



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Agenda JUDICIARY & LEGISLATION COMMITTEE

**ALD. ASHANTI HAMILTON, CHAIR**  
**Ald. Terry Witkowski, Vice-Chair**  
**Ald. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert**  
**Donovan**  
**Staff Assistant, Joanna Polanco, 286-2366**  
**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**  
**Legislative Liaison, Richard Withers, 286-8532,**  
**[rwithe@milwaukee.gov](mailto:rwithe@milwaukee.gov)**

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Monday, February 20, 2012

1:30 PM

Room 301-B, City Hall

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### AMENDED 2/16/12

**File # 111122 (Previously item #11) has been removed.**  
**New Items #13 & #14 (Files 111277 & 111278) have been added.**

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, February 20th, 2012 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will go into open session for the regular agenda.

1. [111416](#) Resolution authorizing settlement of the claims raised by plaintiff, Frank L. Jude, Jr., in the lawsuit entitled Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.  
**Sponsors:** THE CHAIR  
*---May be refer to the Finance and Personnel Committee*
2. [111415](#) Resolution to authorize up to \$2 million dollars of contingent borrowing to fund settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled, Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.  
**Sponsors:** THE CHAIR  
*---May be refer to the Finance and Personnel Committee*
3. [111420](#) Resolution affirming the Common Council's opposition to restrictive voting laws and calls on state election officials to educate the public about the effect of the new restrictive voting laws.  
**Sponsors:** Ald. Davis, Ald. Coggs and Ald. Hamilton
4. [111290](#) Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.  
**Sponsors:** THE CHAIR
5. [111390](#) Communication from the City Attorney relative to expenditures from the Outside

Counsel/Expert Witness Fund Special Purpose Account.

**Sponsors:** THE CHAIR

6. [111353](#) Substitute resolution authorizing the return of real estate located at 4843 N. 71st Street, in the 2nd Aldermanic District to its former owner. (Steven DeVouges, agent for Corelogic Tax Services)

**Sponsors:** THE CHAIR

7. [111379](#) Substitute resolution authorizing the return of real estate located at 3046 N. 22nd Street, in the 7th Aldermanic District to its former owner. (Dawn Marie Winters)

**Sponsors:** THE CHAIR

8. [110990](#) Resolution relating to the claims of Brian and Suzanne Kreuziger for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

---\$6,193.12

9. [111123](#) Resolution relating to an appeal from Clint Bryant for property damage.

**Sponsors:** THE CHAIR

---\$427.58

10. [111159](#) Resolution relating to an appeal from Janis Cottrell for property damage. (9th Aldermanic District)

**Sponsors:** THE CHAIR

---\$517.62

11. [111121](#) Resolution relating to an appeal from Craig Muri and Chad Konow for personal Injuries. (4th Aldermanic District)

**Sponsors:** THE CHAIR

---\$180.12

12. [110996](#) Resolution relating to an appeal from Charles Kowalski for property damage.

**Sponsors:** THE CHAIR

---\$539.78

13. [111277](#) Substitute resolution approving the extension of a contract between the City and Personal Property Consultants of WI, LLC, for the provision of specialized valuation services.

**Sponsors:** THE CHAIR

---May be refer to the Finance and Personnel Committee.

14. [111278](#) Substitute resolution approving the extension of a contract between the City and Valuation Solutions, LLC, for the provision of specialized assessment services.

Sponsors: THE CHAIR

*---May be refer to the Finance and Personnel Committee.*

15. [110033](#) Communication related to the 2011 annual report and activities of the Ethics Board.

Sponsors: THE CHAIR

16. [111349](#) A substitute ordinance relating to revisions of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

Sponsors: THE CHAIR

17. [110857](#) Resolution relating to legislative bills.

Sponsors: THE CHAIR

*---SB-300/ The length of time for which a variance applies.  
AB-403*

*---SB-373/ Changes to product liability law and the law governing remedies  
---AB-538/ against manufacturers, distributors, sellers, and promoters of a  
---AB-544 product.*

**This meeting will be webcast live at [www.milwaukee.gov/channel25](http://www.milwaukee.gov/channel25).**

**Common Council members who are not members of this committee may attend this meeting to participate or to gather information. This meeting may constitute a meeting of the Common Council or any of its standing committees although no formal action will be taken at this meeting.**

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

**Parking for persons attending City Hall meetings is available at reduced rates (5 hour limit) at the Milwaukee Center (southwest corner of E. Kilbourn Ave. and N. Water St.) Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.**

**Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code are required to register with the City Clerk's License Division. Lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at [www.milwaukee.gov/lobby](http://www.milwaukee.gov/lobby).**



Legislation Details (With Text)

**File #:** 111416      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution authorizing settlement of the claims raised by plaintiff, Frank L. Jude, Jr., in the lawsuit entitled Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.

**Sponsors:** THE CHAIR

**Indexes:** SUITS PAYMENT, SUITS SETTLEMENT

**Attachments:** Memo to Joanna Polanco.pdf, City Attorney Letter, Fisal Impact Statement, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111416  
Version  
Original  
Reference

Sponsor  
THE CHAIR  
Title

Resolution authorizing settlement of the claims raised by plaintiff, Frank L. Jude, Jr., in the lawsuit entitled *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.*

Analysis

This resolution authorizes settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.*, Case No. 06-C-1101, for the total amount of \$2,000,000.

Body

Whereas, Plaintiff Frank L. Jude, Jr. filed a civil rights lawsuit against the City of Milwaukee and certain former employees of the City of Milwaukee., Case No. 06-C-1101; and

Whereas, Frank L. Jude, Jr. and the City of Milwaukee mediated the case and have entered into an agreement, to settle the claims raised by Mr. Jude in the above-referenced lawsuit for the total amount of \$2,000,000; and

Whereas, The City Attorney recommends that the City of Milwaukee settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$2,000,000, payable to the order of Samster, Konkel & Safran, S.C. Trust Account, on behalf of Frank L. Jude, Jr., as soon as practicable, in full and final settlement of this lawsuit, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-S118-006300; and, be it

Further Resolved, That the funding of the settlement amount will be authorized by a resolution contemporaneously approved by the Common Council; and that the proper City officers are authorized to make the necessary transfers to the appropriate accounts or funds to dispense the settlement amount; and, be it

Further Resolved, That for and in consideration of the above-referenced payments, Mr. Jude will provide to the City a release of any and all claims arising out of or in any way related to the subject incident, and a stipulation and proposed order for dismissal of the claims he raised in the pending court action.

Requestor

City Attorney

Drafter

SEL:tas

February 3, 2012

1032-2006-3071:177837



800 City Hall, 200 E. Wells St., Milwaukee, WI 53202, Telephone 414-286-2601, Fax 414-286-8550

## MEMORANDUM

**TO:** Joanna Polanco, Staff Assistant  
Judiciary & Legislative Committee  
City Hall, Room 205

**FROM:** SUSAN E. LAPPEN, Assistant City Attorney

**DATE:** February 3, 2012

**RE:** *Frank L. Jude, et al. v. City of Milwaukee, et al.,*  
Case No. 06-C-1101

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We respectfully request that this matter be heard in closed session by the Judiciary and Legislative Committee when it convenes on February 20, 2012 at 1:30 p.m. A representative of our office will be in attendance at that meeting, to discuss the various factors involved with our recommendation of the proposed settlement, if necessary.

SEL:tas

1032-2006-3071:177838

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
**SUSAN D. BICKERT**  
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**MARGARET C. DAUN**  
**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
**PETER J. BLOCK**  
Assistant City Attorneys

February 3, 2012

To the Honorable  
Common Council of the  
City of Milwaukee  
Room 205 – City Hall

**RE: *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.,***  
**Case No. 06-C-1101**

Dear Council Members:

Enclosed is a proposed resolution and fiscal note authorizing payment of a settlement amount regarding the claims raised by Mr. Jude in the above-referenced matter. We request that the enclosed documents also be referred to the appropriate committee or committees for review.

This case stems from an event which occurred on October 24, 2004, and which involved plaintiff Frank L. Jude, Jr. and several individuals who were then employed as Milwaukee police officers. Mr. Jude claimed that those individuals used excessive force against him while acting in the scope of their employment. The City defended that those individuals did not commit the subject acts while acting in the scope of their employment, but rather that they acted to further their own personal interests, which were unrelated to their official duties.

Discovery has been completed, and the case was recently mediated before the Honorable Lynn Adelman, of the United States District Court for the Eastern District of Wisconsin. Because of the unpredictability of trial, and the City's risk of exposure to not only compensatory damages, but also to punitive damages and attorney's fees, a settlement amount was negotiated during mediation. That amount was \$2,000,000. We recommend

To the Honorable  
Common Council of the  
City of Milwaukee  
February 3, 2012  
Page 2

that this matter be settled for that amount. Consistent with our recommendation, we have enclosed an appropriate resolution for your consideration.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

SUSAN E. LAPPEN  
Assistant City Attorney

SEL:tas

Enclosures

1032-2006-3071:177843





# City of Milwaukee Fiscal Impact Statement

<b>A</b>	<b>Date</b> <u>2/17/2012</u>	<b>File Number</b> _____	<input checked="" type="checkbox"/> <b>Original</b>	<input type="checkbox"/> <b>Substitute</b>
	<b>Subject</b> Resolution authorizing settlement of the claims raised by Frank L. Jude, Jr. in the lawsuit entitled Frank L. Jude, et al. v. City of Milwaukee, et al. U.S. District Court Case No. 06-C-1101			

<b>B</b>	<b>Submitted By (Name/Title/Dept./Ext.)</b> <u>Susan E. Lappen, Assistant City Attorney, Ext. 2628</u>
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<b>C</b>	<b>This File</b>	<input type="checkbox"/> Increases or decreases previously authorized expenditures.
		<input type="checkbox"/> Suspends expenditure authority.
		<input type="checkbox"/> Increases or decreases city services.
		<input type="checkbox"/> Authorizes a department to administer a program affecting the city's fiscal liability.
		<input type="checkbox"/> Increases or decreases revenue.
		<input type="checkbox"/> Requests an amendment to the salary or positions ordinance.
		<input type="checkbox"/> Authorizes borrowing and related debt service.
		<input type="checkbox"/> Authorizes contingent borrowing (authority only).
		<input checked="" type="checkbox"/> Authorizes the expenditure of funds not authorized in adopted City Budget.

<b>D</b>	<b>Charge To</b>	<input type="checkbox"/> Department Account	<input type="checkbox"/> Contingent Fund
		<input type="checkbox"/> Capital Projects Fund	<input type="checkbox"/> Special Purpose Accounts
		<input type="checkbox"/> Debt Service	<input type="checkbox"/> Grant & Aid Accounts
		<input type="checkbox"/> Other (Specify) _____	

	Purpose	Specify Type/Use	Expenditure	Revenue	
<b>E</b>	Salaries/Wages		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Supplies/Materials		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Equipment		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Services		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Other	Settlement of the claims raised by Frank L. Jude, Jr., in the lawsuit entitled Frank L. Jude, Jr., et al. v. City of Milwaukee, et al. Damages & Claims SPA		\$2,000,000.00	\$0.00
				\$0.00	\$0.00
	<b>TOTALS</b>		<b>\$2,000,000.00</b>	<b>\$ 0.00</b>	

**F**

Assumptions used in arriving at fiscal estimate. \_\_\_\_\_

**G**

For expenditures and revenues which will occur on an annual basis over several years check the appropriate box below and then list each item and dollar amount separately.

 1-3 Years       3-5 Years 1-3 Years       3-5 Years 1-3 Years       3-5 Years**H**

List any costs not included in Sections D and E above. \_\_\_\_\_

**I**

Additional information. \_\_\_\_\_

**J**This Note     Was requested by committee chair.





Legislation Details (With Text)

**File #:** 111415      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution to authorize up to \$2 million dollars of contingent borrowing to fund settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled, Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.

**Sponsors:** THE CHAIR

**Indexes:** CONTINGENT FUND, SUITS PAYMENT, SUITS SETTLEMENT

**Attachments:** City Attorney Letter, Fiscal Impact Statement, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111415  
Version  
Original  
Reference

Sponsor  
The Chair  
Title

Resolution to authorize up to \$2 million dollars of contingent borrowing to fund settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled, *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.*

Analysis

The Common Council of the City of Milwaukee adopted File Number 111416 on February 28, 2012, and that file authorized settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.*, Case No. 06-C-1101. The City of Milwaukee and Mr. Jude agreed to a \$2.0 million dollar settlement amount regarding resolution of his claims. The City will fund the settlement using Contingent Borrowing.

Body

Whereas, Common Council File Number 111416, adopted on February 28, 2012, authorized settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit entitled *Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.*, Case No. 06-C-1101; and

Whereas, The agreed \$2 million dollar settlement amount exceeds the available balance in the Damages and Claims Fund Special Purpose Account (0001-1490-S118-006300); and

Whereas, The 2012 Budget of the City of Milwaukee authorizes \$200,000,000 Contingent Borrowing for purposes not contemplated at the time the budget was adopted; and

Whereas, Resolution File Number 111077 authorized the issuance of general obligation promissory notes for various public purposes (the "Note Resolution"), not all of which will be needed in the next 12 months; and

Whereas, The City desires to use \$2 million dollars of Contingent Borrowing to fund settlement of the above-noted claims raised by Frank L. Jude, Jr., to issue Contingent Borrowing within the amount authorized by the Note Resolution, and for the Contingent Borrowing to replace other purposes in the Note Resolution that will not be needed in the next 12 months; now therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that \$2,000,000 of Contingent Borrowing (the "Borrowing") is authorized to be used to fund settlement of the claims raised by the plaintiff, Frank L. Jude, Jr., in the lawsuit; and, be it

Further Resolved, That the Borrowing is an additional authorized borrowing purpose for the general obligation promissory notes authorized to be issued by Resolution File Number 111077, and that the Borrowing may be issued pursuant to the resolution within the aggregate amount of general obligation promissory notes authorized to be issued therein; and, be it

Further Resolved, That the proper City officers are authorized to make necessary transfers to the appropriate accounts or funds to dispense the settlement amount.

Requestor

Budget and Management Division

Drafter

SEL:tas

February 3, 2012

1032-2006-3071:177833

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
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**MARY L. SCHANNING**  
**PETER J. BLOCK**  
Assistant City Attorneys

February 3, 2012

To the Honorable  
Common Council of the  
City of Milwaukee  
Room 205 – City Hall

***RE: Frank L. Jude, Jr., et al. v. City of Milwaukee, et al.***  
**Case No. 06-C-1101**

Dear Council Members:

Enclosed is a resolution authorizing the contingent borrowing necessary for payment of the settlement amount regarding the claims raised by Mr. Jude in the above-referenced case. Note that a settlement resolution has been presented to you under separate cover letter this date. We ask that the enclosed resolution also be referred to the appropriate committee or committees for review.

Very truly yours,

**GRANT F. LANGLEY**  
City Attorney

**SUSAN E. LAPPEN**  
Assistant City Attorney  
SEL:tas  
Enclosures

1032-2006-3071:177834



# City of Milwaukee Fiscal Impact Statement

**A** **Date** 2/17/2012 **File Number** \_\_\_\_\_  **Original**  **Substitute**

**Subject** Resolution authorizing contingent borrowing for settlement of the claims raised by Frank L. Jude, Jr. in the lawsuit entitled Frank L. Jude, et al. v. City of Milwaukee, et al. U.S. District Court Case No. 06-C-1101

**B** **Submitted By (Name/Title/Dept./Ext.)** Susan E. Lappen, Assistant City Attorney, Ext. 2628

**C** **This File**

- Increases or decreases previously authorized expenditures.
- Suspends expenditure authority.
- Increases or decreases city services.
- Authorizes a department to administer a program affecting the city's fiscal liability.
- Increases or decreases revenue.
- Requests an amendment to the salary or positions ordinance.
- Authorizes borrowing and related debt service.
- Authorizes contingent borrowing (authority only).
- Authorizes the expenditure of funds not authorized in adopted City Budget.

**D** **Charge To**

- Department Account
- Capital Projects Fund
- Debt Service
- Other (Specify) \_\_\_\_\_
- Contingent Fund
- Special Purpose Accounts
- Grant & Aid Accounts

	Purpose	Specify Type/Use	Expenditure	Revenue	
<b>E</b>	Salaries/Wages		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Supplies/Materials		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Equipment		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Services		\$0.00	\$0.00	
			\$0.00	\$0.00	
	Other	Contingent borrowing for settlement of the claims raised by Frank L. Jude, Jr., in the lawsuit entitled Frank L. Jude, Jr., et al. v. City of Milwaukee, et al. Damages & Claims SPA		\$2,000,000.00	\$0.00
				\$0.00	\$0.00
	<b>TOTALS</b>		<b>\$2,000,000.00</b>	<b>\$ 0.00</b>	

**F**

Assumptions used in arriving at fiscal estimate. \_\_\_\_\_

**G**

For expenditures and revenues which will occur on an annual basis over several years check the appropriate box below and then list each item and dollar amount separately.

 1-3 Years     3-5 Years 1-3 Years     3-5 Years 1-3 Years     3-5 Years

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**H**

List any costs not included in Sections D and E above. \_\_\_\_\_

**I**

Additional information. \_\_\_\_\_

**J**This Note     Was requested by committee chair.







Legislation Details (With Text)

**File #:** 111420      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution affirming the Common Council’s opposition to restrictive voting laws and calls on state election officials to educate the public about the effect of the new restrictive voting laws.

**Sponsors:** ALD. DAVIS, ALD. COGGS, ALD. HAMILTON

**Indexes:** ELECTIONS, VOTER REGISTRATION

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	CITY CLERK	Sponsor added		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111420

Version  
ORIGINAL

Reference

Sponsor  
ALDS. DAVIS, COGGS AND HAMILTON

Title  
Resolution affirming the Common Council’s opposition to restrictive voting laws and calls on state election officials to educate the public about the effect of the new restrictive voting laws.

Analysis  
This resolution affirms the Common Council's opposition to restrictive voting laws and calls on state election officials to educate the public about the effect of the new restrictive voting laws.

Body  
Whereas, The right to vote is fundamental, and protects and preserves all other civil and political freedoms; and

Whereas, President Lyndon Johnson and the U.S. Congress ensured the passage of the Voting Rights Act of 1965, considered to be the most effective federal civil rights statute, and which prohibits voting practices or procedures that discriminate on the basis of race, color or membership in a language minority group; and

Whereas, President Bill Clinton and the U. S. Congress ensured the passage of the National Voter Registration Act in 1993, which enhances voting opportunities for Americans by making it easier for citizens to register to vote and to maintain registration; and

Whereas, The Supreme Court of the United States, writing through Chief Justice Earl Warren, has said, “Undoubtedly, the right of suffrage is a fundamental matter in a free and democratic society. Especially since the right to exercise the franchise in a free and unimpaired manner is preservative of other basic civil and political rights”; and

Whereas, In 2011, Governor Scott Walker and the Wisconsin legislature reversed the trend of expansion of the franchise throughout the latter half of the last century by launching an unconscionable attack on the democratic values that set the nation apart, and which

will restrict the right to vote for all Americans, and in particular minority, young, elderly, low-income, and disabled citizens; and

Whereas, The restrictive voting laws enacted in 2011 include requiring all voters to show government-issued photo IDs in order to vote, mandating that all voters prove their citizenship at the time of registration, repealing Election Day Registration, introducing stringent regulations governing voter registration drives, and reducing the availability of absentee voting - which will impact all eligible voters and will disproportionately and negatively impact the political participation of African-Americans, Latinos, other racial and ethnic minorities, and young, elderly, low-income and disabled voters; and

Whereas, Photo ID laws erect an additional and unnecessary barrier to the voting booth, with significant associated expenses and difficulties that effectively prevent millions of eligible voters from casting their ballots; and

Whereas, Same-day registration laws have made it easier for people to become voters on Election Day by eliminating arbitrary barriers to their full civic participation; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council affirms its commitment to increasing participation in the electoral process and to ensuring that all eligible Americans are able to participate in open and fair elections; and, be it

Further Resolved, That the Common Council calls on Governor Scott Walker and the Wisconsin legislature to enact legislation that will protect the right of all eligible citizens to vote; and, be it

Further Resolved, That the Common Council calls on state election officials to educate the public about the effect of the new restrictive voting laws, and to do everything in their power to ensure that all eligible citizens who want to vote are able to do so and to have their votes counted.

Requestor  
Drafter  
LRB135610-1  
Rich Watt  
11/30/11





Legislation Details (With Text)

**File #:** 111290      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.

**Sponsors:** THE CHAIR

**Indexes:** FEES, FINES, MUNICIPAL COURT

**Attachments:** Deposit Schedule, Cover Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/30/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111290  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR  
Title

Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.

Analysis

This resolution approves the revised schedule which sets forth the deposit amounts for non-traffic violations charged in the City of Milwaukee Municipal Court.

Body

Whereas, Section 800.037, Wis. Stats., states that "The deposit in traffic cases shall be made as provided in s. 345.26. In boating cases, the deposit shall be made as provided in s. 23.66 and 23.67. The municipal court, with the approval of the governing body of the municipality, shall set the deposit schedule for all other cases."; and

Whereas, The Common Council of the City of Milwaukee is the governing body of the municipality; and

Whereas, It is necessary to approve a revised Municipal Court deposit schedule; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council approves and adopts the revised

deposit schedule of the Municipal Court which is attached to this file.

Drafter

Municipal Court

JET

01/10/2012

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
<b>Loitering Offenses</b>												
106-35.6-2	Loitering - Illegal Drug Activity	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-35-2	Loitering - Soliciting Prostitute	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-31-7	Loitering - Soliciting, Etc.	0 - 500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$306.35	\$79.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$437.00	\$84.00
106-31-8	Loitering in a Parking Lot or Structure	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-2	Loitering in or near a Dwelling Area	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-4	Loitering in or near School	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-5	Loitering in Public Building	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-3	Loitering in Public Restroom	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-6	Loitering in Restaurant, Tavern, Etc.	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-23	Loitering of Minor (Curfew Hours)	100 - 200	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
118-62-2	Loitering on Bridge Prohibited	25 - 100	\$26.19	\$6.81	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$84.00	\$84.00
106-31-9	Loitering on Private / Public Property	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-31-1	Loitering or Prowling	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
<b>Obstructing Offenses</b>												
104-15	Obstruct Police/Fireman During Fire	50 - 100	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
50-25-5	Resist or Obstruct Issuance of Citation	10 - 250	\$107.14	\$27.86	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$186.00	\$84.00
105-138-2	Resisting / Obstructing Police Officer	100 - 500	\$107.14	\$27.86	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$186.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	200 - 1,000	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
<b>Drug-Related Offenses</b>												
106-36-3-d	Advertisement of Drug Paraphernalia	1 - 100	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
106-36-3-c	Delivery of Drug Paraphernalia to Minor	0 - 10,000	\$1,006.35	\$261.65	\$26.19	\$6.81	\$28.00	\$10.06	\$10.00	\$13.00	\$1,319.06	\$84.00
106-37-2	Frequenting An Illegal Drug House	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
105-70-2	Inhaling Toxic Glue	100 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
106-36-3-b	Manufact/Sell/Deliver Drug Paraphernalia	0 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-36-3-a	Possession of Drug Paraphernalia	0 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-38-2	Possession of Marijuana	250 - 500	\$265.87	\$69.13	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$386.00	\$84.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
105-69-2	Smelling / Inhaling Harmful Substance	100 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
105-50-1	Synthetic Marijuana Poss/Sale/Use Prohib	100 - 500	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
<b>Society and Safety Offenses</b>												
105-65-1	Abandoned Motor Vehicle or Trailer	10 - 200	\$47.62	\$12.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$111.00	\$84.00
106-1.1-2	Aggressive Panhandling	0 - 25	\$10.32	\$2.68	\$10.32	\$2.68	\$28.00	\$10.00	\$10.00	\$13.00	\$64.00	\$64.00
106-21-7	Alteration of Computer Record	0 - 1,500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
105-2	Assault and Battery	0 - 500	\$250.00	\$65.00	\$56.35	\$14.65	\$28.00	\$10.00	\$10.00	\$13.00	\$366.00	\$122.00
	<i>between 8PM-5AM in designated cruising area</i>	250 - 500	\$350.00	\$91.00	\$56.35	\$14.65	\$28.00	\$10.00	\$10.00	\$13.00	\$492.00	\$122.00
105-34-1-a	Carrying Concealed and Dangerous Weapon	500 - 1,000	\$500.00	\$130.00	\$73.81	\$19.19	\$28.00	\$10.00	\$10.00	\$13.00	\$681.00	\$144.00
	<i>between 8PM-5AM in designated cruising area</i>	750 - 1,000	\$750.00	\$195.00	\$73.81	\$19.19	\$28.00	\$10.00	\$10.00	\$13.00	\$996.00	\$144.00
105-34-1-b	Carrying Unsecured Dangerous Weapon	500 - 1,000	\$506.35	\$131.65	\$73.81	\$19.19	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$144.00
	<i>between 8PM-5AM in designated cruising area</i>	750 - 1,000	\$756.35	\$196.65	\$73.81	\$19.19	\$28.00	\$10.00	\$10.00	\$13.00	\$1,004.00	\$144.00
80-49-3	Certain Vehicles Prohibited	150 - 1,000	\$158.73	\$41.27	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$251.00	\$84.00
80-10-6-b	Chronic Nuisance Premises	1,000 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
106-23.2	Contributing to Delinquency of Minor	25 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
106-23.3-2	Contributing to Truancy	25 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
105-35-1	Discharge of Firearm in City w/o Permit	5 - 500	\$250.00	\$65.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$366.00	\$84.00
80-6.1	Discharge Offensive/Hazardous Substance	50 - 500	\$200.00	\$52.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$303.00	\$84.00
106-1-1	Disorderly Conduct	0 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	200 - 1,000	\$306.35	\$79.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$437.00	\$84.00
108-22-3	Disorderly Conduct by Patrons Prohibited	500 - 2,000	\$643.65	\$167.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$862.00	\$84.00
106-9.6-2	Displaying Material Harmful to Minor	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
106-2.1-1	Drinking in a Public Parking Structure	50 - 250	\$65.87	\$17.13	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$134.00	\$84.00
89-8	Escort License Required	500 - 2,000	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
80-63-1	Excessive Noise Prohibited	50 - 500	\$142.06	\$36.94	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$230.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	250 - 1,000	\$256.35	\$66.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$374.00	\$84.00
	<i>2nd offense within 3 years of prev conviction</i>	300 - 1,000	\$300.00	\$78.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$429.00	\$84.00
	<i>3rd+ offense within 3 years of prev conviction</i>	300 - 1,000	\$400.00	\$104.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$555.00	\$84.00
101-5.5-1-a	Excessive Size/Weight/Load Permit Req'd	50 - 500	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
106-9.5-3	Exhibiting Pornographic Perf to Minor	200 - 1,000	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
106-23.5-3-a-2	Fail to Supervise & Avoid Juv Violation	200 - 400	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
107-2	Gambling	0 - 200	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
107-1	Gambling Places - Permit or Run	100 - 200	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
108-23	Hours for Public Entertainment Reqs	500 - 2,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
106-5-2	Indecent Exposure	50 - 250	\$98.41	\$25.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$175.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	150 - 500	\$156.35	\$40.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$248.00	\$84.00
106-11	Mashing	0 - 500	\$256.35	\$66.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$374.00	\$84.00
80-64-1	Noise Limitations	50 - 500	\$142.06	\$36.94	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$230.00	\$84.00



MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
	<i>2nd offense within 3 years of prev conviction</i>	300 - 1,500	\$300.00	\$78.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$429.00	\$84.00
	<i>3rd+ offense within 3 years of prev conviction</i>	300 - 1,500	\$400.00	\$104.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$555.00	\$84.00
80-65-4	Noise Nuisances	150 - 1,000	\$191.27	\$49.73	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$292.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	250 - 1,000	\$256.35	\$66.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$374.00	\$84.00
	<i>2nd offense within 3 years of prev conviction</i>	300 - 1,500	\$300.00	\$78.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$429.00	\$84.00
	<i>3rd+ offense within 3 years of prev conviction</i>	300 - 1,500	\$400.00	\$104.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$555.00	\$84.00
115-32-1	Obstruction on Public Ways	25 - 250	\$76.19	\$19.81	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$147.00	\$84.00
68-4.3-2-e-4	On-Duty Ee To Provide Video Immediately	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-23.5-3-a-1	Parent Aiding or Abetting Juvenile	200 - 400	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
105-45-4	Possession of Laser Pointer by Minor	200 - 200	\$200.00	\$52.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$303.00	\$84.00
106-7-2-a-2	Produce / Present / Direct Obscene Perf	500 - 2,000	\$600.00	\$156.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$807.00	\$84.00
105-45-2	Prohibited Use of Laser Pointer	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-7-2-a-1	Promote/Intend Promote Obscene Mat/Dev	500 - 2,000	\$600.00	\$156.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$807.00	\$84.00
108-17	Public Ent Premises - Posting License	500 - 2,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
108-5-1-a	Public Entertainment Premises - Lic Req	500 - 2,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
106-1.8-1	Public Drinking	50 - 250	\$65.87	\$17.13	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$134.00	\$84.00
	<i>between 8PM-5AM in designated cruising area</i>	100 - 500	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
105-1-3-a	Refuse Withdrawal from Unlawful Assembly	0 - 500	\$52.38	\$13.62	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$117.00	\$84.00
105-66-1	Repairing Motor Vehicle on Street	10 - 100	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
106-23-4	Responsibility of Hotels (Curfew)	100 - 200	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
106-23-3	Responsibility of Operators (Curfew)	100 - 200	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
106-23-2	Responsibility of Parents (Curfew)	100 - 200	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
105-47-1	Sale / Discharge / Use of Fireworks	500 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
	<i>Parent or Legal Guardian Consent</i>	0 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
105-56-2-a	Sale on Public Premises without Consent	20 - 200	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
105-45-3	Selling / Giving Laser Pointer to Minor	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
116-8-1	Sidewalks to be Kept Clean	1 - 500	\$26.19	\$6.81	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$84.00	N/A
116-12-1	Snow Plowing Equipment License Req'd	10 - 100	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
105-55-1	Soliciting Mag Subscription on Public St	0 - 100	\$47.62	\$12.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$111.00	\$84.00
80-15	Spitting in Public Places	50 - 500	\$60.32	\$15.68	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$127.00	\$84.00
106-23.1-2	Truancy	0 - 50	\$26.19	\$6.81	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$84.00	\$84.00
	<i>2nd+ offense</i>	0 - 100	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
	<i>Habitual truancy</i>	0 - 500	\$30.16	\$7.84	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$89.00	\$84.00
	<i>Habitual truancy - 2nd+ offense</i>	0 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
101-20-1	Unnecessary Vehicle Noises Prohibited	100 - 200	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
105-64-1	Vehicle Parked on Private Property	50 - 500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00

**Bicycle / Skateboard / Scooter Offenses**

102-11-1	Bicycle - Abandonment Prohibited	1 - 500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
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MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY		FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
		RANGE											
102-7-3-e	Bicycle - Allowing Juv to Viol Bike Regs	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-3-d	Bicycle - Attaching to Veh While Riding	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-9-1	Bicycle - Brakes Not in Good Working Con	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-9-5	Bicycle - Dealer Fail Provide Prop Info	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-9-3	Bicycle - Equip/Use Siren/Comp Whistle	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-6-c	Bicycle - Fail Comply w/Traffic Ctrl Sig	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-5-4	Bicycle - Fail Notify Trnsfr/Convey/Sale	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-6-d	Bicycle - Fail to Signal	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-6-e	Bicycle - Fail Use Due Care When Passing	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-6-a	Bicycle - Fail Yield Right of Way to MV	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-3-a	Bicycle - Full Control Required	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-9-2	Bicycle - Lack of Eqmt for Oper in Dark	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-7	Bicycle - MV Oper/Pass Negl Opening Door	20 -	40	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-9-4	Bicycle - Oper w/Non-Comp Trail in Dark	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-4	Bicycle - Oper w/Non-Compliant Trailer	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-2	Bicycle - Operating 2 or More Abreast	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-3-b	Bicycle - Operating On/Astride Seat Rq'd	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-5	Bicycle - Operating Where Prohibited	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-3-c	Bicycle - Passengers in Excess of Design	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-5-2	Bicycle - Registration Required	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-5-3	Bicycle - Remove / Alter License Sticker	1 -	500	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
102-7-1	Bicycle - Riding on Public Ways	10 -	20	\$20.00	\$5.20	\$20.00	\$5.20	\$28.00	\$10.00	\$10.00	\$13.00	\$76.20	\$76.20
105-46-3	Motor Scooter Retail - Fail Obtain Stmt	500 -	5,000	\$997.62	\$259.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,308.00	N/A
105-19-1	Roller Skate and Skateboard Restrictions	0 -	25	\$24.60	\$6.40	\$24.60	\$6.40	\$28.00	\$10.00	\$10.00	\$13.00	\$82.00	\$82.00
<b>Snowmobile Offenses</b>													
102-25-5-d	Snowmobile - Cause Excess/Unusual Noise	0 -	250	\$30.00	\$7.80	\$30.00	\$7.80	\$28.00	\$10.00	\$10.00	\$13.00	\$88.80	\$88.80
102-25-5-b	Snowmobile - Endangering Person or Prop	0 -	250	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
102-25-1	Snowmobile - Improper Crossing Highways	0 -	250	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
102-25-2	Snowmobile - Operate in Vicinity of Hwy	0 -	250	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
102-25-6	Snowmobile - Operating in Restricted Hrs	0 -	250	\$30.00	\$7.80	\$30.00	\$7.80	\$28.00	\$10.00	\$10.00	\$13.00	\$88.80	\$88.80
102-25-5-c	Snowmobile - Operating While Intoxicated	0 -	200	\$200.00	\$52.00	\$200.00	\$52.00	\$28.00	\$10.00	\$10.00	\$13.00	\$303.00	\$303.00
102-25-5-e	Snowmobile - Operating without Muffler	0 -	250	\$30.00	\$7.80	\$30.00	\$7.80	\$28.00	\$10.00	\$10.00	\$13.00	\$88.80	\$88.80
102-25-4	Snowmobile - Owner Permit Incapable Pers	0 -	250	\$40.00	\$10.40	\$40.00	\$10.40	\$28.00	\$10.00	\$10.00	\$13.00	\$101.40	\$101.40
102-25-3	Snowmobile - Person Under 16 Operating	0 -	250	\$40.00	\$10.40	\$40.00	\$10.40	\$28.00	\$10.00	\$10.00	\$13.00	\$101.40	\$101.40
102-25-5-a	Snowmobile - Unreasonable/Improper Speed	0 -	250	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
<b>Tobacco / Smoking Offenses</b>													
84-43-2	Cigarette and Tobacco License Required	25 -	100	\$26.19	\$6.81	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$84.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
	<i>2nd+ offense</i>	25 - 200	\$26.19	\$6.81	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$84.00	N/A
106-30.5-1	Falsely Representing Age to Purchase Cig	0 - 50	\$26.19	\$6.81	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$84.00	\$84.00
106-30.5-2	Minor Purchase/Possess Cigarette/Tobacco	0 - 50	\$26.19	\$6.81	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$84.00	\$84.00
106-30-2-a	Sale of Cigarettes to Minor/Underage	0 - 500	\$47.62	\$12.38	\$19.05	\$4.95	\$28.00	\$10.00	\$10.00	\$13.00	\$111.00	\$75.00
	<i>Within 12 months of prev viol</i>	200 - 500	\$206.35	\$53.65	\$19.05	\$4.95	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$75.00
106-30-3-e	Sell Cig in Package/Container w/o Stamp	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>2nd+ offense</i>	200 - 500	\$206.35	\$53.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$311.00	N/A
105-48-1	Smoking Prohibited - Adoption State Law	100 - 250	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
105-49-1	Smoking Prohibited on City Property	1 - 500	\$100.00	\$26.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$84.00
<b>Animal Offenses</b>												
78-31-1-b	Abandon/Transport Animal in Cruel Manner	50 - 500	\$143.65	\$37.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$232.00	\$84.00
78-5-2-c	Animal Detrimental to Health in City	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-29-1	Animal Disturbing Peace	50 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
78-7-2-a	Animal Fancier Permit Required	25 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-19-3	Animal Litter Nuisance	25 - 200	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
78-3-1	Animal Owner's Duty to Restrain, Etc.	100 - 1,000	\$200.00	\$52.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$303.00	\$84.00
78-35	Bird Feeding Requirements	25 - 200	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
78-5-2-a	Certain Animals Prohibited	25 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-31-1-a	Cruelty to Animals	50 - 500	\$143.65	\$37.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$232.00	\$84.00
78-31-2	Cruelty to Animals - Food and Water Reqs	50 - 500	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-31-3-a	Cruelty to Animals - Lack of Shelter	50 - 500	\$90.48	\$23.52	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$165.00	N/A
78-31-3-b	Cruelty to Animals - Lack of Shade	50 - 500	\$90.48	\$23.52	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$165.00	N/A
78-31-3-c	Cruelty to Animals - Lack Proper Shelter	50 - 500	\$90.48	\$23.52	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$165.00	N/A
78-31-4	Cruelty to Animals - Leash Requirements	50 - 500	\$90.48	\$23.52	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$165.00	\$84.00
78-23-3-a	Dangerous Animal - Confinement Required	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
	<i>2nd+ offense</i>	500 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
78-23-4	Dangerous Animal - Indoor Confine Reqs	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
	<i>2nd+ offense</i>	500 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
78-23-2	Dangerous Animal - Leash and Muzzle Req	50 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
	<i>2nd+ offense</i>	500 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
78-23-7	Dangerous Animal - Liability Ins Req'd	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-23-3-b	Dangerous Animal - Pen / Kennel Reqs	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
	<i>2nd+ offense</i>	500 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
78-23-5	Dangerous Animal - Sign Required	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-23-6	Dangerous Animal - Spay/Neuter Required	50 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-23-10	Dangerous Animal at Large Notif Req'd	100 - 1,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-23-1-a	Dangerous Animal Regulations	50 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
	<i>Resulting in dangerous animal doing bodily harm</i>	500 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE		FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
78-17-1	Dog and Cat Licenses Required	25 -	200	\$30.16	\$7.84	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$89.00	N/A
78-27-1	Failure to Surrender Rabid Animal	50 -	500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-20-2	Feral Cat Colonies - Caretaker Reqs	25 -	25	\$25.00	\$6.50	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$82.50	N/A
78-20-3	Feral Cat Colonies - Sponsor Regulations	25 -	25	\$25.00	\$6.50	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$82.50	N/A
78-27-3	Harboring Rabid Animal	50 -	500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-5-3	Keep Animal in City - Exceed # Permitted	25 -	200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-5-1	Keep Animal in City - Type Not Permitted	50 -	500	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
78-6-2	Keeping of Bees in City - Nbhd Approval	25 -	200	\$40.00	\$10.40	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$101.40	N/A
78-6-1	Keeping of Bees in City - Permit Req'd	25 -	200	\$40.00	\$10.40	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$101.40	N/A
78-6-3	Keeping of Bees in City - Regulations	25 -	200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-6.5-1	Keeping of Chickens in City - Permit Req	25 -	200	\$40.00	\$10.40	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$101.40	N/A
78-6.5-2	Keeping of Chickens in City - Nbhd Apprv	25 -	200	\$40.00	\$10.40	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$101.40	N/A
78-6.5-3	Keeping of Chickens in City - Regs	25 -	200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-6.5-4	Keeping of Chickens in City - Pub Health	25 -	200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-19-1	Permitting Animal at Large	25 -	200	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
	<i>2nd+ offense</i>	50 -	500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
78-22-3	Pit-Bull/Rottweiler - Behavior Class Req	50 -	500	\$356.35	\$92.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$500.00	N/A
78-22-1	Pit-Bull/Rottweiler - Leash Requirements	50 -	500	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
78-22-2	Pit-Bull/Rottweiler - Yard / Kennel Reqs	50 -	500	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
78-25-1	Prohibited Dangerous Animal in City	150 -	1,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
	<i>2nd+ offense</i>	500 -	500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
78-19-2	Setting Animal at Large	25 -	200	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
<b>County / City Park Offenses</b>													
63-19-3-a	Animal at Large in Park/Parkway	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
63-19-3-b	Animal Litter in Park/Parkway	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
63-19-1	Domestic Animal in Pk Except Dog Leashed	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
63-17	Fire Regulations/Restrictions in Park	25 -	500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
63-3	Park Hour Violation	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
63-9	Permit Required for Sales/Distribution	25 -	500	\$80.16	\$20.84	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$152.00	\$84.00
105-21-1-a	Playground Activity During Prohibited Hr	5 -	50	\$50.00	\$13.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$84.00
63-11	Possess/Discharge Dangerous Weapon in Pk	25 -	500	\$280.16	\$72.84	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$404.00	\$84.00
63-23	Skateboard Regulations in Park/Parkway	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
63-21-1-a	Throwing Objects into Waters of Parks	25 -	500	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
<b>Property / Theft Offenses</b>													
110-11-2-b	Attempting to Avoid Paying Bus Fare	25 -	25	\$25.00	\$6.50	\$25.00	\$6.50	\$28.00	\$10.00	\$10.00	\$13.00	\$82.50	\$82.50
110-1	Damaging/Tampering w/Coin Machine, Etc.	50 -	500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
84-20-15-a	Fraud of Parking Lot Operator	50 -	500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
110-32-1-a	Fraud on Hotel or Restaurant	0 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
110-32-1-b	Fraud on Hotel or Restaurant Keeper	0 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
90-32-1	Fraud on Tavernkeeper	0 - 1,000	\$251.59	\$65.41	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$368.00	\$84.00
110-11-2-a	Refusing to Pay Bus Fare	25 - 25	\$25.00	\$6.50	\$25.00	\$6.50	\$28.00	\$10.00	\$10.00	\$13.00	\$82.50	\$82.50
110-35-1	Retail Theft											
	Value > \$100	0 - 500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
	Value between \$100 and \$500	0 - 500	\$406.35	\$105.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$563.00	\$84.00
110-16-2	Theft	0 - 500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
90-20.5-1	Theft of Cable Services and Tampering	500 - 1,000	\$750.79	\$195.21	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$997.00	\$84.00
110-10-1	Trespassing Upon Buildings / Premises	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
<b>Shopping Cart Offenses</b>												
110-36	Abandonment of Shopping Cart	25 - 500	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
	2nd+ offense	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
110-36-1-b	Possession of Shopping Cart	25 - 500	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
	2nd+ offense	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
110-36-1-a	Removal of Shopping Cart Prohibited	25 - 500	\$48.41	\$12.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$112.00	\$84.00
	2nd+ offense	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
<b>Public Property Offenses</b>												
101-32.4	Damaging / Tampering with Parking Meter	50 - 500	\$78.57	\$20.43	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$150.00	\$84.00
110-3-1	Damaging of Drinking Fountain	5 - 50	\$32.54	\$8.46	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$92.00	\$84.00
110-4-1	Damaging of Public Property	5 - 50	\$27.78	\$7.22	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$86.00	\$84.00
101-43-1	Deface or Remove Traffic Sign or Device	100 - 500	\$195.24	\$50.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$297.00	\$84.00
	2nd offense	250 - 500	\$256.35	\$66.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$374.00	\$84.00
244-18-2	Snipe Advertising Prohibited	25 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
101-43-3	Unauth Possession of Traffic Control Dev	100 - 500	\$195.24	\$50.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$297.00	\$84.00
	2nd offense	250 - 500	\$256.35	\$66.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$374.00	\$84.00
97-3-1	Water Facilities Adjusts - Permit Req'd	0 - 1,000	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
<b>Vandalism Offenses</b>												
106-34-3	Display of Spray Paint, Etc. Regulations	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
106-34-2-b	Possession of Spray Paint, Etc. by Minor	200 - 200	\$200.00	\$52.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$303.00	\$84.00
106-34-2-a	Selling Spray Paint, Etc. to Minor	500 - 5,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
110-15	Vandalism	0 - 500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
110-15.5-1	Vandalism - Graffiti Related											
	Damage <= \$500	500 - 2,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
	Damage > \$500	1,000 - 2,000	\$2,000.00	\$520.00	\$26.19	\$6.81	\$28.00	\$20.00	\$10.00	\$13.00	\$2,581.00	\$84.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
<b>Library Offenses</b>												
106-21-6-a	Alteration of Library ID Marking	0 - 1,000	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
106-21-3	Failure to Return Library Material	0 - 1,000	\$78.57	\$20.43	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$150.00	\$84.00
106-21-5	Fraudulent Regis/Use of Library Materials	0 - 1,000	\$78.57	\$20.43	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$150.00	\$84.00
106-21-4	Theft of Library Material	0 - 1,500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
106-21-2	Unlawful Use of Library Card	0 - 1,000	\$78.57	\$20.43	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$150.00	\$84.00
<b>Littering Offenses</b>												
79-12-1	Littering of Premises	50 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense OR btw 8PM-5AM in cruising area</i>	100 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
79-11	Littering of Public Property	50 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense OR btw 8PM-5AM in cruising area</i>	100 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
79-10-2	Littering on Street by Motor Vehicle	25 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense</i>	50 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
<b>Waste / Recycling Offenses</b>												
79-3-4-a-1	Comm Waste Receptacles Required	25 - 500	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
79-3-4-a-2	Comm Waste Receptacles to Be Secured	25 - 500	\$156.35	\$40.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$248.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
79-2-7	Construction Waste Regulations	25 - 500	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
79-14.5	Deposit Comm Waste in Sanitation Yard	25 - 500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
80-44-2	Dumping Prohibited	1,500 - 5,000	\$1,500.00	\$390.00	\$26.19	\$6.81	\$28.00	\$15.00	\$10.00	\$13.00	\$1,946.00	\$84.00
79-5-2	Location of Waste Containers Near Alley	25 - 500	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
79-5-1	Location of Waste Containers on Premises	25 - 500	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
79-4-1-b	Portable Waste Container Content Req	25 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
79-4-1-a	Portable Waste Container Requirements	25 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
	<i>2nd+ offense</i>	50 - 500	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
79-9-1	Private Waste Collector Regulations	250 - 1,000	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
79-14-2	Unauth Use of Neighborhood Dumpsters	350 - 500	\$350.00	\$91.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$492.00	\$84.00
	<i>2nd+ offense</i>	400 - 750	\$400.00	\$104.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$555.00	\$84.00
79-40-1	Unauthorized Removal of Recyclables	25 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
79-40-2	Unauthorized Removal of Recycling Cart	25 - 500	\$32.54	\$8.46	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$92.00	\$84.00
79-14-1	Unauthorized Use of Anti-Litter Bins	25 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense</i>	50 - 500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
79-5-6	Waste Collection Svcs - Address Post Req	25 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE		FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL	
79-5.7-1	Waste Containers - Addition to Contents	25	-	500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense</i>	50	-	500	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
79-5.5-1	Waste Containers - Removal of Contents	25	-	500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
	<i>2nd+ offense</i>	50	-	500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
<b>Telephone-Related Offenses</b>														
75-17-1	False Call for Emergency Services	0	-	500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
106-8-2	Harassing Phone Call	50	-	200	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
106-8-4	Harassing Phone Calls - Repeated	50	-	200	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
105-77-1	Misuse of Emergency Telephone Numbers	50	-	300	\$98.41	\$25.59	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$175.00	\$84.00
106-8-1	Obscene Phone Call	50	-	200	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
<b>Buses and Taxi Cab Offenses</b>														
100-51.5-1	PP Veh - Veh Stds/Equipment Violation	25	-	200	\$76.19	\$19.81	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$147.00	N/A
100-59-3-b	PP Veh Pass - Refuse to Convey Passenger	25	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
100-59-3-a	PP Veh Pass - Refuse to Pay Fare in Adv	25	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
100-54-1-b	PP Vehicle - Allow Unlicensed Driver	25	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
100-59-14-a	PP Vehicle - Daily Safety Checklist Req'd	25	-	200	\$121.43	\$31.57	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$204.00	N/A
100-59-14-b	PP Vehicle - Daily Safety Checklist Reqs	25	-	200	\$121.43	\$31.57	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$204.00	N/A
100-54-1-a	PP Vehicle - Driver's License Required	25	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
100-59-1-a	PP Vehicle - License to Be Exhibited	25	-	500	\$121.43	\$31.57	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$204.00	N/A
100-59-6	PP Vehicle - Map or Street Guide Req'd	25	-	500	\$76.19	\$19.81	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$147.00	N/A
100-50-1-b	PP Vehicle - Operate Without Permit	250	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
	<i>Within 24 months of prev viol</i>	500	-	750	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>2nd+ offense within 24 months of prev viol</i>	750	-	1,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
100-59-2-a	PP Vehicle - Refusing Name or License #	25	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
100-59-13	PP Vehicle - Trip Records Required	25	-	200	\$121.43	\$31.57	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$204.00	N/A
100-50-1-a	Public Passenger Vehicle - Permit Req'd	250	-	500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
	<i>Within 24 months of prev viol</i>	500	-	750	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>2nd+ offense within 24 months of prev viol</i>	750	-	1,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
<b>Food / Food Peddler Offenses</b>														
68-4.3-2	Convenience Food Store Regulations	500	-	5,000	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
68-4-1-a	Food Dealers License Required	500	-	5,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
68-01	Food License Regs-Adoption of State Law	500	-	5,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
74-1-7.5-c	Food Peddler Vehicle Using Horn	20	-	200	\$56.35	\$14.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$122.00	N/A
74-2-3	Ice Cream Peddler License Required	100	-	1,000	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
69-8-6	Rotate Milk Inventory / Remove Outdated	50	-	500	\$50.00	\$13.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$114.00	N/A
68-2	Sanitary Regulations	500	-	5,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
74-1-2-a	Vehic Food Peddler Remain on Block>1 Hr	25 - 200	\$25.00	\$6.50	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$82.50	N/A
74-1	Vehicular Food Peddlers Restrictions	25 - 200	\$25.00	\$6.50	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$82.50	N/A
<b>Landlord / Tenant Offenses</b>												
110-12-1-a	Landlord - Forcible Entry Prohibited	25 - 500	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
105-79-1	Legal Occupant List for Rental Prop Req	150 - 5,000	\$158.73	\$41.27	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$251.00	N/A
110-12-1-b	Tenant - Denial of Access to Landlord	25 - 500	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
<b>Pawnbroker / Junkers Offenses</b>												
92-3-8-c	Junk Collector / Dealer - Seller ID Req	50 - 500	\$56.35	\$14.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$122.00	N/A
	<i>2nd+ offense</i>	500 - 5,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
92-3-3-a	Junk Collector/Dealer License Required	50 - 500	\$260.32	\$67.68	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$379.00	N/A
	<i>2nd+ offense</i>	500 - 5,000	\$997.62	\$259.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,308.00	N/A
92-13-1	Junk Dealer - Transaction Reporting Req	1 - 500	\$1.00	\$0.26	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$52.26	N/A
92-6	Junk Seller - Bike S/N Recording Req'd	1 - 500	\$56.35	\$14.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$122.00	N/A
92-1-2	Pawnbrokers License Required	250 - 1,000	\$265.87	\$69.13	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$386.00	N/A
92-10-2-a	Precious Metal/Gems Dealer License Req'd	50 - 1,000	\$350.00	\$91.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$492.00	N/A
	<i>2nd+ offense</i>	500 - 2,000	\$730.16	\$189.84	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$971.00	N/A
92-10-6	Precious Metal/Gems Dealer Regulations	50 - 1,000	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
	<i>2nd+ offense</i>	500 - 2,000	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
92-2-2-a	Secondhand Dealer License Required	50 - 1,000	\$350.00	\$91.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$492.00	N/A
	<i>2nd+ offense</i>	500 - 2,000	\$536.51	\$139.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$727.00	N/A
<b>Alarm Offenses</b>												
105-75-3-a	Alarm Business License Required	100 - 500	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
105-75-14	Alarm Business Requirements	100 - 500	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
105-75-15-a	Excessive False Alarms	50 - 100	\$50.00	\$13.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$114.00	N/A
	<i>2nd+ offense within calendar year</i>	100 - 250	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
105-75-15-b	Unverified Alarms	50 - 100	\$50.00	\$13.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$114.00	N/A
	<i>2nd+ offense within 2 years of 1st offense</i>	100 - 250	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
104-7-1	False Fire Alarm	100 - 500	\$142.06	\$36.94	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$230.00	\$84.00
105-75-11-a	Prohibited Alarm Sys - Call City Phone	100 - 500	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
105-75-11-b	Private Alarm System - Panic Alarm Prohibited	100 - 200	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
	<i>2nd+ offense within 5 years at same site</i>	200 - 400	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
105-75-11-c	Private Alarm System - Sensor Notify Prohibited	100 - 200	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
	<i>2nd+ offense within 5 years at same site</i>	200 - 400	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
<b>Fire Prevention Offenses</b>												
214-3	Adoption of Model Fire Code	1 - 500	\$406.35	\$105.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$563.00	N/A



MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
214-7-2-b-2	Annual Fire Inspection Fee Req'd	1 - 500	\$78.57	\$20.43	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$150.00	N/A
214-7-2-b-1	Annual Fire Inspection Required	1 - 500	\$78.57	\$20.43	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$150.00	N/A
214-23	Annual Test of Smoke Alarms Req'd	1 - 500	\$78.57	\$20.43	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$150.00	N/A
214-27-4	Smoke Detectors Not Operative	1 - 500	\$78.57	\$20.43	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$150.00	N/A
<b>Building &amp; Zoning Offenses</b>												
275	Building Maintenance	150 - 5,000	\$233.33	\$60.67	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$345.00	N/A
200-24-1	Building Permit Required	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-11-5	Building, Structure, Etc. Unsafe / Unfit	150 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
200-42-2-a	Certificate of Occupancy Required	150 - 5,000	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
295-603-1	Commercial Lot - Land Use Violation	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
290-7-2-d	Drain Inlet Protection Inadequate	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
222-11-2	Electrical License Required	1 - 500	\$78.57	\$20.43	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$150.00	N/A
222-13-1	Electrical Permit Required	1 - 500	\$448.41	\$116.59	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$616.00	N/A
290	Erosion Control	150 - 5,000	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A
290-9	Erosion Control Without Permit or Plan	150 - 5,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
295-505-4-b-4	Exceed Max Number Parked Vehicles on Lot	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
200-51.7-7-b	Ext Maintenance Stds - Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
275-32-3-a	Exterior Wood Surfaces Protected	150 - 5,000	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A
200-51.7-6-a	Fail to Enclose / Secure Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-53-5-a	Fail to Inform Tenant of Inspection	150 - 5,000	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
200-51.7-6-c	Fail to Maintain Ins on Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-51.7-6-b	Fail to Maintain Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-51.7-6-d	Fail to Post Owner Info on Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-51.7-7	Fail to Provide Access for Inspection	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-42-2-c	Illegal Occupancy -- No Cert / Unfit	150 - 5,000	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
200-42-2-d	Illegal Occupancy -- No Cert / Unfit	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-11-4	Illegal Occupancy and Use	150 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
295-803-1	Industrial Lot - Land Use Violation	150 - 5,000	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A
200-51.7-7-c	Int Maintenance Stds - Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
275-20-2	Licensed Dwelling Facility-License Req'd	2,500 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
200-51.7-7-a	Lot Maintenance Stds - Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-42-4-a	Occupancy Certificate Info Required	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-42-5	Occupancy Certificate to be Posted	150 - 5,000	\$158.73	\$41.27	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$251.00	N/A
295-403-3-b	Paved or Approved Surface Required	150 - 5,000	\$157.14	\$40.86	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$249.00	N/A
252-74-1-a	Paving of Parking Lots, Areas & Spaces	1 - 500	\$158.73	\$41.27	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$251.00	N/A
225-2-1	Plumbing - License & Registration Req'd	1 - 500	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
225-3-4	Plumbing - Permit Req'd	150 - 5,000	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
225	Plumbing and Drainage	150 - 5,000	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
200-51.5-3-a	Property Recording Required	150 - 5,000	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
200-51.7-4-a	Registration Stmt Req'd - Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
295-503-3-b	Residential Lot - Improper Veh Repair	150 - 5,000	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A
295-503-1	Residential Lot - Land Use Violation	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
200-53-3	Residential Rental Certificate Required	100 - 100	\$100.00	\$26.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$177.00	N/A
	<i>2nd+ offense</i>	150 - 150	\$150.00	\$39.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$240.00	N/A
275-81-5	Sanitation - Maintenance of Premises	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
200-51.7-7-d	Security Standards - Vacant Building	150 - 5,000	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
200-20-2	Unlawful Eviction	25 - 500	\$300.00	\$78.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$429.00	N/A
295-505-4-b-9	Unregistered Vehicle Parked > 30 Days	150 - 5,000	\$236.51	\$61.49	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$349.00	N/A
222-19-1	Unsafe or Illegal Electrical Equipment	1 - 500	\$157.94	\$41.06	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$250.00	N/A
295	Zoning Violations	150 - 5,000	\$233.33	\$60.67	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$345.00	N/A
<b>Health Offenses</b>												
66-12-9-i	Abatement Activity w/o DHFS Cert Workers	100 - 5,000	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
66-22-12	Approved Lead Material,Product,Work Meth	100 - 5,000	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
66-12-5-a	Asbestos Permit Plan Required	100 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
66-12-3	Asbestos Prohibited	100 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
80-31	Breeding Place for Flies	50 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
66-22-4-h-2	Certification of Worker/Employee Req'd	100 - 5,000	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
66-22-4-h-3	Certified Lead Supervisor Not on Project	100 - 5,000	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
66-12-9-g	Conduct Asbestos Abatement w/o Permit	100 - 5,000	\$206.35	\$53.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$311.00	N/A
66-22-1-a	Create/Knowing Allow Lead-Based Nuisance	100 - 5,000	\$587.30	\$152.70	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$791.00	N/A
66-22-8	Exterior Lead Abatement Preparation	100 - 5,000	\$173.81	\$45.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$270.00	N/A
66-22-9	Exterior Lead Hazard Reduction Standards	100 - 5,000	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
66-12-9-f	Fail Provd Decon Unit Contiguous to Site	100 - 5,000	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
66-12-9-k	Fail to Act Results in Asbestos Exposure	100 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
66-22-4-h-11	Failure to Comply w/Local, St, Fed Law	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
66-22-4-h-4	Failure to Meet Performance Criteria	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
66-22-4-h-8	Failure to Properly Decontaminate	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
66-22-4-h-7	Failure to Provide Dept. Approval In/Ex	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
66-12-9-j	Failure to Secure Abatement Site	100 - 5,000	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
66-22-4-h-6	Failure to Secure The Lead Hazard Reduc	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
68-3	Impure Food, Water, Drugs or Ice	500 - 5,000	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
66-22-7	Interior Lead Abatement Standards	100 - 5,000	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
66-22-6	Interior Site Preparation	100 - 5,000	\$173.81	\$45.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$270.00	N/A
78-7-1-b-6	Kennel - Feces Disposal Requirements	25 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-7-1-b-2	Kennel - Keep Animal Quarters Clean	25 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
78-7-1-b-5	Kennel - Litter/Bedding Material Reqs	25 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
66-22-10-a	Lead Clearance Standards	100 - 5,000	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
66-22-4	Lead Hazard Reduction Project Permit Req	100 - 5,000	\$400.00	\$104.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$555.00	N/A
75-21-2-a	Massage Establishment - License Required	100 - 1,000	\$200.00	\$52.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$303.00	N/A
75-21-4	Massage Establishment Facility Regs	100 - 1,000	\$206.35	\$53.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$311.00	N/A
80-45-1-a	Public Dump Regulations - Permit Req'd	50 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
66-12-9-a	Remove, Transport, Store Asbestos Not Wet	100 - 5,000	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
80-46-3	Supervision of Dumps Violations	50 - 500	\$73.81	\$19.19	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$144.00	\$84.00
75-51-5-a	Tattoo / Body Pierce - License Required	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
75-51-16-b	Tattoo / Offer to Tattoo Person < 16 Yrs	0 - 200	\$106.35	\$27.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$185.00	\$84.00
80-17-2	Weeds and Certain Grasses to Be Cut	1 - 500	\$73.81	\$19.19	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$144.00	N/A
66-12-9-c	Worker Exposed to Airborn Asbestos Fiber	100 - 5,000	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
<b>Boating / Harbor Offenses</b>												
118-80-1 30.62(8)	Boating - Battery	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.501	Boating - Capacity Plates on Boats	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(4)	Boating - Create Hazardous Wake or Wash	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.62(3)	Boating - Fail Provide Floatation Dev	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.549(2)	Boating - Fail to Apply for Reg/Title	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.523(1)	Boating - Fail to Have Cert of Number	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.62(4)	Boating - Fail to Have Fire Ext Aboard	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.549(1)	Boating - Fail to Transfer Certificate	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.65(1)(b)	Boating - Fail to Yield to Right of Way	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.523(2)	Boating - Fail/Improper Display of Reg	0 - 50	\$21.43	\$5.57	\$21.43	\$5.57	\$28.00	\$10.00	\$10.00	\$13.00	\$78.00	\$78.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-5	Boating - Littering the Waterways	1 - 500	\$50.00	\$13.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$84.00
118-80-1 30.68(12)	Boating - Navigation	0 - 50	\$41.27	\$10.73	\$41.27	\$10.73	\$28.00	\$10.00	\$10.00	\$13.00	\$103.00	\$103.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(2)	Boating - Negligent Operation	0 - 200	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
118-80-1 30.62(2)(b)	Boating - Noise Level Over .86 Decibels	0 - 50	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
118-80-1 30.15	Boating - Obstruct Navigable Water	10 - 500	\$50.00	\$13.00	\$50.00	\$13.00	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$114.00
118-80-1 30.61	Boating - Oper After Sunset w/o Lights	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.681(1)(b)	Boating - Operate After Cont Sub / Alco	150 - 300	\$290.48	\$75.52	\$290.48	\$75.52	\$28.00	\$10.00	\$10.00	\$13.00	\$417.00	\$417.00
	<i>2nd+ offense within 12 months of prev viol</i>	300 - 1,000	\$396.03	\$102.97	\$396.03	\$102.97	\$28.00	\$10.00	\$10.00	\$13.00	\$550.00	\$550.00
	<i>3rd+ offense within 5 years of prev viol</i>	600 - 2,000	\$600.00	\$156.00	\$600.00	\$156.00	\$28.00	\$10.00	\$10.00	\$13.00	\$807.00	\$807.00
118-80-1 30.68(5)	Boating - Operate in Circular Course	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.66(3)(b)	Boating - Operate PWC w/in 100ft	0 - 50	\$41.27	\$10.73	\$41.27	\$10.73	\$28.00	\$10.00	\$10.00	\$13.00	\$103.00	\$103.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.66(3)	Boating - Operate w/in 100' Excess Speed	0 - 50	\$41.27	\$10.73	\$41.27	\$10.73	\$28.00	\$10.00	\$10.00	\$13.00	\$103.00	\$103.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.51(1)	Boating - Operate w/o Valid Cert of Num	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.681(1)(a)	Boating - Operate While Under Influence	150 - 300	\$290.48	\$75.52	\$290.48	\$75.52	\$28.00	\$10.00	\$10.00	\$13.00	\$417.00	\$417.00
	<i>2nd+ offense within 12 months of prev viol</i>	300 - 1,000	\$396.03	\$102.97	\$396.03	\$102.97	\$28.00	\$10.00	\$10.00	\$13.00	\$550.00	\$550.00
	<i>3rd+ offense within 5 years of prev viol</i>	600 - 2,000	\$600.00	\$156.00	\$600.00	\$156.00	\$28.00	\$10.00	\$10.00	\$13.00	\$807.00	\$807.00
118-80-1 30.62(2)	Boating - Operate Without Muffler / Eng	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(7)	Boating - Operating in Prohibited Area	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(9)	Boating - Overloading	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(3)(b)	Boating - Permit Underage to Operate	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.684(5)	Boating - Refuse Intoxication Test	150 - 300	\$290.48	\$75.52	\$290.48	\$75.52	\$28.00	\$10.00	\$10.00	\$13.00	\$417.00	\$417.00
	<i>2nd+ offense within 12 months of prev viol</i>	300 - 1,000	\$396.03	\$102.97	\$396.03	\$102.97	\$28.00	\$10.00	\$10.00	\$13.00	\$550.00	\$550.00
	<i>3rd+ offense within 5 years of prev viol</i>	600 - 2,000	\$600.00	\$156.00	\$600.00	\$156.00	\$28.00	\$10.00	\$10.00	\$13.00	\$807.00	\$807.00
118-80-1 30.62(1)	Boating - Renting Not Legal Equip / Reg	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.68(6)	Boating - Riding on Decks or Gunwales	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.66(2)	Boating - Speeding Over Fixed Limits	0 - 50	\$30.95	\$8.05	\$30.95	\$8.05	\$28.00	\$10.00	\$10.00	\$13.00	\$90.00	\$90.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-1 30.66(1)	Boating - Unreasonable/Imprudent Speed	0 - 50	\$41.27	\$10.73	\$41.27	\$10.73	\$28.00	\$10.00	\$10.00	\$13.00	\$103.00	\$103.00
	<i>2nd+ offense within 12 months of prev viol</i>	0 - 100	\$100.00	\$26.00	\$100.00	\$26.00	\$28.00	\$10.00	\$10.00	\$13.00	\$177.00	\$177.00
118-80-7	Swimming within Harbor Where Prohibited	1 - 500	\$50.00	\$13.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$84.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
<b>Other Municipal Offenses</b>												
90-19-2-a-2	A&A Presence of Minor on Premises	0 - 500	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
	<i>2nd+ offense within 12 months of prev viol</i>	200 - 500	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
	<i>3rd+ offense within 5 years of prev viol</i>	500 - 1,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>4th+ offense within 12 months of prev viol</i>	1,000 - 5,000	\$1,006.35	\$261.65	N/A	N/A	\$28.00	\$10.06	N/A	\$13.00	\$1,319.06	N/A
50-18	Aiding and Abetting Ordinance Violation	<i>Use Deposit for Underlying Violation</i>										
90-39-1	Alcoholic Beverages on School Premises											
	<i>Under Age 17</i>	0 - 50	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 2nd offense within 12 months of prev viol</i>	0 - 100	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 3rd+ offense within 12 months of prev viol</i>	0 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Age 17 - 20</i>	100 - 200	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
	<i>Age 17 - 20 - 2nd offense within 12 months of prev viol</i>	200 - 300	\$206.35	\$53.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$311.00	N/A
	<i>Age 17 - 20 - 3rd offense within 12 months of prev viol</i>	300 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
	<i>Age 17 - 20 - 4th+ offense within 12 months of prev viol</i>	500 - 1,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>Adult</i>	0 - 200	\$95.24	\$24.76	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$171.00	N/A
90-18-1-a-3	Allow Consumption of Alcohol by Underage	0 - 500	\$247.62	\$64.38	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$363.00	N/A
	<i>2nd offense within 12 months of prev viol</i>	200 - 500	\$356.35	\$92.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$500.00	N/A
	<i>3rd offense within 12 months of prev viol</i>	500 - 1,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>4th+ offense within 12 months of prev viol</i>	1,000 - 5,000	\$1,006.35	\$261.65	N/A	N/A	\$28.00	\$10.06	N/A	\$13.00	\$1,319.06	N/A
90-19-2-a-1	Allow Underage on Premises	0 - 500	\$206.35	\$53.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$311.00	\$84.00
90-15-1	Class A (Intox) Premises Open After Hrs	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-1	Class A Retailer's Liquor License	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-6-a	Class B Ferment Malt Bev Retailer's Lic	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-4-c	Class B Licensee's Responsibility	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-4-a	Class B Manager's License	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-4-b	Class B Manager's Responsibilities	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-27-2	Class B Premises - Open Door After Hours	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-15-3-a-1	Class B Premises Allow Patron After Hrs	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-15-3-a-3	Class B Premises Patron Enter After Hrs	0 - 250	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
90-24-1	Class B Premises Sanitary Requirements	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-10-a	Class D Operator's Liquor License	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-9	Collusive Agreement Involving Liquor Lic	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-4-2-b-2	Consumption of Alcohol Class B Premises	0 - 1,000	\$251.59	\$65.41	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$368.00	\$84.00
3-34-3-b	Contempt of Court	0 - 50	\$50.00	\$13.00	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$114.00	\$84.00
108-22-1-a	Costume Material Requirements	500 - 2,000	\$643.65	\$167.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$862.00	\$84.00
101-20.5-2	Cruising Prohibited	0 - 100	\$56.35	\$14.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$122.00	\$84.00
	<i>2nd offense within 12 months of prev viol</i>	0 - 200	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>3rd+ offense within 12 months of prev viol</i>	0 - 400	\$142.06	\$36.94	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$230.00	\$84.00
236-41-2	Discharge Hazardous Substance in Public	0 - 2,000	\$756.35	\$196.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$1,004.00	\$84.00

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

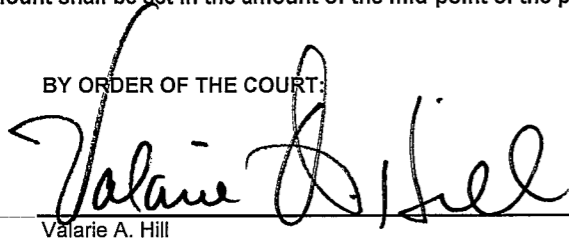
NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
90-21	Disorderly Premises Prohibited	0 - 1,000	\$260.32	\$67.68	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$379.00	N/A
90-16	Display of Liquor License Required	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-3-2	Distrib Alcohol at Unlicensed Premises	2,500 - 5,000	\$2,506.35	\$651.65	\$26.19	\$6.81	\$28.00	\$25.06	\$10.00	\$13.00	\$3,224.06	\$84.00
90-3-5	Evading Law by Giving Away Alcohol	2,500 - 5,000	\$2,506.35	\$651.65	\$26.19	\$6.81	\$28.00	\$25.06	\$10.00	\$13.00	\$3,224.06	\$84.00
90-5-12	Fail to Report Change on Liquor License	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
108-22-1-c	Female Lower Costume Fabrication Reqs	500 - 2,000	\$643.65	\$167.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$862.00	\$84.00
303-11-1	Financial Disclosure Required	250 - 1,000	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
108-20	Gambling Prohibited in Pub Ent Premises	500 - 2,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
95-14-2-a	Home Improvement Contractor License Req'd	250 - 3,000	\$406.35	\$105.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$563.00	N/A
84-7-3	License Req'd If Estab Open 12am-5am	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-27-1	Licensed Premises - Open Entry Required	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-27-1-d	Licensed Premises - Safe Egress Required	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-27-1-c	Licensed Premises-Immed Police Entry Req	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-3-1	Liquor License Required	2,500 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
108-22-1-d	Male Lower Costume Fabrication Reqs	500 - 2,000	\$643.65	\$167.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$862.00	\$84.00
108-18	Minor Playing Billiards Prohibited	500 - 2,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
90-18-3	Misrepresenting Age to Receive Alcohol											
	<i>Under Age 17</i>	250 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 2nd offense within 12 months of prev viol</i>	300 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 3rd+ offense within 12 months of prev viol</i>	500 - 750	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Age 17 - 20</i>	250 - 500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
	<i>Age 17 - 20 - 2nd offense within 12 months of prev viol</i>	300 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
	<i>Age 17 - 20 - 3rd offense within 12 months of prev viol</i>	500 - 750	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>Age 17 - 20 - 4th+ offense within 12 months of prev viol</i>	750 - 1,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
66-22-4-h-1	Permit Required to Conduct Lead Reduc.	100 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
87-2-2	Pool or Billiard Hall License Required	10 - 200	\$142.06	\$36.94	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$230.00	N/A
90-18-2	Possession of Alcohol by Underage Person											
	<i>Under Age 17</i>	0 - 50	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 2nd offense within 12 months of prev viol</i>	0 - 100	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 3rd+ offense within 12 months of prev viol</i>	0 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Age 17 - 20</i>	100 - 200	\$106.35	\$27.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$185.00	N/A
	<i>Age 17 - 20 - 2nd offense within 12 months of prev viol</i>	200 - 300	\$206.35	\$53.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$311.00	N/A
	<i>Age 17 - 20 - 3rd offense within 12 months of prev viol</i>	300 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
	<i>Age 17 - 20 - 4th+ offense within 12 months of prev viol</i>	500 - 1,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
90-19-1	Presence of Minor at Licensed Premises											
	<i>Under Age 17</i>	250 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 2nd offense within 12 months of prev viol</i>	300 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 3rd+ offense within 12 months of prev viol</i>	500 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Age 17 - 20</i>	250 - 500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A

MUNICIPAL COURT NON-TRAFFIC DEPOSIT SCHEDULE

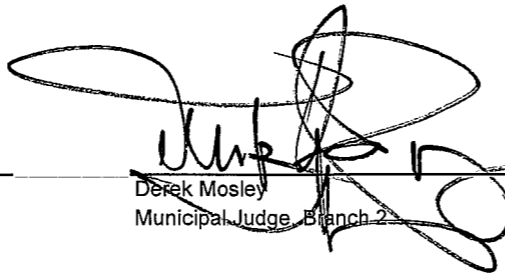
NUMBER	Jan-12 ORDINANCE	PENALTY RANGE	FORFEITURE	STATE PENALTY	JUVENILE FORFEITURE	STATE PENALTY	CLERK FEE	JAIL ASSESS	JUVENILE JAIL ASSESS	CRIME LAB ASSESS	ADULT TOTAL	JUVENILE TOTAL
	<i>Age 17 - 20 - 2nd offense within 12 months of prev viol</i>	300 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
	<i>Age 17 - 20 - 3rd offense within 12 months of prev viol</i>	500 - 750	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>Age 17 - 20 - 4th+ offense within 12 months of prev viol</i>	750 - 1,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
90-8-1	Responsible Person on Premises Req'd	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
90-18-1-a-1	Sale of Alcohol to Underaged Person	0 - 500	\$95.24	\$24.76	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$171.00	\$84.00
	<i>2nd offense within 12 months of prev viol</i>	200 - 500	\$251.59	\$65.41	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$368.00	\$84.00
	<i>3rd offense within 12 months of prev viol</i>	500 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
	<i>4th+ offense within 12 months of prev viol</i>	1,000 - 5,000	\$1,006.35	\$261.65	\$26.19	\$6.81	\$28.00	\$10.06	\$10.00	\$13.00	\$1,319.06	\$84.00
90-20	Sale of Intoxicant to Intoxicated Person	0 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
90-18-1-a-2	Sale/Traffic Alcohol to Underaged Person	0 - 500	\$247.62	\$64.38	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$363.00	\$84.00
	<i>2nd offense within 12 months of prev viol</i>	200 - 500	\$356.35	\$92.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$500.00	\$84.00
	<i>3rd offense within 12 months of prev viol</i>	500 - 1,000	\$506.35	\$131.65	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$689.00	\$84.00
	<i>4th+ offense within 12 months of prev viol</i>	1,000 - 5,000	\$1,006.35	\$261.65	\$26.19	\$6.81	\$28.00	\$10.06	\$10.00	\$13.00	\$1,319.06	\$84.00
90-3-3	Sep License Per Loc for Alcohol Sale Req	2,500 - 5,000	\$2,506.35	\$651.65	N/A	N/A	\$28.00	\$25.06	N/A	\$13.00	\$3,224.06	N/A
90-15-3-b	Special Hrs for Liquor Sale in Orig Pkg	0 - 1,000	\$251.59	\$65.41	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$368.00	\$84.00
90-5-2-a	Submit Untrue Stmt on Liquor Lic Applic	0 - 500	\$500.00	\$130.00	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$681.00	N/A
90-17	Tavern Charges to Be Posted	0 - 1,000	\$251.59	\$65.41	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$368.00	N/A
108-22-1-b	Top Costume Fabrication Requirements	500 - 2,000	\$643.65	\$167.35	\$26.19	\$6.81	\$28.00	\$10.00	\$10.00	\$13.00	\$862.00	\$84.00
90-18-1-c	Underage Attempt/Procure Alcohol											
	<i>Under Age 17</i>	250 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 2nd offense within 12 months of prev viol</i>	300 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Under Age 17 - 3rd+ offense within 12 months of prev viol</i>	500 - 500	N/A	N/A	\$26.19	\$6.81	\$28.00	N/A	\$10.00	\$13.00	N/A	\$84.00
	<i>Age 17 - 20</i>	250 - 500	\$256.35	\$66.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$374.00	N/A
	<i>Age 17 - 20 - 2nd offense within 12 months of prev viol</i>	300 - 500	\$306.35	\$79.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$437.00	N/A
	<i>Age 17 - 20 - 3rd offense within 12 months of prev viol</i>	500 - 750	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A
	<i>Age 17 - 20 - 4th+ offense within 12 months of prev viol</i>	750 - 1,000	\$756.35	\$196.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$1,004.00	N/A
84-48-5	Waste Tire Regulations	100 - 5,000	\$506.35	\$131.65	N/A	N/A	\$28.00	\$10.00	N/A	\$13.00	\$689.00	N/A

NOTE: A deposit amount shall be set in the amount of the mid-point of the penalty range for all violations not listed on this Deposit Schedule. (The 26% State penalty must be added to each deposit.)

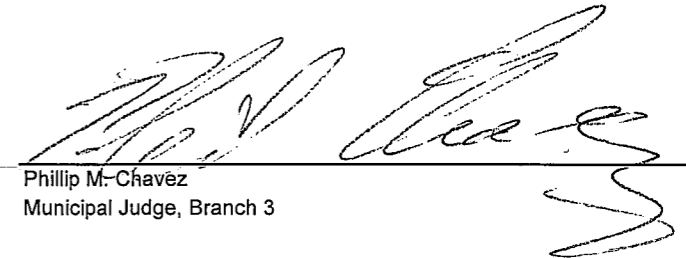
BY ORDER OF THE COURT:



Valarie A. Hill  
Municipal Judge, Branch 1



Derek Mosley  
Municipal Judge, Branch 2



Phillip M. Chavez  
Municipal Judge, Branch 3



CITY OF MILWAUKEE  
**MUNICIPAL COURT**


951 North James Lovell Street  
Milwaukee, WI 53233

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## MEMORANDUM

To: Common Council – City Clerk

From: Jane Tabaska, Network Manager 

Date: January 11, 2012

RE: Revised Municipal Court Non-Traffic Deposit Schedule

Please include the following individuals in notifications regarding this legislative file:

- Kurt Behling, Assistant City Attorney
- Jennifer Klouda, Building Code Enforcement Court Liaison
- Mary Smith, Environmental Health Field Supervisor
- Phillip Reesman, Library Security Investigator
- Sgt. Joel Kujawa, Milwaukee Police Department – Court Administration Section

Should you have any questions or need additional information, please do not hesitate to contact me. I can be reached at x3837 or via email at [jtabas@milwaukee.gov](mailto:jtabas@milwaukee.gov).

Thank you for your assistance.









Legislation Details (With Text)

**File #:** 111390      **Version:** 0

**Type:** Communication      **Status:** In Committee

**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

**Sponsors:** THE CHAIR

**Indexes:** CITY ATTORNEY, CONSULTANTS

**Attachments:** Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111390  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR  
Title

Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Requestor

Drafter  
CC-CC  
jp  
2/2/12

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



THOMAS O. GARTNER  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
CHRISTINE M. QUINN  
MARGARET C. DAUN  
JEREMY R. MCKENZIE  
MARY L. SCHANNING  
PETER J. BLOCK  
Assistant City Attorneys

February 2, 2012

Alderman Ashanti Hamilton, Chair  
Judiciary & Legislation Committee  
City Hall – Room 205

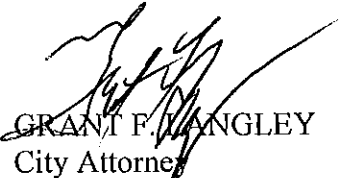
Re: Retention of Expert

Dear Alderman Hamilton:

Pursuant to Common Council FN 030083 adopted on May 13, 2003 requiring the Judiciary & Legislation Committee be notified in writing of the retention of any expert whose compensation is expected to exceed \$10,000, I am reporting the following.

Our office has retained the services of real estate expert Thomas W. Hamilton to assist with the Bulk Oil Storage Terminal Cases. Payments under this contract are not to exceed \$20,000.00.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

GFL:bw  
#177835

OFFICE OF THE CITY ATTORNEY

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
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**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
**PETER J. BLOCK**  
Assistant City Attorneys

February 16, 2012

Alderman Ashanti Hamilton, Chair  
Judiciary & Legislation Committee  
City Hall – Room 205

Re: Expenditures for Outside Counsel and Experts

Dear Alderman Hamilton:

Pursuant to Common Council FN 030083, I am enclosing for your information an itemization of 2012 expenditures posted year-to-date from the Outside Counsel/Expert Witness Fund Special Purpose Account. Please contact me if you have any questions.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

Enclosures  
GFL:bgw

#178227

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

2012 OUTSIDE COUNSEL/EXPERT SPA EXPENDITURES YEAR-TO-DATE  
 February 16, 2012

Account	Dept	Class	Amount	Vendor Name	Case or Matter	Bud. Ref	Year
634005	1490	S157	1,986.00	BLOCK PETER	JUDE V. CITY	2011	2012
634005	1490	S157	1,710.00	BLOCK PETER	JUDE V. CITY	2011	2012
634005	1490	S157	3,495.00	BLOCK PETER	JUDE V. CITY	2012	2012
634005	1490	S157	-1,986.00	BLOCK PETER	JUDE V. CITY	2011	2012
634005	1490	S157	-1,710.00	BLOCK PETER	JUDE V. CITY	2011	2012
			3,495.00				
634005	1490	S157	8,559.51	BOARDMAN SUHR	OUTSIDE COUNSEL - STREET CAR	2011	2012
634005	1490	S157	-8,559.51	BOARDMAN SUHR	OUTSIDE COUNSEL - STREET CAR	2011	2012
			0.00				
634005	1490	S157	690.00	GUNTA REAK	JUDE V. CITY	2011	2012
634005	1490	S157	140.00	GUNTA REAK	JACOBY V. DUDLEY	2011	2012
634005	1490	S157	-690.00	GUNTA REAK	JUDE V. CITY	2011	2012
634005	1490	S157	-140.00	GUNTA REAK	JACOBY V. DUDLEY	2011	2012
			0.00				
634005	1490		16,500.00	RAWSKY, ROBERT	EXPERT FOR CARTER VS. MERRILL	2012	2012
			19,995.00	Total			





Legislation Details (With Text)

**File #:** 111353      **Version:** 1  
**Type:** Resolution      **Status:** In Committee  
**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Substitute resolution authorizing the return of real estate located at 4843 N. 71st Street, in the 2nd Aldermanic District to its former owner. (Steven DeVouges, agent for Corelogic Tax Services)  
**Sponsors:** THE CHAIR  
**Indexes:** IN REM JUDGMENTS  
**Attachments:** Application, DCD letter, treasurer letter, DNS Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111353  
Version  
SUBSTITUTE 1  
Sponsor  
THE CHAIR  
Title

Substitute resolution authorizing the return of real estate located at 4843 N. 71st Street, in the 2nd Aldermanic District to its former owner. (Steven DeVouges, agent for Corelogic Tax Services)

Analysis

Permits return of property owned by the City under conditions imposed by s. 304-50, Milw. Code of Ordinances

Body

Whereas, The property located at 4843 N. 71st Street, previously owned by Steven DeVouges, agent for Corelogic Tax Services, has delinquent taxes for 2006-2011 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated November 14 111353; and

Whereas, Steven DeVouges, agent for Corelogic Tax Services would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since November 14, 2011; and

Whereas, Steven DeVouges, agent for Corelogic Tax Services has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer’s Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 4843 N.



71st Street, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 11CV-11374 known as the 2011-03 In Rem Parcel 31, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

Drafter

CC CC

Jp


2/14/12



**OFFICE OF THE CITY TREASURER**  
Milwaukee, Wisconsin

January 24, 2012

To: Milwaukee Common Council  
City Hall, Room 205

From: James F. Klajbor   
City Treasurer

Re: Request for Vacation of Inrem Judgment  
Tax Key No.: 212-0719-000-1  
Address: 4843 N 71ST ST  
Owner Name: LOUISA L HOLMES  
Applicant/Requester: CORELOGIC TAX SERVICES  
2011-3 Inrem File  
Parcel: 31  
Case: 11CV-11374

Attached is a completed application for Vacation of Inrem Judgment and documentation of payment of costs.

The City of Milwaukee acquired this property on 11/14/2011.

JFK/slk

REQUEST FOR VACATION OF IN REM JUDGMENT

FOLLOW THE INSTRUCTIONS LISTED BELOW:

1. Type or print firmly with ball point pen.
2. Use separate form for each property.
3. Check the copy of the attached ordinance for guidelines and eligibility. No written request to proceed under the ordinance may be submitted for consideration to the Common Council where more than 90 days has elapsed from the date of entry of the In rem judgment to the date of receipt of the request by the City Clerk.
- ~~4. Administrative costs totaling \$1,370.00, must be paid by Cashiers Check or cash to the City Treasurer's Office prior to acceptance of this application.~~
5. Complete boxes a, b, c, d, and e.
6. Forward completed application to City Treasurer, 200 East Wells Street, Room 103, Milwaukee, WI 53202

APPLICANT INFORMATION:

A. PROPERTY ADDRESS 4843 North 71<sup>st</sup> St., Milwaukee, WI 53218  
 TAXKEY NUMBER 2120719000  
 NAME OF APPLICANT Corelogic Tax Services/HSSS c/o Steven M. DeVargas  
 MAILING ADDRESS 100 East Wisconsin Avenue, Suite 2600  
Milwaukee WI 53202 414.276.6464  
 CITY STATE ZIP CODE TELEPHONE NUMBER

B. FORMER OWNER YES \_\_\_\_\_ NO X

If no, describe interest in this property Mortgage Holder

C. LIST ALL OTHER REAL PROPERTY IN THE CITY OF MILWAUKEE THAT THE FORMER OWNER HAS AN OWNERSHIP INTEREST IN (If not applicable, write NONE).

NONE

(Use reverse side, if additional space is needed)

D. HAVE MONIES FOR ADMINISTRATIVE COSTS BEEN DEPOSITED WITH THE CITY TREASURER'S OFFICE? (Documentation must be attached)

YES X NO \_\_\_\_\_

E. DEPT OF NEIGHBORHOOD SERVICES FILING:

Have applications to record the subject property and any other unrecorded properties in which the former owner has an ownership interest been filed with the Department of Neighborhood Services per s. 200-51.5.

YES X NO \_\_\_\_\_

Applicant warrants and represents that all of the information provided herein is true and correct and agrees that if title to the property is restored to the former owner, applicant will indemnify and hold City harmless from and against any cost or expense which may be asserted against City as a result of its being in the chain of title to the property. Applicant understands that if this request is withdrawn or denied the City shall retain all of the administrative costs applicant paid.

APPLICANT'S SIGNATURE Steven M. DeVargas

DATE 1/18/2012

Office of the City Treasurer - Milwaukee, Wisconsin  
Administration Division  
Cash Deposit of Delinquent Tax Collection

<u>Cashier Category</u>	<u>Cashier Payclass</u>	<u>Dollar Amount</u>
1910	Delinquent Tax Collection	
	1911 City Treasurer Costs	220.00
	1912 DCD Costs	450.00
	1913 City Clerk Costs	200.00 ✓
	1914 City Attorney Costs	500.00
	Grand Total	<b>1,370.00</b>

Date 1/23/2012

**Comments for Treasurer's Use Only**

Administrative Costs - Request for Vacation of Judgment

File Number: 2011 - 3  
Taxkey Number: 212-0719-000 - 1  
Property Address: 4843 4843 N 71ST ST  
Owner Name LOUISA L HOLMES

Applicant: CORELOGIC TAX SERVICES

Parcel Number: 31  
CaseNumber: 11CV-11374

# HINSHAW

& CULBERTSON LLP

January 19, 2012

**VIA HAND DELIVERY**

City Treasurer  
200 East Wells Street, Room 103  
Milwaukee, WI 53202

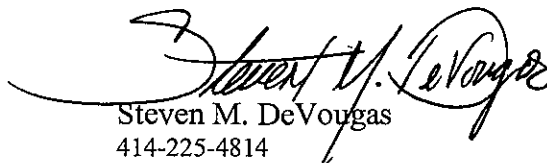
**Re: Property: 4843 N. 71st Street, Milwaukee, WI 53218  
Tax Key No. 2120719000-1**

Dear Sir or Madam:

Enclosed you will find the Request for Vacation of In Rem Judgment together with a check in the amount of \$1,370.00 for the above-referenced matter. Kindly date stamp the duplicate copy of this letter and return as proof of receipt. Thank you.

Very truly yours,

HINSHAW & CULBERTSON LLP



Steven M. DeVougas  
414-225-4814  
sdevougas@hinshawlaw.com

SMD:jml  
Enclosures

**ATTORNEYS AT LAW**

100 East Wisconsin Avenue  
Suite 2600  
Milwaukee, WI 53202-4115

414-276-6464  
414-276-9220 (fax)  
www.hinshawlaw.com



Department of City Development

City Plan Commission  
Historic Preservation Commission  
Neighborhood Improvement  
Development Corporation  
Redevelopment Authority

**Rocky Marcoux**  
Commissioner

**Martha L. Brown**  
Deputy Commissioner

February 13, 2012

Ms. Joanna Polanco, Staff Assistant  
Judiciary & Legislation Committee  
Room 205, City Hall  
City of Milwaukee

Dear Ms. Polanco:


Re: File Number 111353  
4843 North 71st Street

The Department of City Development reports that the tax foreclosed property located at 4843 North 71st Street, Tax Key No. 212-0719-000-1, is not suitable for use by a public agency or community based organization. Also, said property is not located in an existing or planned project area.

This residential structure is occupied. Administrative costs incurred by our Department total \$466.50.

If you have any questions, feel free to contact Ms. Karen Taylor at Extension 5738.

Sincerely,



Clifton W. Crump  
Real Estate Project Manager

c: K. Urban, City Treasurer/Customer Service  
K. Sullivan, City Attorney's Office



## **Office of the City Treasurer**

City Hall, Room 103 • 200 East Wells Street • Milwaukee, Wisconsin 53202  
Telephone: (414) 286-2240 • TTY: (414) 286-2025 • FAX: (414) 286-3186

February 14, 2012

To: Milwaukee Common Council  
Room 205, City Hall

From: James F. Klajbor, City Treasurer  
Office of the City Treasurer

Re: 111353 Reopening and Vacating InRem Judgment  
Tax Key No.: 212-0719-000-1  
Address: 4843 N 71ST ST  
Owner Name: LOUISA L HOLMES  
Applicant/Requester: CORELOGIC TAX SERVICES  
2011-3 in rem, Parcel: 31  
Case: 11CV-11374, Acquired: 11/14/2011

---

Listed below are the outstanding taxes on the above parcel. The administrative costs in the amount of \$1,370.00 have been paid.

<b>TAX YEARS</b>	<b>IF PAID IN FEB</b>	<b>IF PAID BY MAR 29, 2012</b>
2006-2011	\$11,982.02	\$11,982.02
Interest	\$3,106.60	\$3,225.08
Penalty	\$1,553.30	\$1,612.54
<b>TOTAL*</b>	<b>\$16,641.92</b>	<b>\$16,819.64</b>

\*The above figures may change prior to payment due to possible additional costs.

JFK/slk



**Department of Neighborhood Services**  
Inspectional services for health, safety and neighborhood improvement

**Art Dahlberg**  
Commissioner

**Thomas G. Mishefske**  
Operations Manager

February 14, 2012

Alderman Ashanti Hamilton, Chair  
Judiciary and Legislation Committee  
Office of the City Clerk  
Room 205, City Hall

Re: File No. 111353  
Address 4843 N 71<sup>st</sup> St

Dear Alderman Hamilton:

The owner of the above-referenced property has applied for a Vacation of In Rem Judgment. The Department of Neighborhood Services has no outstanding orders or charges and does not object to the request.

Sincerely,

Lynne Steffen  
Business Operations Manager







Legislation Details (With Text)

**File #:** 111379      **Version:** 1  
**Type:** Resolution      **Status:** In Committee  
**File created:** 2/7/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Substitute resolution authorizing the return of real estate located at 3046 N. 22nd Street, in the 7th Aldermanic District to its former owner. (Dawn Marie Winters)  
**Sponsors:** THE CHAIR  
**Indexes:** IN REM JUDGMENTS  
**Attachments:** Application, Treasurer letter, DCD letter, DNS letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
2/7/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111379  
Version  
SUBSTITUTE 1  
Sponsor  
THE CHAIR  
Title

Substitute resolution authorizing the return of real estate located at 3046 N. 22nd Street, in the 7th Aldermanic District to its former owner. (Dawn Marie Winters)

Analysis

Permits return of property owned by the City under conditions imposed by s. 304-50, Milw. Code of Ordinances

Body

Whereas, The property located at 3046 N. 22nd Street, previously owned by Dawn Marie Winters, has delinquent taxes for 2008-2011 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated January 30 111379; and

Whereas, Dawn Marie Winters would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since January 30, 2012; and

Whereas, Dawn Marie Winters has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 3046 N. 22nd Street, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty

(30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 11CV-15030 known as the 2011-04 In Rem Parcel 123, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

Drafter

CC CC

Jp


2/14/12



**OFFICE OF THE CITY TREASURER**  
Milwaukee, Wisconsin

January 31, 2012

To: Milwaukee Common Council  
City Hall, Room 205

From: James F. Klajbor   
City Treasurer

Re: Request for Vacation of Inrem Judgment  
Tax Key No.: 310-0834-100-4  
Address: 3046 N 22ND ST  
Owner Name: DAWN MARIE WINTERS  
2011-4 Inrem File  
Parcel: 123  
Case: 11CV-15030

Attached is a completed application for Vacation of Inrem Judgment and documentation of payment of costs.

The City of Milwaukee acquired this property on 1/30/2012.

JFK/slk

REQUEST FOR VACATION OF IN REM JUDGMENT

FOLLOW THE INSTRUCTIONS LISTED BELOW:

1. Type or print firmly with ball point pen.
2. Use separate form for each property.
3. Check the copy of the attached ordinance for guidelines and eligibility. No written request to proceed under the ordinance may be submitted for consideration to the Common Council where more than 90 days has elapsed from the date of entry of the in rem judgment to the date of receipt of the request by the City Clerk.
4. **Administrative costs totaling \$1,370.00, must be paid by Cashiers Check or cash to the City Treasurer's Office prior to acceptance of this application.**
5. Complete boxes a, b c, d, and e.
6. Forward completed application to City Treasurer, 200 East Wells Street, Room 103, Milwaukee, WI 53202

APPLICANT INFORMATION:

A. PROPERTY ADDRESS 3046 North 22nd Street  
 TAXKEY NUMBER 310-0834-100-4  
 NAME OF APPLICANT Dawn Marie Winters  
 MAILING ADDRESS 4233 North 24th place  
Milwaukee Wisconsin 53209 (414)444-3759  
 CITY STATE ZIP CODE TELEPHONE NUMBER

B. FORMER OWNER YES X NO \_\_\_\_\_

If no, describe interest in this property \_\_\_\_\_

C. LIST ALL OTHER REAL PROPERTY IN THE CITY OF MILWAUKEE THAT THE FORMER OWNER HAS AN OWNERSHIP INTEREST IN (If not applicable, write NONE).

n/a

(Use reverse side, if additional space is needed)

D. HAVE MONIES FOR ADMINISTRATIVE COSTS BEEN DEPOSITED WITH THE CITY TREASRUER'S OFFICE? (Documentation must be attached)

YES X NO \_\_\_\_\_

E. DEPT OF NEIGHBORHOOD SERVICES FILING:

Have applications to record the subject property and any other unrecorded properties in which the former owner has an ownership interest been filed with the Department of Neighborhood Services per s. 200-51.5.

YES \_\_\_\_\_ NO X

Applicant warrants and represents that all of the information provided herein is true and correct and agrees that if title to the property is restored to the former owner, applicant will indemnify and hold City harmless from and against any cost or expense which may be asserted against City as a result of its being in the chain of title to the property. **All charges incurred such as Water usage, city services, etc. while the City held title to the property are the responsibility of the applicant if request to vacate is approved.** Applicant understands that if this request is withdrawn or denied the City shall retain all of the administrative costs applicant paid.

APPLICANT'S SIGNATURE Dawn Winters

DATE 1/20/2012

Office of the City Treasurer - Milwaukee, Wisconsin  
Administration Division  
Cash Deposit of Delinquent Tax Collection

<u>Cashier Category</u>	<u>Cashier Payclass</u>		<u>Dollar Amount</u>
1910		Delinquent Tax Collection	
	1911	City Treasurer Costs	220.00
	1912	DCD Costs	450.00
	1913	City Clerk Costs	200.00 ✓
	1914	City Attorney Costs	500.00
		Grand Total	<b>1,370.00</b>

Date 1/31/2012

**Comments for Treasurer's Use Only**

Administrative Costs - Request for Vacation of Judgment

File Number: 2011 - 4  
Taxkey Number: 310-0834-100 - 4  
Property Address: 3046 3046 N 22ND ST  
Owner Name DAWN MARIE WINTERS

Applicant:

Parcel Number: 123  
CaseNumber: 11CV-15030



## **Office of the City Treasurer**

City Hall, Room 103 • 200 East Wells Street • Milwaukee, Wisconsin 53202  
Telephone: (414) 286-2240 • TTY: (414) 286-2025 • FAX: (414) 286-3186

February 14, 2012

To: Milwaukee Common Council  
Room 205, City Hall

From: James F. Klajbor, City Treasurer  
Office of the City Treasurer

Re: 111379 Reopening and Vacating InRem Judgment  
Tax Key No.: 310-0834-100-4  
Address: 3046 N 22ND ST  
Owner Name: DAWN MARIE WINTERS  
Applicant/Requester: DAWN MARIE WINTERS  
2011-4 in rem, Parcel: 123  
Case: 11CV-15030, Acquired: 1/30/2012

---

Listed below are the outstanding taxes on the above parcel. The administrative costs in the amount of \$1,370.00 have been paid.

<b>TAX YEARS</b>	<b>IF PAID IN FEB</b>	<b>IF PAID BY MAR 29, 2012</b>
2008-2011	\$12,020.06	\$12,020.06
Interest	\$2,001.45	\$2,120.30
Penalty	\$1,000.72	\$1,060.15
<b>TOTAL*</b>	<b>\$15,022.23</b>	<b>\$15,200.51</b>

**\*The above figures may change prior to payment due to possible additional costs.**

JFK/slk



Department of City Development

City Plan Commission  
Historic Preservation Commission  
Neighborhood Improvement  
Development Corporation  
Redevelopment Authority

**Rocky Marcoux**  
Commissioner

**Martha L. Brown**  
Deputy Commissioner

February 13, 2012

Ms. Joanna Polanco, Staff Assistant  
Judiciary & Legislation Committee  
Room 205, City Hall  
City of Milwaukee

Dear Ms. Polanco:

Re: File Number 111379  
3046 North 22nd Street

The Department of City Development reports that the tax foreclosed property located at 3046 North 22nd Street, Tax Key No. 310-0834-100-4, is not suitable for use by a public agency or community based organization. Also, said property is not located in an existing or planned project area.

This residential structure is occupied. Administrative costs incurred by our Department total \$450.00.

If you have any questions, feel free to contact Ms. Karen Taylor at Extension 5738.

Sincerely,

Clifton W. Crump  
Real Estate Project Manager

c: K. Urban, City Treasurer/Customer Service  
K. Sullivan, City Attorney's Office





**Department of Neighborhood Services**  
Inspectional services for health, safety and neighborhood improvement

**Art Dahlberg**  
Commissioner  
**Thomas G. Mishefske**  
Operations Manager

February 14, 2012

Alderman Ashanti Hamilton, Chair  
Judiciary and Legislation Committee  
Office of the City Clerk  
Room 205, City Hall

Re: File No. 111379  
Address 3046 N 22<sup>nd</sup> St

Dear Alderman Hamilton:

The owner of the above-referenced property has applied for a Vacation of In Rem Judgment. The Department of Neighborhood Services does not object to the return of this property provided the applicant pays \$1,400.00 in pending reinspection fees.

We also request that, upon the return of the property, the former owner works to correct the outstanding code violations in a timely manner.

Sincerely,

Lynne Steffen  
Business Operations Manager





Legislation Details (With Text)

**File #:** 110990      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 11/30/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to the claims of Brian and Suzanne Kreuziger for property damage. (1st Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS

**Attachments:** City Attorney Letter.pdf, Claim, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
11/30/2011	0	COMMON COUNCIL	ASSIGNED TO		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/30/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
110990  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR

Title  
Resolution relating to the claims of Brian and Suzanne Kreuziger for property damage. (1st Aldermanic District)

Requestor  
City Attorney  
Drafter  
JAS:ms

November 14, 2011  
1029-2011-2569:175504

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
**SUSAN D. BICKERT**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**SUSAN E. LAPPEN**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
**MELANIE R. SWANK**  
**JAY A. UNORA**  
**DONALD L. SCHRIEFER**  
**EDWARD M. EHRlich**  
**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**  
**KATHRYN Z. BLOCK**  
**ELOISA DE LEÓN**  
**ADAM B. STEPHENS**  
**KEVIN P. SULLIVAN**  
**BETH CONRADSON CLEARY**  
**THOMAS D. MILLER**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
**CHRISTINE M. QUINN**  
**MARGARET C. DAUN**  
**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
Assistant City Attorneys

November 14, 2011

To the Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

Re: Resolution Relating to the Claim of BRIAN and SUZANNE KREUZIGER  
C.I. File No. 11-L-80

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk, and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimants, Brian and Suzanne Kreuziger, 706 West Rock Place, 2<sup>nd</sup> Floor, Glendale, WI 53209, allege that their basement and its contents for a property located at 2000 West Hampton Avenue were damaged when there was a sewer back-up on June 9, 2011. They seek damages, clean up costs and other miscellaneous costs in the amount of \$6,193.12.

Our investigation reveals that the Sewer Department reviewed their records regarding this incident. The subject property is directly connected to the sanitary sewer manhole that contains a bypass pump. The flap gate was inspected on May 17, 2011 and it was found to be operating properly. The Sewer Department responded to a backwater call on the date in question. The flap gate was found to be stuck in a position that prevented it from closing. The gate was replaced on June 10, 2011. The City had no notice of this condition prior to this incident and because of this lack of notice it cannot be held liable. We recommend denial of this claim.

Very truly yours,

**GRANT F. LANGLEY**  
City Attorney

**JAN A. SMOKOWICZ**  
Assistant City Attorney

JAS:ms  
Enclosure  
1029-2011-2569:175499

Defendant  
Ronald D Leonhardt  
City Clerk  
City of Milwaukee  
200 E Wells Street, Room 205  
Milwaukee, WI 53202

CITY OF MILWAUKEE  
RECEIVED

2011 OCT -6 PM 12: 50

OFFICE OF  
CITY ATTORNEY

Claimant  
Brian and Suzanne Kreuziger  
706 West Rock Place, 2<sup>nd</sup> Flr  
Glendale, WI 53209

NOTICE OF CLAIM AGAINST CITY OF MILWAUKEE

Mr. Leonhardt, City Clerk, on behalf of the City of Milwaukee:

Pursuant to 893.80 and 801.11, WI Statutes, you are hereby notified of a claim against the City of Milwaukee. You are further hereby notified of the circumstances of said claim.

CIRCUMSTANCES OF CLAIM

The circumstances and basis of this claim is negligence by the City of Milwaukee for failing to maintain a damaged and non- functional sewer relief valve at a known problem location beneath the street at 2000 West Hampton Ave, Milwaukee, WI. The City of Milwaukee had actual knowledge that the sewer relief valve was not functioning for at least several months prior to the incident triggering this claim, which is described below. Failure to repair and maintain this valve by the City of Milwaukee caused the back up of significant amounts of sewage contaminated water into the basement of the 8 family apartment building at 2000 West Hampton Ave, and resultant damage to the building and contents thereof.

The property at 2000 West Hampton Avenue Milwaukee, WI , is owned by Brian and Suzanne Kreuziger, husband and wife. At approximately 1 PM on June 9, 2011, I, Brian Kreuziger, claimant, entered the basement of this property. Upon entering the basement I noticed that there were several inches of standing water at the bottom of the basement stairs. This was not a normal occurrence and seemed particularly strange since it had rained only a small amount the previous evening, and the large amount of water in the basement was not indicative of a clogged lateral. Furthermore, in the 8 years that we have owned the property, I have never experienced a clogged lateral or had any need to root out the lateral. I then proceeded to inspect one of the 2 floor drains and noted that it seemed to be clogged. I then proceeded to remove the lid of the floor drain. When I removed the lid I witnessed that the drain had been clogged by toilet paper which had backed up from the street. Furthermore, removing the lid and unclogging the drain did not help in allowing the standing sewer water to drain, but instead caused still more sewer water to enter the basement from the floor drain.

I then contacted the City of Milwaukee by telephone to report the sewer back up. While waiting for a crew to arrive, A City employee stopped in front of the building and proceeded to open one of the sewer covers. I asked him if he was here about the sewer back up, He said that he was not and left after refusing to assist in solving the problem. At approximately 4 PM, a City crew arrived at the building. A member of this crew stated that the location was a known problem, the problem being that the sanitary sewer in the street was known to have a problem and back up. He stated that for this reason, a relief valve is installed below the street in front of the subject property. This valve is supposed to automatically open at times of high flow and divert the flow into the storm sewer. The crew member also stated that the valve was controlled by an electric switch located on the boulevard about 20 feet East and 10 feet North, and that the switch was not functioning because it had been damaged in an automobile accident several months earlier. The

RONALD D. LEONHARDT  
CITY CLERK

11 OCT -5 PM 3: 13

CITY OF MILWAUKEE

crew then proceeded to attempt to open the relief valve manually. They were not initially able to do so and called for further assistance from their superiors. Finally, the crew was able to manually open the valve and the sewage in my basement began to recede through the floor drains until it had completely receded at about 5 PM. The automatic switch for this valve appears to have finally been repaired a few days prior to submission of this claim.

The backup of sewer water into a basement requires proper cleanup of the basement. Items that are contaminated must be disposed of or cleaned thoroughly. My wife and I performed all clean up, removal and disposal work. We cleaned all items that could be economically cleaned. We disposed of all items that could not be economically cleaned. We cleaned all surfaces of the basement that could be cleaned. This clean up involved the cleaning of all items and surfaces with a sufficient bleach and water solution, subsequent rinsing and the drying out of the basement with fans and de-humidifiers. Proper clean up also involves insuring that the area is thoroughly dried out and remains well lit, so as not to allow the growth of mold. This was accomplished by running fans and dehumidifiers for the next 2 months and keeping the basement lights on during this time period. All light used were of the fluorescent type, so as to conserve energy.

Due to the saturation of the pervious material by contaminated sewage, twelve inches of drywall and plywood wall surfaces at floor level and up could not be sufficiently cleaned. This material was removed and disposed of. The drywall and plywood wall surfaces that were removed have not been replaced and I have procured 2 bids for the replacement of these damaged materials. In requesting the bids, I instructed the contractors to bid on replacing the lower 12 inches of material with an impervious metal material that can be thoroughly cleaned and that contains gaps for air circulation. I made this instruction because the sewer had also backed up on July 22, 2010, after a large rainstorm. The sewer now has backed up again after an extremely minor rainfall, due to City negligence. Therefore, I have no assurance whatsoever that the sewer will not back up again in the future. I had finally completed the repairs caused by the 2010 sewer back up, and now had to rip that out because of City negligence. I have no intention of replacing the damaged wall material with something that I will have to remove again in short order. The air spaces specified in the material are to allow the ventilation and drying of the structural materials that this will be attached to in the expected occurrence of another sewer back up. The bids also call for removal of damaged wall material that has not yet been removed. This material was not damaged by the incident itself and is not contaminated. This damage refers to the remaining sheets of plywood and drywall that were cut off about 12 inches above the floor, and which must be removed in order to facilitate proper replacement of the material that was removed due to contamination.

I witnessed at least 5 inches of standing water in the basement. The pilots of several water heaters had to be re-lighted because they were flooded and had gone out. The standing water will also undoubtedly cause abnormally rapid deterioration of the water heaters.

The itemized claim below demands compensation for the following:

1. Clean up work performed by Brian and Suzanne Kreuziger, owners of the property.
2. Electricity charges for running fans, dehumidifiers and basement lighting for 2 months
3. Replacement of personal items stored on property for use in the maintenance of the building.
4. Replacement of a clothes dryer provided for tenant use.
5. Repair and replacement of the damaged wall surfaces that could not be restored to a sanitary condition.
6. Abnormal rapid depreciation of 9 water heaters.
7. Time spent preparing this claim
8. Fees for service of this claim

*Note of claim - Kreuziger - 2*

ITEMIZED CLAIM FOR RELIEF SOUGHT BY CLAIMANT

The claimant hereby demands relief in the form of the payment of \$6193.12 for damages suffered by the claimant as a direct result of the negligence of the City of Milwaukee which caused the above described incident and resulting damage. The specific damages suffered are now listed.

1. Damage control and clean up work performed by Brian and Suzanne Kreuziger, owners of the property:

Thursday June 9, 2011, Brian Kreuziger: arrange for City repair of the problem, change locks to basement so tenants could not enter unsanitary area, preliminary clean up and assessment: 4 hours

Thorough cleaning of all surfaces and items that could be cleaned with bleach and water solution followed by thorough rinsing of all items and surfaces. Re-lighting of several water heaters. Set up of fans and dehumidifiers. Disposal of contaminated items that could not be cleaned.

Friday June 10, 2011, Brian Kreuziger 8 hours  
Friday June 10, 2011 Suzanne Kreuziger, 6.5 hours.

Total: 18.5 hours at \$50/hr = \$925

2. Electricity used to operate dehumidifiers, fans and basement lighting for 2 months:

WE Energies bills: 5/18-6/19/11: 391 kWh  
6/19- 7/19/11: 418 kWh  
7/19-8/17/11: 473 kWh

Sub total: 1282 kWh  
Subtract normal usage -600 kWh  
Total excess usage: 682 kWh @ \$ 0.13/kWh = \$ 88.66  
Sales Tax on excess usage: \$88.66 x .056 = \$ 9.96

Grand Total excess usage: \$ 98.62

See 5 attached billing statements for period of 4/18- 9/18/11. A billing statement for the period consequent and subsequent to the period described is provided in order to provide a basis for an estimate of normal electricity use for the building, which I have estimated at 200 kWh/month. Normal electricity usage is for interior and exterior common area lighting. Usage is normally lowest during the period in question because one of the exterior lights operates only dusk to dawn, which period is shortest during the summer.

3. Replacement of personal property stored on premises for use in maintaining the property that could not be cleaned or was rendered inoperable :

Bissell Carpet Cleaner rendered inoperable- see attached receipt: \$ 199.50  
5 sheets of sandpaper for floor sander: 15  
2 sandpaper loops for small belt sander \$ 6

*Note of claim - Kreuziger - 3*



2 packages of assorted sandpaper	\$ 10
Various loose sandpaper	\$ 10
1- 1"x 6" x 8 ft clear pine board	\$ 8
5- 2 3/8" x 7 ft cedar trim boards	\$ 20
4- 2" x 4" x 6 ft dimensional lumber	\$ 8
9- mini blinds	\$ 45
21- various trim boards approx 2" x 4 ft	\$ 40
knee pads	\$ 8
8- assorted toe board lengths	\$ 15
1- radio/ tape player	\$ 10
1- Hoover vacuum Cleaner- rendered inoperable	\$ 50
Several various sizes of drywall, plywood and insulation	\$ 150
3 window screens	\$ 90
<b>TOTAL personal property destroyed:</b>	<b>\$ 684.50</b>

4. Replacement of large capacity coin operated commercial clothes dryer.

A page of commercial coin operated gas dryer prices is attached . \$ 650.00

5. Repair and replacement of wall surfaces.

I have received 2 bids for this work, which are attached: \$ 1350.

6. Abnormal rapid deterioration of 9 water heaters.

The property contains 9 water heaters, one for each apartment and one for the common laundry facility. Standard cost of replacement and installation of a water heater is about \$600. I expect that the exposure of the bottoms of the water heater tanks to standing water will cause premature rusting of the tanks and cause the life span of these water heaters to be reduced by 40%. Therefore I estimate the damage to the water heaters to be:

$$9 \times \$600 \times .40 = \$ 2160$$

7. Time spent preparing this claim.

The labor involved in preparing and drafting this claim is professional work and is billed in the legal field at a minimum paralegal rate of \$50/ hour. Claimant is the holder of a bachelor's degree and an ABA Paralegal Certificate and has spent a minimum of 6 hours in the preparation and writing of this claim.

These services are therefore valued at a minimum of 6 hours x \$50/hr = \$ 300.

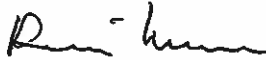
8. Fee for service of this claim \$ 25

Notice of claim - Kreuzer-4

GRAND TOTAL OF CLAIM:

\$6193.12

Respectfully submitted this <sup>5<sup>th</sup> BK</sup> ~~5<sup>th</sup>~~ day of October, 2011 by the Claimant, Brian and Suzanne Kreuziger



Brian Kreuziger  
706 West Rock Place, 2<sup>nd</sup> Flr  
Glendale, WI 53209  
414-217-1208



Suzanne Kreuziger

Attachments:

1. 2 bids for wall repair
2. 5 monthly WE Energies electricity bills
3. Receipt for purchase of carpet cleaner
4. Page of prices for commercial coin gas dryers
5. CD containing photographs of damage, damaged items, city crew on site, and damaged valve switch.

Notice of Claim - Kreuziger - 5

# **Quality Handyman Services.**

**P.O. Box 782  
Pewaukee, WI 53072  
Office: 262-408-5500  
Fax: 262-565-2080  
We are Fully Insured**

## **Job Proposal**

**Date:** Aug. 5, 2011

**Job Name:** Brian Kreuziger

**Address:** 2000 W. Hampton  
Milwaukee, Wisconsin

**Telephone:** 414- 217-1208

**Scope of Work: Repair damage in the basement**

### **Demolition/Remove:**

- Remove damage drywall and plywood along the walls (52ft)

### **Roofing:**

- Install 12 inches Grate (metal like material) along the bottom of the walls
- Install drywall above the grate
- Patch the drwall

### **Clean up:**

- Clean up the area after the work is done

**\*\*The following items are not included in the Quoted Price:**

- None.

**Total Quoted Price of Above Work:**

**\$1,350.18**

**For labor and Material**

**Option:**

- None.

**\*\*\*Qaulity Handyman Services will bill at a rate of \$54.00 for Carpenter and \$36.00 for laborer per man hour plus Materials for any extra work.**

**All work to be completed in a workmanlike manner according to standard practices, any alteration or deviation from the above specification involving extra costs will be executed only upon written orders, and will become an extra charge over and above the proposed price. All agreements contingent upon weather, accidents or delays beyond our control. Quality Handyman Services is not responsible for mold or damage caused by insulation or ventilation problems. Quality Handyman Services is covered by liability insurance. This proposal May be withdrawn if not accepted within 30 days.**

**Contract Payment Terms:**

50% - Down payment  
50% - Completion

**Approved for Construction:**

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Quality Handyman Services

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# **A Bishop Construction**

**A Bishop Farm, Incorporated**

**Kenosha o Milwaukee o Kewaunee**

**3373 N. Holton, Milwaukee, WI 53212**

**[www.abishopfarm.com](http://www.abishopfarm.com)**

**(414) 264-1029 o 800-234-0423 o Fax (262) 287-0939**

**Email – [abishopfarm@hotmail.com](mailto:abishopfarm@hotmail.com)**

## **Customer Invoice**

**July 8, 2011**

**Brian Kreuziger  
2000 W. Hampton  
Milwaukee, WI**

**Dear Brian,**

**Here is the estimate from Allen for your drywall project. Please call with any questions, queries or other projects you might have.**

**Job Specifications:**

**52' (approx) add 12" grate and drywall repair (no paint)  
Remove damaged drywall and plywood  
Patch and attach above 12"  
Add grating below 12"**

**Total for project \$1300.00**

**You are able to reach us in the office either by phone or email for future projects or with other concerns.**

**Thank you for choosing A Bishop Construction.**



Pd #2388  
Bk 14B  
9-22-11

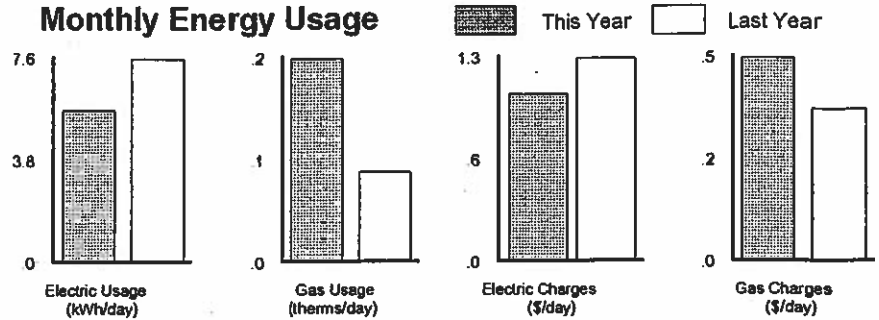
ACCOUNT NUMBER	DATE DUE	AMOUNT DUE
1210-693-914	10/10/2011	\$52.20

MR BRIAN R KREUZIGER  
2000 W HAMPTON AVE  
MILWAUKEE WI 53209  
HLTG

**Billing Summary**

Previous Balance 08/18/11..... \$86.51  
Payment Received As Of 09/07/11..... \$86.51 CR  
Balance As Of 09/19/11..... \$ .00  
Current Energy Charges 09/19/11..... \$52.20  
Total Amount Due \$52.20

**Monthly Energy Usage**



	Usage/Day		Charges/Day		Avg Temp	
Electric	5.69	7.62	\$1.07	\$1.30	67F	69F
Gas	.28	.12	\$.56	\$.42	67F	69F

**Electric Service for 08/17/11 to 09/18/11 (32 Days) - 88 Heating Degree Days / 154 Cooling Degree Days**

<p><b>Electricity Used</b> Meter Number..... VZ525099 Total Actual Reading on 09/18/11..... 15884 Actual Reading on 08/17/11..... 15702 Total Electricity Used 182 kWh Total Consumption for All Meters 182 Next Scheduled Meter Reading Date..... 10/18/11</p>	<p><b>Current Electricity Charges</b> General Secondary Service - CG1 32 Days Facilities (32 days x \$0.250000/days)..... \$8.00 State Low-Income Assistance Fee..... \$ .95 Energy (182 kWh x \$0.126110/kWh)..... \$22.95 Fuel Cost Adjustment (182 kWh x \$0.003620/kWh)..... \$ .66 Subtotal Electricity Charges \$32.56 Sales Tax (\$31.61 x 5.60%) ..... \$1.77 Total Electricity Charges \$34.33</p>
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**Gas Service for 08/17/11 to 09/18/11 (32 Days) - 88 Heating Degree Days / 154 Cooling Degree Days**

<p><b>Gas Used</b> Meter Number..... WG1170018 Total Actual Reading on 09/18/11..... 625 Actual Reading on 08/17/11..... 616 Difference..... 9 Pressure Correction Adjustment..... x 1.0000 Heat Factor Adjustment..... x 1.0074 Total Gas Used 9 therms Total Consumption for All Meters 9 Next Scheduled Meter Reading Date..... 10/18/11</p>	<p><b>Current Gas Charges</b> Fg-1 Firm Comm/Ind Sale Class 1 (WGC) 32 Days Facilities (32 days x \$0.310000/days)..... \$9.92 Distribution (9 therms x \$0.259800/therms)..... \$2.34 Base Gas (9 therms x \$0.787200/therms)..... \$7.08 PGA (9 therms x \$0.268750-/therms)..... \$2.42 CR Subtotal Gas Charges \$16.92 Sales Tax (\$16.92 x 5.60%) ..... \$ .95 Total Gas Charges \$17.87</p>
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**Messages**

- Important Account Information** One of your meter(s) registered lower than normal energy usage this month which is not consistent with your past usage patterns. Usually a drop in usage is the result of customer conservation, seasonal changes or changes in energy needs. If you believe your energy usage has not changed, please call us.
- Control Costs** Energy Insights is our free monthly newsletter that can help you manage energy costs. Access an online library with industry-specific articles, find cost-saving tools for your business and get answers from experts on technical and energy-related questions. Sign up at [we-energies.com/energyinsights](http://we-energies.com/energyinsights).
- Save Money** Exit signs running 24 hours a day, seven days a week can cost up to \$30 each year per light. Replace incandescent lamps with light-emitting diode (LED) exit signs that use only 1 to 5 watts of power and cost less than \$5 per year to operate. LEDs reduce energy use and last longer. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).

**Contact Us**

8-5:00 Monday-Friday

Customer Service: 1-800-714-7777

Electric Emergency: 1-800-662-4797

Web Site: [www.we-energies.com](http://www.we-energies.com)

Gas Emergency: 1-800-261-5325

Please detach bottom portion and return with your payment made payable to We Energies. Please mail payment 7 days prior to due date.



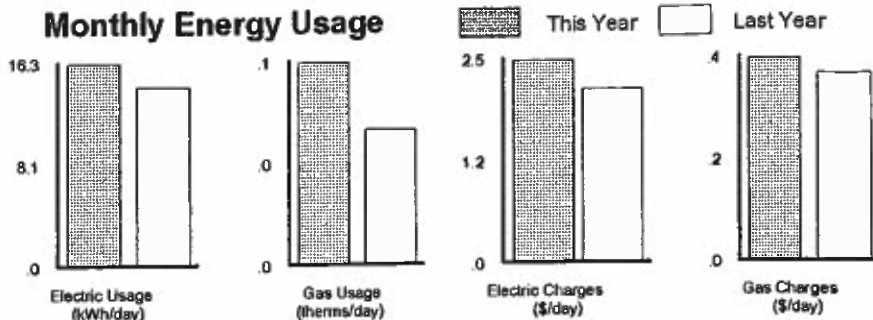
PL #2545  
Rk TCF  
9-34

ACCOUNT NUMBER	DATE DUE	AMOUNT DUE
1210-693-914	09/07/2011	\$86.51

MR BRIAN R KREUZIGER  
2000 W HAMPTON AVE  
MILWAUKEE WI 53209  
HLTG

**Billing Summary**

Previous Balance 07/20/11.....	\$79.18
Payment Received As Of 07/26/11.....	\$79.18 CR
Balance As Of 08/18/11.....	\$ .00
Current Energy Charges 08/18/11.....	\$86.51
<b>Total Amount Due</b>	<b>\$86.51</b>



	Usage/Day		Charges/Day		Avg Temp	
Electric	16.31	14.38	\$2.57	\$2.20	75F	76F
Gas	1.0	.07	\$1.136	\$0.64	75F	76F

**Electric Service for 07/19/11 to 08/17/11 (29 Days) - 6 Heating Degree Days / 284 Cooling Degree Days**

**Electricity Used**

Meter Number.....	VZ525099
<b>Total</b>	
Actual Reading on 08/17/11.....	15702
Actual Reading on 07/19/11.....	15229
<b>Total Electricity Used</b>	<b>473 kWh</b>
<b>Total Consumption for All Meters</b>	<b>473</b>
Next Scheduled Meter Reading Date.....	09/19/11

**Current Electricity Charges**

General Secondary Service - CG1 29 Days	
Facilities (29 days x \$0.250000/days).....	\$7.25
State Low-Income Assistance Fee.....	\$2.06
Energy (473 kWh x \$0.126110/kWh).....	\$59.65
Fuel Cost Adjustment (473 kWh x \$0.003620/kWh).....	\$1.71
<b>Subtotal Electricity Charges</b>	<b>\$70.67</b>
Sales Tax (\$68.61 x 5.60%) .....	\$3.84
<b>Total Electricity Charges</b>	<b>\$74.51</b>

**Gas Service for 07/19/11 to 08/17/11 (29 Days) - 6 Heating Degree Days / 284 Cooling Degree Days**

**Gas Used**

Meter Number.....	WG1170018
<b>Total</b>	
Actual Reading on 08/17/11.....	616
Actual Reading on 07/19/11.....	613
Difference.....	3
Pressure Correction Adjustment..... x 1.0000	
Heat Factor Adjustment..... x 1.0108	
<b>Total Gas Used</b>	<b>3 therms</b>
<b>Total Consumption for All Meters</b>	<b>3</b>
Next Scheduled Meter Reading Date.....	09/19/11

**Current Gas Charges**

Fg-1 Firm Comm/Ind Sale Class 1 (WGC) 29 Days	
Facilities (29 days x \$0.310000/days).....	\$8.99
Distribution (3 therms x \$0.259800/therms).....	\$0.78
Base Gas (3 therms x \$0.787200/therms).....	\$2.36
PGA (3 therms x \$0.258331-/therms).....	\$0.77 CR
<b>Subtotal Gas Charges</b>	<b>\$11.36</b>
Sales Tax (\$11.36 x 5.60%) .....	\$0.64
<b>Total Gas Charges</b>	<b>\$12.00</b>

**Messages**

- Save Money** Don't position heat-producing devices, such as lamps, TVs, or office equipment, close to your thermostat. Heat from these devices could cause the thermostat to read a temperature higher than the true room temperature. This may lead to excessive cooling and wasted energy. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).
- Take Control** View and download up to 24 months of past energy use, forecast energy costs and more. Visit [www.we-energies.com/bao](http://www.we-energies.com/bao), and sign up for Business Account Online today.

**Contact Us**

8-5:00 Monday-Friday

Customer Service: 1-800-714-7777

Electric Emergency: 1-800-662-4797

Web Site: [www.we-energies.com](http://www.we-energies.com)

Gas Emergency: 1-800-261-5325

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Pd # 2530  
Bk TCF  
7-234

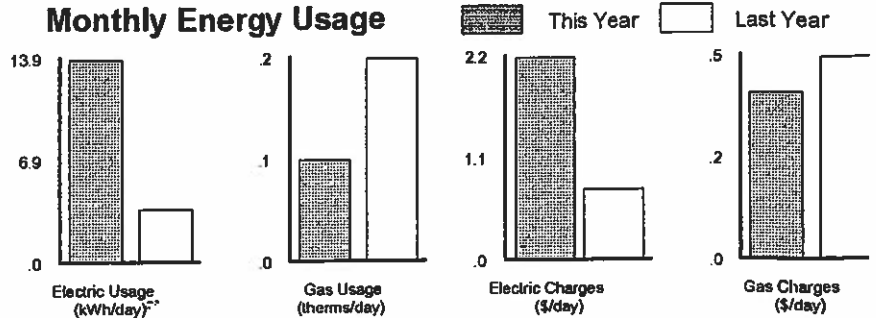
ACCOUNT NUMBER	DATE DUE	AMOUNT DUE
1210-693-914	08/09/2011	\$79.18

MR BRIAN R KREUZIGER  
2000 W HAMPTON AVE  
MILWAUKEE WI 53209  
HLTG

**Billing Summary**

Previous Balance 06/20/11..... \$98.29  
Payment Received As Of 06/24/11..... \$98.29 CR  
Balance As Of 07/20/11..... \$ 00  
Current Energy Charges 07/20/11..... \$79.18  
**Total Amount Due \$79.18**

**Monthly Energy Usage**



	Usage/Day		Charges/Day		Avg Temp	
Electric	13.93	3.67	\$2.23	\$ .78	71F	75F
Gas	10	.20	\$4.1	\$ .50	71F	75F

**Electric Service for 06/19/11 to 07/19/11 (30 Days) - 35 Heating Degree Days / 213 Cooling Degree Days**

**Electricity Used**

Meter Number..... VZ525099  
Total  
Actual Reading on 07/19/11..... 15229  
Actual Reading on 06/19/11..... 14811  
Total Electricity Used 418 kWh  
Total Consumption for All Meters 418  
Next Scheduled Meter Reading Date..... 08/18/11

**Current Electricity Charges**

General Secondary Service - CG1 30 Days  
Facilities (30 days x \$0.250000/days)..... \$7.50  
State Low-Income Assistance Fee..... \$1.85  
Energy (418 kWh x \$0.126110/kWh)..... \$52.71  
Fuel Cost Adjustment (418 kWh x \$0.003620/kWh)..... \$1.51  
Subtotal Electricity Charges \$63.57  
Sales Tax (\$61.72 x 5.60%) ..... \$3.46  
**Total Electricity Charges \$67.03**

**Gas Service for 06/19/11 to 07/19/11 (30 Days) - 35 Heating Degree Days / 213 Cooling Degree Days**

**Gas Used**

Meter Number..... WG1170018  
Total  
Actual Reading on 07/19/11..... 613  
Actual Reading on 06/19/11..... 610  
Difference..... 3  
Pressure Correction Adjustment..... x 1.0000  
Heat Factor Adjustment..... x 1.0079  
Total Gas Used 3 therms  
Total Consumption for All Meters 3  
Next Scheduled Meter Reading Date..... 08/18/11

**Current Gas Charges**

Fg-1 Firm Comm/Ind Sale Class 1 (WGC) 30 Days  
Facilities (30 days x \$0.310000/days)..... \$9.30  
Distribution (3 therms x \$0.259800/therms)..... \$7.8  
Base Gas (3 therms x \$0.787200/therms)..... \$2.36  
PGA (3 therms x \$0.308720-/therms)..... \$93 CR  
Subtotal Gas Charges \$11.51  
Sales Tax (\$11.51 x 5.60%) ..... \$.64  
**Total Gas Charges \$12.15**

**Messages**

- Important Account Information** One of your meter(s) registered lower than normal energy usage this month which is not consistent with your past usage patterns. Usually a drop in usage is the result of customer conservation, seasonal changes or changes in energy needs. If you believe your energy usage has not changed, please call us.
- Save Money** Cool only the office spaces and rooms you use on a daily basis. Close unused conference rooms, other spaces and their air vents to keep conditioned air in areas where it is most needed. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).
- Control Costs** Install motion sensors to turn off lights in rest rooms, conference rooms, offices and other frequently vacant areas. You will save money and reduce the heat gain from the lighting. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).

**Contact Us**  
8-5:00 Monday-Friday

Customer Service: 1-800-714-7777  
Electric Emergency: 1-800-662-4797

Web Site: [www.we-energies.com](http://www.we-energies.com)  
Gas Emergency: 1-800-261-5325

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PK #2534  
Bk RCF  
6-23-4

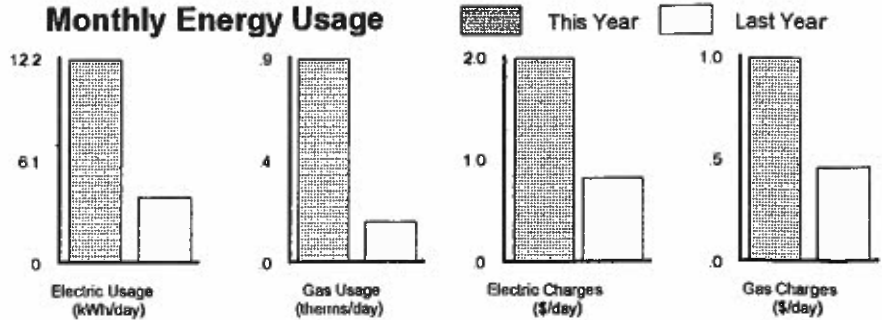
ACCOUNT NUMBER	DATE DUE	AMOUNT DUE
1210-693-914	07/11/2011	\$98.29

MR BRIAN R KREUZIGER  
2000 W HAMPTON AVE  
MILWAUKEE WI 53209  
HLTG

**Billing Summary**

Previous Balance 05/19/11..... \$204.32  
Payment Received As Of 05/24/11..... \$204.32<sup>CR</sup>  
Balance As Of 06/20/11..... \$ .00  
Current Energy Charges 06/20/11..... \$98.29  
**Total Amount Due \$98.29**

**Monthly Energy Usage**



	Usage/Day		Charges/Day		Avg Temp	
Electric	12.22	3.94	\$2.01	\$0.83	60F	67F
Gas	94	19	\$1.06	\$0.49	60F	67F

**Electric Service for 05/18/11 to 06/19/11 (32 Days) - 255 Heating Degree Days / 97 Cooling Degree Days**

**Electricity Used**

Meter Number..... VZ525099  
**Total**  
Actual Reading on 06/19/11..... 14811  
Actual Reading on 05/18/11..... 14420  
**Total Electricity Used 391 kWh**  
**Total Consumption for All Meters 391**  
Next Scheduled Meter Reading Date..... 07/20/11

**Current Electricity Charges**

General Secondary Service - CG1 32 Days  
Facilities (32 days x \$0.250000/days)..... \$8.00  
State Low-Income Assistance Fee..... \$2.33  
Energy (391 kWh x \$0.126110/kWh)..... \$49.31  
Fuel Cost Adjustment (391 kWh x \$0.003620/kWh)..... \$1.42  
**Subtotal Electricity Charges \$61.06**  
Sales Tax (\$58.73 x 5.60%) ..... \$3.29  
**Total Electricity Charges \$64.35**

**Gas Service for 05/18/11 to 06/19/11 (32 Days) - 255 Heating Degree Days / 97 Cooling Degree Days**

**Gas Used**

Meter Number..... WG1170018  
**Total**  
Actual Reading on 06/19/11..... 610  
Actual Reading on 05/18/11..... 580  
Difference..... 30  
Pressure Correction Adjustment..... x 1.0000  
Heat Factor Adjustment..... x 1.0110  
**Total Gas Used 30 therms**  
**Total Consumption for All Meters 30**  
Next Scheduled Meter Reading Date..... 07/20/11

**Current Gas Charges**

Fg-1 Firm Comm/Ind Sale Class 1 (WGC) 32 Days  
Facilities (32 days x \$0.310000/days)..... \$9.92  
Distribution (30 therms x \$0.259800/therms)..... \$7.79  
Base Gas (30 therms x \$0.787200/therms)..... \$23.62  
PGA (30 therms x \$0.306213-/therms)..... \$9.19<sup>CR</sup>  
**Subtotal Gas Charges \$32.14**  
Sales Tax (\$32.14 x 5.60%) ..... \$1.80  
**Total Gas Charges \$33.94**

**Messages**

- Save Time** Pay your bills online and save time. It's fast, secure and convenient. Visit [we-energies.com](http://we-energies.com) and sign up for My Account today.
- Save Money** Raising the thermostat just one degree will save you 2 percent on air conditioning costs. Train your staff to regulate the temperature as they enter and exit the building. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).

**Contact Us**

8-5:00 Monday-Friday

Customer Service: 1-800-714-7777

Electric Emergency: 1-800-662-4797

Web Site: [www.we-energies.com](http://www.we-energies.com)

Gas Emergency: 1-800-261-5325

Please detach bottom portion and return with your payment made payable to We Energies. Please mail payment 7 days prior to due date.

*Acct # 2339  
Bk 5253  
5-23-11*



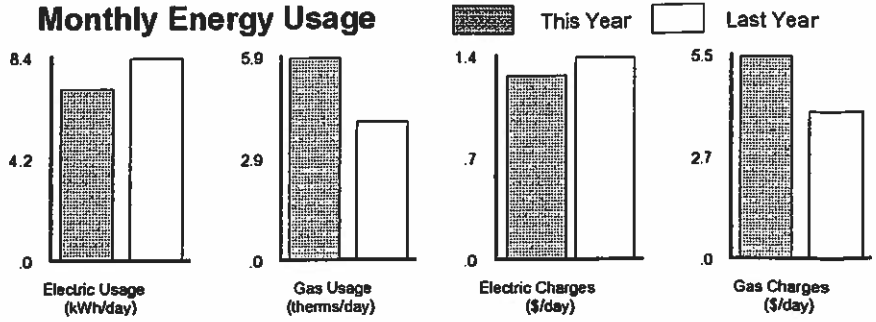
ACCOUNT NUMBER	DATE DUE	AMOUNT DUE
1210-693-914	06/08/2011	\$204.32

MR BRIAN R KREUZIGER  
2000 W HAMPTON AVE  
MILWAUKEE WI 53209  
HLTG

**Billing Summary**

Previous Balance 04/19/11.....\$295.15  
Payment Received As Of 05/06/11.....\$295.15CR  
Balance As Of 05/19/11.....\$0.00  
Current Energy Charges 05/19/11.....\$204.32  
**Total Amount Due \$204.32**

**Monthly Energy Usage**



	Usage/Day		Charges/Day		Avg Temp	
Electric	7.17	8.45	\$1.30	\$1.43	47F	52F
Gas	5.93	4.07	\$5.51	\$4.01	47F	52F

**Electric Service for 04/18/11 to 05/18/11 (30 Days) - 538 Heating Degree Days / 5 Cooling Degree Days**

**Electricity Used**

Meter Number.....VZ525099  
Total  
Actual Reading on 05/18/11.....14420  
Actual Reading on 04/18/11.....14205  
**Total Electricity Used 215 kWh**  
**Total Consumption for All Meters 215**  
Next Scheduled Meter Reading Date.....06/20/11

**Current Electricity Charges**

General Secondary Service - CG1 30 Days  
Facilities (30 days x \$0.250000/days).....\$7.50  
State Low-Income Assistance Fee.....\$1.63  
Energy (215 kWh x \$0.126110/kWh).....\$27.11  
Fuel Cost Adjustment (215 kWh x \$0.003213/kWh) (prorated).....\$0.69  
Subtotal Electricity Charges \$36.93  
Sales Tax (\$35.30 x 5.60%).....\$1.98  
**Total Electricity Charges \$38.91**

**Gas Service for 04/18/11 to 05/18/11 (30 Days) - 538 Heating Degree Days / 5 Cooling Degree Days**

**Gas Used**

Meter Number.....WG1170018  
Total  
Actual Reading on 05/18/11.....580  
Actual Reading on 04/18/11.....405  
Difference.....175  
Pressure Correction Adjustment.....x 1.0000  
Heat Factor Adjustment.....x 1.0183  
**Total Gas Used 178 therms**  
**Total Consumption for All Meters 178**  
Next Scheduled Meter Reading Date.....06/20/11

**Current Gas Charges**

Fg-1 Firm Comm/Ind Sale Class 1 (WGC) 30 Days  
Facilities (30 days x \$0.310000/days).....\$9.30  
Distribution (178 therms x \$0.259800/therms).....\$46.24  
Base Gas (178 therms x \$0.787200/therms).....\$140.12  
PGA (178 therms x \$0.219210-/therms).....\$39.02CR  
Subtotal Gas Charges \$156.64  
Sales Tax (\$156.64 x 5.60%).....\$8.77  
**Total Gas Charges \$165.41**

**Messages**

- Important Rate Information** The Public Service Commission of Wisconsin authorized a change from your current Fuel Cost Adjustment (FCA) factor of \$.00251 per kilowatt-hour to \$.00362 per kilowatt-hour effective April 29, 2011. This adjustment is due to higher 2011 fuel costs. If you participate in the Energy for Tomorrow program, your FCA factor is prorated.
- Take Control** Energy Insights is our free monthly electronic newsletter for business customers designed to help you manage your energy costs. Sign up today at [www.we-energies.com/energyinsights](http://www.we-energies.com/energyinsights).
- Control Costs** Refrigerated vending machines operate 24 hours per day, seven days a week and can cost between \$250 and \$440 per year to operate. Talk to your vendor to request the highest-efficiency models possible. Get more money-saving tips at [www.we-energies.com/bea](http://www.we-energies.com/bea).

**Contact Us**

8-5:00 Monday-Friday

Customer Service: 1-800-714-7777

Electric Emergency: 1-800-662-4797

Web Site: [www.we-energies.com](http://www.we-energies.com)

Gas Emergency: 1-800-261-5325

Please detach bottom portion and return with your payment made payable to We Energies. Please mail payment 7 days prior to due date.

Proheat Pet  
 purchase by  
 mistake  
 It was returned  
 and correct  
 model purchased

# Walmart

Save money. Live better.

Walmart  
 MANAGER MARTHA COVEY  
 ( 414 ) 967 - 7804  
 MILWAUKEE, WI 53212  
 ST# 2452 OP# 00001478 TE# 92 TR# 08732

*****	EXCHANGE SLIP	*****
PROHEAT PET	001112005322K	159.92 X
PROHEAT 2X	001112003805	188.92 X
	SUBTOTAL	29.00
TAX 1	5.600 %	1.62
	TOTAL	30.62
	VISA TEND	30.62
	CHANGE DUE	0.00
SUMMARY	NET REFUND ITEMS	159.92-
	NET EXCH/SALE ITEMS	188.92
	TOTAL TAX	10.58
	MOSE TOTAL	199.50

# ITEMS SOLD 1

TC# 5946 1572 2501 9536 6991 8  
  
 New Pick Up Today. Order online,  
 free same-day pick up at your Walmart.  
 06/25/11 18:16:39

# Walmart

Save money. Live better.

Walmart  
 MANAGER MARTHA COVEY  
 ( 414 ) 967 - 7804  
 MILWAUKEE, WI 53212  
 WAL-MART STORE # 2452  
 MILWAUKEE, WI

ST# 2452 OP# 00001478 TE# 92 TR# 08732  
 MERCHANT# 00001234  
 VISA

GENERAL MOSE TOTAL	30.62
ACCOUNT #	**** * 1081 S
APPROVAL #	566498
REF #	117600016918
Name	KREUZIGER SUZANNE B
TRANS ID -	001176837900543
VALIDATION -	LQV9
PAYMENT SERVICE -	E

# ITEMS SOLD 1

TC# 5946 1572 2501 9536 6991 8  
  
 New Pick Up Today. Order online,  
 free same-day pick up at your Walmart.  
 06/25/11 18:16:38

\*\*\*CUSTOMER COPY\*\*\*

WE VALUE YOUR OPINION!  
 WE WANT TO KNOW ABOUT YOUR SHOPPING EXPERIENCE TODAY AT WAL-MART.

Please complete a survey at  
 today's store visit at:  
<http://www.survey.walmart.com>

You will need to enter the  
 following online:  
 ID #: 7CJS04VK7P.W

IN RETURN FOR YOUR TIME YOU COULD  
 RECEIVE ONE OF FIVE \$1000  
 WALMART SHOPPING CARDS

Must be 18 or older and a legal  
 resident of the 50 US or DC to  
 enter. No purchase necessary to  
 enter or win. To enter without  
 purchase and for complete official  
 rules visit  
[www.entry.survey.walmart.com](http://www.entry.survey.walmart.com).  
 Sweepstakes period ends on the date  
 shown in the official rules. Survey  
 must be taken within TWO weeks  
 of today.

Esta encuesta también se encuentra  
 en español en la página del Internet

THANK YOU

# Walmart

Save money. Live better.

Walmart  
 MANAGER MARTHA COVEY  
 ( 414 ) 967 - 7804  
 MILWAUKEE, WI 53212

ST# 2452 OP# 00002107 TE# 12 TR# 05391

PROHEAT PET	001112005322K	159.92 X
KASHI CEREAL	001862174100 F	3.28 0
GV PRESERV	007874208300 F	1.98 0
REFRIGERATED	001630016565 F	2.98 0
KASHI GRANOLA	001862703000 F	2.98 N
BREAD	002412601171 F	1.68 N
COOKIE	002750071310 F	2.50 N
COOKIE	002750061333 F	2.50 N
EGGS	007743833303 F	1.74 0
BREAD	002412601289 F	2.50 0
GM CEREAL	001600027528 F	3.00 0
FIBER PLUS	003800050912 F	4.50 N
	SUBTOTAL	189.46
TAX 1	5.600 %	8.96
	TOTAL	198.42
	VISA TEND	198.42
	CHANGE DUE	0.00

ACCOUNT # 1081  
 APPROVAL # 93198B  
 REF # 117600799033  
 TRANS ID - 001176794127463-  
 VALIDATION - L3TZ  
 PAYMENT SERVICE - E

# ITEMS SOLD 12

TC# 3365 0304 9383 5358 7552 7  
  
 New Pick Up Today. Order online,  
 free same-day pick up at your Walmart.  
 06/25/11 17:03:42

\*\*\*CUSTOMER COPY\*\*\*

Products Deals <sup>(Beta)</sup> Radar <sup>(Beta)</sup> Travel

Login using | Sign In | Help | My Cart (0)

Search for:

Find it

related used commercial gas dryers coin operated, commercial coin dryer,more

Found it!

Save

Share:








Like

Showing 1 - 8 of 8 matches, Sorted by Best Match

show as grid

Compare

To show Tax and Shipping, enter your ZIP code

- |  |   |  |
|--|---|--|
|   | <p><b>Frigidaire FCGD3000ES 5.7 Cu. Ft. Coin-Operated Commercial Gas Dryer</b><br/>                 Free Delivery on \$999 + No Sales Tax<br/>                 Frigidaire FCGD3000E Coin Operated Gas Dryer - 5.7ft<br/>                 (5)<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>                              | <p><b>\$649</b><br/>                 See Store<br/>                 AJMadison</p>  |
|  | <p><b>GE Commercial DMCD330GJWC 27" Coin Operated Commercial Gas Dryer with 7.0 cu. ft. ...</b><br/>                 Total Capacity: 7.0 cu. ft. Unit Capacity: Super. Control Type: Pushbutton w/ LED Count Down Heat Selections: 3. Style: Coin-Op. Number of Cycles: 3<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p> | <p><b>\$725 to \$726</b><br/>                 Compare Prices<br/>                 at 2 Sellers</p>                         |
|              | <p><b>GE Commercial Series DCCD330GJWC 27" Coin Operated Commercial Gas Dryer with 7.0 ...</b><br/>                 GE Commercial Series DCCD330GJWC 27" Coin Operated Commercial Gas Dryer with 7.0 cu. ft.<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>  | <p><b>\$777</b><br/>                 Free shipping<br/>                 See Store<br/>                 AppliancesConne</p> |
|   | <p><b>Whirlpool 7 Cu. Ft. Gas Dryer (White) GCGM2991TQ</b><br/>                 7 Cu. Ft. Gas Dryer (White)<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>   | <p><b>\$499</b><br/>                 Free shipping<br/>                 See Store<br/>                 Lowe's</p>          |
|   | <p><b>Whirlpool CGM2751TQ Gas Dryer - 7.4ft</b><br/>                 Whirlpool CGM2751TQ Gas Dryer - 7.4ft<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>  | <p><b>\$679 to \$722</b><br/>                 Compare Prices<br/>                 at 3 Sellers</p>                         |
|   | <p><b>Whirlpool MDG17CSAWW 7.4 cu. ft. Commercial Gas Dryer in White</b><br/>                 Maytag MDG17CSAWW White Commercial Gas Dryer - MDG17CSWH 74 Cu Ft Total Capacity 215 CFM Easy-To-Operate Coin Slide TurboVent Front Access Easy-To-Operate Dial Control<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>     | <p><b>\$819</b><br/>                 Free shipping<br/>                 See Store<br/>                 AppliancesConne</p> |
|   | <p><b>GE DNCD450GGWC</b><br/>                 GE 7.0 Cu. Ft. Super Capacity Gas Commercial Dryer<br/>                 Keep this on my Radar   Add to List   Share   More Like This</p>  | <p><b>\$619 to \$777</b><br/>                 Compare Prices<br/>                 at 7 Sellers</p>                         |



**NEWMAN CHEVROLET**  
 YOU GOTTA GO NORTH TO NEWMAN.  
**SEASON OF DOING**  
 GET A QUOTE

Sponsored Links

**Commercial Appliances**

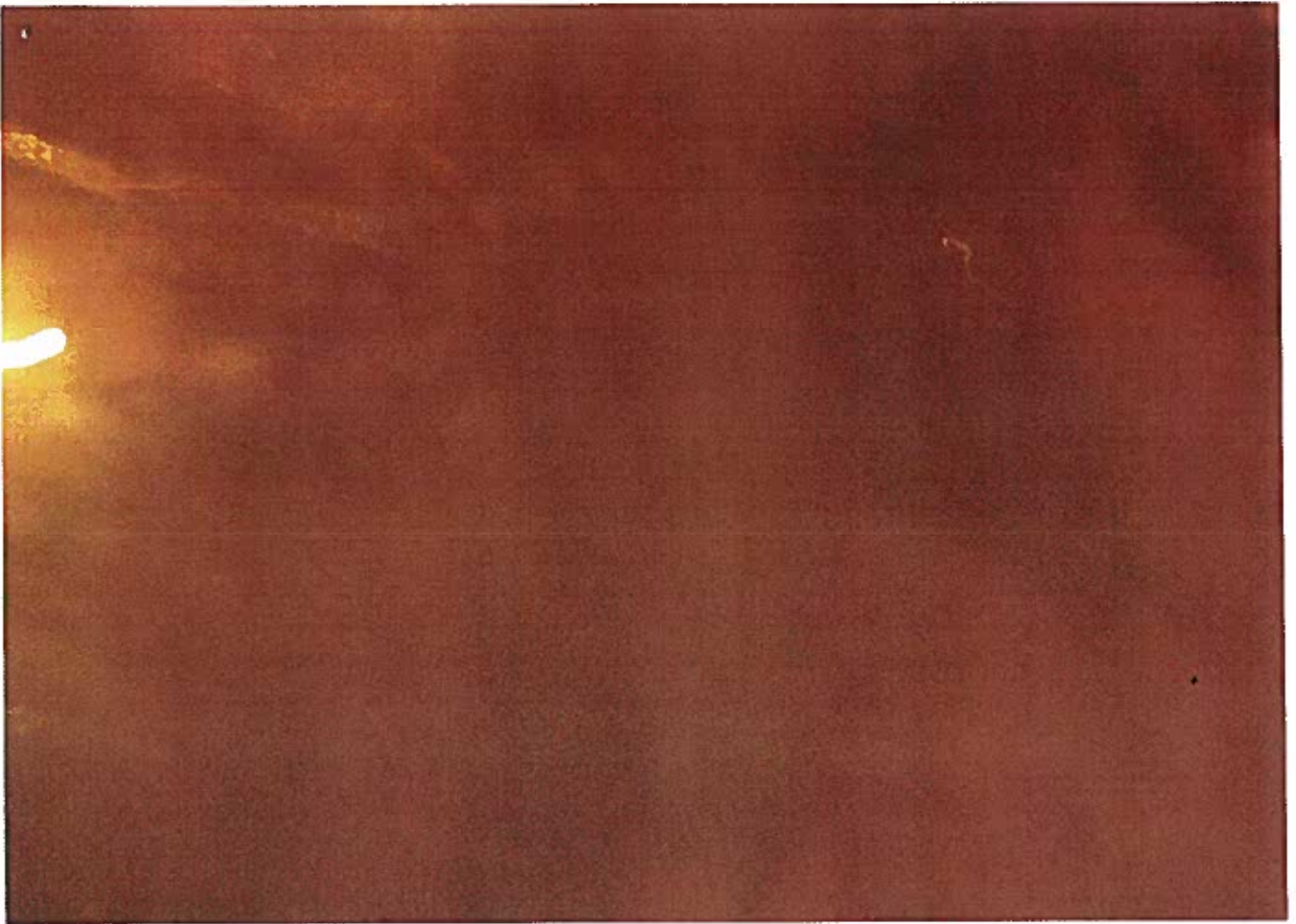
Shop A Wide Variety Of Appliances At Lowe's® Official Site Today!  
 www.lowes.com

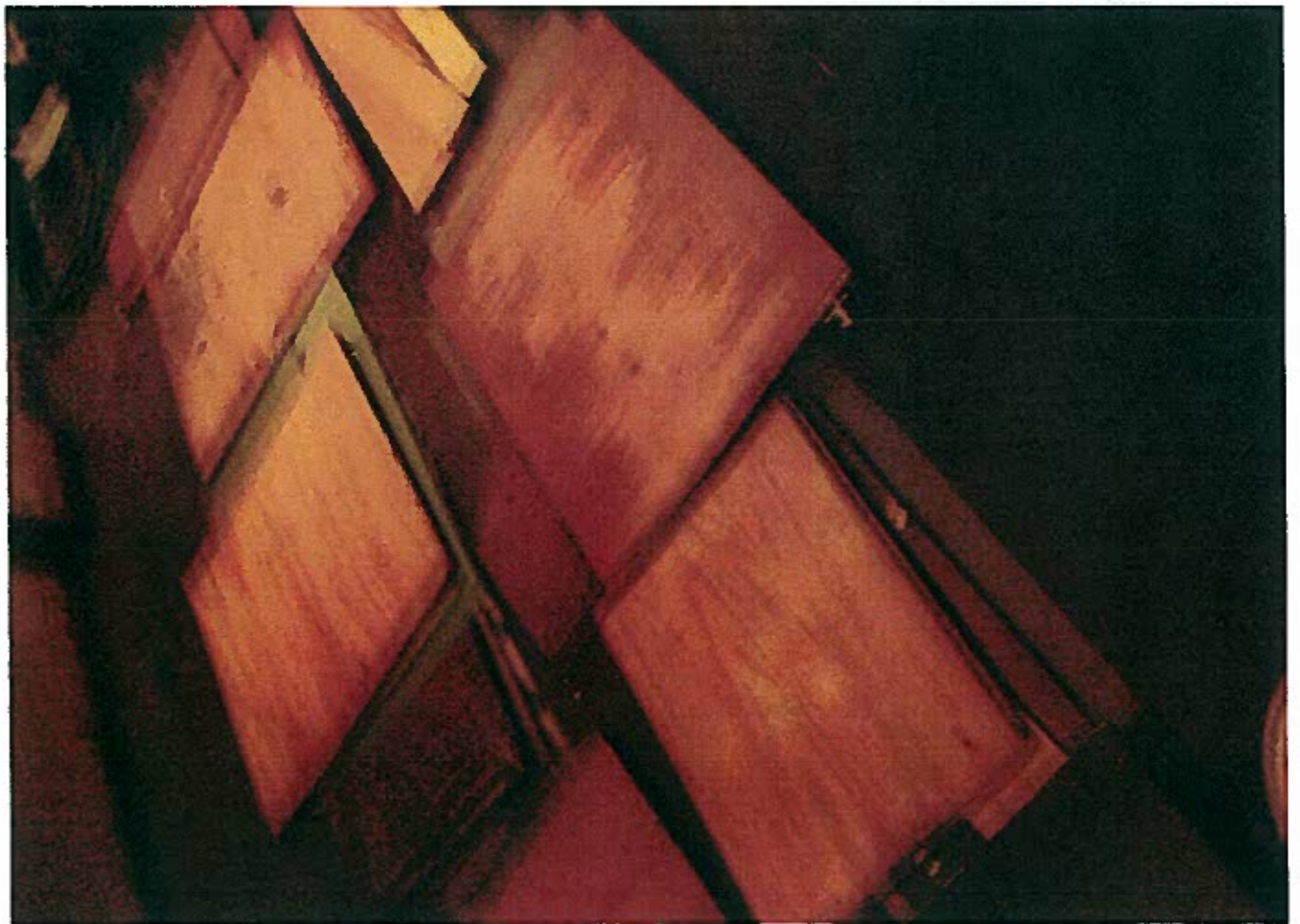
**Coin Laundry Equipment**

CLINT'S PHOTOS 11-2-

800



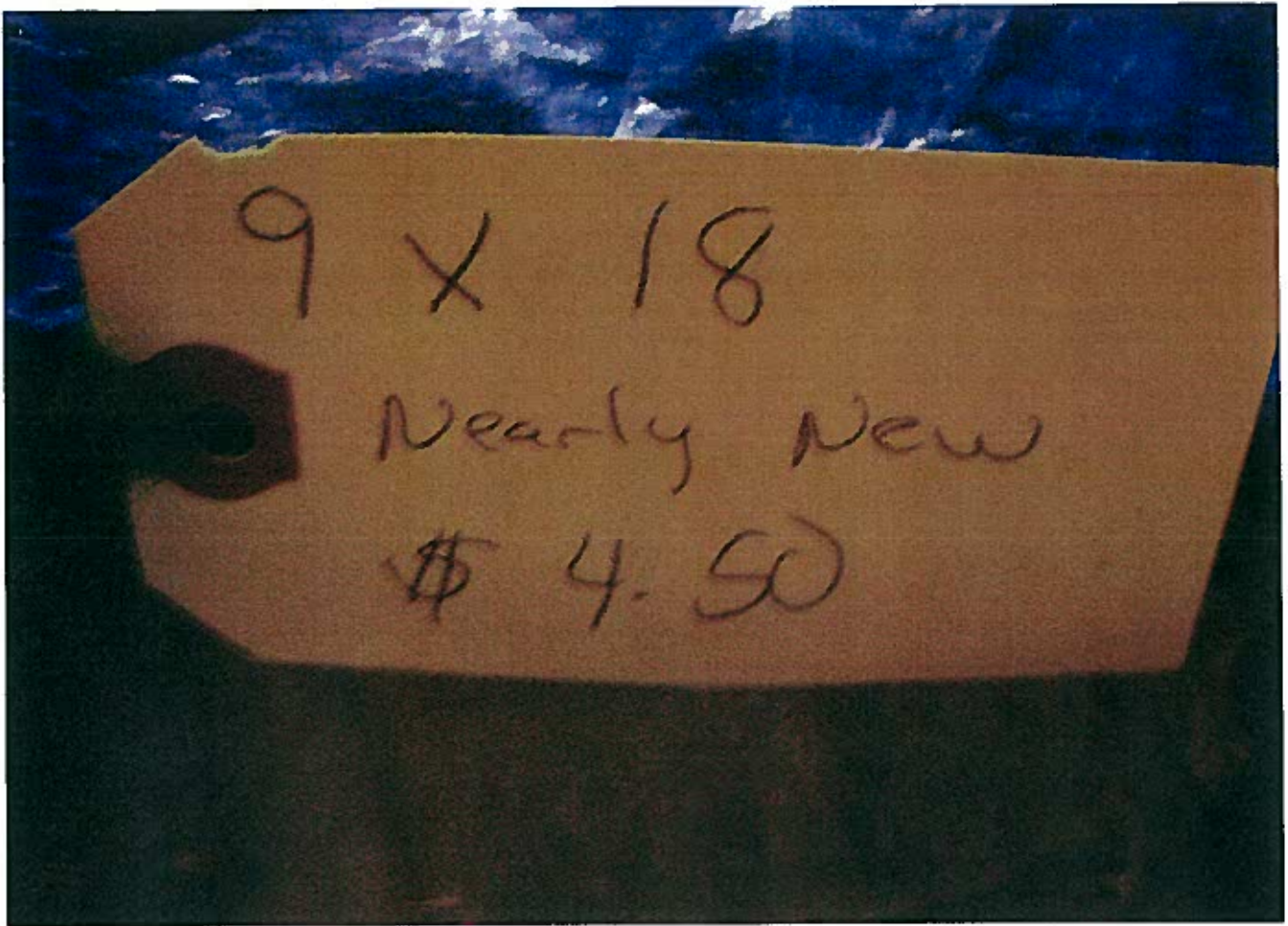






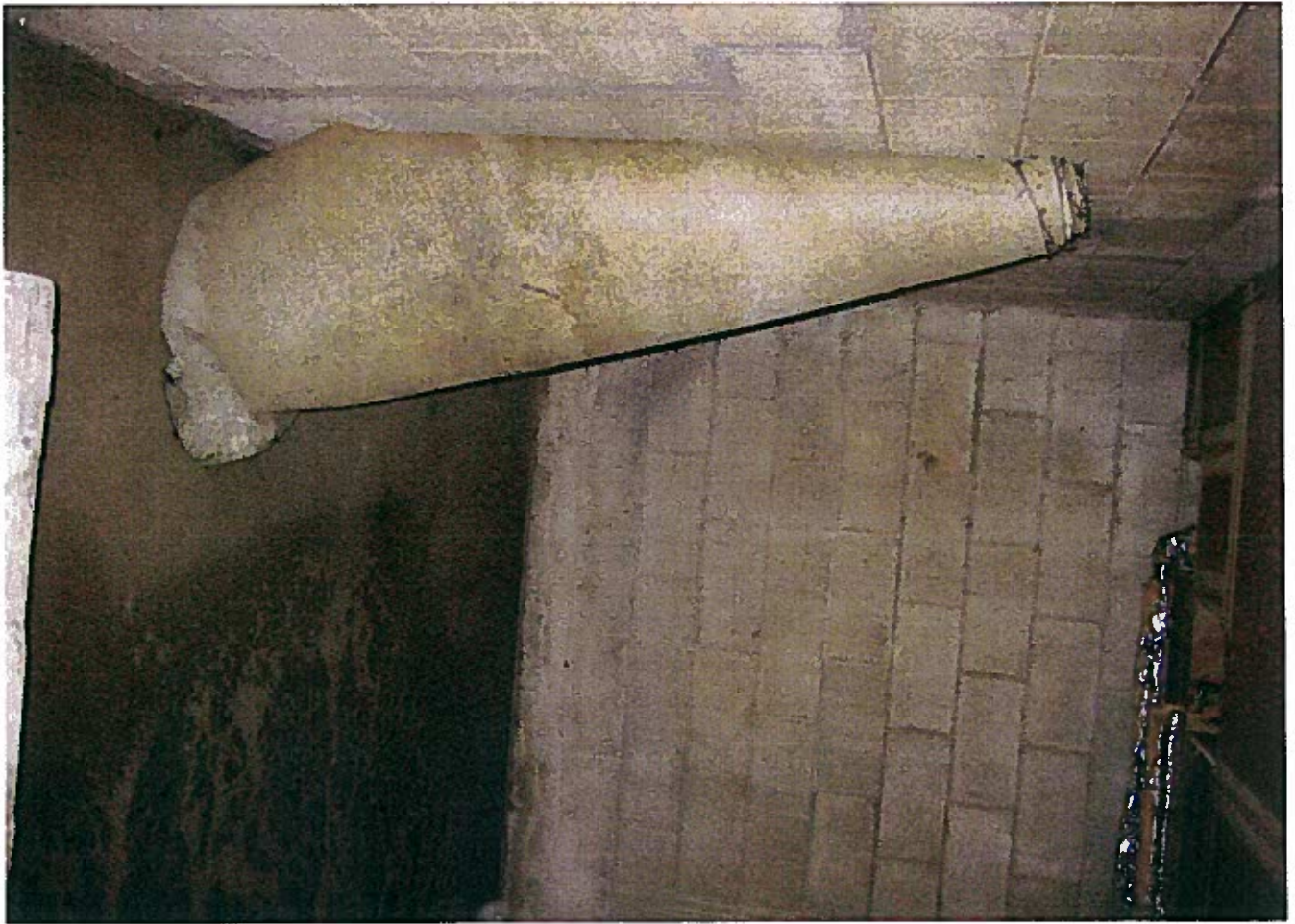




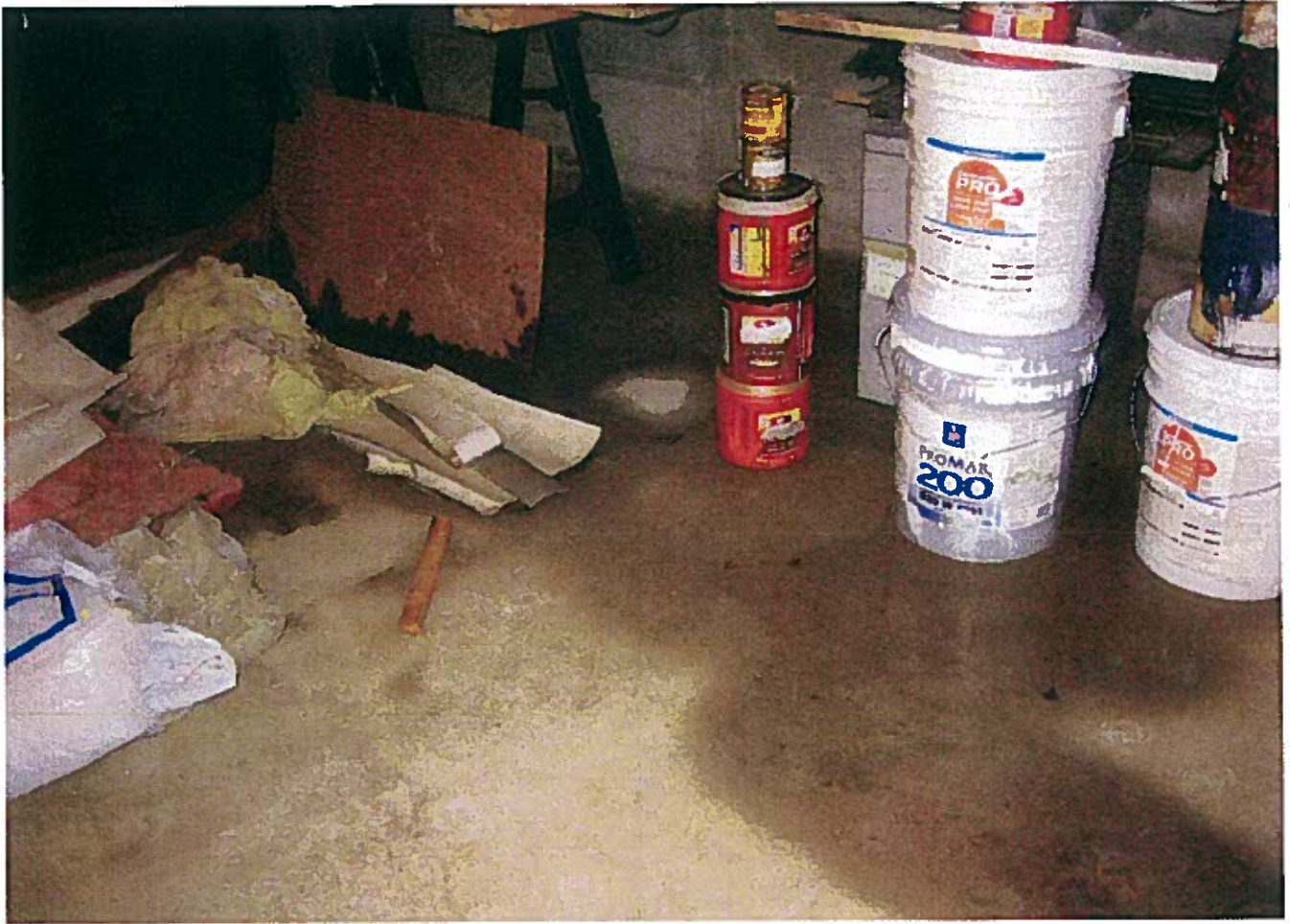






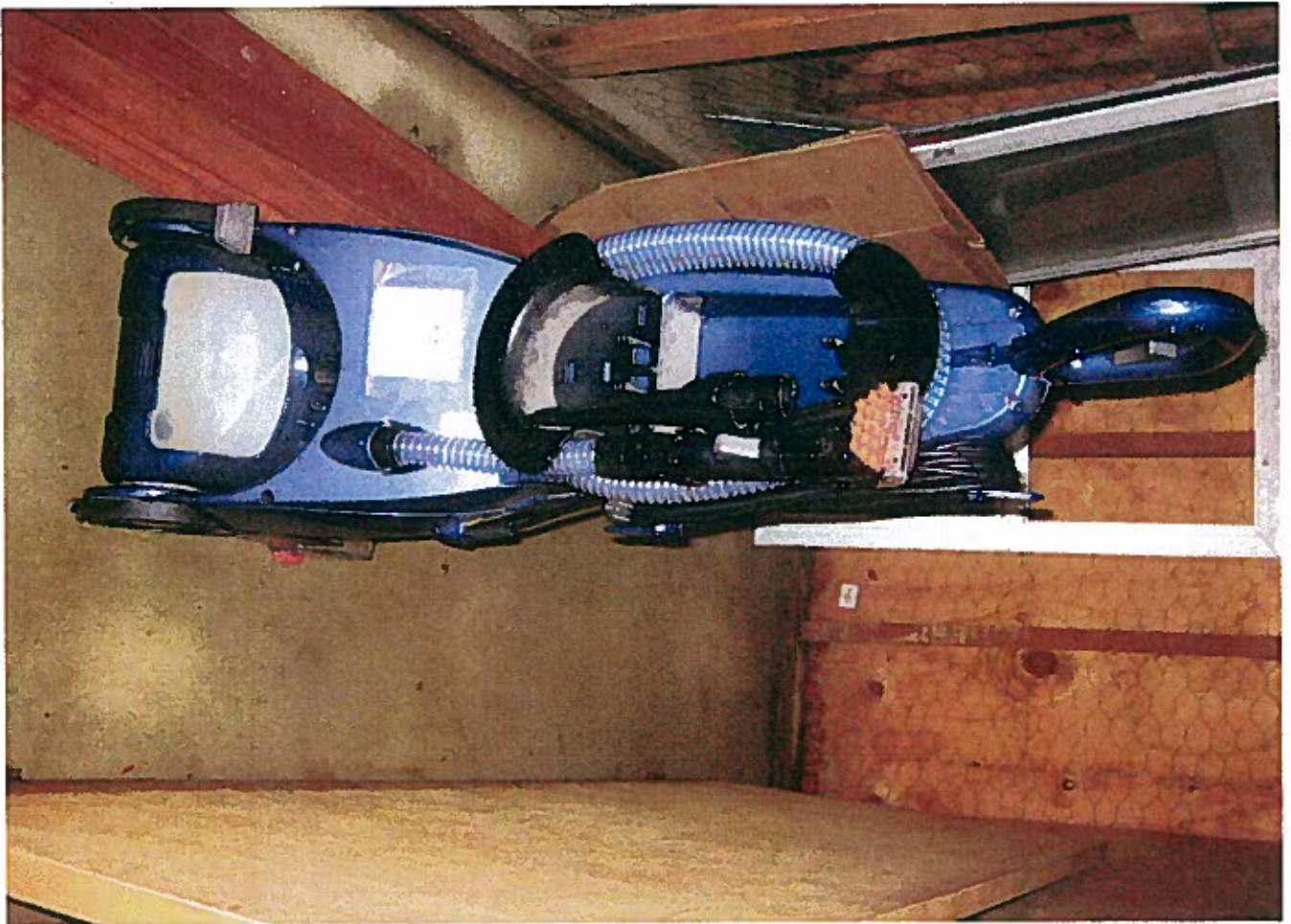


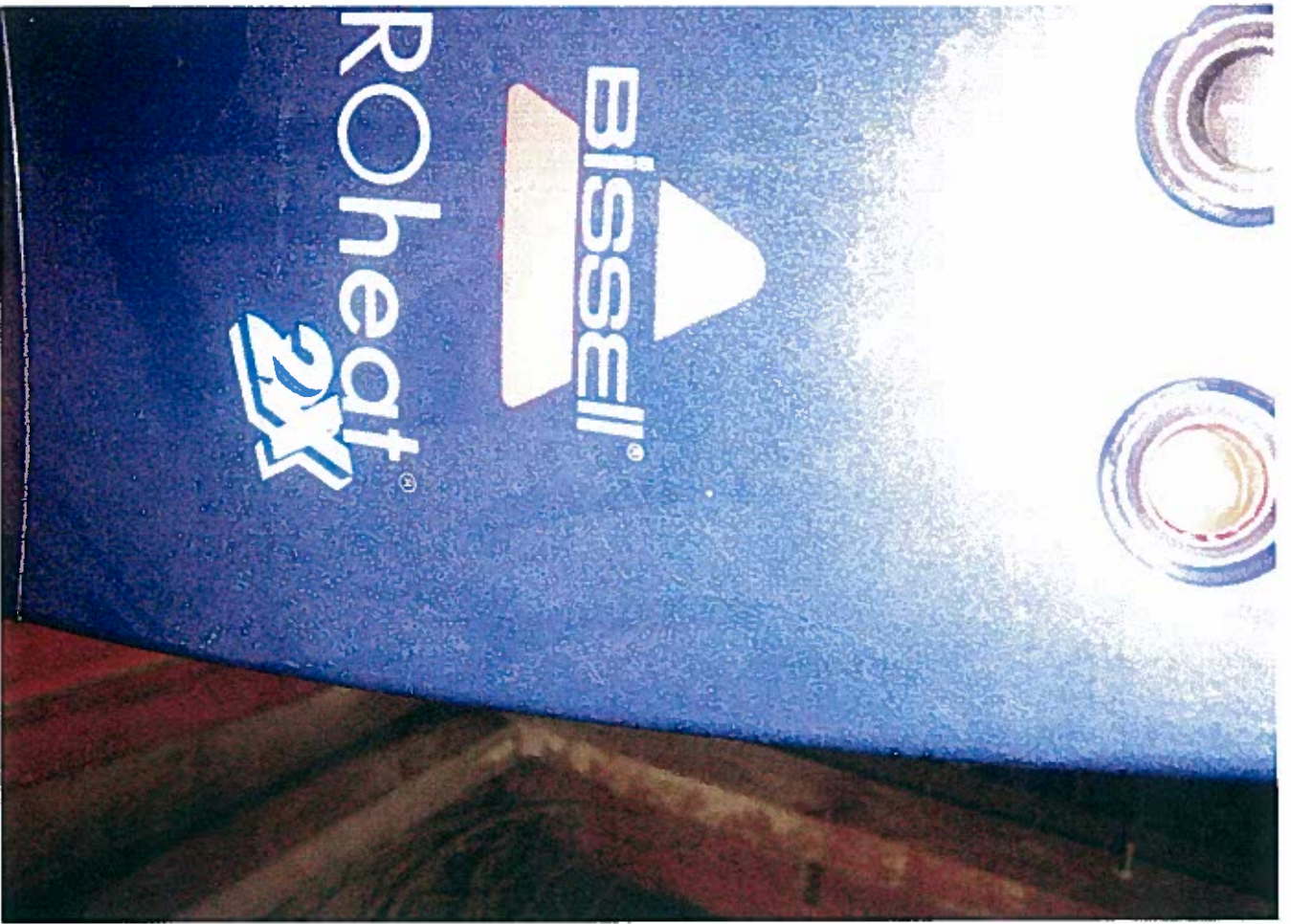


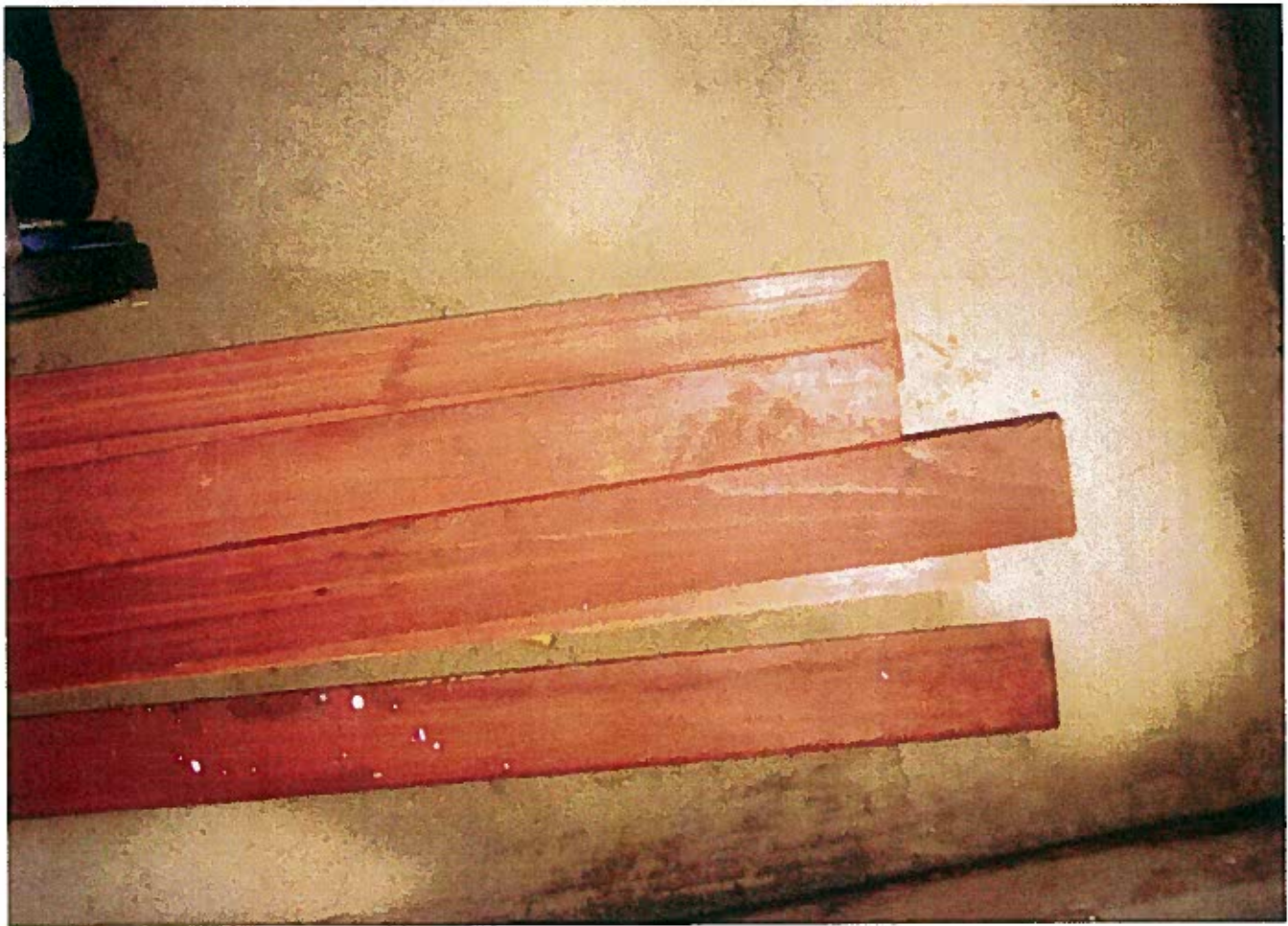
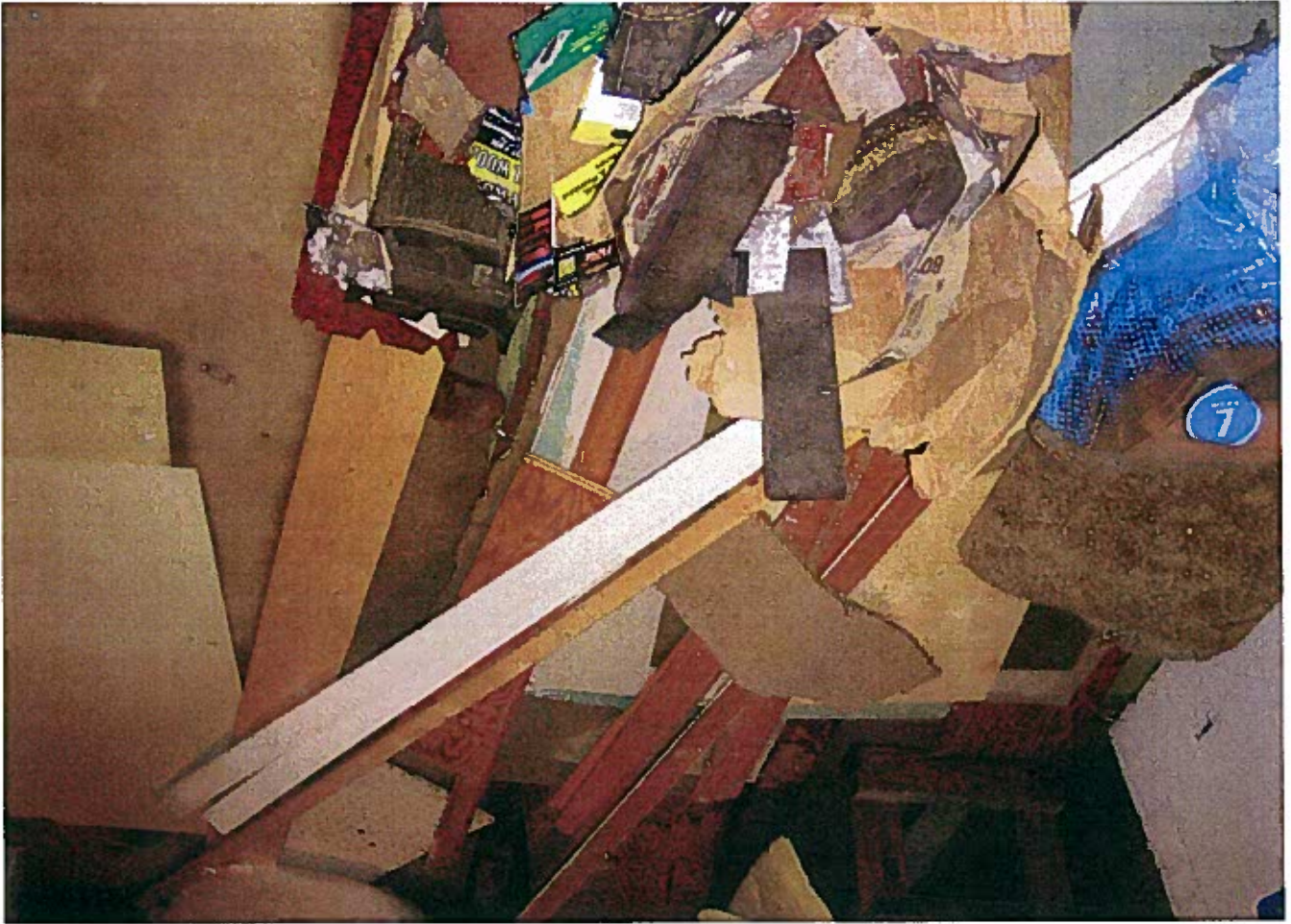


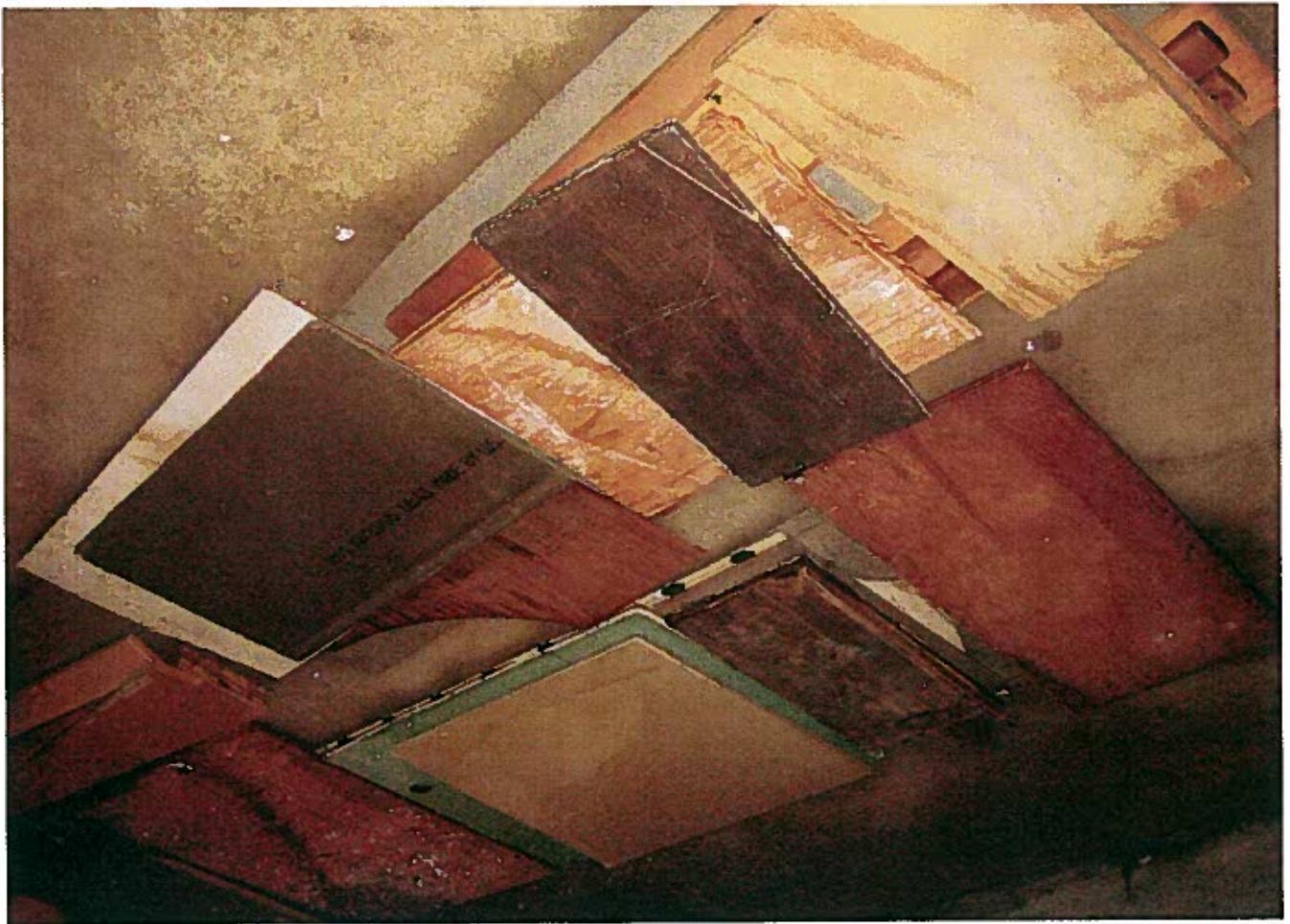




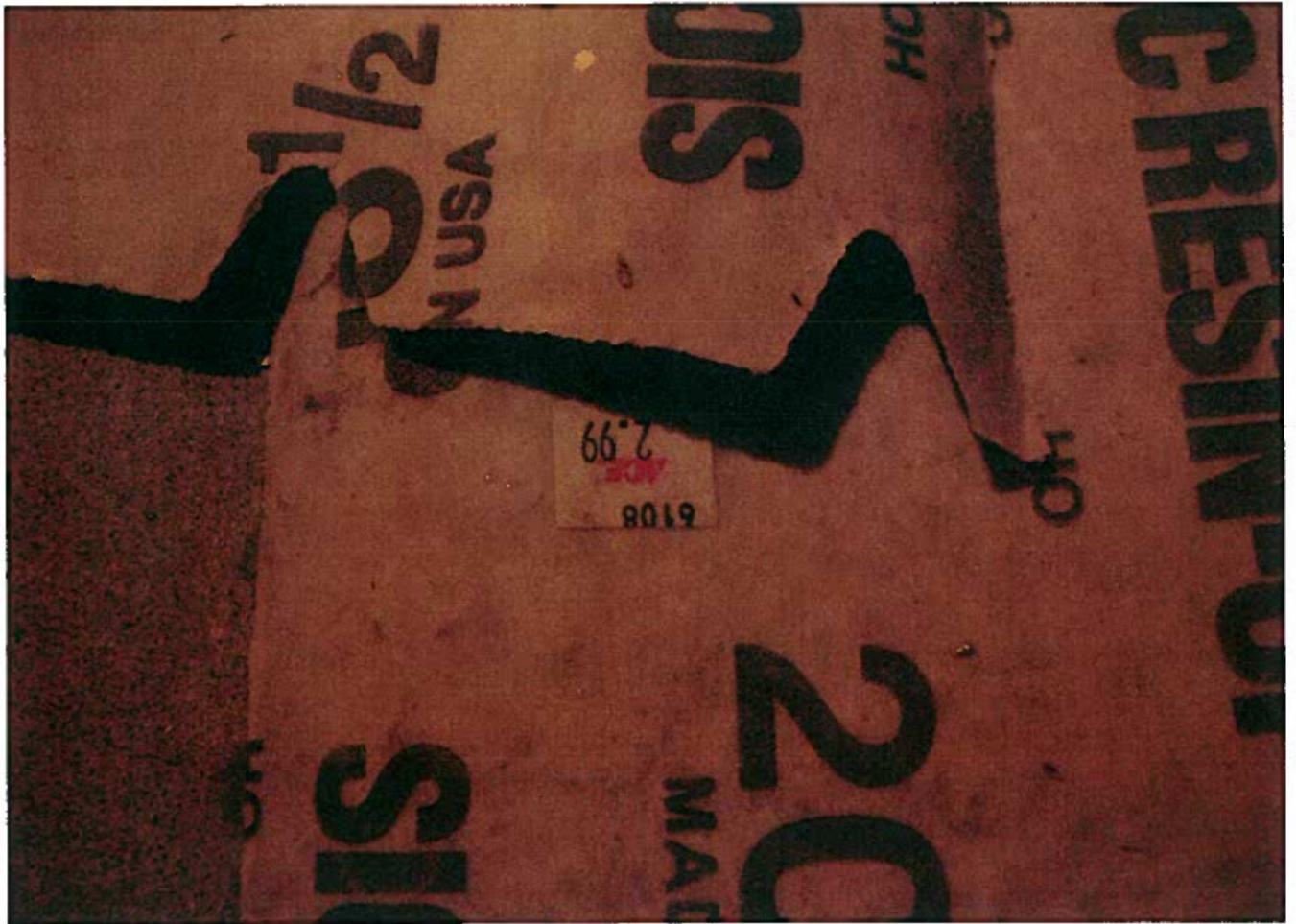




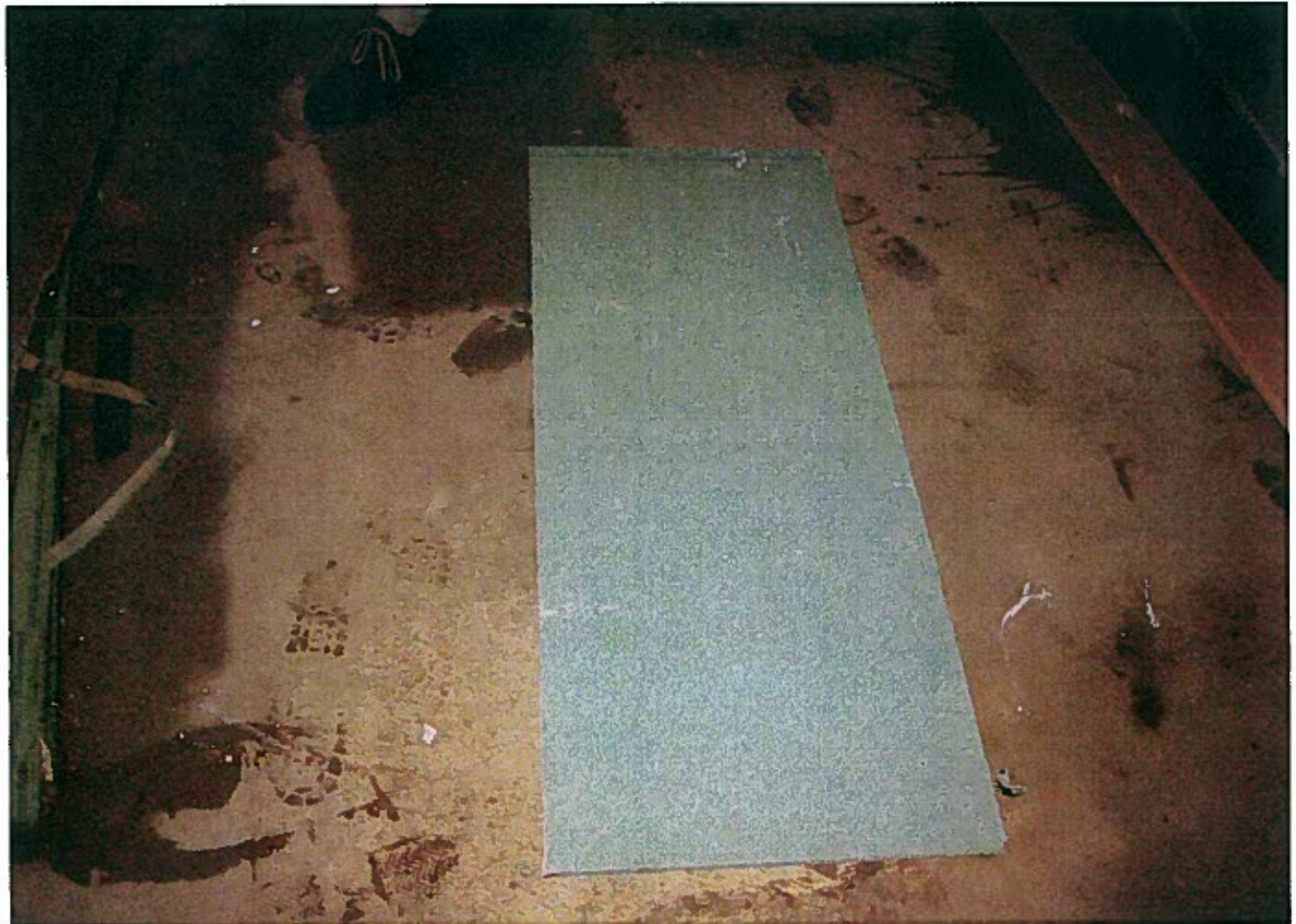








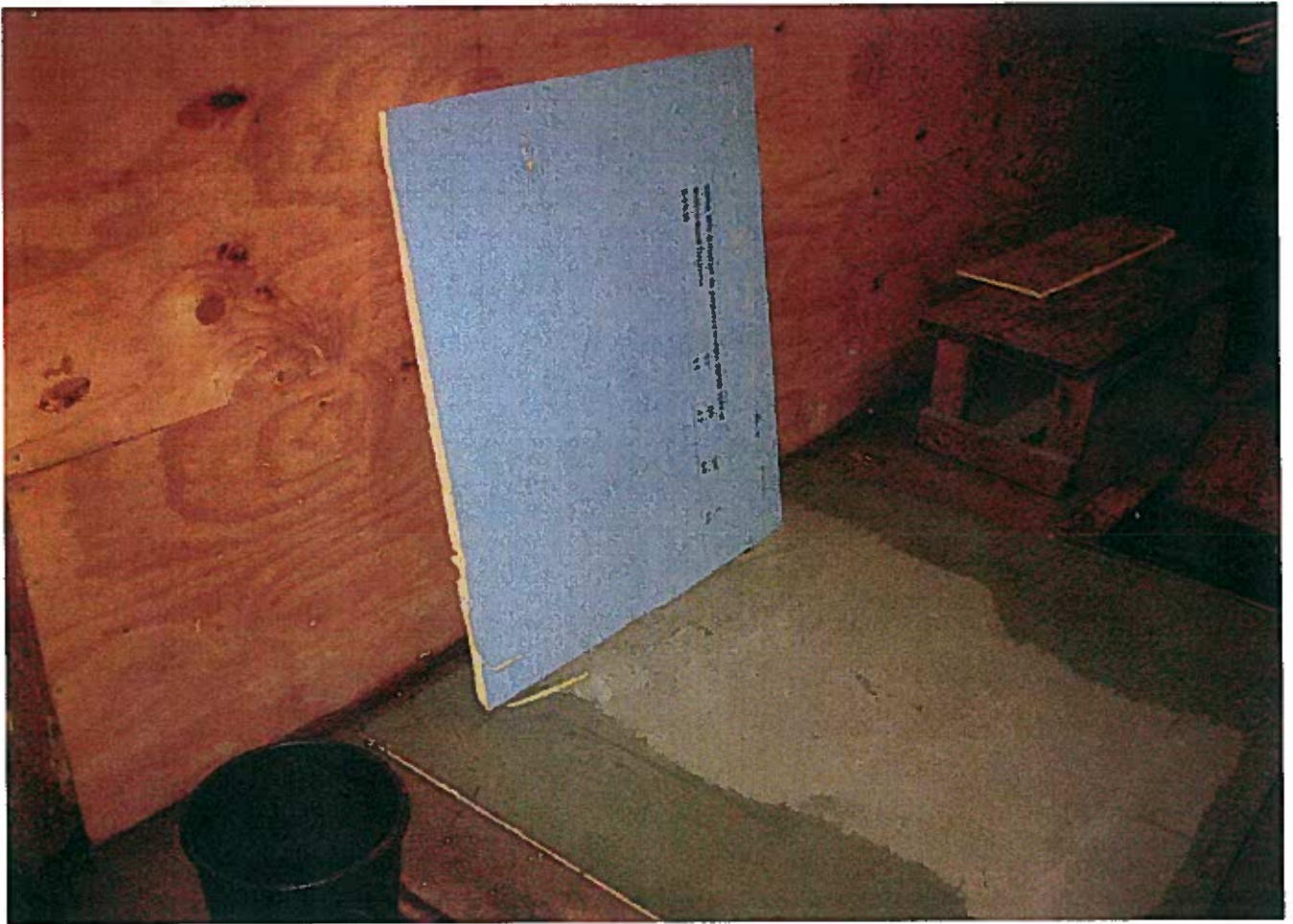


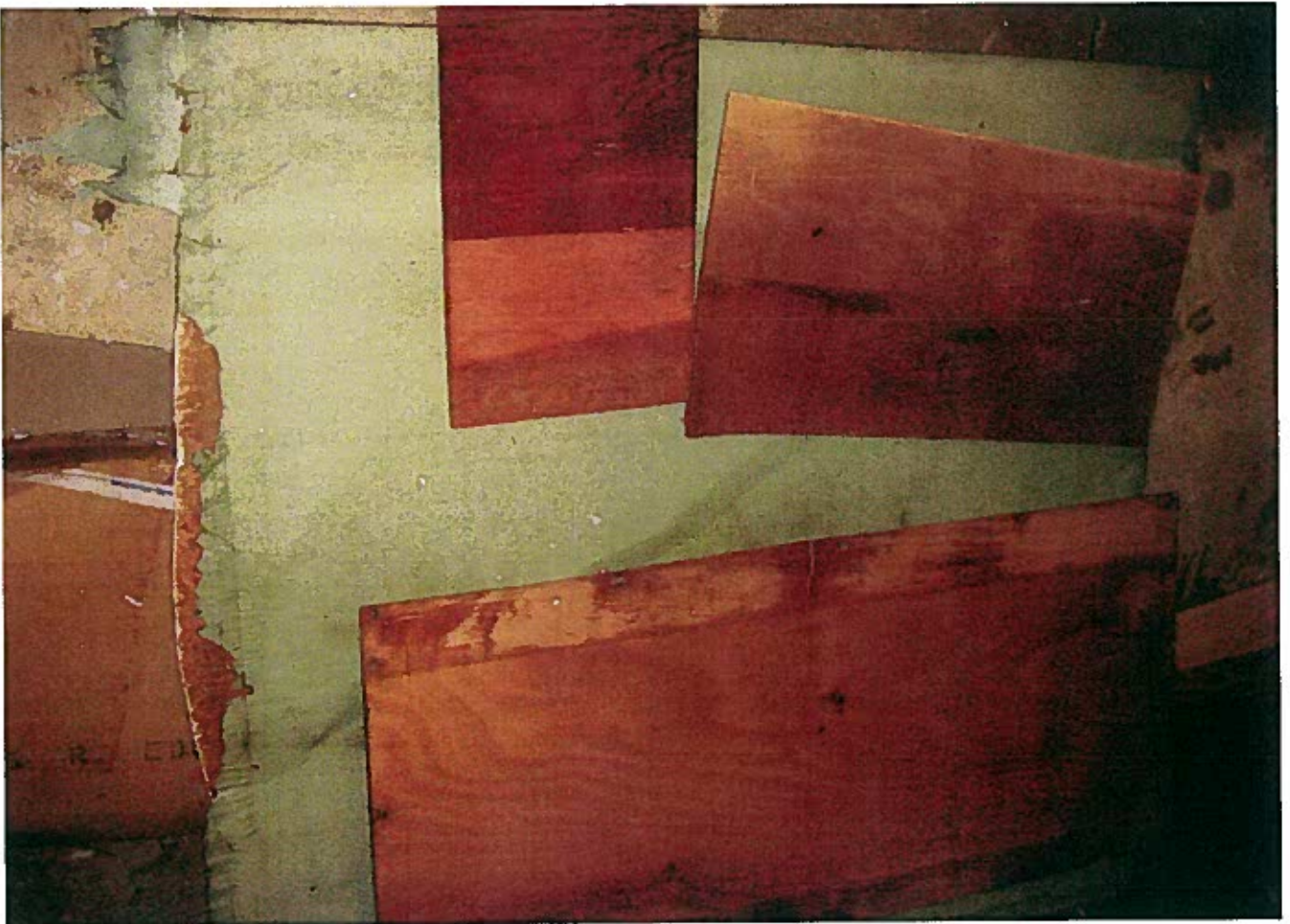
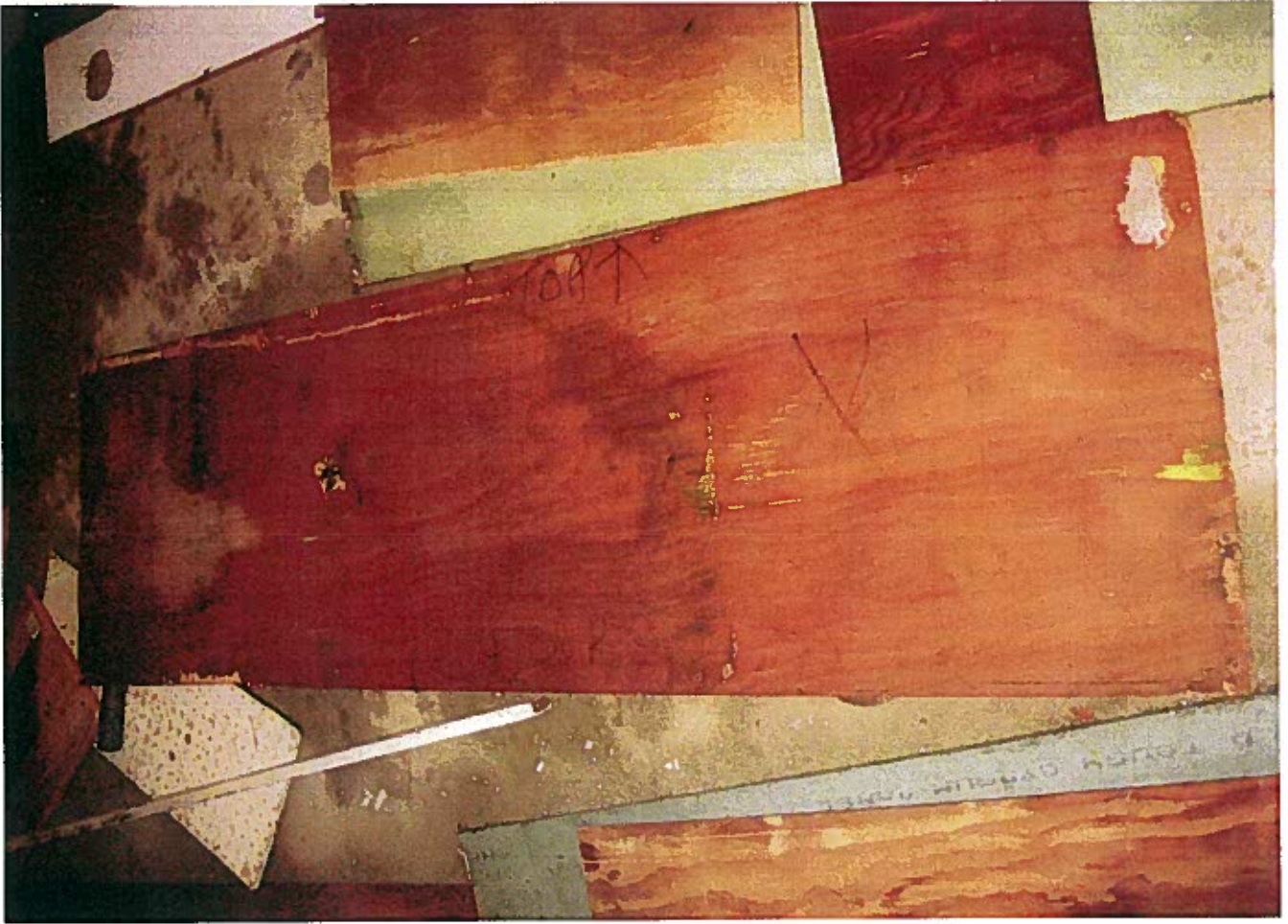




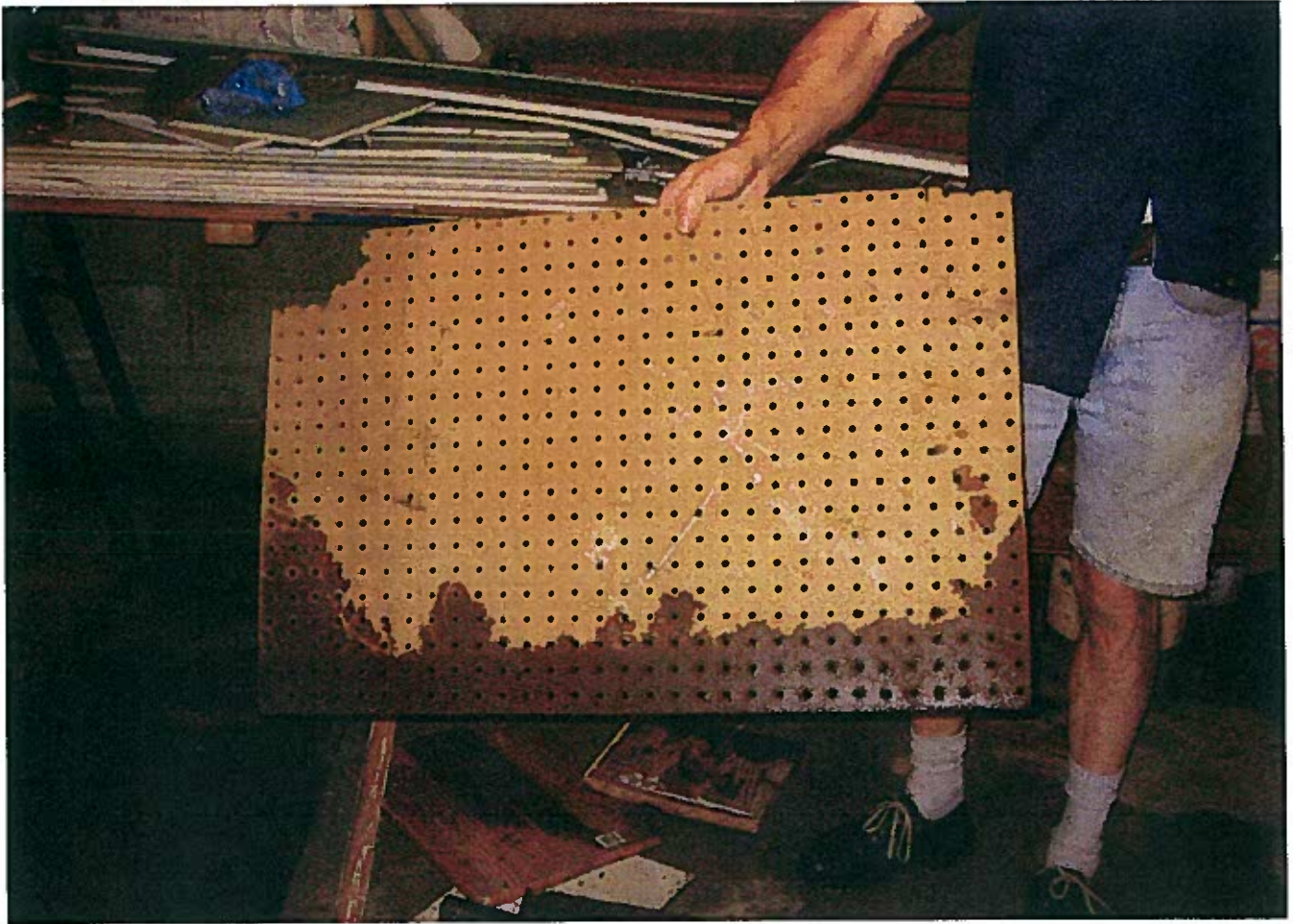


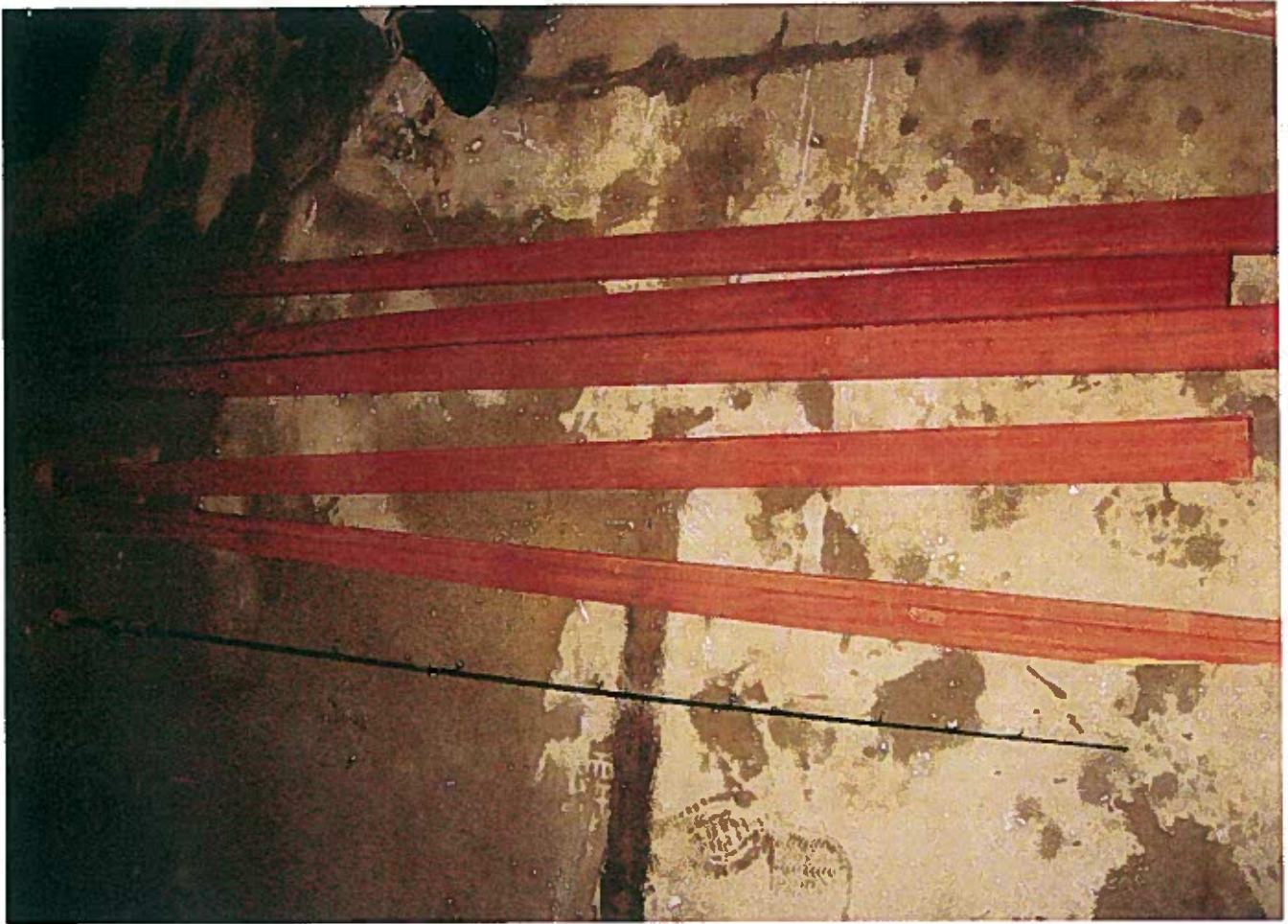








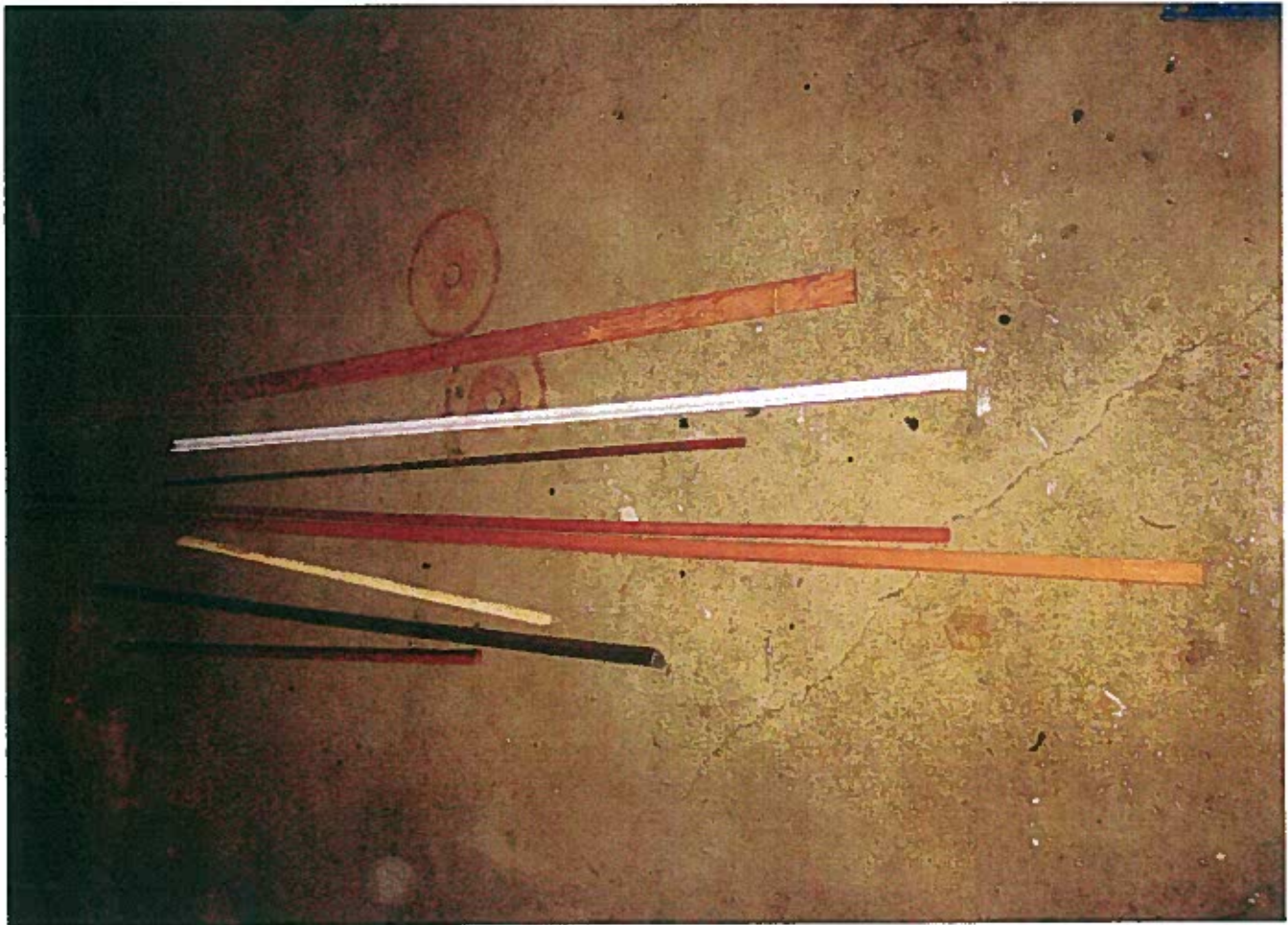


















Legislation Details (With Text)

**File #:** 111123      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 12/20/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Clint Bryant for property damage.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** Appeal, City Attorney Letter, Pictures, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
12/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/30/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

111123

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Clint Bryant for property damage.

**Drafter**

CC-CC

dkf

12/1/11



November 23, 2011

Mr. Clint Bryant  
3575 S. Rivershire Dr. Apt #4  
Greenfield, WI 53228

Milwaukee City Clerk  
200 E. Wells St. Room 205  
Milwaukee, WI 53202

Dear Sir,

I am writing this letter in regards to C.I. File #11-S-205. I would like a hearing date regarding my claim in the amount of \$427.58 for damages concerning my vehicle. I have submitted the required documentation.

I would appreciate hearing from you regarding a hearing date.

Sincerely,

A handwritten signature in black ink that reads "Clint Bryant". The signature is written in a cursive style with a large, prominent "C" at the beginning.

Mr. Clint Bryant

Mr. Clint E. Bryant  
9009 W. Beloit Road #119  
Milwaukee, WI 53227

Office of the City Clerk  
Milwaukee, Wisconsin

Re Clint E. Bryant, address 9009 W. Beloit Rd. #119  
Milwaukee WI 53227.

Driving north on Sherman @ 0815 am, hit a  
sewer which was depressed @ 9-10 inches which resulted  
in the breaking of my tire which costs \$355.<sup>00</sup>.  
This occurred July 14, 2011, location of incident:  
Sherman and Hadley streets.

Thank You,

Mr. Clint Bryant  
44-315-1234 - cell phone  
44-763-2738 - Home phone



# ESTIMATE

CITY OF MILWAUKEE RECEIVED  
2011 JUL 22 PM 3: 19

**International Autos**  
BMW Service

2400 S 108 St  
Milwaukee, WI 53227  
414-543-3000  
[pschmidt@international-autos](mailto:pschmidt@international-autos)

OFFICE OF  
CITY ATTORNEY

INVOICE NO.  
DATE July 19, 2011  
Claim #  
EXPIRATION DATE

RE: CLINT BRYANT  
  
9009 W BELOIT RD APT 119  
MILWAUKEE, WI 53227  
414-763-2738

CITY OF MILWAUKEE  
 2011 JUL 22 AM 10: 59  
 RONALD D. LEONHART  
 CITY CLERK

SALESPERSON	YR/MAKE/MODEL	VIN	DUPLICATE DATE
Paul Schmidt	2008 BMW 550i	WBANW53518CT51709	

QUANTITY	DESCRIPTION	UNIT PRICE	LINE TOTAL
1.00	MICHILIN PILOT SPORT 245/35/ZR19	\$ 392.42	\$ 392.42
1.00	MOUNT AND BALANCE ON TIRE	52.95	52.95
1.00	WHEEL WEIGHTS	6.00	6.00
1.00	TIRE DISPOSAL	4.00	4.00

SUBTOTAL	\$	455.37
SALES TAX		25.50
TOTAL	\$	480.87

Quotation prepared by: \_\_\_\_\_  
 This is a quotation on the goods named, subject to the conditions noted below:  
 (Describe any conditions pertaining to these prices and any additional terms of the agreement.  
 You may want to include contingencies that will affect the quotation.)  
 To accept this quotation, sign here and return: \_\_\_\_\_

**THANK YOU FOR YOUR BUSINESS!**

**F & F TIRE WORLD**  
 "SERVING YOU SINCE 1973"



F & F TIRE - 27TH  
 4671 S 27TH STREET

WORK ORDER #: 2301311

GREENFIELD, WI  
 53221

PAGE: 1  
 TIME STARTED: 11:40:22

414/281-5844

CUSTOMER: QUOTE  
 2930 W RAWSON AVE

1

ELKHORN, WI

53121

HOME: 414/761-0000 VEHICLE: 2011 BMW 328I

SALESMAN: NICK DULISSE LICENSE: SSSSS

OFFICE OF  
 CITY ATTORNEY  
 WI  
 CITY OF MILWAUKEE  
 RECEIVED  
 2011 JUL 22 PM 3:19  
 ENGINE: 3.0L L6 FI

WRK ORD DATE: 07/19/11

DUE: 07/19/11

PRODUCT	MECHANIC	QUANTITY	PRICE	F.E.T.	EXTENSION
245/35ZR19XL 91Y PILOT SPORT M78831		1	352.99		352.99
JUNK TIRE DISPOSAL 0111 CHECK FEA?		1	4.00		4.00
ULTRA DELUXE TIRE SERVICE PKG 1		1	24.99		24.99
INCLUDES FREEDOM PLAN(NATIONWIDE WARRANTIES & ROADSIDE ASSISTANCE)					
INCLUDES TIRE MOUNTING 01		1			0.00
INCLUDES TIRE BALANCING 02		1			0.00
INCLUDES TIRE VALVE STEM 03		1			0.00
25% DISCOUNT ON ALIGNMENTS 08		1			0.00
ROAD HAZARD & FREEDOM PLAN 10		1			0.00
FREE FLAT REPAIRS * 06		1			0.00
LIFETIME ROTATION 11		1			0.00
LIFETIME REBALANCING		1			0.00



FAX COVER SHEET

CITY OF MILWAUKEE  
2011 NOV 28 PM 1:57  
RONALD D. LEONHART  
CITY CLERK

DATE: 11-28-11

Rehabilitation Services  
  
Greenfield Rehabilitation  
4131 W Loomis Road, Suite 200  
Greenfield, WI 53221  
Phone: 414-281-5151  
Fax: 414-281-5987

CLINIC SENDING: SENDER:

GREENFIELD  
MUSKEGO  
S MILWAUKEE

Muskego Rehabilitation  
S74 W16775 Janesville Road  
Muskego, WI 53150  
Phone: 414-422-2191  
Fax: 414-422-2193

TO/(Fax #) 414-256-8550

ATTENTION: Attn: Atty Grant Langley

RE (Patient Name): \_\_\_\_\_

DOB: \_\_\_\_\_

TOTAL PAGES (INCLUDING COVERSHEET): 2

MESSAGE: Please see attached  
letter requesting a hearing  
regarding my claim.  
Thank you.

**Confidentiality Notice:** This facsimile may contain confidential and privileged information. Patient health information is confidential and released according to Wisconsin Statutes and Federal Regulations. Patient health information may not be redisclosed without further written authorization by the patient. The information contained in this transmission is intended for the addressee only. If the receiver of this information is not the intended recipient or an agent responsible for delivering the information to the intended recipient, you are hereby notified that you have received this document in error. Review, copying, modification or dissemination of this information is strictly prohibited. **IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE PHONE US IMMEDIATELY AND SHRED THIS DOCUMENT. THANK YOU.**

S. Milwaukee Rehabilitation  
3611 S Chicago Ave  
S Milwaukee, WI 53172  
Phone: 414-766-2440  
Fax: 414-766-0823

CITY OF MILWAUKEE  
RECEIVED

2011 NOV 28 PM 3:03

OFFICE OF  
CITY ATTORNEY



GRANT F. LANGLEY  
City Attorney

RUDOLPH M. KONRAD  
LINDA ULISS BURKE  
VINCENT D. MOSCHELLA  
Deputy City Attorneys



THOMAS O. GARTNER  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRLICH  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
CHRISTINE M. QUINN  
MARGARET C. DAUN  
JEREMY R. MCKENZIE  
Assistant City Attorneys

November 11, 2011

Clint Bryant  
9009 West Beloit Road, # 119  
Milwaukee, WI 53227

RE: Clint Bryant  
C.I. File No.: 11-S-205

Dear Mr. Bryant:

We have received your claim in the amount of \$427.58, relating to damage allegedly sustained to your vehicle on July 14, 2011 when it collided with a sunken sewer manhole while you were traveling northbound on Sherman Boulevard at Hadley Street.

Our investigation reveals that the Infrastructure Services Division records indicate that prior to July 14, 2011 the City had no notice of this hazard and because of this lack of notice the City would not be liable. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

*Steven M. Carini*  
STEVEN M. CARINI  
Investigator Adjuster

SMC:ms  
1029-2011-2003:175411

*Please send a copy of the denial letter to the "Current" (New) address*

*Thanks,  
2*

*Done  
11-16-11*

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550









Legislation Details (With Text)

**File #:** 111159      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 12/20/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Janis Cottrell for property damage. (9th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
12/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/19/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/30/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

111159

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Janis Cottrell for property damage. (9th Aldermanic District)

**Drafter**

CC-CC

dkf

12/13/11





12-8-11

ATTN: Milwaukee City Clerk  
City of Milwaukee  
200 E. WELLS Street - Rm. 20.5  
Milwaukee, WI 53202-2601

CITY OF MILWAUKEE  
2011 DEC - 9 PM 2: 23  
RONALD B. LEONARD  
CITY CLERK

RE: File # 11-5-186

per receipt of a letter Dated  
December 2, 2011. This is my written  
request to the office of the City  
Attorney - GRANT LANGLEY - City attorney  
to have a hearing.

Respectfully,

Janis B. Cottrell

Janis B. Cottrell  
8911C N. Swan Rd  
Milwaukee, WI 53224

P.S. IS HEARING Before a Judge ?

12-6-11

Mr. Bob Overhaul  
Department of Public Works  
City of Milwaukee  
200 E. Wells St.  
Milwaukee, WI 53202

CITY OF MILWAUKEE  
OFFICE OF  
CITY ATTORNEY  
2011 DEC - 7 PM 3: 01

RE: Case # 11S-186

Dear Mr. Overhaul:

ON October 14, 2011 I wrote you a letter asking the status of my case listed above. Per our phone conversation you informed me that a Mr. Jeff Dellemann was holding up my case and that maybe if I called him it would light a fire under him and he would get my case over to the City Attorney. I called Mr. Dellemann at least (5) times (or) more approximately and left voice mail messages with no return phone calls. Finally I succeeded and personally spoke with Mr. Dellemann, a very nice guy - So are you Mr. Overhaul who said he thought "we" were done with my case, I informed him that I haven't heard a word. It's been since June 30, 2011 - Received letter July 4, 2011, 6 months ago. Since I heard other noise and took

my car to another different repair shop - mind you a different one and the first thing they said to me was did you hit a pot hole? I said YES. I was able to afford to pay for the tire - I talked him repair from \$103<sup>00</sup> to \$77<sup>00</sup>. This took 77<sup>00</sup> out of my disability of living off \$1,000<sup>00</sup> month. The next repair I'd never ever be able to afford \$1,000 or \$253<sup>00</sup> a mo. How can I take \$1,000 out of \$1,000 mo. income or even \$253<sup>00</sup> mo. I can't (angry) All because pot hole unless a get used-recycled from a repair shop for \$250 plus tax. If I had my \$487<sup>00</sup> already spent on pot hole I could get this repair even though it's used. But it's better than nothing as I said this is the only car I had to get to medical appointments. I must say, I'm angry for delay (I've been kind & patient) But more so for that pot hole. All these pot holes. I even left a message for Mr. Delleman to please fix 91<sup>st</sup> silver Spring to 91<sup>st</sup> Hampton is real bad. This pot hole hitting as put a undue hardship on me. As I said that was my Gas Card & Repair I had to max, out & borrow an additional PAY DAY Loan from my bank of \$100<sup>00</sup> + \$30<sup>00</sup> totaling \$130<sup>00</sup> - \$30<sup>00</sup> was the fee. Please respond. Thank you By status of my case.

Janis A. Cotthell  
 8911C N. Swan Rd.  
 Milwaukee, WI 53224

PS, Alderman's office said it takes 6 weeks not 6 months.  
 cc: Mr. JEFF Delleman  
 Mat. of Public Works

June 30, 2011

Mailed 6-30-11

City Clerk

ATTN: CLAIMS

200 E. Wells St., Rm. 205

Milwaukee, WI 53202-3567

RONALD B. LEONHARDT  
CITY CLERK  
JUL 15 PM 3:51  
CITY OF MILWAUKEE

Dear Sir/Madam;

On June 15, 2011 I hit a pot hole on 91<sup>st</sup> & Calumet. The barricade was on the grass rather than covering the pot hole. It appeared the pot hole was ~~not~~ improperly patched. Extremely Poor, Negligent workmanship. The deep dip was like a roller coaster. This was poorly patched and needs to be done properly. Seems a hurried sloppy job. That Being SAID, please repair this road professionally.

2011 JUL -6 PM 3:05  
CITY OF MILWAUKEE  
RECEIVED  
OFFICE OF THE CITY ATTORNEY

I have an excellent driving record and Always avoid potholes. The pothole caused Damage to my exhaust pipes, mufflers (2) (Receipt) (attached). This caused a Loud, Loud noise to be heard. I had no Damage or noise to my pipes etc. as I previously had my car in the same repair shop (CAR-X Auto Service - Menomonee Falls) for a oil change & brake fluid flush - (See receipt

attached) on June 14, 2011. You can speak to Nick or Mark (Manager) at Car-X Repair Shop. Mark & Nick can verify that ~~I~~ did my car did not make that noise nor was my pipe & mufflers (2) damaged. The mechanic after all was under the bottom of my car with an oil change & brake fluid flush & would have absolutely noticed the damage.

The repair shop (Car-X) are good about letting me know if something was wrong with my car. Especially that extensive. My car sounded like a hot rod. It's a '98 Cadillac Sedan deville. Although an older vehicle I take good care of my car. I have to: Because:

I need my (only) car for transportation to and from my numerous (medical) appointments. I can't afford a new car so that's why I maintain my car very well. I take care of problems immediately as I did the next day June 16, 2011 (of incident); But mechanic couldn't get my car in that day, I also take care (prevent) problems with my car because of my excellent ~~in~~ maintenance maintaining the use & life of car.

I was returning from Pick 'N' Save grocery

store (See receipt attached).

I'm seeking the full cost of my damages because I had to max out a car repair (Car-X) credit card and get an additional pay day loan on my Bank credit card costing me an additional \$300<sup>00</sup> fee (MasterCard). My Car-X repair Card is maxed out due to the pot-hole repairs & I can longer get gas on it. Not being able to get gas for my GAS guzzler (only car) <sup>is</sup> causing me hardship financially. That's the only way at times I can get gas to go to my medical appointments. I have neuropathy in Both Feet - Can't walk Far & Heart condition (Feet & ankles Swell). I have a disability sticker. Just trying to explain why I have to maintain my car & can't afford \$487.62. I'm having to pay some of my other bills By going to another pay day loan store. Because of this cost, I'm on disability - living off of \$1,017<sup>00</sup> a month. I can't afford to lose this amount of money over the City's negligence to properly fix, repair & fill pot-hole, IN my opinion the pot-hole needs to be dug-up & repaired/filled with cement.

Again date of incident: June 15, 2011,  
time: Approximately 6:32 pm (left Pick 'N' Save  
@ 6:22 pm - on Gd. Hope Rd) - Place: 91st  
Calumet - where barricade / traffic stop stand  
was on the grass - not covering pothole.

Pot-Hole still in dis-repair as of  
above date (June 30, 2011). I was going home  
after grocery shopping. I live on 91st & Brown Deer (8911E N. Swan RD)  
(Milwaukee WI 53224)

Seeking: \$487.62 - full cost of my  
damages including a \$30.00 fee. Therefore,  
TOTAL Damages Seeking \$517.62. Note: /not my  
I am also getting food stamps - I can't afford cost/faults

Respectfully,  
Janis R. Cottrell

Janis R. Cottrell  
8911E N. Swan RD. (street formerly known as 91st Brown Deer)  
Milwaukee, WI 53224 (city changed from 8911E N. 91st St. to 8911E N. Swan RD)  
(414) 687-6045 (renamed 8911E N. Swan RD)

P.S. Can you please repair the horrific potholes  
@ other pick 'N' Save located at 8130 W. Brown Deer RD (414) 357-0532 / Milw., WI  
I reported this year's ago - entrance in / exit out area  
That whole stretch of road (curved - ~~W. Brown Deer~~ Road)  
Behind All those Business' are full of Bad potholes.  
It's like a sink hole at Pick 'N' Save on Brown Deer -  
worse. Never repaired for years. I reported it by phone





**Car-X Auto Service #4915**  
**N88 W15176 Main Street**  
**Menomonee Falls, WI 53051**  
**(262)251-9090**

Customer ID: 4915015411  
 Name: JANIS COTTRELL  
 Address: 8911C N SWAN RD  
 Address 2:  
 City, State, Zip/Postal Code: MILWAUKEE, WI, 53224  
 Home Phone: (414) 371-8043  
 Work Phone: (414) -  
 Other Phone: () -  
 Tax Exempt #:

Year: 98  
 Make: CADILLAC  
 Model: DEVILLE  
 Lic No: 2UJAN  
 VIN: 1G6KP54Y8WU754617  
 Color: BURGUNDY  
 Engine: V8-281ci 4.6L F  
 Mileage In: 98729

Date/Time: 06/14/11 09:45:01  
 Estimate #: 57530  
 Invoice #: 38082  
 Key Tag: 0  
 PO Number:  
 Email Address:  
 Fleet/Wholesale: N  
 Unit Number:

Mileage Out: 98729

Service comments:  
 OIL CHANGE & BRAKE FLUSH

Qty.	Part #	RFR	Loc	Description	Parts	Labor	Total
<b>BRAKES</b>							
1	VP062	S3		VPS DOT 3 BRAKE FLUID	30.00	49.99	79.99
				OVERALL		79.99	
				TOTAL BRAKES:		79.99	
<b>O-L-F</b>							
5	O-6005	S3		MOBIL CLEAN 5W30	0.00	0.00	0.00
2	O-6005	S1		MOBIL CLEAN 5W30	3.99	0.00	7.98
1	PG5288	S1		OIL FILTER	3.99	0.00	3.99
1	DESCOLF	S3		BASIC OLF	11.00	15.00	26.00
				CHANGE OIL & OIL FILTER			
				LUBRICARE CHASSIS			
				CHECK TIRE PRESSURE			
1	WF1	S3		WASHER FLUID	0.00	0.00	0.00
				JOB DISCOUNT:	(5.00)	(5.00)	(10.00)
				TOTAL O-L-F:		27.97	
<b>OTHER</b>							
1	CI	S4		COURTESY INSPECTION	0.00	0.00	0.00
				TOTAL OTHER:		0.00	

**\* WARRANTY INFORMATION \***

CarX Corporation warranties most mufflers, shocks, shocks, strut cartridges, struts, brake shoes and pads to the original purchaser for the life of the vehicle. Catalytic convertors carry their own warranty as mandated by Federal regulations. All other products and workmanship are warranted for a pedlod of ninety (90) days from date of installation. There are no other warranties Issued by CarX Corporation. Warranty work will be performed at this or any other participating CarX location. "Limited Warranty on Workmanship & Materials" This CarX Shop warranties, to the orngnal purchaser, for a pedlod of 12 months or 12,000 miles, whichever comes first, from the date or mlieage noted on the original invoice, all materials & workmanship EXCEPT any CarX product which has a longer, i.e. iife-time warranty period. During this period, should such product or workmanship be deemed failed or not functioning properly by this shop, it will be repaired or repalred or replaced FREE of charge upon INVOICE. This DOES NOT cover the cost of additional components and/or labor which may be required to restore the related system to its proper operation. This warranty gives you specific legal rights; you may also have other rights which vary from state to state.

\*\*\* Customer Wishes To Discard Old Parts \*\*\*

RD REQUIRED-PART DOES NOT MEET DESIGN SPECIFICATION  
 S1 SUGGESTED-BECAUSE PART IS NEAR END OF USEFUL LIFE  
 S3 SUGGESTED-TO COMPLY WITH MAINTENANCE REC. BY OEM  
 S3 SUGGESTED-TO COMPLY WITH MAINTENANCE REC. BY OEM  
 S4 SUGGESTED-BASED ON TECH'S SUBSTANTIAL EXPERIENCE

How did we do? Please let us know:  
 (877) 530-2053 or by email at  
 contact@carxwi.com.

CREDIT CARD #: XXXX-XXXX-XXXX-6757  
 APPROVAL # : 1  
 TICKET # : 57530

Thank you for allowing CarX to service your vehicle today!

PAY AMOUNT  
 CARXCC 122.15  
 TECH: 102510-0.00 C. JOSEPH

SHOP SUPPLY 8.26  
 SUB TOTAL 116.22  
 SALES TAX 5.93  
 GRAND TOTAL 122.15

Motor vehicle repair practices are regulated by chapter ATCP 132, Wisconsin Administrative Code, administered by the Bureau of Consumer Protection, Wisconsin Department of Ag, Trade & Consumer Protection, PO Box 8911, Madlson, WI 53708.

0700271581/11243  
CARX AUTO SERVICE # 15  
18845176 MAIN ST.  
MEMPHIS, TN 38101  
262 345 6600

Term ID: 001  
Shift #: 2

Ref #: 003

### Sale

XXXXXXXXXX0342

MASTERCARD

Entry Method: Swiped

06/17/11

16:21:11

Inv #: 000003

Appr Code: 161441

Apprvd: Online

Batch#: 000320

Total:

\$

120.00

Customer Copy  
THANK YOU!

SALES DRAFT

CAR X 4919  
MILWAUKEE, WI 53221

06/17/11 05010025131 04:15:58P

ACCOUNT NUMBER TOTAL  
XXXXXXXXXXXX6757 \$357.62

TRAN CODE: 0006

SECH 000145 TRAN TYPE PADC AUTH# 017990

PROMOTION TYPE:

WITH PAYMENT DEFERRED INTEREST

PROMOTION DURATION:

6 MONTHS

PROMOTIONAL APR:

29.99% (V)

PURCHASE APR:

29.99% (V)

(V) - VARIABLE RATES SUBJECT TO CHANGE  
WITH MARKET. BASED ON PRIME RATE.

IF MINIMUM MONTHLY PAYMENTS ARE 60  
DAYS PAST DUE, THE PROMOTION MAY BE  
TERMINATED AND A PENALTY APR MAY  
APPLY. IF YOU RECEIVE A CHANGE IN  
TERMS OF PENALTY RATE NOTICE THAT  
BECOMES EFFECTIVE BEFORE THE DELIVERY/  
INSTALLATION DATE OF YOUR PURCHASE,  
THE NEW PURCHASE APR OR PENALTY APR  
(AS APPLICABLE) WILL APPLY TO THE  
PURCHASE BALANCE ADDED TO YOUR ACCOUNT  
UPON DELIVERY/INSTALLATION. SUBJECT TO  
APPROVAL BY GE MONEY BANK. REFER TO  
THE FINANCE PLAN TERMS PROVIDED BY THE  
MERCHANT FOR ADDITIONAL DETAILS OF  
YOUR PROMOTIONAL PURCHASE.

I HAVE REVIEWED THE DETAILS OF MY  
PROMOTIONAL SALE WHERE APPLICABLE AND  
AGREE TO THE TERMS INDICATED ABOVE.

CUSTOMER COPY



**Car-X Auto Service #4915**  
**N88 W15176 Main Street**  
**Menomonee Falls, WI 53051**  
**(262)251-9090**

Customer ID: 4915015411  
 Name: JANIS COTTRELL  
 Address: 8911C N SWAN RD  
 Address 2:  
 City, State, Zip/Postal Code: MILWAUKEE, WI, 53224  
 Home Phone: (414) 687-6045  
 Work Phone: (414) -  
 Other Phone: () -  
 Tax Exempt #:

Year: 98  
 Make: CADILLAC  
 Model: DEVILLE  
 Lic No: 2UJAN  
 VIN: 1G6KP54Y8WU754617  
 Color: BURGUNDY  
 Engine: V8-281ci 4.6L F  
 Mileage in: 1

Date/Time: 06/17/11 16:19:07  
 Estimate #: 57569  
 Invoice #: 38113  
 Key Tag:  
 PO Number:  
 Email Address:  
 Fleet/Wholesale: N  
 Unit Number:

Mileage Out: 1

Service comments:

Qty.	Part #	RFR	Loc	Description	Parts	Labor	Total
------	--------	-----	-----	-------------	-------	-------	-------

REVISED ESTIMATE AUTHORIZATION(S):

AUTH. BY: IN STORE- JANIS	CONTACT: JANIS COTTRELL	ADD. AMT: 487.62
DATE: 06-17-11 TIME: 10:26 AM	PREVIOUS EST: 0.00	REV EST: 487.62

Work Authorized: EXHAUST

Qty	Part #	RFR	Loc	Description	Parts	Labor	Total
2	35352	RA	*	INSULATOR	3.99	0.00	7.98
1	47747	S1	*	RESONATOR/PIPE ASSE	199.99	99.99	299.98
1	*18828	S1	RB	1- YEAR MUFFLER	99.99	0.00	99.99
1	*18832	S1	LB	1 YEAR MUFFLER	99.99	0.00	99.99
JOB DISCOUNT:					(40.00)	(10.00)	(50.00)
TOTAL EXHAUST:					457.94		

\* WARRANTY INFORMATION \*

CarX Corporation warranties most mufflers, shocks, shocks, strut cartridges, struts, brake shoes and pads to the original purchaser for the life of the vehicle. Catalytic convertors carry their own warranty as mandated by Federal regulations. All other products and workmanship are warranted for a period of ninety (90) days from date of installation. There are no other warranties issued by CarX Corporation. Warranty work will be performed at this or any other participating CarX location. \*Limited Warranty on Workmanship & Materials\* This CarX Shop warranties, to the original purchaser, for a period of 12 months or 12,000 miles, whichever comes first, from the date or mileage noted on the original invoice, all materials & workmanship EXCEPT any CarX product which has a longer, i.e. life-time warranty period. During this period, should such product or workmanship be deemed failed or not functioning properly by this shop, it will be repaired or replaced FREE of charge upon INVOICE. This DOES NOT cover the cost of additional components and/or labor which may be required to restore the related system to its proper operation. This warranty gives you specific legal rights; you may also have other rights which vary from state to state.

\*\*\* Customer Wishes To Discard Old Parts \*\*\*

RA NECESSARY COMPONENT OF WORK  
 S1 SUGGESTED-BECAUSE PART IS NEAR END OF USEFUL LIFE

CREDIT CARD #: XXXX-XXXX-XXXX-6757  
 APPROVAL # : 017990  
 TICKET # : 57569

How did we do? Please let us know:  
 (877) 530-2053 or by email at  
 contact@carxwi.com.

Thank you for allowing CarX to service your vehicle today!

PAY AMOUNT  
 CARXCC 357.62  
 MC 130.00  
 TECH: 100410-0.00 B. FREIBURGER

SHOP SUPPLY 14.00  
 SUB TOTAL 471.94  
 DISCOUNT (7.98)  
 SALES TAX 23.66  
 GRAND TOTAL 487.62

Motor vehicle repair practices are regulated by chapter ATCP 132, Wisconsin Administrative Code, administered by the Bureau of Consumer Protection, Wisconsin Department of Ag, Trade & Consumer Protection, PO Box 8911, Madison, WI 53708.

Fit  
pot hole  
1st cabinets  
6-15

P8.1

# Pick 'n Save

7401 W. Good Hope Rd., Milwaukee, WI  
(414) 358-0011

\*\*\* PICK 'N SAVE #6418 \*\*\*  
\*\*\* 7401 W GOOD HOPE \*\*\*  
\*\*\* MILWAUKEE, WI 53223 \*\*\*  
\*\*\* (414) 358-0011 \*\*\*

FOOD STAMP PURCHASE 06/15/11 18:22  
CARD #XXXXXXXXXX: 1341 EB  
PIN USED

FOOD STAMP PURCHASE 42.22  
FOOD STAMP BALANCE 16.51  
CASH BALANCE .00  
APPROVED

REF: 009428  
MERCHANT ID# 001118  
TRACE# 004898

0 48200792137  
Your Cashier: Annette E

**DESSERTS**  
RNDY ORG CREAMER 4.25 F  
RNDY HAM&RG BUN 1.17 F  
HUNTS KETCHUP 1.85 F  
ResPrice 2.23 You Save .38  
CV CRACKER SALTY 1.19 F  
BRNBRY 100 WHT 1.99 F  
ResPrice 3.49 You Save 1.50

**MEATS**  
2 @ .75 8Q POT PIE TRKY 1.50 F  
ResPrice 1.90 You Save .40  
BNQ FRIED CHKN 1.69 F  
2 @ 10/10.00  
BQ VM MEATLOAF 2.00 F  
2 @ 3.29 REYNOLDS PASTIE 6.58 F  
2 @ 4.33 JACK'S PIZZA 8.66 F  
ResPrice 9.38 You Save .72  
JACK'S N/R PIZZA 4.33 F  
ResPrice 4.69 You Save .36  
JD GRIDLERS 4C 4.59 F

**PRODUCE**  
0.90 lb @ .99 lb  
WT RED GRAIN SDLS \*W\* .89 F  
ResPrice 2.42 You Save 1.53

**BAKERY**  
RNDY HLF&HLF .89 F

RegPrice .99 You Save .10  
KRAFT AMERICAN ...I 2.49 F  
RegPrice 2.69 You Save .20

pg. 1  
cont. 'D

MP BAG REFINED .05-F

MC JD GRINDERS 4CT .66-F  
COUPON MULTIPLIED COUPON .66-F  
MC HUNTS KETCHUP .35-F  
COUPON MULTIPLIED COUPON .35-F

\*\*\*\* SUBTOTAL 42.22  
\*\*\*\* TAX .00  
\*\*\*\* TOTAL 42.22  
FS BAL LIE 42.22  
VF EBT 42.22  
FS CHG .00 CHG .00

SAVINGS 6.99

TOTAL NUMBER OF ITEMS SOLD = 19  
6/15/11 6:22 PM 6418 04 0155 050513

THANK YOU FOR SHOPPING  
PICK 'N SAVE  
PLEASE COME AGAIN!

LIVING UP TO YOUR LIFE!



THANK YOU FOR PURCHASING  
TOMBSTONE PIZZAS!  
REDEEM THIS COUPON ON YOUR NEXT  
SHOPPING ORDER FOR A FREE GALLON  
OF MILK VALUED UP TO \$3.50  
COUPON EXPIRES 6/29/2011  
NO COPIES, CASH BACK OR DOUBLING

\*\*\*\*\*  
VISIT <http://foundys.1ursurvey.com>  
FOR A CHANCE TO WIN \$50  
IN FREE GROCERIES  
KEEP THIS RECEIPT TO ENTER!!!

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
**SUSAN D. BICKERT**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**SUSAN E. LAPPEN**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
**MELANIE R. SWANK**  
**JAY A. UNORA**  
**DONALD L. SCHRIEFER**  
**EDWARD M. EHRlich**  
**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**  
**KATHRYN Z. BLOCK**  
**ELOISA DE LEÓN**  
**ADAM B. STEPHENS**  
**KEVIN P. SULLIVAN**  
**BETH CONRADSON CLEARY**  
**THOMAS D. MILLER**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
**CHRISTINE M. QUINN**  
**MARGARET C. DAUN**  
**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
Assistant City Attorneys

December 2, 2011

Janis Cottrell  
8911C North Swan Road  
Milwaukee, WI 53224

RE: Janis Cottrell  
C.I. File No.: 11-S-186

Dear Ms. Cottrell:

We have received your claim in the amount of \$517.62, relating to alleged damage to your vehicle when it collided with a pothole at North 91<sup>st</sup> Street and West Calumet Road.

Our investigation reveals that the Infrastructure Services Division (ISD) reviewed their records relative to this incident. They found they had no prior notice of this hazard along the roadway prior to June 15, 2011. They also checked the records relative to your allegation regarding the barricade that was near this loss location. They found the barricades were left there for another DPW operation that was set to begin on June 16, 2011.

The Milwaukee Water Works (MWW) also reviewed their records. They found they had completed a branch repair on April 7, 2011 at 7622 North 91<sup>st</sup> Street. Once the repair was completed, the excavation crew completed a temporary pavement repair in preparation of permanent repairs at a later date. The MWW and ISD received no complaints other than this claim, regarding this situation. The departments also noted this is a heavily traveled roadway. The City department followed their standard procedures in this matter. As such, we are denying your claim.

OFFICE OF THE CITY ATTORNEY


Janis Cottrell  
December 2, 2011  
Page 2

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT P. LANGLEY  
City Attorney



ROBERT OVERHOLT  
Investigator Adjuster

RMO:ms  
1029-2011-1833:176042







Legislation Details (With Text)

**File #:** 111121      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 12/20/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Craig Muri and Chad Konow for personal Injuries. (4th Aldermanic District)

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
12/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

111121

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Craig Muri and Chad Konow for personal Injuries. (4th Aldermanic District)

**Drafter**

CC-CC

dkf

12/1/11

# Craig A. Muri & Chad A. Konow

606 West Wisconsin Avenue  
Unit 1901  
Milwaukee, Wisconsin 53203  
414/559-9558 or 414/837-6901

November 22, 2011

Milwaukee City Clerk  
200 East Wells Street, Room 205  
Milwaukee, WI 53202

Dear Milwaukee City Clerk:

The reason I'm appealing the decision regarding our daughter falling from a stool at Central Library is because a captain of the Milwaukee Fire Department cited a different protocol other than the one used by 911 and because the library stools are too high for children (up to two years old) to sit at during the 9:30 Wednesday story time.

The babysitter had talked with a captain of the Milwaukee Fire Department working at the "Doors Open Milwaukee" event on Sunday, September 25 at the fire station located at 755 N. James Lovell St.

The captain stated that when 911 is called from the Central Library, an engine is dispatched to the Central Library from the fire engine station at 755 N. James Lovell St. Once the fire engine arrives at Central Library, the firefighter EMTs examine the child or adult first and then determine if an ambulance is needed. The firefighter EMTs then place the ambulance call themselves.

The protocol you provided stated an ambulance was dispatched before the fire engine arrived thereby providing conflicting protocols or procedures.

A cut on the lip didn't warrant an ambulance call before a firefighter EMT could examine our child.

Why is a captain of the fire department providing one protocol to follow while 911 is giving another protocol?

The library is also liable because the 9:30 am Wednesday story time for children (up to two years old) at Central Library provides high stools (not even chairs with armrests) and a table that is too high for children to reach. The table is covered with drawing paper, crayons are placed on the table and children are expected to sit on stools that are too high for them and then reach to a higher table to try to color.

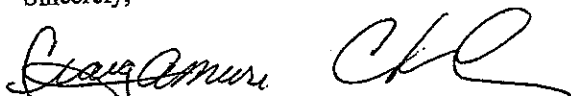
The story time librarian even said the stools are too high for children and that the library needs child-size chairs and tables.

The Central Library, to prevent future accidents to children and claims, should install child-size tables and chairs to create a safety-first environment for child patrons of the library.

The library is negligible for using high stools and a captain of the fire department and 911 are providing conflicting protocols. The Bell Ambulance personnel even said it was their easiest call of the day, implying that an ambulance wasn't necessary.

Because the proper protocol wasn't followed (according to a captain of the Milwaukee Fire Department) and the library didn't provide child-size chairs and tables, I expect the city to pay my claim of \$180.12.

Sincerely,

  
Craig A. Muri and Chad A. Konow

CITY OF MILWAUKEE  
2011 NOV 28 PM 3:01  
RONALD D. LEONARD  
CITY CLERK  
CITY OF MILWAUKEE  
RECEIVED  
NOV 29 PM 2:53  
CITY ATTORNEY

To whom it may concern:

On Wednesday, August 17, 2011, I, as babysitter that day for Anya Konow-Muri, took Anya to the 9:30 a.m. story time for 0-2 year olds at the children's room at the Central Library. The story time consists of songs, stories, playtime with toys and snacks consisting of graham crackers, Cheerios and juice.

During the snack time, I was standing immediately to the right of Anya (who was sitting on one of the library's children's stools) and pouring some Cheerios from the box onto the table when all of a sudden Anya fell off the stool and landed on her bottom with her back next to the leg of the stool to the left of her. She started crying and when I immediately picked her up I noticed blood inside her mouth.

I asked Joan the story time librarian for ice and she brought a tray of partially-frozen ice cubes. I applied ice and napkins to her mouth. Joan also called another librarian (Virginia) who filed the report. Joan said the library should have shorter stools for the children. A young security guard also came over. He asked if he should call for help. I hesitated since only the inside of her lower lip on her right side was bleeding. After a couple minutes, he said "to be on the safe side" he could call. I then asked him to call 9-1-1 since I just wanted to make sure there were no other injuries. I never once mentioned Bell Ambulance to the security guard.

Virginia then had Anya and I go with her from the story time room across the rotunda to the 1st floor meeting room where book sales are held. Walking across the rotunda, we heard the sirens.

When we were in the meeting room, two respondents from Bell Ambulance came into the room. One kneeled down and looked at Anya. He had latex gloves in his hand but did not put them on. He didn't feel Anya's head for any bumps. He said it was good that she cried when she fell and that she was alert. The other respondent said "kids are like rubber" when they fall. They also said that it was their easiest call that day.

The Bell Ambulance respondents didn't ask for any insurance card or inform me that there would be a charge or present a dollar amount so I assumed 9-1-1 had been called.

I never requested the security guard at the Central Library call Bell Ambulance. The next day, Thursday, August 18, Chad Konow, one of the parents to Anya, called the Central Library and talked with Joan Johnson, who admitted there was a debate the day of the incident as to whether or not to phone Anya's parents and she expressed her regret for not notifying the parents of the incident. She also informed Chad to be certain to mention the Milwaukee Public Library Accident Report for Non-Employees dated 8-17-11 that is on file at the City Attorney's office.

In summary, the security guard at the Central Library made the decision to call Bell Ambulance and the Central Library would be responsible for the Bell Ambulance charge incurred. The total of the charge is \$180.12. Chad Konow and Craig Muri can be reached at 414-378-3229 and 414-559-9558, respectively. The address of the Konow/Muri household is 606 West Wisconsin Avenue, Unit 1901, Milwaukee, Wisconsin, 53203.

(As drafted by Jan Wills: Caregiver)

Respectfully,

Chad A. Konow and Craig A. Muri

CITY OF MILWAUKEE  
RECEIVED  
2011 SEP 28 3:05 PM  
OFFICE OF  
THE CITY ATTORNEY

RONALD D. LEONHARDT  
CITY CLERK  
2011 SEP 28 PM 1:00  
CITY OF MILWAUKEE



(414-264-2355)

"IF IT DOESN'T SAY BELL ON THE SIDE,  
YOU'VE JUST BEEN TAKEN FOR A RIDE!!!"

PO BOX 070550  
MILWAUKEE, WI,  
53207-1635

#BWNDSFD  
#26 11 0229 0039 0 7#

CRAIG MURI  
506 W WISCONSIN AVE  
MILWAUKEE, WI 53203-1930

Client Name: **KONOW MURI, ANYA**

Trip Number:

**11-2290039**

Service Date: **08/17/2011**

Amount Due: **\$ 180.12**

Billing Date: **09/06/2011**

Billing Department: **(414) 486-2000**

Toll-Free Number: **(800) 896-6200**

Se Habla Español: **(414) 486-4016**



(414-264-2355)

"IF IT DOESN'T SAY BELL ON THE SIDE,  
YOU'VE JUST BEEN TAKEN FOR A RIDE!!!"

Billing Department: **(414) 486-2000**

Toll-Free: **(800) 896-6200**

PO BOX 070550  
MILWAUKEE, WI, 53207-1635

Service Date:

Trip Number: **11-2290039**

Client Name: **KONOW MURI, ANYA**

Caller:

From Location: **814 W WISCONSIN AVE**

To Location: **<NO TRANSPORT>**

Insurance Information

**Bill Patient**

**Patient SSN**

DATE	DESCRIPTION OF TRANSACTION	H CPC	QUANTITY	UNIT PRICE	AMOUNT
08/17/11	BLS Emerg First Resp NonRes-F	A0429	1	\$171.00	\$171.00
08/17/11	Gloves (Pair) - BLS - F	A0382	1	\$9.12	\$9.12



(414-264-2355)

"IF IT DOESN'T SAY BELL ON THE SIDE,  
YOU'VE JUST BEEN TAKEN FOR A RIDE!!!"  
**PLEASE PAY THIS AMOUNT => \$180.12**

You have not provided us with insurance information, therefore immediate payment in full is now due. Thank you.

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



THOMAS O. GARTNER  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
SUSAN E. LAPPEN  
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PATRICIA A. FRICKER  
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JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
CHRISTINE M. QUINN  
MARGARET C. DAUN  
JEREMY R. MCKENZIE  
Assistant City Attorneys

November 9, 2011

Chad A. Konow and  
Craig A. Muri  
606 West Wisconsin Avenue, Unit 1901  
Milwaukee, WI 53203

RE: C.I. File Nos.: 11-S-275 and 11-S-275-1

Dear Mr. Konow and Mr. Muri:

We have received your claim in the amount of \$180.12, relating to medical expenses incurred after you allege that your daughter fell off a stool and was injured on August 17, 2011 at the Central Library located at 814 West Wisconsin Avenue.

Our investigation reveals that the Milwaukee Public Library records indicate that after your daughter fell off the stool, the security guard asked your babysitter whether she wanted medical attention for the child. After some discussion, she requested it. The guard called 911. The Milwaukee Fire Department records indicate that after they received the call, they followed their protocol for this type of injury and dispatched a private ambulance. The City followed proper procedures in this overall matter. As such, the City would not be liable for your expenses. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

A handwritten signature in cursive script that reads 'Grant F. Langley'.

GRANT F. LANGLEY  
City Attorney

A handwritten signature in cursive script that reads 'Steven M. Carini'.

STEVEN M. CARINI  
Investigator Adjuster

SMC:ms  
1125-2011-2524:175317

*mailed 11-11-11*

OFFICE OF THE CITY ATTORNEY





Legislation Details (With Text)

**File #:** 110996      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 11/30/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to an appeal from Charles Kowalski for property damage.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS APPEAL

**Attachments:** Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
11/30/2011	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

110996

**Version**

ORIGINAL

**Reference**

**Sponsor**

THE CHAIR

**Title**

Resolution relating to an appeal from Charles Kowalski for property damage.

**Drafter**

CC-CC

dkf

11/17/11



March 14, 2011

City Clerk  
City of Milwaukee  
ATTEN: CLAIMS  
200 E. Wells St., Room 205  
Milwaukee, WI 53207-3567

RE: C.I. File 11-S-269

Dear City Clerk-

We wish to appeal the decision in the above listed case.

First we find the length of time needed to remove a stump, after a tree is taken down to be excessive. A few weeks seem justifiable, however to take from the fall of 2010 to the spring of 2012 seems like a very long time. It isn't as easy to navigate around as you indicate, and this has been an inconvenience to the homeowner for far too long.

Our second objection is your assumption that with care it should be avoided. Please review the enclosed photographs. They clearly indicate that the stump is not only of a perfect height to not be seen in mirrors, or noticed when glancing back over the shoulder; it is also in the approach to the driveway. This is clearly evident by the cracks and patching as well as how the edge of the approach is completely covered. Anytime backing out to go south on Newhall you must be very conscious that it is there, a visitor can easily forget.

Please reconsider our original request again. Without reconsideration on your part we formally request a hearing Thank you, we look forward to your prompt reply

Respectfully,



Charles Kowalski  
4439 North Lake Vista Trail  
Hernando, FL 3442-5549

James Kowalski  
1538 E. Windsor Place  
Milwaukee, WI 53202

CITY OF MILWAUKEE  
2011 NOV 14 AM 10:54  
RONALD D. LEONHARDT  
CITY CLERK

CITY OF MILWAUKEE  
RECEIVED  
2011 NOV 15 PM 2:05  
OFFICE OF  
CITY ATTORNEY

11-5-269

CITY OF MILWAUKEE

2011 SEP 23 AM 2:22

RONALD D. LEONHARDT  
CITY CLERK

Mr. Charles Kowalski  
4439 N Lake Vista Trl  
Hernando, FL 34442-5549  
352-860-2835

September 23, 2011

City Clerk  
ATTN: CLAIMS: Mr. Bob Overholt  
200 E. Wells St. Room 205  
Milwaukee, WI 53202-3567

Re: Claim # 11-S-269

Dear Mr. Overholt-

In the fall of 2010 Milwaukee City Forestry removed a tree from the 2100 block of Newhall Street, and did not remove the stump. The stump is on the property of my son James Kowalski of 1538-40 E. Windsor Pl. As the stump is directly next to the approach to the driveway it is in the way when anyone pulls in or out of the drive. On August 6, 2011 while visiting my son I damaged my vehicle while pulling out of his driveway and backing onto Newhall, I clipped the front bumper. The stump is high enough to clip the bottom of the bumper as the car turned.

I am asking for \$539.78, the lower of the two bids submitted in my son's letter of 9/19/2011. Should you need I can be reached by phone at 352-860-2835.

Thank you for your consideration,



Mr. Charles Kowalski

CITY OF MILWAUKEE  
RECEIVED  
2011 SEP 23 PM 3:56  
OFFICE OF  
CITY ATTORNEY

Mr. James Kowalski  
1538 E. Winsor Place  
Milwaukee, WI 53202  
414-406-3214

September 19, 2011

City Clerk  
ATTN: CLAIMS  
200 E. Wells St. Room 205  
Milwaukee, WI 53202-3567

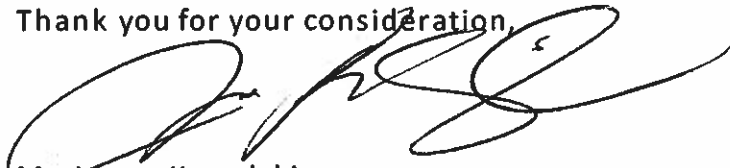
Re: Stump next to driveway.

To whom it concerns-

In the fall of 2010 Milwaukee City Forestry removed a tree from the 2100 block of Newhall Street, and did not remove the stump. As the stump is directly next to the approach to my driveway it is in the way when I pull in or out of my drive. When the tree was removed I was assured someone would return to remove the stump. On August 6, 2011 while visiting me from Florida my Father damaged his vehicle while pulling out of my driveway and backing onto Newhall, he clipped the front bumper. The stump is high enough to clip the bottom of the bumper as the car turned.

Enclosed please find his statement as well as the estimates for the cost to repair my father' damaged vehicle. He is asking for \$539.78, the lower of the two enclosed bids. I would like to make a claim on his behalf as the property owner of 1538-1540 E. Windsor Place where the stump is located. Should you need to correspond with my father he resides in Florida and can be reached by phone at 352-860-2835.

Thank you for your consideration,



Mr. James Kowalski

RONALD D. LEONHARDT  
CITY CLERK

2011 SEP 21 AM 9:35

CITY OF MILWAUKEE

OFFICE OF  
CITY ATTORNEY

2011 SEP 21 PM 3:47

CITY OF MILWAUKEE  
RECEIVED

# Burch Automotive Specialty Services

3525 E LOUISE LANE  
 HERNANDO, FLORIDA 34442  
 PH 352 860 1199 352 860 0099 FAX  
 FLORIDA MV# 50205  
 STATE TAX ID # 352 860 1199  
 ESTIMATE OF REPAIR  
 AUGUST 17, 2011 • 11:47 AM - ESTIMATE # 327

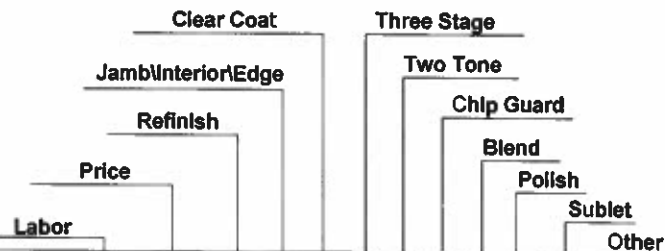
OFFICE OF  
 CITY ATTORNEY  
 2011 SEP 21 PM 3:47  
 CITY OF MILWAUKEE  
 RECEIVED

<b>Customer</b>	CHUCK KOWALSKI	<b>Date Of Loss</b>	
<b>Company</b>		<b>Type Of Loss</b>	
<b>Address</b>		<b>Inspection Site</b>	
<b>City</b>		<b>Days To Repair</b>	
<b>State/Province</b>	ZIP/Postal	<b>Insured Company</b>	
<b>Country</b>		<b>Policy Number</b>	
<b>Home</b>	352-860-2862	<b>Claim Number</b>	
<b>Work</b>		<b>Adjuster</b>	
<b>Fax</b>		<b>Phone</b>	
<b>Cell</b>		<b>Fax</b>	
<b>Email</b>			

<b>Manufacturer</b>	CHEVROLET	PLEASE READ CAREFULLY, CHECK ONE OF THE STATEMENTS BELOW AND SIGN. I UNDERSTAND THAT, UNDER STATE LAW, I AM ENTITLED TO A WRITTEN ESTIMATE IF MY FINAL BILL WILL EXCEED \$100.00 _____ I REQUEST A WRITTEN ESTIMATE. _____ I DO NOT REQUEST A WRITTEN ESTIMATE AS LONG AS THE REPAIR COSTS DO NOT EXCEED \$_____. THE SHOP MAY NOT EXCEED THIS AMOUNT WITHOUT MY WRITTEN OR ORAL APPROVAL. _____ I DO NOT REQUEST A WRITTEN ESTIMATE. _____ SIGNED _____ DATE
<b>VIN</b>		
<b>Year</b>	1999	
<b>Model</b>	Z 24 CAV.	
<b>Body Style</b>	2 DR COUPE	
<b>Mfg Date</b>		
<b>Mileage</b>		
<b>License .. State</b>		
<b>Paint System</b>	2 STAGE	
<b>Primary Palnt Code</b>		
<b>Trim Code</b>		
<b>Underhood Code</b>		
<b>2 Tone Code</b>		
<b>Prior Damage</b>		

THANK YOU FOR YOUR PATRONAGE! WE LOOK FORWARD TO SERVING YOU AGAIN.

BURCH AUTOMOTIVE SPECIALTY SERVICES  
 ESTIMATE REPAIR ITEMS  
 CHUCK KOWALSKI  
 ESTIMATE # 327  
 CLAIM #  
 AUGUST 17, 2011



1	Operation Part	P/N	Labor	Price	Refinish	Clear Coat	JambInteriorEdge	Two Tone	Chip Guard	Blend	Polish	Sublet	Other
	REPLACE - AM FRONT BUMPER COVER		1.7	168.00	2.8	1.1							

"OEM" = MFG NEW PART - "AM" = AFTERMARKET PART - "USED" = RECYCLED - "RECON" = RECONDITIONED PART

	RATES	HOURS	AMOUNTS	TOTALS
BODY	42.00	1.7	71.40	PARTS TOTAL 168.00
FRAME	42.00			SUBLET CHARGES
MECH/ELECTRICAL	50.00			**HAZARDOUS WASTE 5.00
REFINISH	42.00	3.9	163.80	OTHER
PAINT & MATERIALS	24.00	3.9 *	93.60	SUB TOTAL COSTS 508.94
SHOP SUPPLIES - PERCENTAGE OF NON PAINT LABOR CHARGES	10		7.14	SALES TAX 6% 30.54 SALES
				SALES TAX 6% 0.30 TAXES
				GRAND TOTAL 539.78
				DEDUCTIBLE AMOUNT
				ADJUSTED TOTAL 539.78

\*Where This Figure Is Larger, Clear Was Capped, Paint & Materials Were Not.

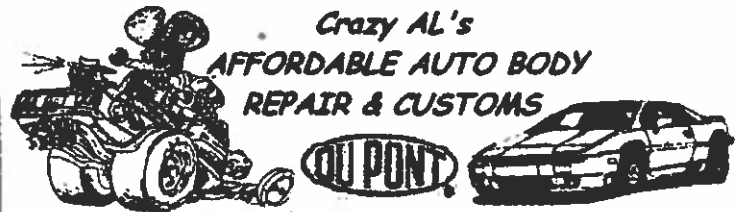
Standard Overlap Deductions, Clear Coat Cap And Premium Refinish Factors In Effect.

Items Marked With A # Are Either Not Taxable, Or Tax Was Prepaid To Sublet Provider And Is Included In The Amount Charged.

Estimiser Pro 1.64 © Swan River Software 406.837.4132

\*\*THIS CHARGE REPRESENTS COSTS AND PROFITS TO THE MOTOR VEHICLE REPAIR FACILITY FOR MISCELLANEOUS SHOP SUPPLIES OR WASTE DISPOSAL. \*\*\*FS403.718 MANDATES A \$1.00 FEE FOR EACH NEW TIRE SOLD IN THE STATE OF FLORIDA. \*\*\*FS403.7185 MANDATES A \$1.50

CITY OF MILWAUKEE  
 RECEIVED  
 2011 SEP 21 PM 3:48  
 OFFICE OF  
 CITY ATTORNEY



**Crazy AL's**  
**AFFORDABLE AUTO BODY**  
**REPAIR & CUSTOMS**

4434-Arlington Street, BLD #16  
 Inverness, Florida. 34453  
 (352) 302-8325  
 Florida Registration : MV 70116

**PLEASE READ CAREFULLY, CHECK ONE OF THE STATEMENTS BELOW, AND SIGN:**

I UNDERSTAND THAT, UNDER STATE LAW, I AM ENTITLED TO A WRITTEN ESTIMATE IF MY FINAL BILL WILL EXCEED \$100.

         I REQUEST A WRITTEN ESTIMATE.

         I DO NOT REQUEST A WRITTEN ESTIMATE AS LONG AS THE REPAIR COSTS DO NOT EXCEED \$         .

THE SHOP MAY NOT EXCEED THIS AMOUNT WITHOUT MY WRITTEN OR ORAL APPROVAL.

         I DO NOT REQUEST A WRITTEN ESTIMATE.

SIGNED: \_\_\_\_\_ DATE: 8 18 11

Name: <u>CHUCK KOWALSKI</u>	
Address: _____	
City: _____	State: _____ Zip: _____
Home #: _____	Work #: <u>407-2830</u>
Other Authorized Person: _____	Phone #: _____
Date: _____	Time: _____ Proposed Completion Date: _____

INVOICE  ESTIMATE

\*U/Used R/Repaired A/Aftermarket S/Straightened M/Manufacturers Part

Qty	Part No	Description	LABOR HOURS			
			Body	Paint	Frame	Mech
		REPAIR FRONT BUMPER CURB	2.0	2.8		149.00
		REAR BUMPERS		2.0		
		PAINT + MATLS			120.00	

All parts and labor are warranted for \_\_\_\_\_ months/\_\_\_\_\_ miles unless otherwise stated.

Vehicle Information:

Vin: \_\_\_\_\_

Yr/Make: 99 MAV

Model: 2.0

Tag: \_\_\_\_\_

Miles In: \_\_\_\_\_

Miles Out: \_\_\_\_\_

Save Parts: [  ] No  
 Core may apply [  ] Yes

Charges based on:  
 [  ] Hourly Rate \_\_\_\_\_  
 [  ] Flat Rate \_\_\_\_\_  
 [  ] Both Apply \_\_\_\_\_

Estimate/Diagnosis:  
 Fee: \$ \_\_\_\_\_ or  
 Hourly at \$ \_\_\_\_\_ /hr.

Payment Method:  
 [  ] Cash [  ] Check [  ] Visa  
 [  ] MC [  ] Amex

Estimated Cost: \$ \_\_\_\_\_

\*\*This charge represents costs and profits to the motor vehicle repair facility for miscellaneous shop supplies or waste disposal. \*\*\*s. 403.718, F.S. mandates a \$1.00 fee for each new tire sold in the State of Florida. \*\*\*\*s. 403.7185, F.S. mandates a \$1.50 fee for each new or remanufactured battery sold in the State of Florida.

Body Hours/@	\$	Parts:	\$ 149.00
Paint Hours/@	\$	Labor:	\$ 272.00
Mech Hours/@	\$	**Shop Sup:	\$ 120.00
Paint Supplies	\$	Sublet:	\$
Body Supplies	\$	***Fees:	\$
Tow/Storage	\$	Subtotal:	\$
Epa/Waste	\$	Tax:	\$
Miscellaneous	\$	Total:	\$ 541.00

Estimate good for 30 days. Facility is not responsible for damage caused by theft, fire or acts of nature. I authorize the above repairs to my vehicle including the necessary materials and sublet work. You and your employees may operate my vehicle for the purpose of testing, inspection and delivery at my risk. If I cancel repairs to my vehicle for any reason, I understand that a teardown and reassemble fees of \$ \_\_\_\_\_ will apply. I understand that a charge of \$ \_\_\_\_\_ per day will be charged if I fail to pick up my vehicle within (3) working days of notification of completion.  
 Signature: \_\_\_\_\_ Date: \_\_\_\_\_

CITY OF INVERNESS  
 RECEIVED  
 211 SEP 21 PM 3:48  
 CITY ATTORNEY

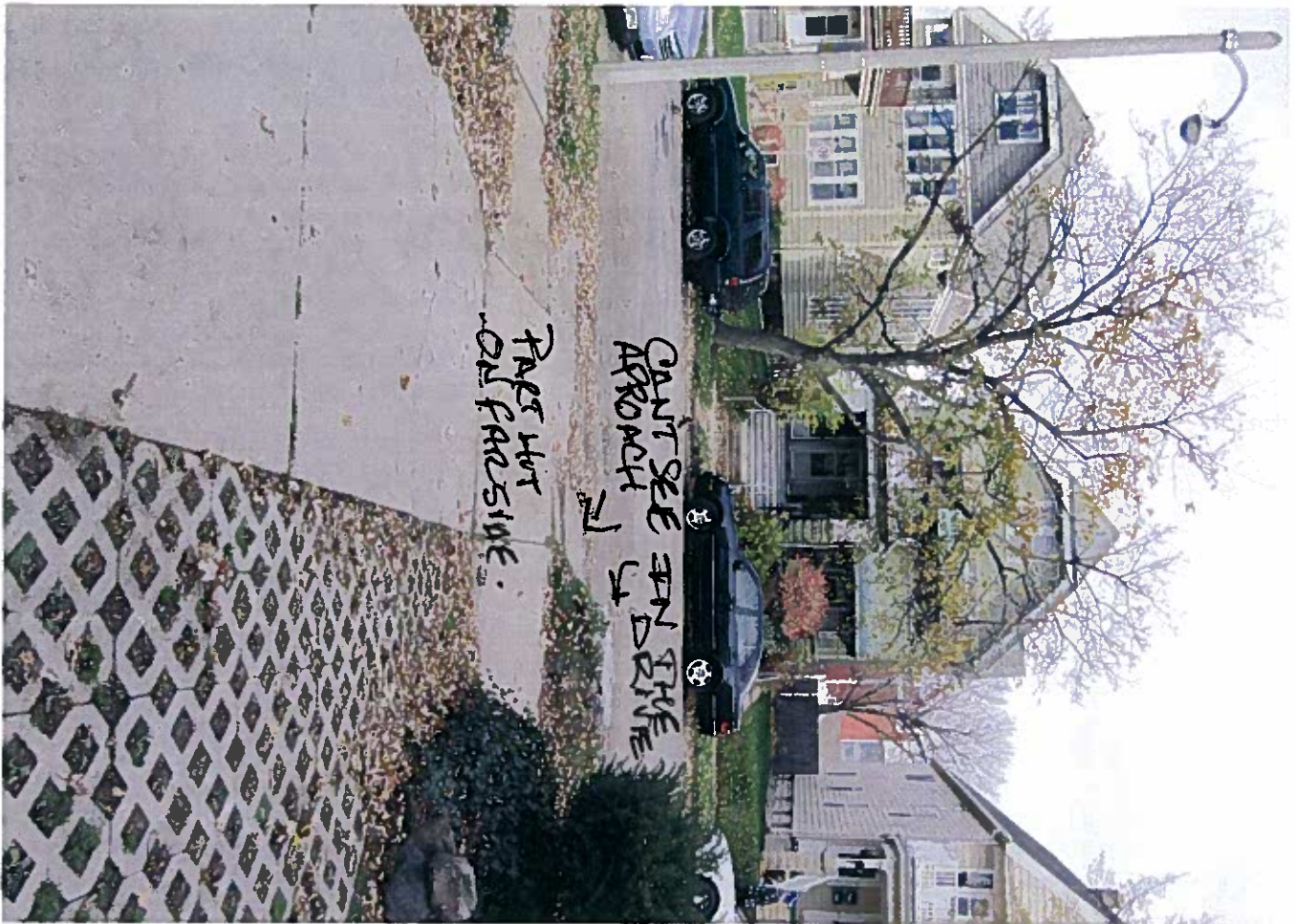




OVER  
EDGE

SA







← CAN NOT  
SEE



**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



THOMAS O. GARTNER  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
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JOHN J. HEINEN  
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JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
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MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN Z. BLOCK  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
CHRISTINE M. QUINN  
MARGARET C. DAUN  
JEREMY R. MCKENZIE  
Assistant City Attorneys

October 21, 2011

Charles Kowalski  
4439 North Lake Vista Trail  
Hernando, FL 34442-5549

RE: C.I. File No.: 11-S-269

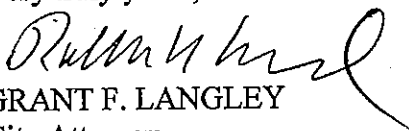
Dear Mr. Kowalski:


We have received your claim in the amount of \$539.78, relating to alleged damage sustained to your vehicle on August 6, 2011 when you drove into a tree stump for a City tree that was adjacent to the driveway at 1538-40 East Windsor Place.

Our investigation reveals that the Forestry Section (FS) reviewed their records relative to this incident. They found the FS had removed a declining Silver Maple tree on December 6, 2010. The remaining tree stump was left in place and it's scheduled to be removed in 2012. The records further noted careful driving on your part could have prevented this accident. The FS followed its standard procedures in this matter, as such, the City cannot accept liability and we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

  
GRANT F. LANGLEY  
City Attorney

  
ROBERT OVERHOLT  
Investigator Adjuster

RMO:ms  
c: James Kowalski  
1068-2011-2459:174814

*mailed 10/24/11*

OFFICE OF THE CITY ATTORNEY



..Number  
111277  
..Version  
SUBSTITUTE 1  
..Reference

..Sponsor  
THE CHAIR

..Title  
Substitute resolution approving the extension of a contract between the City and Personal Property Consultants of WI, LLC, for the provision of specialized valuation services.

..Analysis  
This resolution extends the contract between the City and Personal Property Consultants of WI, LLC, for the provision of specialized valuation services for the Assessor's Office in the amount of \$40,000 for a period of one year.

..Body  
Whereas, The City has contracted with Personal Property Consultants of WI, LLC, for approximately 2 years; and

Whereas, Personal Property Consultants of WI, LLC, has provided specialized valuation services through the Assessor's Office including, but not limited to, the following:

1. Processing personal property returns filed by taxpayers with special attention to leasing companies and more complex returns filed.
2. Providing personal property training to appraisal staff.
3. Answering questions from taxpayers and providing assistance in resolving problems.
4. Processing Tax Incremental Districts (TIDs).
5. Assisting in coordinating the creation and mailing of 2012 personal property tax returns.

;and

Whereas, Personal Property Consultants of WI, LLC, has provided quality specialized valuation services over the course of its prior contract periods; and

Whereas, The Assessor's Office is requesting to enter into an extension of the contract in the amount of \$40,000 for a period of one year beginning February 1, 2012; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the extension of the contract between the City and Personal Property Consultants of WI, LLC, a copy of which is attached to this file, is approved.

..Requestor  
Assessor's Office  
..Drafter  
LRB136568-2  
Mary E. Turk

**Polanco, Joanna**

---

**From:** Reavey, Mary  
**Sent:** Wednesday, February 01, 2012 10:11 AM  
**To:** Hamilton, Ashanti  
**Cc:** McHenry, Arlisia; Polanco, Joanna  
**Subject:** Judiciary and Legislation Committee meeting supporting information

Dear Alderman Hamilton,

The contracts and resumes should be part of the file by now as they were added to legistar yesterday. In addition the committee asked about the employee's previous positions and pay:

Valuations Solutions, LLC was a person formerly employed by the department as a Network Administrator. The duties performed now include that and more. He is now a combination of that position plus parts of other management positions we have eliminated since 2002. The information he provides to the department is critical not only in developing the reports needed for the valuation of property but is also critical to the city's year end processing for determining the city tax rate and coordinating the tax bill preparation for the treasurer's office. In addition, the position completes well over 60 reports that we submit yearly to DOR whether a revaluation is conducted or not. At the time of retirement the position paid approximately \$79,800 plus benefits (determined by the comptroller) at approximately \$49,000. The duties performed now are actually at a higher level.

Personal Property Consultants of WI, LLC performs all personal property assessment work for the City. Previously this employee was an Assistant Supervising Assessor. The work performed involves determining over 9,000 personal property assessments for the city. The experience and expertise that the former employee brings to this work is critical for the department. New personal property assessments and the auditing of the personal property returns must be done yearly regardless of whether there is a revaluation or not. By having a former employee perform the work our limited supervisory staff is not further stretched. Over the past 10 years we have eliminated 5 management positions (roughly 1/2). Prior to retirement this employee was paid approximately \$85,100 plus benefits of about \$52,000.

Lastly, both of the contracts were included in the 2012 budget for the Assessor's office. We would need to fill two positions immediately in order to complete our work timely for 2012. Filling them would also have a budgetary impact. We have very strict statutory dates and reporting requirements that must be met for the Department of Revenue.

Please let me know if you need anything else concerning these contracts. I appreciate your willingness to allow me to add to the file.

Sincerely,

Mary Reavey  
Assessment Commissioner  
City of Milwaukee, WI  
414-286-3101

-----Original Message-----

From: Polanco, Joanna  
Sent: Tuesday, January 31, 2012 10:58 AM  
To: Reavey, Mary  
Cc: Hamilton, Ashanti; McHenry, Arlisia  
Subject: Judiciary and Legislation Committee meeting

Good Morning Mary:

I was wondering if you are able to OLS the contract information requested by Committee at yesterday's Jud Leg meeting, onto the file?

COPY

REQUEST FOR CONTRACT AMENDMENT FORM  
CITY OF MILWAUKEE - DOA - PROCUREMENT SERVICES SECTION

This form must be submitted with any requisition for a contract amendment, whether it is for a commodity contract, service contract, vendor commodity contract or vendor service contract.

DEPARTMENT NAME:	ASSESSOR	DATE:	11/9/11
CONTACT PERSON::	Amy Stenglein	PHONE:	X 3110
REQUISITION NUMBER	0000011432	FAX:	X8447
CONTRACT NUMBER:	E0000009863	BID NUMBER:	
ORIGINAL CONTRACT TOTAL:	\$40,000		
CONTRACT EXPENDITURES TO DATE:	\$69,920		
CURRENT CONTRACT TOTAL (including prior contract amendments for increases, if any)	\$80,000		
REQUESTED CONTRACT INCREASE AMOUNT:	\$40,000		
NEW CONTRACT TOTAL INCLUDING THIS AMENDMENT:	\$120,000		

**REQUEST FOR CONTRACT INCREASE AND REASON** (Check all applicable box(es))

The estimated dollar amount was based on prior history.

There has been an increase in emergency purchases.

This was a new contract and there was no prior history to accurately forecast the estimated usage.

There has been a significant increase in the cost of the product.

Additional funds are needed to cover the extension period as indicated in the Justification section below.

**REQUEST FOR CONTRACT EXTENSION AND REASON** (Check all applicable box(es))

Extension needed to allow time for a new bid and contract.  
Indicate Length of Extension Required:  
Indicate the date the new requisition was submitted for new bid/contract:

Additional funds are needed to cover this extension period.

Exercise Option to Extend the contract:  1<sup>st</sup> Option  2<sup>nd</sup> Option  3<sup>rd</sup> Option

Other (please explain in "Justification" section).

**JUSTIFICATION FOR AMENDMENT IS REQUIRED:** Current Contract gives the option to renew for one year period which we are requesting to do so from 2/2/2012 THRU 2/1/2013.

Justification should include:

- 1) SPECIFIC reasons for the request
- 2) Reason for increase
- 3) Reason for extension (i.e., why vendor could not complete work within the specified time of performance, etc.)
- 4) Reason this contract should not be competitively bid at this time

Per City Charter, Section 16.05, amendment of certain Single and Sole Source contracts to an amount equal to or greater than \$50,000 may require approval by the Finance & Personnel Committee to be processed. Please see Section 16.05-3.b of the City Charter or contact Procurement Services at extension 3501 for details.

Increases exceeding a certain percentage of the original estimated dollar amount of a contract are subject to analysis and may be required to be re-bid.

Mary Reavey  
Department Head Signature

11/9/11  
Date



**CITY OF MILWAUKEE - DOA - PROCUREMENT SERVICES SECTION  
REQUEST FOR EXCEPTION TO BIDDING / EBE PARTICIPATION ANALYSIS FORM**

**PART A: General Information**

Requester Name:	Mary Reavey	Requester Title:	Assessment Commissioner
City Agency Name:	Assessor's Office	Date:	11/9/2011
Contact Person Phone:	Amy Stenglein	E-mail:	AmyStenglein@milwaukee.gov
Commodity/Service Dollar Value:	\$40,000	Requisition #	0000011432
Suggested EBE Vendor:			
Brief description of item or service to be purchased, purpose of the request, and requested vendor name: Current Vendor: Personal Property Consultants of WI, LLC will provide Specialized Valuation Services			
Time of Performance: One year extension of E00000009863			
If services have already commenced, please indicate why:			
Grant funded purchase? (please check one)      Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Potentially <input type="checkbox"/>			

**PART B: Emerging Business Enterprise (EBE) Program Analysis**

This section of the form is to be completed by the User Department. Please contact the EBE Office at 286-8749 (Gabe DeVougas) or 286-8781 (Rayna Andrews) to obtain the necessary information. If a change in EBE subcontractor is being requested, please attach a new Form A and/or letter requesting the change.

EBE Percentage Requirements: \_\_\_\_\_ %

If 0%, please explain: \_\_\_\_\_

EBE Vendor Name(s): \_\_\_\_\_

Is there an EBE certified in this area?      Yes       No

**PART C: Reason for Requesting an Exception to the Bidding Process**

- A Request for Proposal (RFP) is requested (please explain in the "Additional Information" section on Page 2)
- Professional, artistic, scientific or creative services.
- Impossible or impracticable to develop bidding specifications.
- Experimental purpose
- Experimental purpose - single or sole source requested. (please explain in the "Additional Information" section on Page 2)
- Sole Source:
  - No comparable competitive product or service available - there is only one supplier.
  - Patented product only available from the manufacturer.
  - Proprietary software.
  - Public utility service which has a monopoly.
  - Component or replacement part(s) available from only one source.
  - Other (please explain in the "Additional Information" section)

Single Source:

- Only local authorized / licensed distributor.
- Compatibility is the overriding consideration and the item is available from only one source.
- Used item that is immediately available, is not usually available, and is subject to prior sale.
- Product is needed for trial or testing.
- Additional needs discovered in the midst of a project – e.g., change orders.
- No other supplier can meet the required delivery date.
- No other supplier can make on-call repairs at a particular location.
- Vendor has specific insight from previous knowledge of service or commodity.
- Vendor has been specified by terms of grant (federal or state) or by City Resolution.
- Other (please explain in the "Additional Information" section)

**Additional Information:**

**For single/sole source requests, please explain why the bidding process cannot be used:**  
Personal Property Consultants of WI, LLC will provide specialized valuation services to include: process personal property returns filed by taxpayers with special attention to leasing companies and the more complex returns filed, provide personal property training to appraisal staff, answer questions from taxpayers and provide assistance in resolving problems, process TIDS, assist in coordinating the creation and mailing of 2012 personal property returns.

**How was the previous contract procured, and what was its dollar value?**

**Please provide a list of the vendor(s) contacted for pricing:**

Vendor Name	Vendor Contact Person	Phone / E-mail

**FAIR TRADE NOTE:** If this contract relates to the purchase of food or beverages, the contractor is urged to make Fair Trade products available in accordance with Common Council Resolution 070280 declaring the City of Milwaukee a Fair Trade City effective July 18, 2007.

**PART D: Required Signatures**

<u>Mary Reaney</u> Department Head	<u>27 Jan 2012</u> Date
_____ EBE Business Analyst	_____ Date
_____ Purchasing Agent	_____ Date

Approved     Denied

**RESUME**  
**JOHN E. MEYER**

14460 W Nine Iron Ct  
New Berlin, WI 53151

Work: (414) 286-3162  
Home: (262) 395-4998

**Employment History**

January, 2010 to present	Consultant to Milwaukee Assessor's office – Personal Property
May, 1985 to December, 2009	Supervising Assessor Assistant - City of Milwaukee
October, 1979 to May, 1985	Personal Property Appraiser III -City of Milwaukee
June, 1974 to October, 1979	Personal Property Appraiser II - City of Milwaukee
May, 1972 to June, 1974	Personal Property Appraiser I - City of Milwaukee

**General Education**

Marquette University  
Bachelor of Science-Accounting, 1972

**Certification**

Certified Wisconsin Assessor II

**Technical Education**

International Association of Assessing Officers  
Course 4 - Assessment Administration - 1996  
Standards of Practice and Professional Ethics - 1997  
Market Analysis - Income Approach - 1998  
Restructuring Income/Expense Statements - 1999  
Course 201 – Appraisal of Land – 1999  
Course 101 – Fundamentals of Real Property Appraisal –  
Course 102 – Income Approach to Valuation

Numerous WAAO sponsored courses

**Quality Improvement Achievements**

Quality Improvement Course  
Facilitator Skills Training  
Consensus Bargaining Facilitation Skills Training (1994)  
Attended Hunter Conference (1993 - 1995)  
Attended Milwaukee First In Quality workshops  
Facilitated Assessor Telephone Team (1996 City of Milwaukee Innovation Award)  
Facilitated City of Milwaukee Building & Fleet Steering Team (1996-1997)  
Facilitated City of Milwaukee Scientific Personnel Consensus Bargaining

Team (1994 & 1996)  
Facilitated City of Milwaukee Clerical Support Study Team (1995-1996)

**RESUME page 2**  
**JOHN E. MEYER**

**Quality Improvement Achievements ( Con'td)**

Facilitated Milwaukee Metropolitan Sewage District Communications Team  
(1996-1997)  
Instructor for City of Milwaukee Total Quality Improvement Courses  
Former Instructor for City of Milwaukee Working Colleagues Workshops  
(1982-1987)  
Former member Assessor's Office Public Information Team (1990 - 1994)  
Member, Assessor's Office Planning Team (1993 to present)  
Member, Assessor's Office Steering Team ( 1995 to 2001)  
Co-Chairperson of Assessor's Office Steering Team (1998 to 2001)

**Affiliations**

Wisconsin Association of Assessing Officers - member since 1976

**Positions held:**

Past President - September 1998 to 1999  
President - September 1997 to September 1998  
President-Elect - September 1996 to September 1997  
Vice President - August 1995 to September 1996  
Executive Board Member - August 1993 to August 1995  
- August 2002 to August 2005  
Chairman Nominating Committee  
Chairman Program Committee  
Member of Planning and Management Committee  
Chairman and member of Personal Property Standards Committee  
Chairman of Ad Hoc Classification Committee

League of Wisconsin Municipalities, Assessors Section

Positions held: Trustee - 1990 to 1992

**Presentations**

League of Municipalities

Personal Property Auditing

Valuation of Business Personal Property

Personal Property – A Statistical Overview and Auditing Tips

WAAO

Using A Customer Focused Approach In The Assessor's Office

Impact of Computer Exemptions & Current Issues from the DOR

Wisconsin Towns Association

Valuation of Business Personal Property

City of Milwaukee

Total Quality Improvement Courses

Working Colleague Workshops

Lorman Education Services

Property Tax In Wisconsin – Personal Property Assessment From The Assessor's Prospective

..Number  
111278  
..Version  
SUBSTITUTE 1  
..Reference

..Sponsor  
THE CHAIR

..Title  
Substitute resolution approving the extension of a contract between the City and Valuation Solutions, LLC, for the provision of specialized assessment services.

..Analysis  
This resolution extends the contract between the City and Valuations Solutions, LLC, for the provision of specialized assessment services in the Assessor's Office in the amount of \$50,000 for a period of one year.

..Body  
Whereas, The City has contracted with Valuation Solutions, LLC, for approximately 5 years; and

Whereas, Valuation Solutions, LLC, has provided specialized assessment services through the Assessor's Office including, but not limited to, the following:

1. Processing internal and state reports.
2. Conducting data analysis.
3. Conducting website design and maintenance.
4. Conducting network, data server and microcomputer maintenance and administration.
5. Documenting critical systems and procedures.

;and

Whereas, Valuation Solutions, LLC, has provided quality specialized assessment services over the course of its prior contract periods; and

Whereas, The Assessor's Office is requesting to enter into an extension of the contract in the amount of \$50,000 for a period of one year beginning February 1, 2012; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the extension of the contract between the City and Valuation Solutions, LLC, a copy of which is attached to this file, is approved.

..Requestor  
Assessor's Office  
..Drafter  
LRB136568-2  
Mary E. Turk  
1/11/12

**Polanco, Joanna**

---

**From:** Reavey, Mary  
**Sent:** Wednesday, February 01, 2012 10:11 AM  
**To:** Hamilton, Ashanti  
**Cc:** McHenry, Arlisia; Polanco, Joanna  
**Subject:** Judiciary and Legislation Committee meeting supporting information

Dear Alderman Hamilton,

The contracts and resumes should be part of the file by now as they were added to legistar yesterday. In addition the committee asked about the employee's previous positions and pay:

Valuations Solutions, LLC was a person formerly employed by the department as a Network Administrator. The duties performed now include that and more. He is now a combination of that position plus parts of other management positions we have eliminated since 2002. The information he provides to the department is critical not only in developing the reports needed for the valuation of property but is also critical to the city's year end processing for determining the city tax rate and coordinating the tax bill preparation for the treasurer's office. In addition, the position completes well over 60 reports that we submit yearly to DOR whether a revaluation is conducted or not. At the time of retirement the position paid approximately \$79,800 plus benefits (determined by the comptroller) at approximately \$49,000. The duties performed now are actually at a higher level.

Personal Property Consultants of WI, LLC performs all personal property assessment work for the City. Previously this employee was an Assistant Supervising Assessor. The work performed involves determining over 9,000 personal property assessments for the city. The experience and expertise that the former employee brings to this work is critical for the department. New personal property assessments and the auditing of the personal property returns must be done yearly regardless of whether there is a revaluation or not. By having a former employee perform the work our limited supervisory staff is not further stretched. Over the past 10 years we have eliminated 5 management positions (roughly 1/2). Prior to retirement this employee was paid approximately \$85,100 plus benefits of about \$52,000.

Lastly, both of the contracts were included in the 2012 budget for the Assessor's office. We would need to fill two positions immediately in order to complete our work timely for 2012. Filling them would also have a budgetary impact. We have very strict statutory dates and reporting requirements that must be met for the Department of Revenue.

Please let me know if you need anything else concerning these contracts. I appreciate your willingness to allow me to add to the file.

Sincerely,

Mary Reavey  
Assessment Commissioner  
City of Milwaukee, WI  
414-286-3101

-----Original Message-----

From: Polanco, Joanna  
Sent: Tuesday, January 31, 2012 10:58 AM  
To: Reavey, Mary  
Cc: Hamilton, Ashanti; McHenry, Arlisia  
Subject: Judiciary and Legislation Committee meeting

Good Morning Mary:

I was wondering if you are able to OLS the contract information requested by Committee at yesterday's Jud Leg meeting, onto the file?

**REQUEST FOR CONTRACT AMENDMENT FORM  
CITY OF MILWAUKEE - DOA - PROCUREMENT SERVICES SECTION**

This form must be submitted with any requisition for a contract amendment, whether it is for a commodity contract, service contract, vendor commodity contract or vendor service contract.

DEPARTMENT NAME:	ASSESSOR	DATE:	11/9/11
CONTACT PERSON::	David Fortney	PHONE:	X 3107
REQUISITION NUMBER	0000011433	FAX:	X8447
CONTRACT NUMBER:	E0000007220	BID NUMBER:	
ORIGINAL CONTRACT TOTAL:	\$50,000		
CONTRACT EXPENDITURES TO DATE:	\$238,180		
CURRENT CONTRACT TOTAL: (including prior contract amendments for increases, if any)	\$250,000		
REQUESTED CONTRACT INCREASE AMOUNT:	\$50,000		
NEW CONTRACT TOTAL INCLUDING THIS AMENDMENT:	\$300,000		

**REQUEST FOR CONTRACT INCREASE AND REASON** (Check all applicable box(es))

The estimated dollar amount was based on prior history.

There has been an increase in emergency purchases.

This was a new contract and there was no prior history to accurately forecast the estimated usage.

There has been a significant increase in the cost of the product.

Additional funds are needed to cover the extension period as indicated in the Justification section below.

**REQUEST FOR CONTRACT EXTENSION AND REASON** (Check all applicable box(es))

Extension needed to allow time for a new bid and contract.  
Indicate Length of Extension Required:  
Indicate the date the new requisition was submitted for new bid/contract:

Additional funds are needed to cover this extension period.  
Exercise Option to Extend the contract:  1<sup>st</sup> Option  2<sup>nd</sup> Option  3<sup>rd</sup> Option

Other (please explain in "Justification" section)

**JUSTIFICATION FOR AMENDMENT IS REQUIRED:** Current Contract gives the option to renew for one year period which we are requesting to do so from 2/10/2012 THRU 2/11/2013.

Justification should include:

- 1) SPECIFIC reasons for the request
- 2) Reason for increase
- 3) Reason for extension (i.e., why vendor could not complete work within the specified time of performance, etc.)
- 4) Reason this contract should not be competitively bid at this time

Per City Charter, Section 16.05, amendment of certain Single and Sole Source contracts to an amount equal to or greater than \$50,000 may require approval by the Finance & Personnel Committee to be processed. Please see Section 16.05-3.b of the City Charter or contact Procurement Services at extension 3501 for details.

Increases exceeding a certain percentage of the original estimated dollar amount of a contract are subject to analysis and may be required to be re-bid.

Mary Reavery  
Department Head Signature

11/9/11  
Date



**CITY OF MILWAUKEE – DOA – PROCUREMENT SERVICES SECTION  
REQUEST FOR EXCEPTION TO BIDDING / EBE PARTICIPATION ANALYSIS FORM**

**PART A: General Information**

<b>Requester Name:</b> <u>Mary Reavey</u>	<b>Requester Title:</b> <u>Assessment Commissioner</u>
<b>City Agency Name:</b> <u>Assessor's Office</u>	<b>Date:</b> <u>11/9/2011</u>
<b>Contact Person Phone:</b> <u>Amy Stenglein</u>	<b>E-mail:</b> <u>AmyStenglein@milwaukee.gov</u>
<b>Commodity/Service Dollar Value:</b> <u>\$50,000</u>	<b>Requisition #</b> <u>0000011433</u>
<b>Suggested EBE Vendor:</b> _____	
<b>Brief description of item or service to be purchased, purpose of the request, and requested vendor name:</b> <b>Current Vendor:</b> Valuation Solutions, LLC will provide the following: Specialized assessment related to Data analysis; internal and State mandated reports; website design and maintenance; Network, data server(s) and Microcomputer maintenance/administration services; TIF/TID related analysis and reporting; documentation of the Above and all other critical systems and procedures.	
<b>Time of Performance:</b> <u>One year extension of E00000007220</u>	
<b>If services have already commenced, please indicate why:</b> _____	
<b>Grant funded purchase? (please check one)</b> Yes _____      No <input checked="" type="checkbox"/> Potentially _____	

**PART B: Emerging Business Enterprise (EBE) Program Analysis**

This section of the form is to be completed by the User Department. Please contact the EBE Office at 286-8749 (Gabe DeVougas) or 286-8781 (Rayna Andrews) to obtain the necessary information. If a change in EBE subcontractor is being requested, please attach a new Form A and/or letter requesting the change.

**EBE Percentage Requirements:** \_\_\_\_\_ %

**If 0%, please explain:** \_\_\_\_\_

**EBE Vendor Name(s):** \_\_\_\_\_

**Is there an EBE certified in this area?**      Yes       No

**PART C: Reason for Requesting an Exception to the Bidding Process**

- A Request for Proposal (RFP) is requested (please explain in the "Additional Information" section on Page 2)
- Professional, artistic, scientific or creative services.
  - Impossible or impracticable to develop bidding specifications.
  - Experimental purpose
  - Experimental purpose – single or sole source requested. (please explain in the "Additional Information" section on Page 2)
  - Sole Sources:**
    - No comparable competitive product or service available – there is only one supplier.
    - Patented product only available from the manufacturer.
    - Proprietary software.
    - Public utility service which has a monopoly.
    - Component or replacement part(s) available from only one source.
    - Other (please explain in the "Additional Information" section)

**Single Source:**

- Only local authorized / licensed distributor.
- Compatibility is the overriding consideration and the item is available from only one source.
- Used item that is immediately available, is not usually available, and is subject to prior sale.
- Product is needed for trial or testing.
- Additional needs discovered in the midst of a project – e.g., change orders.
- No other supplier can meet the required delivery date.
- No other supplier can make on-call repairs at a particular location.
- Vendor has specific insight from previous knowledge of service or commodity.
- Vendor has been specified by terms of grant (federal or state) or by City Resolution.
- Other (please explain in the "Additional Information" section)

**Additional Information:**

**For single/sole source requests, please explain why the bidding process cannot be used:**  
Valuation Solutions, LLC. provides technical and analytic support of real and personal property systems and hardware used for Assessment and tax purposes.

**How was the previous contract procured, and what was its dollar value?**

Please provide a list of the vendor(s) contacted for pricing:

Vendor Name	Vendor Contact Person	Phone / E-mail

**FAIR TRADE NOTE:** If this contract relates to the purchase of food or beverages, the contractor is urged to make Fair Trade products available in accordance with Common Council Resolution 070280 declaring the City of Milwaukee a Fair Trade City effective July 18, 2007.

**PART D: Required Signatures**

<u>Mary Reaney</u> Department Head	_____	<u>27 Jan 2012</u> Date
EBE Business Analyst	_____	_____ Date
Purchasing Agent	<input type="checkbox"/> Approved <input type="checkbox"/> Denied	_____ Date

**City of Milwaukee DOA- Procurement Services Section  
IT Procurement Request Questionnaire**

**Purpose:** The information provided on this form will ensure efficient spending and procurement for IT-related projects and purchases.

**Instructions:** This form is divided into three sections; "General Information," "Services and Software," and "Hardware." Answer all questions that apply. When completed, please provide a copy to the Procurement Services Section with your requisition. You may be contacted if follow-up is required.

If purchase of IT services, software, and/or hardware are project-related, you will also need to complete an IT Project Charter. You may enter Project Charter information at [www.milwaukee.gov/itprofile](http://www.milwaukee.gov/itprofile). If you need a login or assistance please complete an ITMD online request at [www.milwaukee.gov/itmdhelpdesk](http://www.milwaukee.gov/itmdhelpdesk)

<b>Requisition Number:</b>	10669	
<b>Project Name (if applicable):</b>		
<b>Department Contact Person:</b>	David Fortney	3115
<b>Vendor Name (if known):</b>	Valuation Systems	
<b>Request Date:</b>		
<b>Priority (1-5) 1=High, 5=Low</b>	1	

<b>General Information</b>				
<b>Information Requested</b>	<b>Yes</b>	<b>No</b>	<b>Not Applicable</b>	<b>Comments</b>
Is this purchase related to a project (defined as a temporary activity with a starting date, specific goals, defined responsibilities, a budget, planning, and a fixed end date)?	<input type="checkbox"/>	X	<input type="checkbox"/>	
If this is a project, did your department complete a "Project Charter" form?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Has a detailed scope of services been developed and shared with the CIO?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Does the scope include regularly scheduled written status reports?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Will the vendor/contractor supply his/her own equipment?	<input type="checkbox"/>	X	<input type="checkbox"/>	

General Information				
Information Requested	Yes	No	Not Applicable	Comments
Will the vendor/contractor need to use any City equipment or services such as e-mail, phones, etc.? (describe in Comments field)	X	<input type="checkbox"/>	<input type="checkbox"/>	Desktop computer, MS Office Suite, other

Services and Software				
Information Requested	Yes	No	Not Applicable	Comments
Is this a fixed-cost proposal?	<input type="checkbox"/>	X	<input type="checkbox"/>	
Is this project billed at an hourly rate?	X	<input type="checkbox"/>	<input type="checkbox"/>	
Is there any provision for overtime rates? (Include provision or % in "Comments" field)	<input type="checkbox"/>	X	<input type="checkbox"/>	
If payments are based on an hourly rate, is there a "not-to-exceed" funding amount?	<input type="checkbox"/>	X	<input type="checkbox"/>	
Does billable overtime require City staff manager approval?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Are there any incentives in the contract for meeting benchmarks/milestones?	<input type="checkbox"/>	X	<input type="checkbox"/>	
Is there any cost recovery in the contract if benchmarks/milestones are not met?	<input type="checkbox"/>	X	<input type="checkbox"/>	
Does the project include the purchase of software?	<input type="checkbox"/>	X	<input type="checkbox"/>	
Is this the complete software purchase for this project? (If additional purchase required please describe in "Comments" area.)	<input type="checkbox"/>	<input type="checkbox"/>	X	
Is this custom-programmed software?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Is this off-the-shelf software?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Does the project involve extensive modification of pre-written software?	<input type="checkbox"/>	<input type="checkbox"/>	X	
Does this include software maintenance? (Indicate terms in the comment field.)	<input type="checkbox"/>	<input type="checkbox"/>	X	

<b>Services and Software</b>				
<b>Information Requested</b>	<b>Yes</b>	<b>No</b>	<b>Not Applicable</b>	<b>Comments</b>
Will work be done by an existing vendor or a vendor used by another department (if known include terms and dept name in the comments field)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Is this software for a limited/select group of users (i.e. Limited users)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does this software purchase allow for use by the entire City? (ie Enterprise License)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
For custom-programmed software, will the City have ownership of the developed software? (If the vendor will retain rights, please note this in the "Comments" area.)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Are documentation requirements included for systems development and/or custom-programmed software?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

<b>Hardware</b>				
<b>Information Requested</b>	<b>Yes</b>	<b>No</b>	<b>Not Required</b>	<b>Comments</b>
Will the hardware serve a "new" purpose within your department (i.e., not replace existing hardware?)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does the hardware replace existing hardware within your department?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
If this is replacement hardware, do you have a plan for disposing of or reusing the old hardware? (If yes, please detail in the "Comments" field.)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Is this the complete hardware purchase for this project? (If not, please provide additional details in the comments field)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Is a maintenance agreement included in the cost?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
If maintenance is included what is the length of time (Indicate # of years in Comment field)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

# Valuation Solutions LLC - Darryl Malquist

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W264N2045 Deer Haven Ct, Pewaukee, WI 53072 - 262 696-4563 (H) - - txdm2@aol.com

## Profile

Network Manager with 10 years extensive experience with Microsoft and Sybase database implementation, network security and management. 15+ years Microsoft desktop applications installation, training and support.

Cama (Computer Aided Mass Assessment) valuation systems to include regression based computer modeling and SQL reporting.

Additional qualifications - See attached job description.

## Professional Experience

City of Milwaukee Assessor's Office  
**Network Manager**  
Milwaukee, WI

January 2004 to December 2007

City of Milwaukee Assessor's Office  
**Systems and Administration Supervisor**  
Milwaukee, WI

January 1991 to December 2003

City of Milwaukee Assessor's Office  
**Commercial Real Estate Appraiser**  
Milwaukee, WI

January 1985 to December 1990

City of Milwaukee Assessor's Office  
**Residential Real Estate Appraiser**  
Milwaukee, WI

January 1977 to December 1984

## Education

**University of Wisconsin**  
Economics  
**BA**  
Milwaukee, WI, USA

1977

**UW- Graduate School - 2 years**  
Mathematical Economics and Statistics  
Milwaukee, WI, USA

Left for full time employment with the City of Milwaukee.

# JOB DESCRIPTION

## FOR DER USE ONLY

Vacancy No. _____	
City Service Commission: _____	Finance Committee: _____
Fire & Police Commission: _____	Common Council: _____

**Instructions:** Complete all sections except No. 11. Refer to the "Guidelines for Preparing Job Descriptions" for instructions on completing specific items.

1. Date Prepared/ Revised: 5/1/2006		2. Present Incumbent: Darryl D. Malquist		Is incumbent underfilling position? YES <input type="checkbox"/> NO <input type="checkbox"/>		
3. Date Filled:		4. Previous Incumbent:		If YES, indicate underfill title in box 10.		
5. Department: Assessor			Bureau: Division: Administration		Unit: Section:	
6. Work Location: City Hall Rm 507			Telephone: 286-3107 Email: dmalqu@milwaukee.gov		Work Schedule: Hours: 7-4:45 / Days: M-F	
7. Represented by a Union? NO		8. Bargaining Unit: Management, General City If in District Council 48, chose a Local: Local 1238			9. FLSA Status: EXEMPT	
10.	Official Title: Network Supervisor			Pay Range	Job Code	EEO Code
	Underfill Title (if applicable):			8	4932	203
	Requested Title (if applicable): Network Manager			10	5140	203
	Recommended Title (DER Use Only):			Approved by:		
			Date:			

**11. BASIC FUNCTION OF POSITION:**

(See attachment)

**12. DESCRIPTION OF JOB** (Check if description applies to Official Title  or Underfill Title 

**A. ESSENTIAL FUNCTIONS/Duties and Responsibilities:** (Refer to the "Guidelines for Preparing Job Descriptions" for instructions on determining Essential Functions.)

% of Time	ESSENTIAL FUNCTION
20	• Network/Lan management
20	• Database development/management
20	• Report design and management
15	• Internet and intranet design and management
10	• Department financial management
5	• Sales database management
5	• Systems development/management
5	• Supervision
	•
	•

**B. PERIPHERAL DUTIES:**

% of Time	PERIPHERAL DUTY
	•
	•
	•
	•
	•

% of Time	PERIPHERAL DUTY

**C. NAME AND TITLE OF IMMEDIATE SUPERVISOR:**

David Fortney-Systems Analyst Project Leader Mgr.

**D. SUPERVISION RECEIVED:** (Describe the extent to which work assignments and methods are outlined, reviewed, and approved by this position's supervisor.)

General objectives are directed by the Assessment Commissioner, Chief Assessor and the Systems Analyst Project Leader. Employee is allowed to develop specific work methods independently and assume a high level of responsibility and judgement for carrying out of the overall objectives, methods and conclusions.

**E. SUPERVISION EXERCISED:**

Total number of employees for whom responsible, either directly or indirectly = \_\_\_\_.

**Direct Supervision:** List the number and titles of personnel directly supervised. Specify the kind and extent of supervision exercised by indicating one or more of the following:

Number Supervised	Job Title	Extent of Supervision Exercised (Select those that apply from list above, a - h)

**F. MINIMUM QUALIFICATIONS REQUIRED:** (Indicate the MINIMUM qualifications required to enter the job.)

i. Education and Experience:

(See attachment)

ii. Knowledge, Skills and Abilities:

(See attachment)

iii. Certifications, Licenses, Registrations:

Certification of Assessor II or higher by Wisconsin Department of Revenue.



### **Basic Function of Position**

This is a key position. On a highly independent level the incumbent using specialized skills and experience in assessment theory and administration, database analysis, statistical and reporting tools develops and presents analyses, reports and recommendations to senior management using both the Assessor's warehoused data and other external sources, as well as formulates new ideas and procedures to improve department productivity, efficiency and leverage the departments information and assessment technologies. Actively participates in projects relating to all areas of department. Communicates openly with management team regarding issues, researching results and making recommendations on findings.

### **Duties and Responsibilities**

#### **DATABASE MANAGEMENT**

Imports or exports, assembles, compiles, organizes data into relational databases and spreadsheets from various sources including converting existing Sybase data sources for analysis and reporting purposes on a regular and ad-hoc basis using Sybase and Microsoft SQL query tools.

Serves as backup to the Systems Analyst Project Leader Mgr in all aspects of day-to-day support, disaster/recovery support, maintenance of the Assessor's Office data warehouse and other related tasks.

Provides technical assistance and serves as a resource for ODBC connections to existing InfoMaker reports and will train others to perform simple extractions of data and analysis.

Automate existing procedures through the design and development of relational databases.

#### **REPORT MANAGEMENT**

Research and develop reports including but not limited to state Department of Revenues reports whose accuracy directly affects the City's shared revenues and tax burden of local and State taxes.

Manage data requests from all levels of City management and external customers to clarify report requests and determine report specifications in a timely manner with attention to accuracy

- Designs, develops, tests and produces standard and/or ad hoc reports as requested for special projects.
- Modifies and/or enhances existing reports, as needed.
- Documents all information related to each report generated.
- Provides technical assistance and serves as a resource for modifying existing and developing new reports.
- Archives prepared reports.
- Coordinates the design, data requirements and production of assessment notices, mailers and questionnaires.

Manage data requests from all levels of City management and external customers in a timely manner with attention to accuracy to include development of databases, SQL queries, and spreadsheets to provide requested reporting and data analysis sources including GIS data extraction.

#### **WEB MANAGEMENT & DEVELOPMENT**

Maintains, improves and develops existing and new departmental Intranet and Internet WEB site content to include the development, import and updating of real estate sales files and annual departmental reports.

#### **SALES MANAGEMENT**

Manages the analysis and processing 8,000 to 10,000 sales annually.. These sales are the basis of the annual revaluation of 150,000 real estate parcels. The accuracy and timely processing has a direct impact on shared revenues and the City's proportionate burden of inter-jurisdictional taxes.

With full authority liaisons with representatives of the Wisconsin Department of Revenue to resolve issues of data accuracy, interpretation and application of the above.

## **NETWORK/LAN MANAGEMENT**

Directly manages 3 departmental Windows 2000/2003 servers and directs management of departmental Novell server(s) thru ITMD.

Responsible for short and long term network operational planning and resource management.

Initiates, manages, monitors and controls network projects and expenditures.

## **SYSTEMS DEVELOPMENT/MANAGEMENT**

Directly participate and assist in the development of departmental valuation and administrative systems and identify opportunities for process improvements.

Participate directly in all aspects of day-to-day support, disaster/recovery support, and other related tasks. The incumbent will work closely with end-users to assist in areas ranging from establishing local and lan ODBC connections to Sybase Anywhere databases, general knowledge of databases and reporting tools, to specific support in developing queries and reports to match department and user requirements.

Liaises with database software vendors and external technical support on issues such as software upgrades, problems and potential solutions.

## **FINANCIAL MANAGEMENT**

Prepare, manage and monitor departmental budgets and capital improvement projects, additions and modifications related to computer network infrastructure. Approves and monitors expenditures and take necessary actions to promote adherence to the budget.

## **ADMIN/SUPERVISION**

Coordinates and assigns higher level clerical personnel (Clerk of the Board of Review, Account Assistant III and above)

## **QUALIFICATIONS**

### **EDUCATION**

Minimum Bachelor's degree in business, real estate, mathematics, economics, or related degree. Course study in computer science, information systems, GIS and statistics is highly desirable.

Certification of Assessor II by the Wisconsin Department of Revenue.

### **EXPERIENCE, SKILLS and KNOWLEDGE**

Minimum 5 years experience in assessment administration, computer assisted mass appraisal (CAMA), real estate appraisal, assessment practices and assessment related statistical techniques.

4 years experience using mathematical and statistical processes for computer assisted mass appraisal (CAMA) of real and personal property market values.

1 – 2 years progressive experience with relational data base management system (RDMS) databases such as Sybase Anywhere, MS SQL Server, or Microsoft Access to include data development, data extraction, transformation, SQL queries, data exporting and database editing tools.

1-2 years experience desired in designing, implementing and maintaining statistical reports from the databases using report generation tools Sybase InfoMaker, Crystal Reports, Dbase and MS Access.

2 years experience with operating systems such as MS Windows XP, 2000 Server, and 2003 Sever - MSCE or equivalent certifications or experience.

Demonstrated proficiency in MS Office Products and statistical applications.

1 years experience designing, creating, maintaining and updating Web pages using Front Page and CMS software.

1 years experience developing departmental budgets and monitoring expenditures using PeopleSoft FMIS, Nvision reports and customized FMIS queries.

## **PERSONAL QUALITIES**

- Ability to work independently with minimum of supervision
- Strong quantitative, problem solving and analytic skills
- Understands the big picture and how individual work contributes to the overall objective
- Manages time efficiently
- Remains accurate and positive under pressure
- Meets deadlines and carries out assignments efficiently
- Takes ownership of tasks
- Communicates status, logic and results of analysis clearly and concisely
- Ability to work under pressure and meet deadlines
- Provides reliable quality control of his or her work
- Ability to solve a variety of complex problems in the absence of technical guidance or precedents utilizing detail oriented analytical skills
- Assumes responsibility for the accuracy and quality of work performed. Takes ownership of all assigned projects



Legislation Details (With Text)

**File #:** 110033      **Version:** 0  
**Type:** Communication-Report      **Status:** In Committee  
**File created:** 5/3/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**  
**Effective date:**

**Title:** Communication related to the 2011 annual report and activities of the Ethics Board.  
**Sponsors:** THE CHAIR  
**Indexes:** ETHICS BOARD, REPORTS AND STUDIES  
**Attachments:** Jan 26, 2011 Minutes, March 9, 2011 minutes, Recording meeting 4-20-11, April 20, 2011 minutes, Recording meeting 5-18-11, May 18, 2011 minutes, Recording meeting 6-16-11, June 16, 2011 minutes, Recording meeting 7-13-11, July 13, 2011 minutes, Recording meeting 8-10-11, August 10, 2011 minutes, Recording meeting 9-28-11, September 28, 2011 minutes, Recording meeting 11-22-11, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
5/3/2011	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/14/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
110033  
Version  
ORIGINAL  
Reference

Sponsor

Title  
Communication related to the 2011 annual report and activities of the Ethics Board.  
Requestor

Drafter  
CC-CC  
jp  
4/27/11



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**

**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,**

**[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov)**

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Wednesday, January 26, 2011

9:00 AM

Room 301-A, City Hall

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*Meeting convened: 9:02 A.M.*

**1. Roll call and approval of the minutes from the December 15th meeting.**

*Ms. Wacker moved, seconded by Mr. Shelledy, for approval of the minutes. There were no objections.*

**Present:** 5 - Turner, Ellis, Wacker, Barndt, Shelledy

**Excused:** 2 - Toran, Hintz

**2. Election of Ethics Board officers.**

*Ms. Wacker moved, seconded by Ms. Barndt, for nomination of Dwight Ellis for Chair. There were no other nominations and no objections.*

*Mr. Shelledy moved, seconded by Ms. Barndt, for nomination of Ms. Wacker for Vice-Chair. There were no other nominations and no objections.*

**3. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*Ms. Barndt moved, seconded by Mr. Shelledy, to convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats. There were no objections.*

**4. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*During closed session, the Board considered one request for a confidential opinion and will be notifying the complainant that the complaint does not state a violation of*

*the ethics code.*

**5. Decision relating to waiver of a late-filing fee.**

*Ms. Wacker moved to not waive the late-filing fee. Motion failed for lack of a second. Mr. Shelledy moved, seconded by Ms. Barndt, to waive the late-filing fee. Prevailed. 4-1 (Ms. Wacker voting "no")*

**6. Format for review of the 2010 annual filing of the Statement of Economic Interests and Board policies relating to the filings.**

*The forms were sent out via e-mail and the Staff Assistant has received no complaints about the lack of mailing. The Chair asked that the forms not be e-mailed out prior to December 31.*

*The Staff Assistant will send out an e-mail noting that the Board has reviewed the Statements which she thought were incomplete and that the Statements must be complete or late-filing fees will assessed.*

*For all filings:*

*If the filer is a city employee, then "Deferred Compensation" is fine in part 3.*

*Paying for parking for board meetings does not need to be listed in part 8.*

*Parent name of the mutual fund is okay in part 3 - the particular fund itself does not need to be listed.*

*Even if the filers own rental properties, they don't need to list renters as income in part B.*

**7. Report from staff assistant relating to office activities of the previous month and the annual filing of Statements.**

*The statements are coming in and it's been a fairly quiet month.*

**8. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board reviewed and approved the forms of Gerard Froh, Chris Lee, Kimberly Garner, Paul Jakobovich, Paul Vornholt, Ahnong Vang Schacherer, Joy Price, Linda Elmer and Tynetta Jackson.*

**9. Set next meeting date(s).**

*February 16th at 9 a.m.*

*Meeting adjourned: 9:51 A.M.*

*Linda M. Elmer*

*Staff Assistant*



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**  
**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,  
[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov):**

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Wednesday, March 9, 2011

10:00 AM

Room 301-A, City Hall

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**Present:** 5 - Ellis, Hintz, Wacker, Barndt, Shelledy

**Excused:** 2 - Turner, Toran

**1. Roll call and approval of the minutes from the January 26th meeting.**

*Ms. Wacker moved, seconded by Mr. Shelledy, for approval of the minutes. There were no objections.*

**2. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*There were no matters for closed session.*

**3. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

**4. Consideration of an appeal to waive the late-filing fee for a city employee.**

*After consideration of the e-mail submitted by Ms. Etheridge for waiver of the late-filing fee, Ms. Wacker moved, seconded by Ms. Barndt, to deny the waiver. Prevailed. 4-1 (Mr. Shelledy voting "no") After discussion relating to when the Statement was due, Ms. Wacker amended her motion to waive the fee provided the 10-day grace period was calculated as part of the late filing-fee, seconded by Ms. Barndt. Prevailed. 4-1 (Mr. Shelledy voting "no").*

*Ms. Elmer determined after the meeting that the Statement was filed outside of the 10-day grace period, so the fee was correctly assessed.*

**5. Report from staff assistant relating to office activities of the previous month.**

*During the past two months, Ms. Elmer processed the annual filings of the Statement of Economic Interests. Two reminder e-mails to file statements were sent out (on Feb. 21 and March 9). At the time of the March 9th meeting, there were 27 city employees and 37 board members who had not filed their statements. The Board did receive authority from the state to retain only 7 year's worth of its confidential records, so those older records were destroyed. The Board also agreed to not pursue the filings of the statements for Megan Crump and Ben Weiland, who are no longer city employees. The Board also agreed not to pursue late-filing fees for those individuals who did file statements, but which need additional information.*

**6. Review the select annual Statements of Economic Interests**

*The Board reviewed the statements of all elected officials received so far. Those statements were posted on the Ethics web site March 1 as the Board previously directed.*

**7. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board reviewed and approved the forms of Barbara Etheridge, Fran Obenshain, Gary Loop, Jessica Ceella, Paul Conway, Kristine Hughes, Jonathan Koberstein and Gerard Washington.*

**8. Set next meeting date(s).**

*April 20th at 9 a.m.*

*Meeting adjourned: 10:37 A.M.  
Linda M. Elmer*





# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**

**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,**

**[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov)**

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Wednesday, April 20, 2011

9:00 AM

Room 301-A, City Hall

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**Meeting convened at 9:05 A.M.**

**Present:** 4 - Ellis, Hintz, Barndt, Shelledy

**Absent:** 2 - Turner, Wacker

**Excused:** 1 - Toran

**1. Roll call and approval of the minutes from the March 9th meeting.**

*Mr. Shelledy moved, seconded by Ms. Barndt, for approval of the minutes. There were no objections.*

**2. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*Ms. Hintz moved, seconded by Shelledy, to convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.*

*There was no objection.*

**3. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*During this closed session, the Board considered the request for two confidential advisory opinion and will respond to those requests in the next week to 10 days.*

**4. Appeal request relating to waivers of late filing fee of the Statement of Economic Interests.**

*Ms. Hintz moved to not waive the late-filing fee of Stephanie Bloomingdale member of the City Plan Commission (CPC). Prevailed 4-0 (Ms. Wacker EXCUSED.)*

*Mr. Ellis will respond to Ms. Bloomingdale request.*

*The board unanimously agreed to not waive the late-filing fee of Ms. Marilyn Miller. Mr. Ellis will respond to Ms. Miller's request.*

**5. Update on filing of annual Statement of Economic Interest.**

*Staff assistant has received a total of \$550 dollars as of April 19, 2011; There are 15 board members from boards and commissions and 4 city employees. Those responsible for appointing the commission and board appointees have been notified as to those members that have not yet filed.*

*The Chair requested that a first class letter be mailed to all individuals who have not submitted SEI as of the date of the meeting.*

**6. Report from staff assistant relating to office activities of the previous month.**

*Some statements of economic interest submitted during the month of April were reviewed for completeness and accuracy by the staff assistant. Also, staff assistant sent notifications to the appointing authorities of those board members and city employees that have not yet filed their statements.*

**7. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board reviewed and approved the forms of Ald. Milele Coggs, Ald. Willie Wade, Michael Payne and Gerard Washington. The board requested clarification on Ald. Nik Kovac's statement in terms of the creditors under part 5 - creditors. Staff assistant will contact Ald. Kovac via email per the Board's request.*

**8. Set next meeting date(s).**

*Wednesday, May 18, 2011 at 9:00 a.m.*

**Meeting adjourned at 10:24 A.M.**

**Joanna Polanco**

**Staff Assistant**



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

*DWIGHT ELLIS III, CHAIR*

*Annie Wacker, Vice Chair*

*Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy*

*Staff Assistant, Joanna Polanco, 286-2366*

*Fax: 286-3456, jpolan@milwaukee.gov*

*Legislative Liaison: Richard Watt, 286-2253,*

*rwatt@milwaukee.gov:*

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Wednesday, May 18, 2011

9:00 AM

Room 301-A, City Hall

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Meeting convened at 9:16 A.M.

**1. Roll call and approval of the minutes from the previous meeting.**

*Motion by Ms. Barndt, seconded by Ms. Hintz to approve the minutes. There were no objections*

*Also present:*

*Ed Ehrlich - Asst City Atty.*

**Present:** 4 - Hintz, Wacker, Barndt, Shelledy

**Excused:** 3 - Turner, Toran, Ellis

**2. Discussion related to requiring the members of the Pension Task Force to file Statement of Economic Interest.**

*Ms. Hintz moved that, based upon the review of the resolution that created the Pension Task Force, File # 100416, members of this Task Force should not be required to file a Statement of Economic Interest, seconded by Mr. Shelledy. There were no objections.*

**3. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*Ms. Hintz moved, seconded by Ms. Barndt, to convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.*

*There were no objections.*

**4. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*During this close session, the Board further reviewed a confidential opinion originally discussed at the last Ethics Board meeting.*

*Ms. Wacker asked the board to go back to the request of waiver of late fees from last month of Ms. Stephanie Bloomingdale. There were no objections.*

*Ms. Wacker requested that the board reconsider waiving the late fees based on the extraordinary circumstances taking place in the state of Wisconsin. Mr. Ehrlich said that this board makes decisions on factual information, therefore it is advisable that Ms. Bloomingdale submit her request in writing and be scheduled for the next Ethics Board meeting. The Board will notify Ms. Bloomingdale by mail of this decision.*

*Ms. Hintz moved to reconsider the request of waiver from last month of Stephanie Bloomingdale. There were no objections.*

**5. Update on filling of annual Statement of Economic Interest.**

*Staff Assistant reported that there were very few statements of economic interest received since the last meeting, April 20th.*

**6. Report from staff assistant relating to office activities of the previous month.**

*Staff assistant sent letters to the non filers on March 27th; as a result of this mailing there were two individuals who replied with refusal to file; Mr. Dale Radke, member of the Safety Commission who stated that the Safety Commission has not met in over a year and Mr. William DeLind, member of the Art Board, also refusing to file. Since April 20th, the Ethics Board received one statement and \$125.00 on late fees.*

*Ald. Kovac has not responded to clarify the question the board posed when reviewing his statement last month.*

*The board agreed for the staff assistant to follow up with a letter to Ald. Kovac. To send a letter to explain the responsibility to file to Mr. Radke and also inviting him to the next Ethics Board meeting.*

**7. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board review and approved the forms of Ralph Hollmon and Jeannette Mitchell. There were no objections.*

**8. Set next meeting date(s).**

*Thursday, June 16th at 9:00 A.M. room 301-A*

**Meeting adjourned at 10:13 A.M.**  
**Joanna Poalno**  
**Staff Assistant**



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**  
**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,  
[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov)**

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Thursday, June 16, 2011

9:00 AM

Room 301-A, City Hall

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**Meeting convened at 9:01 A.M.**

**Present:** 5 - Ellis, Hintz, Wacker, Barndt, Shelledy

**Excused:** 2 - Turner, Toran

**Also present:**

**Ed Ehrlich - Asst City Atty**

**1. Roll call and approval of the minutes from the previous meeting.**

*Motion by Mr. Shelledy, seconded by Ms. Barndt to approve the minutes of the May 18th, 2011 meeting. There were no objections*

**2. Discussion related to requiring the members of the Public Transportation Review Board to file Statement of Economic Interest.**

*Motion by Ms. Hintz, seconded by Ms. Wacker, to recommend to the Common Council that members of the new Transportation Review Board be required to file a statement of economic interest. There were no objections.*

**3. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*There were no matters discussed under closed session.*

**4. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*There were no matters discussed under closed session.*

**5. Report from staff assistant relating to office activities of the previous month.**

*Staff assistant sent 13 affidavits to the Office of City Attorney relating to the failure to filing the annual statement of economic interest. Since May 17th, the Ethics Board has received four statements and \$500.00 on late fees.*

*Members discussed a letter dated June 9, 2011 that Ms. Lillian Pound sent the board requesting the late filing fees to be waived.*

*Chair instructed the staff assistant to respond to Ms. Pound and indicate that based on information available to the board, she received notice of the requirement to file with link to the 2010 statement via email prior to the end of the year (2010), the Ethics board is not inclined to waive any late fees and the matter has been referred to the city attorney. Motion was made by Ms. Hintz seconded by Ms. Wacker. There were no objections.*

**6. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board review and approved the forms of Laura Ashleigh-King, Mildred Harpole, Roy Evans, Nik Kovac, Dale Radke, Jeffrey Roman, Oscar Tovar, Annie Wacker and Ronald Walter. There were no objections.*

*Individuals present:  
Dale Radke  
Ald. Terry Witkowski*

*Mr. Dale Radke, member of the Safety Commission, came to argue that he had not receive the annual form to submit to the board and that given the Safety Commission had not met in a while, he was not required to file. Mr. Ellis asked Mr. Radke if he had provided an email address to the Ethics Board. Mr. Radke responded that his email address had changed in the last two years. It was brought to the attention of the staff assistant that the form sent by mail to Mr. Radke was not the annual form. Members requested for the staff assistant to check last year's form submitted by Mr. Radke to see if an email address was listed. Mr. Ellis told Mr. Radke that the Ethics Board is obligated to follow the code of ethics set out in the city ordinances. The board will investigate as to if notified, how was Mr. Radke to file. The board will investigate further to determine if any late filing fees will be appropriate. Under the ordinance the form is not technically filed until either late fees have been received with the form or they have been waived by the board. The board needs additional information before deciding to waive any late fees in this case.*

*Ald. Terry Witkowski came as a character witness to Mr. Dale Radke.*

*Mr. Ellis requested to add the words "2010" and "nominee" to the different titles on the web to avoid any misunderstanding by the public users.*

**7. Set next meeting date(s).**

*Wednesday, July 13 at 9:00 A.M., Room 301-A*

**Meeting adjourned at 9:45 A.M.**  
**Joanna Polanco**  
**Staff Assistant**





# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**

**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,**

**[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov)**

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Wednesday, July 13, 2011

9:00 AM

Room 301-A, City Hall

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**Meeting convened at 9:04 A.M.**

**Members present:**

**Ellis, Barndt, Shelledy, Hintz**

**Members absent:**

**Turner, Toran, Wacker**

**Also present:**

**Ed Ehrlich - Asst. City Attorney**

**1. Roll call and approval of the minutes from the previous meeting.**

*Motion by Ms. Barndt, seconded by Ms. Hintz to approve the minutes of June 16, 2011 meeting. There were no objections.*

**2. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*There were no matters to be discussed in closed session.*

**3. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

**4. Discussion of communication received from Fire and Police Commission.**

*After Mr. Ehrlich, Assistant City Attorney reviewed the letter sent to all Ethics Board members dated June 13, 2011, he advised the chair to send a response stating that the Ethics Board does not have jurisdiction to decide on the matter or any information*

to provide.

**5. Report from staff assistant relating to office activities of the previous month.**

*Also present*

*Jim Owczarski - Deputy City Clerk*

*Staff Assistant, reported that she had received \$125.00 in late filing fees since last meeting. There have been several SEI forms that have been submitted as a result of forwarding the affidavits to the City Attorney's Office, however, due to the lack of late fees, those individuals remain non complaint according to the code.*

*Mr. Owczarski addressed two issues to the board regarding late filing fees and the requirements of next year's SEIs filing (2012): the first was usage of email for the primary point of contact. Mr. Ellis would like to create a way of alerting the commissions and appointers to make sure they obtain accurate and current contact information for members of the different boards that are not city employees. Also, in order to issue citation individuals need to provide their date of birth.*

*Motion by Ms. Hintz to waive the late filing fees of the 2010 SEI of Mr. Dale Radke, seconded by Mr. Shelledy. There were no objections.*

**6. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The board reviewed and approved the forms of John Doherty, Paulina de Haan, Kevin Ingram, David Jasenski, Steven Mahan and Mariano Schifalacqua. There were no objections.*

**7. Set next meeting date(s).**

*Wednesday, August 10th, 2011, Room 301-B, City Hall at 9:00 A.M.*

**Meeting adjourned at 9:41 A.M.**

**Joanna Polanco**

**Staff Assistant**



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin  
53202

## Meeting Minutes ETHICS BOARD

**DWIGHT ELLIS III, CHAIR**  
**Annie Wacker, Vice Chair**

**Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt,  
and Robert Shelledy**

**Staff Assistant, Joanna Polanco, 286-2366**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison: Richard Watt, 286-2253,  
[rwatt@milwaukee.gov](mailto:rwatt@milwaukee.gov):**

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Wednesday, August 10, 2011

9:00 AM

Room 301-B, City Hall

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Meeting convened at 9:03 A.M.

**1. Roll call and approval of the minutes from the previous meeting.**

*Mr. Ellis made a correction to the minutes of July 13, 2011 to reflect the presence of Ms. Hintz. Also he made a typographical correction changing the word "approved" to "approve".*

*Motion by Ms. Barndt, seconded by Mr. Shelledy, to approve minutes as amended. There were no objections.*

**Members present:**

**Shelledy, Barndt, Hintz, Ellis**

**Ed Ehrlich - Asst City Atty**

**Members Absent:**

**Toran, Turner, Wacker**

**2. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*Ms. Barndt moved, seconded by Hintz, to convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.*

*There was no objection.*

**3. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*Motion by Shelledy, seconded by Hintz, for the board to convene into open session as authorized by s.19.85(2), Wis. Stats. There were no objections.*

*During this closed session, the Board considered the request for two separate confidential advisory opinions and will respond to those requests in the next week to 10 days.*

**4. Discussion of status of cases filed in municipal court.**

*Individual present:*

*Jim Owczarski - Deputy City Clerk*

*Mr. Owczarski presented board members a memo dated August 9, 2011, recommending that the Board ask the Office of the City Attorney to withdraw the citation issued against Ms. Chang.*

*Mr. Ehrlich clarified to board members that once the matter has been referred to the court, it is not within the Board's position to call them back. There was a consensus that the ethics board does not have the authority to withdraw these types of charges.*

**5. Report from staff assistant relating to office activities of the previous month.**

*Staff assistant has received a total of \$625.00 in late fees as of August 10, 2011.*

*Mr. Ellis asked the Staff Assistant to submit a list to the city attorney's office, of those individuals that submitted their SEI forms and late filing fees after affidavits were sent to the city attorney's office.*

**6. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The Board reviewed and approved the forms of Gail Cordoves, Ebony Jiles, Jeffery W. Johnson, Sandra Kellner, Dale Radke, Lillian Carter-Pounds, Tina Chang, William DeLind, Tim Murphy, Allyson Nemecek and Gina Spang. There were no objections.*

**7. Set next meeting date(s).**

*Wednesday, September 21, 2011 at 9:00 A.M. in room 301-A, City Hall*

**Meeting adjourned at 10:12 A.M.**

**Joanna Polanco**

**Staff Assistant**



# City of Milwaukee

200 E. Wells Street  
Milwaukee, Wisconsin 53202

## Meeting Minutes ETHICS BOARD

*Annie Wacker, Vice Chair*  
*Devon Turner, Patricia Hintz, Martha Toran, Joanne Barndt, and*  
*Robert Shelledy*  
*Staff Assistant, Joanna Polanco, 286-2366*  
*Fax: 286-3456, jpolan@milwaukee.gov*  
*Legislative Liaison: Richard Watt, 286-2253,*  
*rwatt@milwaukee.gov:*

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Wednesday, September 28, 2011

1:00 PM

Room 303, City Hall

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Meeting convened at 1:04 P.M.

**1. Roll call and approval of the minutes from the previous meeting.**

*Motion by Ms. Hintz, seconded by Mr. Shelledy, to approve minutes as amended. There were no objections.*

**Present:** 4 - Hintz, Wacker, Barndt, Shelledy

**Absent:** 3 - Turner, Toran, Ellis

**Also present:**  
Ed Ehrlich - Asst City Atty.

**2. The Board may convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.**

*Ms. Barndt moved, seconded by Ms. Hintz, to convene into closed session to hear disciplinary matters and related information pursuant to s. 19.85(1)(b) and/or (f), Wis. Stats., and to consider and render confidential advice pursuant to s. 19.85(1)(h), Wis. Stats.*  
*There were no objections.*

**3. The Board may then convene into open session as authorized by s. 19.85(2), Wis. Stats.**

*During this close session, the Board further reviewed a confidential opinion originally discussed at the last Ethics Board meeting.*

**4. Report from staff assistant relating to office activities of the previous month.**

*Staff assistant continues reviewing the statement of economic interest as newly hires and appointed/reappointed individuals submit their forms.*

**5. Review newly filed Statement of Economic Interest Forms for clarity and completeness.**

*The board reviewed and approved the forms of Felicia Denise Hayden, Terry Radtke, Mark A. Wagner, Linda Reaves, Blair Williams, Sam McGovern-Rowen, Jeremy R. McKenzie. There were no objections.*

**6. Set next meeting date(s).**

*Wednesday, October 19, 2011 at 9:00 A.M. in room B-1 (basement)*

**Meeting adjourned at 1:28 P.M.**

**Joanna Polanco**

**Staff Assistant**





Legislation Details (With Text)

**File #:** 111349      **Version:** 1

**Type:** Ordinance      **Status:** In Committee

**File created:** 1/18/2012      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** A substitute ordinance relating to revisions of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

**Sponsors:** THE CHAIR

**Indexes:** REVISORS BILL

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	1	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number  
111349

Version  
SUBSTITUTE 1

Reference

Sponsor  
THE CHAIR

Title

A substitute ordinance relating to revisions of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

Sections

- 68-01      am
- 80-10-6-a-2      am
- 81-77      rp
- 200-61-3-a-1      rp
- 200-61-3-a-2      rn
- 320-31-1-a      rc
- 320-31-1-b      rc
- 320-31-1-c      rc
- 320-31-1-d      rc
- 320-31-1-e      rc
- 320-31-1-f      rc
- 320-31-1-g      rc
- 320-31-1-h      rc
- 320-31-1-i      rc
- 320-31-1-j      rc
- 320-31-1.3      cr
- 320-31-1.5      am



## Analysis

This ordinance revises provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

## Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 68-01 of the code is amended to read:

**68-01. Adoption of State Code.** Except as otherwise provided in this chapter, the city of Milwaukee adopts chs. 97 and 98, Wis. Stats., chs. ATCP 75, 80, 88 and DHS 196, Wis. Adm. Code, as amended, and where pertaining specifically to food operation premises, ~~[[Comm 14, 16, and 61 to 65]]~~ >>SPS 314, 316, and 361 to 365,<<Wis. Adm. Code, as amended, as part of this code

Part 2. Section 80-10-6-a-2 of the code is amended to read:

### **80-10. Chronic Nuisance Premises.**

#### **6. CHRONIC NUISANCE PREMISES.**

a-2. A statement that the premises owner >>or other responsible party<< has been billed, on 3 or more separate dates, for the costs of enforcement within a one-year time period, along with a concise description of the nuisance activities, bills and relevant sections of the code.

Part 3. Section 81-77 of the code is repealed.

Part 4. Section 200-61-3-a-1 of the code is repealed.

(Note: The provisions being repealed read as follows:

### **200-61. Architectural Review Board.**

#### **3. COMPOSITION.**

a-1. Members shall be appointed no later than 60 days after the third Tuesday in April in even-numbered years to 2-year terms expiring on the third Tuesday of April 2 years thereafter. When a vacancy occurs in a board position the appointing authority shall make an appointment within 60 days after the vacancy occurs.)

Part 5. Section 200-61-3-a-2 of the code is renumbered 200-61-3-a-1.

Part 6. Section 320-31-1-a to j of the code are repealed and recreated to read:

### **320-31. City Information Management Committee.**

**1. COMPOSITION.** There is created a city information management committee consisting of 10 members:

- a. One member of the common council appointed by the common council president who shall be the chair of the committee.
- b. The mayor.
- c. The city comptroller.
- d. The city treasurer.
- e. The city clerk.
- f. The director of.
- g. The city librarian.
- h. The commissioner of public.
- i. The fire chief.

j. The police chief.

Part 7. Section 320-31-1.3 of the code is created to read:

**1.3** DESGNEES. Each official listed in sub. 1-b to j may appoint a designee to serve in place of the official on the committee. Designees for officials listed in sub. 1-c to h shall be in pay ranges 1G to 1P or 2KX to 2NX. Designees for the fire chief or police chief shall be in pay range 1G to 1P, 2KX to 2NX or 4M to 4R.

Part 8. Section 320-31-1.5 of the code is amended to read:

**1.5.** ALTERNATIVES. Each member of the committee, except the common council member, may name an alternate. Alternates shall meet the same salary grade requirements as provided in sub. [[ 4 ]] >>1.3<<.

Part 9. Part 3 takes effect March 1, 2012.

LRB  
APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau

Date:\_\_\_\_\_

Attorney

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date:\_\_\_\_\_

Requestor

Drafter

LRB13691-2

Teodros W. Medhin/lp

2/3/2012





Legislation Details (With Text)

**File #:** 110857      **Version:** 0  
**Type:** Resolution      **Status:** In Committee  
**File created:** 10/11/2011      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relating to legislative bills.

**Sponsors:** THE CHAIR

**Indexes:** FEDERAL LEGISLATION, STATE LEGISLATION

**Attachments:** Agenda 02-20-12.pdf, sb300.pdf, ab403.pdf, sb373.pdf, ab538.pdf, ab544.pdf, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
10/11/2011	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2012	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

**Number**

110857

**Version**

Original

**Reference**

**Sponsor**

The Chair

**Title**

Resolution relating to legislative bills.

**Drafter**

CC-CC

jp:dkf

10/10/11

# **LEGISLATIVE HEARING CALENDAR**

## **COMMITTEE ON JUDICIARY-LEGISLATION**

**MONDAY, FEBRUARY 20, 2012 AT 1:30PM**

**Room 301-B City Hall**

**SB-300/  
AB-403**      **The length of time for which a variance applies.**

**SB-373/  
AB-538/  
AB-544**      **Changes to product liability law and the law governing remedies against manufacturers, distributors, sellers, and promoters of a product.**



## 2011 SENATE BILL 300

November 21, 2011 – Introduced by Senators LASEE, DARLING and GROTHMAN, cosponsored by Representatives STEINEKE, STROEBEL, BIES, RIVARD and JACQUE. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

- 1     **AN ACT** *to amend* 59.694 (7) (c) and 62.23 (7) (e) 7. of the statutes; **relating to:**  
2     the length of time for which a variance applies.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, a city, village, or town that is authorized to exercise village powers (municipality) or county is authorized to enact zoning ordinances that regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards and other open spaces, the density of population, and the location and use of buildings, structures, and land for various purposes.

A municipality's board of appeals or a county's board of adjustment (board) is authorized under current law to hear and decide appeals that allege there is an error in the enforcement of a zoning ordinance, to hear and decide special exceptions to the terms of a zoning ordinance, and to authorize a variance from the terms of a zoning ordinance. A "use" variance grants permission for a use that is not permitted by the zoning ordinance, and an "area" variance relaxes restrictions on dimensions, such as setback, frontage, height, bulk, density, and area. To grant a variance, a board must find four things:

1. The variance will not be contrary to the public interest.
2. Substantial justice will be done by granting the variance.
3. The variance is needed so that the spirit of the ordinance is observed.
4. Due to special conditions, a literal enforcement of the provisions of the zoning ordinance will result in unnecessary hardship.

This bill authorizes a municipality or county to enact an ordinance specifying an expiration date for a variance. If no such ordinance exists, however, the bill

**SENATE BILL 300**

specifies that a variance that is granted does not expire unless the board specifies in the variance, at the time it is granted, a date after which the variance does not apply. The bill also codifies a court decision (*Goldberg v. Milwaukee Zoning Appeals Board*, 115 Wis. 2d 517 (Ct. App. 1983)) stating that a variance runs with the land.

The bill first applies, retroactively, to a variance that was granted before the effective date of the bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 59.694 (7) (c) of the statutes is amended to read:

2           59.694 (7) (c) To authorize upon appeal in specific cases variances from the  
3 terms of the ordinance that will not be contrary to the public interest, where, owing  
4 to special conditions, a literal enforcement of the provisions of the ordinance will  
5 result in unnecessary hardship, and so that the spirit of the ordinance shall be  
6 observed and substantial justice done. A county board may enact an ordinance  
7 specifying an expiration date for a variance granted under this paragraph. If no such  
8 ordinance is in effect, a variance granted under this paragraph does not expire  
9 unless, at the time it is granted, the board of adjustment specifies in the variance a  
10 date after which the variance does not apply. A variance granted under this  
11 paragraph runs with the land.

12           **SECTION 2.** 62.23 (7) (e) 7. of the statutes is amended to read:

13           62.23 (7) (e) 7. The board of appeals shall have the following powers: To hear  
14 and decide appeals where it is alleged there is error in any order, requirement,  
15 decision or determination made by an administrative official in the enforcement of  
16 this section or of any ordinance adopted pursuant thereto; to hear and decide special  
17 exception to the terms of the ordinance upon which such board is required to pass  
18 under such ordinance; to authorize upon appeal in specific cases such variance from  
19 the terms of the ordinance as will not be contrary to the public interest, where, owing

**SENATE BILL 300**

1 to special conditions, a literal enforcement of the provisions of the ordinance will  
2 result in practical difficulty or unnecessary hardship, so that the spirit of the  
3 ordinance shall be observed, public safety and welfare secured, and substantial  
4 justice done. The council of a city may enact an ordinance specifying an expiration  
5 date for a variance granted under this subdivision. If no such ordinance is in effect,  
6 a variance granted under this subdivision does not expire unless, at the time it is  
7 granted, the board of appeals specifies in the variance a date after which the variance  
8 does not apply. A variance granted under this paragraph runs with the land. The  
9 board may permit in appropriate cases, and subject to appropriate conditions and  
10 safeguards in harmony with the general purpose and intent of the ordinance, a  
11 building or premises to be erected or used for such public utility purposes in any  
12 location which is reasonably necessary for the public convenience and welfare.

**SECTION 3. Initial applicability.**

13  
14 (1) This act first applies, retroactively, to a variance that was granted before  
15 the effective date of this subsection.

16 (END)





## 2011 ASSEMBLY BILL 403

December 1, 2011 – Introduced by Representatives STEINEKE, STROEBEL, BIES, RIVARD and JACQUE, cosponsored by Senators LASEE, DARLING and GROTHMAN. Referred to Committee on Urban and Local Affairs.

- 1 **AN ACT to amend** 59.694 (7) (c) and 62.23 (7) (e) 7. of the statutes; **relating to:**  
2 the length of time for which a variance applies.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, a city, village, or town that is authorized to exercise village powers (municipality) or county is authorized to enact zoning ordinances that regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards and other open spaces, the density of population, and the location and use of buildings, structures, and land for various purposes.

A municipality's board of appeals or a county's board of adjustment (board) is authorized under current law to hear and decide appeals that allege there is an error in the enforcement of a zoning ordinance, to hear and decide special exceptions to the terms of a zoning ordinance, and to authorize a variance from the terms of a zoning ordinance. A "use" variance grants permission for a use that is not permitted by the zoning ordinance, and an "area" variance relaxes restrictions on dimensions, such as setback, frontage, height, bulk, density, and area. To grant a variance, a board must find four things:

1. The variance will not be contrary to the public interest.
2. Substantial justice will be done by granting the variance.
3. The variance is needed so that the spirit of the ordinance is observed.
4. Due to special conditions, a literal enforcement of the provisions of the zoning ordinance will result in unnecessary hardship.

This bill authorizes a municipality or county to enact an ordinance specifying an expiration date for a variance. If no such ordinance exists, however, the bill

**ASSEMBLY BILL 403**

specifies that a variance that is granted does not expire unless the board specifies in the variance, at the time it is granted, a date after which the variance does not apply. The bill also codifies a court decision (*Goldberg v. Milwaukee Zoning Appeals Board*, 115 Wis. 2d 517 (Ct. App. 1983)) stating that a variance runs with the land.

The bill first applies, retroactively, to a variance that was granted before the effective date of the bill.

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11 paragraph runs with the land.

12           **SECTION 2.** 62.23 (7) (e) 7. of the statutes is amended to read:

13           62.23 (7) (e) 7. The board of appeals shall have the following powers: To hear  
14 and decide appeals where it is alleged there is error in any order, requirement,  
15 decision or determination made by an administrative official in the enforcement of  
16 this section or of any ordinance adopted pursuant thereto; to hear and decide special  
17 exception to the terms of the ordinance upon which such board is required to pass  
18 under such ordinance; to authorize upon appeal in specific cases such variance from  
19 the terms of the ordinance as will not be contrary to the public interest, where, owing

**ASSEMBLY BILL 403**

1 to special conditions, a literal enforcement of the provisions of the ordinance will  
2 result in practical difficulty or unnecessary hardship, so that the spirit of the  
3 ordinance shall be observed, public safety and welfare secured, and substantial  
4 justice done. The council of a city may enact an ordinance specifying an expiration  
5 date for a variance granted under this subdivision. If no such ordinance is in effect,  
6 a variance granted under this subdivision does not expire unless, at the time it is  
7 granted, the board of appeals specifies in the variance a date after which the variance  
8 does not apply. A variance granted under this paragraph runs with the land. The  
9 board may permit in appropriate cases, and subject to appropriate conditions and  
10 safeguards in harmony with the general purpose and intent of the ordinance, a  
11 building or premises to be erected or used for such public utility purposes in any  
12 location which is reasonably necessary for the public convenience and welfare.

**SECTION 3. Initial applicability.**

13  
14 (1) This act first applies, retroactively, to a variance that was granted before  
15 the effective date of this subsection.

16 (END)



## 2011 SENATE BILL 373

January 10, 2012 - Introduced by Senators GROTHMAN and S. FITZGERALD, cosponsored by Representatives KOOYENGA and VOS. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

1     **AN ACT** *to repeal* 895.047 (6); *to renumber* 895.046 (1); *to amend* 895.046 (2);  
2             and *to create* 895.046 (1g) and 895.046 (8) of the statutes; **relating to:** changes  
3             to product liability law and the law governing remedies against manufacturers,  
4             distributors, sellers, and promoters of a product.

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### ***Analysis by the Legislative Reference Bureau***

2011 Wisconsin Act 2 (Act 2) made a number of changes to the law governing civil actions involving product liability claims brought under a theory of strict liability and to civil actions against manufacturers, distributors, sellers, and promoters of products. This bill makes several changes to certain provisions enacted under Act 2.

### **PRODUCT LIABILITY**

#### **REQUIREMENTS FOR BRINGING A PRODUCT LIABILITY ACTION BASED ON A DEFECTIVE PRODUCT; DEFENSES AND EXCEPTIONS TO LIABILITY**

Act 2 created specific requirements for bringing a product liability action seeking damages under the theory of strict liability against manufacturers of the product and against sellers and distributors of the product. Act 2 included defenses and exceptions to strict liability for these types of parties. Finally, Act 2 included an inapplicability provision making the requirements for bringing a product liability action seeking damages under a theory of strict liability, the exceptions to strict liability, and the defenses to strict liability inapplicable to actions based on a claim of negligence or breach of warranty. This bill eliminates the inapplicability provision.

**SENATE BILL 373****RISK CONTRIBUTION THEORY: REMEDIES AGAINST  
MANUFACTURERS, DISTRIBUTORS, SELLERS, AND PROMOTERS OF  
A PRODUCT**

Under Act 2, a manufacturer, distributor, seller, or promoter of a product who is a defendant in a civil action generally may be held liable for damages only if an injured party proves, in addition to causation, damages, and other elements of the claim, that the specific product that caused the injury was manufactured, distributed, sold, or promoted by the defendant. Also under Act 2, in cases in which an injured party cannot prove that the defendant manufactured, distributed, sold or promoted the specific product that caused the injury, the defendant may be held liable under risk contribution theory if: 1) the injured party names as defendants in the action those manufacturers who, collectively, during the relevant production period, manufactured at least 80 percent of all products sold in this state that are chemically identical to the specific product that allegedly caused the claimant's injury and 2) the injured party proves certain other elements related to the cause of the injury and the right of the injured party to a recovery. These provisions of Act 2 were made applicable to actions or special proceedings commenced on or after the effective date of the Act.

This bill provides that the provisions of Act 2 governing remedies against manufacturers, distributors, sellers, and promoters of a product apply to all actions in law or equity, whenever filed or accrued. The bill includes a statement of legislative findings and intent which states, in part, that the portions of Act 2 governing remedies against manufacturers, distributors, sellers, and promoters of a product under risk contribution theory were enacted in response to the Wisconsin Supreme Court's decision in *Thomas v. Mallett*, 2005 WI 129. The bill also explicitly abrogates common law doctrines governing product liability claims that conflict with the elements, requirements, and defenses established under Act 2.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 895.046 (1) of the statutes, as created by 2011 Wisconsin Act 2, is  
2           renumbered 895.046 (1r).

3           **SECTION 2.** 895.046 (1g) of the statutes is created to read:

4           895.046 (**1g**) LEGISLATIVE FINDINGS AND INTENT. The legislature finds that it is  
5           in the public interest to clarify product liability law, generally, and the application  
6           of the risk contribution theory of liability first announced by the Wisconsin Supreme  
7           Court in *Collins v. Eli Lilly Company*, 116 Wis. 2d 166 (1984), specifically, in order

**SENATE BILL 373**

1 to return tort law to its historical, common law roots. This return both protects the  
2 rights of citizens to pursue legitimate and timely claims of injury resulting from  
3 defective products, and assures that businesses may conduct activities in this state  
4 without fear of being sued for indefinite claims of harm from products which  
5 businesses may never have manufactured, distributed, sold, or promoted, or which  
6 were made and sold decades ago. The legislature finds that the application of risk  
7 contribution to former white lead carbonate manufacturers in *Thomas v. Mallet*, 285  
8 Wis. 2d 236 (2005), was an improperly expansive application of the risk contribution  
9 theory of liability announced in *Collins*, and that application raised substantial  
10 questions of deprivation of due process, equal protection, and right to jury trial under  
11 the federal and Wisconsin constitutions. The legislature finds that this section  
12 protects the right to a remedy found in article I, section 9, of the Wisconsin  
13 Constitution, by preserving the narrow and limited application of the risk  
14 contribution theory of liability announced in *Collins*.

15 **SECTION 3.** 895.046 (2) of the statutes, as created by 2011 Wisconsin Act 2, is  
16 amended to read:

17 895.046 (2) APPLICABILITY. This section applies to all actions in law or equity,  
18 whenever filed or accrued, in which a claimant alleges that the manufacturer,  
19 distributor, seller, or promoter of a product is liable for an injury or harm to a person  
20 or property, including actions based on allegations that the design, manufacture,  
21 distribution, sale, or promotion of, or instructions or warnings about, a product  
22 caused or contributed to a personal injury or harm to a person or property, a private  
23 nuisance, or a public nuisance, and to all related or independent claims, including  
24 unjust enrichment, restitution, or indemnification.

25 **SECTION 4.** 895.046 (8) of the statutes is created to read:





## 2011 ASSEMBLY BILL 538

February 7, 2012 – Introduced by Representatives KOOYENGA and VOS, cosponsored by Senators GROTHMAN and S. FITZGERALD. Referred to Committee on Judiciary and Ethics.

1     **AN ACT** *to repeal* 895.047 (6); *to renumber* 895.046 (1); *to amend* 895.046 (2);  
2             and *to create* 895.046 (1g) and 895.046 (8) of the statutes; **relating to:** changes  
3             to product liability law and the law governing remedies against manufacturers,  
4             distributors, sellers, and promoters of a product.

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### ***Analysis by the Legislative Reference Bureau***

2011 Wisconsin Act 2 (Act 2) made a number of changes to the law governing civil actions involving product liability claims brought under a theory of strict liability and to civil actions against manufacturers, distributors, sellers, and promoters of products. This bill makes several changes to certain provisions enacted under Act 2.

### **PRODUCT LIABILITY**

#### **REQUIREMENTS FOR BRINGING A PRODUCT LIABILITY ACTION BASED ON A DEFECTIVE PRODUCT; DEFENSES AND EXCEPTIONS TO LIABILITY**

Act 2 created specific requirements for bringing a product liability action seeking damages under the theory of strict liability against manufacturers of the product and against sellers and distributors of the product. Act 2 included defenses and exceptions to strict liability for these types of parties. Finally, Act 2 included an inapplicability provision making the requirements for bringing a product liability action seeking damages under a theory of strict liability, the exceptions to strict liability, and the defenses to strict liability inapplicable to actions based on a claim of negligence or breach of warranty. This bill eliminates the inapplicability provision.



**ASSEMBLY BILL 538****RISK CONTRIBUTION THEORY: REMEDIES AGAINST  
MANUFACTURERS, DISTRIBUTORS, SELLERS, AND PROMOTERS OF  
A PRODUCT**

Under Act 2, a manufacturer, distributor, seller, or promoter of a product who is a defendant in a civil action generally may be held liable for damages only if an injured party proves, in addition to causation, damages, and other elements of the claim, that the specific product that caused the injury was manufactured, distributed, sold, or promoted by the defendant. Also under Act 2, in cases in which an injured party cannot prove that the defendant manufactured, distributed, sold or promoted the specific product that caused the injury, the defendant may be held liable under risk contribution theory if: 1) the injured party names as defendants in the action those manufacturers who, collectively, during the relevant production period, manufactured at least 80 percent of all products sold in this state that are chemically identical to the specific product that allegedly caused the claimant's injury and 2) the injured party proves certain other elements related to the cause of the injury and the right of the injured party to a recovery. These provisions of Act 2 were made applicable to actions or special proceedings commenced on or after the effective date of the Act.

This bill provides that the provisions of Act 2 governing remedies against manufacturers, distributors, sellers, and promoters of a product apply to all actions in law or equity, whenever filed or accrued. The bill includes a statement of legislative findings and intent which states, in part, that the portions of Act 2 governing remedies against manufacturers, distributors, sellers, and promoters of a product under risk contribution theory were enacted in response to the Wisconsin Supreme Court's decision in *Thomas v. Mallett*, 2005 WI 129. The bill also explicitly abrogates common law doctrines governing product liability claims that conflict with the elements, requirements, and defenses established under Act 2.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 895.046 (1) of the statutes, as created by 2011 Wisconsin Act 2, is  
2           renumbered 895.046 (1r).

3           **SECTION 2.** 895.046 (1g) of the statutes is created to read:

4           895.046 (1g) LEGISLATIVE FINDINGS AND INTENT. The legislature finds that it is  
5           in the public interest to clarify product liability law, generally, and the application  
6           of the risk contribution theory of liability first announced by the Wisconsin Supreme  
7           Court in *Collins v. Eli Lilly Company*, 116 Wis. 2d 166 (1984), specifically, in order

**ASSEMBLY BILL 538**

1 to return tort law to its historical, common law roots. This return both protects the  
2 rights of citizens to pursue legitimate and timely claims of injury resulting from  
3 defective products, and assures that businesses may conduct activities in this state  
4 without fear of being sued for indefinite claims of harm from products which  
5 businesses may never have manufactured, distributed, sold, or promoted, or which  
6 were made and sold decades ago. The legislature finds that the application of risk  
7 contribution to former white lead carbonate manufacturers in *Thomas v. Mallet*, 285  
8 Wis. 2d 236 (2005), was an improperly expansive application of the risk contribution  
9 theory of liability announced in *Collins*, and that application raised substantial  
10 questions of deprivation of due process, equal protection, and right to jury trial under  
11 the federal and Wisconsin constitutions. The legislature finds that this section  
12 protects the right to a remedy found in article I, section 9, of the Wisconsin  
13 Constitution, by preserving the narrow and limited application of the risk  
14 contribution theory of liability announced in *Collins*.

15 **SECTION 3.** 895.046 (2) of the statutes, as created by 2011 Wisconsin Act 2, is  
16 amended to read:

17 895.046 (2) APPLICABILITY. This section applies to all actions in law or equity,  
18 whenever filed or accrued, in which a claimant alleges that the manufacturer,  
19 distributor, seller, or promoter of a product is liable for an injury or harm to a person  
20 or property, including actions based on allegations that the design, manufacture,  
21 distribution, sale, or promotion of, or instructions or warnings about, a product  
22 caused or contributed to a personal injury or harm to a person or property, a private  
23 nuisance, or a public nuisance, and to all related or independent claims, including  
24 unjust enrichment, restitution, or indemnification.

25 **SECTION 4.** 895.046 (8) of the statutes is created to read:





## 2011 ASSEMBLY BILL 544

February 8, 2012 – Introduced by Representatives KOOYENGA and VOS, cosponsored by Senators GROTHMAN and S. FITZGERALD. Referred to Committee on Judiciary and Ethics.

1     **AN ACT** *to repeal* 895.047 (6); *to renumber* 895.046 (1); *to amend* 895.046 (2);  
2             and *to create* 895.046 (1g) and 895.046 (8) of the statutes; **relating to:** changes  
3             to product liability law and the law governing remedies against manufacturers,  
4             distributors, sellers, and promoters of a product.

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### ***Analysis by the Legislative Reference Bureau***

2011 Wisconsin Act 2 (Act 2) made a number of changes to the law governing civil actions involving product liability claims brought under a theory of strict liability and to civil actions against manufacturers, distributors, sellers, and promoters of products. This bill makes several changes to certain provisions enacted under Act 2.

### **PRODUCT LIABILITY**

#### **REQUIREMENTS FOR BRINGING A PRODUCT LIABILITY ACTION BASED ON A DEFECTIVE PRODUCT; DEFENSES AND EXCEPTIONS TO LIABILITY**

Act 2 created specific requirements for bringing a product liability action seeking damages under the theory of strict liability against manufacturers of the product and against sellers and distributors of the product. Act 2 included defenses and exceptions to strict liability for these types of parties. Finally, Act 2 included an inapplicability provision making the requirements for bringing a product liability action seeking damages under a theory of strict liability, the exceptions to strict liability, and the defenses to strict liability inapplicable to actions based on a claim of negligence or breach of warranty. This bill eliminates the inapplicability provision.

**ASSEMBLY BILL 544****RISK CONTRIBUTION THEORY: REMEDIES AGAINST  
MANUFACTURERS, DISTRIBUTORS, SELLERS, AND PROMOTERS OF  
A PRODUCT**

Under Act 2, a manufacturer, distributor, seller, or promoter of a product who is a defendant in a civil action generally may be held liable for damages only if an injured party proves, in addition to causation, damages, and other elements of the claim, that the specific product that caused the injury was manufactured, distributed, sold, or promoted by the defendant. Also under Act 2, in cases in which an injured party cannot prove that the defendant manufactured, distributed, sold or promoted the specific product that caused the injury, the defendant may be held liable under risk contribution theory if: 1) the injured party names as defendants in the action those manufacturers who, collectively, during the relevant production period, manufactured at least 80 percent of all products sold in this state that are chemically identical to the specific product that allegedly caused the claimant's injury and 2) the injured party proves certain other elements related to the cause of the injury and the right of the injured party to a recovery. These provisions of Act 2 were made applicable to actions or special proceedings commenced on or after the effective date of the Act.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 895.046 (1) of the statutes, as created by 2011 Wisconsin Act 2, is  
2           renumbered 895.046 (1r).

3           **SECTION 2.** 895.046 (1g) of the statutes is created to read:

4           895.046 (1g) LEGISLATIVE FINDINGS AND INTENT. The legislature finds that it is  
5           in the public interest to clarify product liability law, generally, and the application  
6           of the risk contribution theory of liability first announced by the Wisconsin Supreme  
7           Court in *Collins v. Eli Lilly Company*, 116 Wis. 2d 166 (1984), specifically, in order

**ASSEMBLY BILL 544**

1 to return tort law to its historical, common law roots. This return both protects the  
2 rights of citizens to pursue legitimate and timely claims of injury resulting from  
3 defective products, and assures that businesses may conduct activities in this state  
4 without fear of being sued for indefinite claims of harm from products which  
5 businesses may never have manufactured, distributed, sold, or promoted, or which  
6 were made and sold decades ago. The legislature finds that the application of risk  
7 contribution to former white lead carbonate manufacturers in *Thomas v. Mallet*, 285  
8 Wis. 2d 236 (2005), was an improperly expansive application of the risk contribution  
9 theory of liability announced in *Collins*, and that application raised substantial  
10 questions of deprivation of due process, equal protection, and right to jury trial under  
11 the federal and Wisconsin constitutions. The legislature finds that this section  
12 protects the right to a remedy found in article I, section 9, of the Wisconsin  
13 Constitution, by preserving the narrow and limited application of the risk  
14 contribution theory of liability announced in *Collins*.

15 **SECTION 3.** 895.046 (2) of the statutes, as created by 2011 Wisconsin Act 2, is  
16 amended to read:

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18 whenever filed or accrued, in which a claimant alleges that the manufacturer,  
19 distributor, seller, or promoter of a product is liable for an injury or harm to a person  
20 or property, including actions based on allegations that the design, manufacture,  
21 distribution, sale, or promotion of, or instructions or warnings about, a product  
22 caused or contributed to a personal injury or harm to a person or property, a private  
23 nuisance, or a public nuisance, and to all related or independent claims, including  
24 unjust enrichment, restitution, or indemnification.

25 **SECTION 4.** 895.046 (8) of the statutes is created to read:



