE CHAIR

Attachments: [Fiscal Note.doc](#)
[Treasurer Office Reply](#)
[Health Dept. letter 10-4-05](#)
[DNs letter](#)
[DCD Letter](#)

16. [050678](#) Substitute resolution authorizing the return of real estate located at 2745-47 N. Buffum St., 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. (David Reynolds)
- Sponsors:** THE CHAIR
- Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[Health Dept Letter 10-4-05](#)
[DNS letter](#)
[treasurer's office reply](#)
[DCD Letter](#)
17. [050679](#) Substitute resolution authorizing the return of real estate located at 1521-25 W. Wright St., in the 15th 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. (David Reynolds)
- Sponsors:** THE CHAIR
- Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[Treasurer Office Reply](#)
[Health Dept letter 10-4-05](#)
[DNS letter](#)
[DCD Letter](#)
18. [050680](#) Substitute resolution authorizing the return of real estate located at 2424 N. 23rd St., in the 15th 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. (David Reynolds)
- Sponsors:** THE CHAIR
- Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[Treasurer Office Reply](#)
[Health Dept letter 9-29-05](#)
[DNS letter](#)
[DCD Letter](#)
19. [050681](#) Substitute resolution authorizing the return of real estate located at 2417 N. 22nd St., in the 15th 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. (David Reynolds)
- Sponsors:** THE CHAIR

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20. [050683](#) Substitute resolution authorizing the return of real estate located at 2507-09 N. 1st St., 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. (Charlene Rushing)

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21. [050670](#) Substitute resolution authorizing the return of real estate located at 907 W. Atkinson Ave., 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. (Lincoln Creek Development, Inc. and KSB Construction Development, LLC)

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[Treasurer Office](#)
[Health Dept letter 9-29-05](#)
[DNS LETTER](#)
[DCD Letter_1](#)

22. [050685](#) Substitute resolution authorizing the return of real estate located at 3341-3343 N. Buffum St., 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. (Aaiksha Fields)

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[Reply from DNS](#)
[Treasurer Office](#)
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23. [050539](#) Substitute resolution authorizing the return of real estate located at 2911 N. 11th St., 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. (Anthony and Dana McCalla)

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[Health dept letter](#)
[Treasurer Office](#)
[Health Dept. letter 9-29-05](#)

24. [050538](#) Substitute resolution authorizing the return of real estate located at 2454-56 W. Keefe Ave., 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. (Florance Hess)

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[Treasurer Office](#)
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25. [050682](#) Substitute resolution authorizing the return of real estate located at 3717 N. 37th St., 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. (Deanna Delaney)

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26. [050546](#) Substitute resolution authorizing the return of real estate located at 2040 W. Vilter Lane, in the 8th 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. (Lucille Hoeft)

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[Health Dept. letter 9-29-05](#)

27. [050677](#) Substitute resolution authorizing the return of real estate located at 3414 W. Lapham St., in the 8th 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. (John Lein)

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28. [050673](#) Substitute resolution authorizing the return of real estate located at 2635-37 N. 37th St., in the 15th 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. (Kym Gregory)

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29. [050672](#) Substitute resolution authorizing the return of real estate located at 1422 W. Wright St., in the 15th 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. (Cornelius Onyemachi)

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30. [050674](#) Substitute resolution authorizing the return of real estate located at 2526-28 N. 14th St., in the 15th 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. (Leon Walker)
- Sponsors:** THE CHAIR
- Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[Treasurer Office](#)
[Health Dept letter 9-29-05](#)
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[DCD Letter](#)
31. [050545](#) Substitute resolution authorizing the return of real estate located at 2062-64 N. 28th St., in the 15th 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. (Tony Brookens)
- Sponsors:** THE CHAIR
- Attachments:** [Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[City Treasurer's Reply.PDF](#)
[DNS Reply.pdf](#)
[DCD Letter](#)
[health dept letter](#)
[Treasurer Office](#)
[Health Dept Letter 10-4-05](#)
[rev DCD Letter](#)
32. [050668](#) Resolution relating to the appeal of Sharon Hess relative to a claim for property damage. (11th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [Appeal.PDF](#)
[City Atty. Letter.PDF](#)
- \$1,132.03 claim related to damage to a private vehicle on a city employee parking lot. There is no evidence that the damage was caused by negligence of any city employee.*
33. [050331](#) Resolution relating to the appeal of Andrew Frederick relative to a claim for property damage. (5th Aldermanic District)
- Sponsors:** THE CHAIR
- Attachments:** [City Atty. Letter.PDF](#)
[Appeal.PDF](#)
- \$451.97 claim for damage to a private vehicle allegedly struck by a city street sweeper. The sweeper was not in the area the day of the damage and no evidence was provided that the sweeper caused the damage.*
34. [050667](#) Resolution relating to a claim from Figueroa & Jackson, LLC on behalf of Warnette Hunter for personal injuries.

Sponsors: THE CHAIR

Attachments: [City Atty. Letter.PDF](#)
[Claim Part 1.PDF](#)
[Claim Part 2.PDF](#)

---\$133,718.10 claim related to a fall in a public street. Prior to the incident, the city had no notice of any hazard and therefore cannot be held liable.

35. [050666](#) Resolution relating to a claim from Mark Zera for personal injuries.

Sponsors: THE CHAIR

Attachments: [City Atty. Letter.PDF](#)
[Claim.PDF](#)

---\$21,000 claim related to a fall on a public sidewalk. Prior to the incident, the city had no notice of the hazard and, therefore, cannot be held liable.

36. [050669](#) Resolution relating to the appeal of Tython Currie relative to a claim for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [Appeal.PDF](#)
[City Atty. Letter.PDF](#)

---\$1,496.15 claim related to damage from a private vehicle caused by a pothole. Prior to the incident, the city had no notice of the hazard and therefore cannot be held liable.

37. [050663](#) Resolution authorizing an agreement between the City of Milwaukee and Milwaukee Public Schools (MPS) regarding the Mayor's Tutoring Partnership Program.

Sponsors: Hamilton

---May be placed on file as no longer needed

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

NOTE: a) Members of the Common Council, and members of its Standing Committees who are not members of this Committee, may attend this meeting to participate or to gather information. Therefore, notice is given that this meeting may constitute a meeting of the Common Council or any of its Standing Committees, and must be noticed as such, although they will not take any formal action at this meeting.

b) Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

c) Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

d) Effective July 1, 2005, persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code of Ordinances are required to register with the City Clerk's Office License Division. More information is available at www.milwaukee.gov/lobby or by calling 414-286-2238.