



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes - Final JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR

Ald. Donald F. Richards, Vice Chair

Ald. Marlene Johnson-Odom, Ald. Michael J. Murphy, Ald. Frederick G. Gordon

Staff Assistant, Kathleen Marquardt, 286-2231

Monday, March 19, 2001

9:00 AM

Room 301-B, City Hall

9:00 A.M., Meeting Convened 9:08 A.M.

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

Ald. Richards moved that the Judiciary and Legislation Committee convene into closed session at 9:00 A.M. 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 litigation in which the City is or is likely to become involved relative to: File Number 001582...Resolution authorizing settlement of the lawsuit entitled Dillingham Construction, N.A., Inc. v. City of Milwaukee, Case No. 00-CV-010377.

Roll Call:

Ayes: 3 - Ald. Murphy, Richards, D'Amato and Johnson-Odom

Noes: 0.

Excused: - Ald. Gordon.

CLOSED SESSION

Ald. Richards moved that the Judiciary and Legislation Committee convene into open session.

The motion prevailed.

- 1) [001582](#) Resolution authorizing settlement of the lawsuit entitled Dillingham Construction, N.A., Inc. v. City of Milwaukee, Case No. 00-CV-010377. (City Attorney)

Sponsors: THE CHAIR

A motion was made by Ald. Murphy 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) [001594](#) Substitute resolution authorizing agreement among City, Doern Corporation, and National Recycling, Inc. concerning assignment, under § 75.106, of City's right to § 75.521 in rem foreclosure judgment against 4220 South 13th Street.

Sponsors: Ald. Murphy and Ald. Pawlinski

Ald. Murphy to be added as sponsor.

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

- 3) [001595](#) Resolution authorizing (i) agreement among City of Milwaukee ("City"), Sherman Perk, LLC ("Sherman"), Redevelopment Authority of City of Milwaukee ("RACM") and Sherman's lawyer, concerning a Wis. Stat. § 75.106 assignment of City's right to Wis. Stat. § 75.521 in rem foreclosure judgment against 4924 West Roosevelt Drive, and (ii) City action under that agreement. (City Attorney)

Sponsors: THE CHAIR

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 Murphy

No 0

Excused 1 - Gordon

- 4) [001525](#) Resolution authorizing payment of the claim of Risa and Myron Cain, C.I. File No. 97-L-3.

Sponsors: THE CHAIR

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 Murphy

No 0

Excused 1 - Gordon

- 5) [001524](#) Resolution authorizing payment of the claim of Robert Falkowski, C.I. File No. 99-L-191.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy 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

- 6) [001523](#) Resolution authorizing payment of the claim of Dwaine and Deborah Allison, C.I. File No. 96-L-176.

Sponsors: THE CHAIR

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

- 7) [001526](#) Resolution authorizing payment of the claim of Debra Stoner, C.I. File No. 98-L-97.

Sponsors: THE CHAIR

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 Murphy

No 0

Excused 1 - Gordon

- 8) [001504](#) Resolution to settle claim of Attorney Kenneth Murray, Kenneth Murray Law Office, for defense of various Police Officers. (City Attorney)

Sponsors: THE CHAIR

A motion was made by Ald. Murphy 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

- 9) [001503](#) Resolution to settle claim of Attorney Laurie A. Eggert, Eggert Law Office, for defense of various police officers. (City Attorney)

Sponsors: THE CHAIR

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

9:30 A.M.

- 10) [001326](#) Communication from the City Attorney's Office transmitting a communication from

Terrance Harris relative to claim for property damage.

Sponsors: THE CHAIR

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, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

11) [001508](#)

Communication from the City Attorney's Office transmitting a communication from Marlon Taylor relative to claim for property damage.

Sponsors: THE CHAIR

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 Murphy

No 0

Excused 1 - Gordon

12) [001510](#)

Communication from the City Attorney's Office transmitting a communication from Stephen and Christina Dahlman relative to claim for property damage and loss.

Sponsors: THE CHAIR

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, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

13) [001505](#)

Communication from the City Attorney's Office transmitting a communication from Atty. Glen Schott on behalf of Jack R. Pettigrew relative to claim for property damage.

Sponsors: THE CHAIR

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 1 - Johnson-Odom

14) [001512](#)

Substitute resolution to settle claim of Barbara Shaw for property damage.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

Ald. Murphy moved to deny payment . The resolution failed by the following vote:

*Ayes: 2 - Ald. D'Amato and Murphy.
Noes: 2 - Ald. Gordon and Johnson-Odom.
Excused: 1 - Ald. Richards.*

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

Aye 3 - D'Amato, Johnson-Odom and Gordon

No 1 - Murphy

Excused 1 - Richards

9:40 A.M.

- 15) [001509](#) Communication from the City Attorney's Office transmitting a communication from Michael Ogrodowski relative to claim for property damage.

Sponsors: THE CHAIR

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, Johnson-Odom, Murphy and Gordon

No 0

Excused 1 - Richards

- 16) [001511](#) Appeal of Christian Nwonye relative to claim for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

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, Johnson-Odom, Murphy and Gordon

No 0

Excused 1 - Richards

- 17) [001612](#) Communication from the City Attorney's Office transmitting a communication from Lisa Phillips relative to claim for property damage.

Sponsors: THE CHAIR

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

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

No 0

- 18) [001507](#) Communication from the City Attorney's Office transmitting a communication from Ameritech relative to claim for property damage.

Sponsors: THE CHAIR

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

No 0

19) [001506](#)

Communication from the City Attorney's Office transmitting a communication from Gloria Eding, Queen Whigham, Curtis Whigham, Nathaniel Lane Barbara and James Kirk relative to claim for damages.

Sponsors: THE CHAIR

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

20) [001619](#)

A charter ordinance relating to settlement of claims against the city.

Sponsors: Ald. D'Amato

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PASSAGE. 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.

21) [001592](#)

Resolution supporting a prohibition on the use of cyanide in Wisconsin mines.

Sponsors: Ald. Pratt

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

22) [000040](#)

Substitute resolution relative to various legislative bills.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A-116 - Support, by Ald. Richards. Prevailed

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

23) [000534](#)

Reappointment of Frank Sepic to the Administrative Review Appeals Board by the Mayor. (2nd Aldermanic District)

Sponsors: THE CHAIR

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

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

No 0

Excused 1 - Murphy

Meeting Adjourned: 11:15 A.M.

Kathleen M. Marquardt, Staff Assistant