



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.*

Monday, February 25, 2002

9:00 AM

Room 301-B, City Hall

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

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

ALD. RICHARDS moved that the Judiciary and Legislation Committee convene into closed session 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 involved relative to Item #1 - File Number 011072 - Resolution authorizing agreement among City, RACM, and John P. Bowles concerning \$25, 000 property-tax payment against 821-833 East Locust Street.

Roll Call:

Ayes: Ald. Johnson-Odom, Richards, Murphy, Gordon and D'Amato - 5.

Noes: 0.

Prevailed.

CLOSED SESSION

Ald. Johnson-Odom moved that the Judiciary and Legislation Committee reconvene into open session. The motion prevailed.

1) 011072 Resolution authorizing agreement among City, RACM, and John P. Bowles concerning \$25,000 property-tax payment against 821-833 East Locust Street. (City Attorney)

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

9:15 A.M.

2) [011441](#) Appointment of D. Michael Guerin to the Ethics Board by the Mayor. (4th Aldermanic District)

A motion was made by Ald. Johnson-Odom 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

3) [011488](#) Substitute resolution authorizing and approving a contract for collection services for overdue municipal court judgments with Professional Placement Services, L.L.C.

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

4) [011434](#) Resolution cancelling various City claims. (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 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

5) [011511](#) Resolution to settle claim of Attorney Laurie A. Eggert, Eggert Law Office, for defense of various police officers. (City Attorney)

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

6) [011398](#) Resolution relative to the cancellation and refunding of weed cutting charges placed on the 2001 Tax Roll. (Sanitation)

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

7) [011487](#) Communication from the City Attorney's office transmitting the Semi-Annual In Personam Report.

--Received.

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

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

No 0

8) 011408 Resolution to cancel real estate taxes levied against Key No. 303-0578-110-6 on the 1996, 1997 and 1998 tax rolls, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

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

9) 011452 Communication from the Comptroller's Office transmitting a report, titled "Audit of the City Assessor Real Estate Tax Exemption Process".

--Received.

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

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

No 0

Excused 1 - Richards

10) 010941 A substitute ordinance relating to the provisions of the city's code of ethics.

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

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

No 0

Excused 1 - Richards

9:30 A.M.

11) 011419 Appeal of Barbara Hardy relative to claim for property damage.

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

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

No 0

Excused 2 - Richards and Murphy

12) 011422 Substitute resolution to settle claim of Ramona Sterling for property damage.

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 0

Excused 2 - Richards and Murphy

13) [011268](#) Appeal of Adam Jardanowski relative to claim for property damage. (9th 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

14) [011420](#) Appeal of Wisconsin Electric/Wisconsin Gas Company relative to claim for property damage. (1st 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

15) [011361](#) Substitute resolution to settle claim of Edward Ferris and Christine Lorenz for property damage.

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 0

Excused 2 - Richards and Murphy

16) [011423](#) Appeal of Willestine Riley relative to claim for property damage. (15th Aldermanic District)

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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

9:45 A.M.

17) [011421](#) Substitute resolution to settle claim of Valerie Franklin for property damage.

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

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

No 0

Excused 2 - Richards and Murphy

18) [011283](#) Appeal of James Cruz relative to claim for property damage. (5th 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

19) [011439](#) Communication from the City Attorney's Office transmitting a communication from Atty. Kenan Kersten on behalf of Emma Adair relative to claim for personal injuries.

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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

20) [011494](#) Appeal of Susan Tarver-Harris relative to claim for property damage. (2nd 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

21) [011424](#) Appeal of Wisconsin Electric Power Company relative to claim for property damage. (1st 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

22) [011418](#) Communication from the City Attorney's Office transmitting a communication from Frederica Perry relative to claim for personal injuries and property damage.

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

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

No 0

Excused 2 - Richards and Murphy

23) [011119](#) Appeal of Betty Burks relative to claim for property damage. (3rd 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 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

10:00 A.M.

24) [011413](#) Substitute resolution authorizing the return of real estate located at 4234 North 15th Street, 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. (Gary L. Moore)

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 0

Excused 2 - Richards and Murphy

25) [011414](#) Substitute resolution authorizing the return of real estate located at 1230 West Highland Avenue, 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. (Stephen F. Thiel)

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 0

Excused 2 - Richards and Murphy

26) [011412](#) Substitute resolution authorizing the return of real estate located at 730 N. Plankinton Avenue, Unit 10D, 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. (Tandem Realty Corporation)

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 0

Excused 2 - Richards and Murphy

27) 011411 Substitute resolution authorizing the return of real estate located at 730 N. Plankinton Avenue, Unit 10DC, 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. (Tandem Realty Corporation)

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 0

Excused 2 - Richards and Murphy

28) 011410 Resolution authorizing return of real estate located at 2501-05 N. 5th Street, in the 6th Aldermanic District of the City of Milwaukee, to Fred Thompson 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 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 0

Excused 2 - Richards and Murphy

29) 011468 Substitute resolution authorizing the return of real estate located at 3312 North 21st 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. (Patricia Ann Maben)

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 0

Excused 2 - Richards and Murphy

30) 011409 Substitute resolution authorizing the return of real estate located at 3373 North 37th 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. (Fay Adell kna Fay Roberts)

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 0

Excused 2 - Richards and Murphy

31) 011466 Substitute resolution authorizing the return of real estate located at 4713 West Fond du Lac Avenue, 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. (King of Kings Missionary Baptist Church)

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 0

Excused 2 - Richards and Murphy

32) 011465 Substitute resolution authorizing the return of real estate located at 1537 South Muskego Avenue, 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. (Dominga Ayala-Ruiz)

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 0

Excused 2 - Richards and Murphy

33) 011467 Substitute resolution authorizing the return of real estate located at 2009-11 West Mineral Street, 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. (Delmer J. Biddle)

Ald. Johnson-Odom moved to Hold this file to the Call of the Chair. The motion prevailed by the following vote:

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

Noes: 0.

Excused: Ald. Richards and Murphy - 2.

Ald. Johnson-Odom moved for reconsideration of File No. 011467. The motion prevailed by the following vote:

Ayes: *Ald. Gordon, Johnson-Odom and D'Amato - 3.*

Noes: *0.*

Excused: *Ald. Richards and Murphy - 2.*

Ald. Johnson-Odom moved for adoption of File No. 011467, as substituted. The motion prevailed.

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

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

No 0

Excused 2 - Richards and Murphy

10:30 A.M.

34) [011113](#) Substitute resolution relative to various legislative bills.

S-254 *Support, by Ald. Johnson-Odom. Prevailed.*

A-208 *Support with amendment, by Ald. Gordon. Prevailed.*

A-470 *Support with amendment, by Ald. Johnson-Odom. Prevailed.*

Wisconsin Alliance of Cities Deficit of Reduction Plan (to be made part of the file) - Approve, by Ald. Gordon. Prevailed.

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

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

No 0

Excused 2 - Richards and Murphy

Meeting Adjourned: 12:30 P.M.

Kathleen M. Marquardt

Staff Assistant