



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, Wi 53202

Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

ALD. WAYNE P. FRANK, CHAIR
Ald. Donald F. Richards, Vice Chair
Ald. Marvin E. Pratt, Ald. Fredrick G. Gordon, Ald. Thomas G. Nardelli

Staff Assistant, Kathleen Marquardt, 286-2231

Tuesday, September 21, 1999

9:00:00 AM

Room 301-B of City Hall

9:00 A.M.

- 1) [990784](#) Appointment of Philip Levis to serve on the Ethics Board by the Mayor.

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

Aye 2 - Frank and Nardelli

No 0

Excused 3 - Richards, Pratt and Gordon

A motion was made by Ald. Nardelli that this matter be RECONSIDERED. The motion carried by the following vote:

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 2) [990759](#) Resolution authorizing settlement in the lawsuit entitled Donald J. Danielewicz v. City of Milwaukee, Case No. 97-CV-008585. (City Attorney)

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 3) [990822](#) Resolution approving a settlement agreement in a discrimination charge entitled Patricia Arms v. City of Milwaukee - Water Works, ERD Case Nos. 199804099 and 199901141, and EEOC Case Nos. 26G990382 and 26G990979 to be paid from the City Attorney's Damages and Claims Fund. (City Attorney)

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 4) [990678](#) Resolution approving a settlement agreement in a discrimination charge entitled William Laurila v. City of Milwaukee - Health Department, ERD Case No. 199700704, to be paid from the City Attorney's Damages and Claims Fund. (City Attorney)

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 5) [990699](#) Appeal of Roosevelt Robinson relative to claim for automobile damage.

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 6) [990646](#) Appeal of Alice Smith relative to claim for automobile damage.

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

Aye 3 - Frank, Richards and Nardelli

No 0

Excused 2 - Pratt and Gordon

- 7) [990701](#) Appeal of Rose Marie St. Clair POA, on behalf of Martha C. Heun, relative to claim for property damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

8) [990647](#) Appeal of Alice Debny relative to claim for property damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

9) [990696](#) Appeal of Amanda M. Huevler relative to claim for property damage. (City Attorney)

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

10) [990702](#) Appeal of Erwin Boehme relative to claim for automobile damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

11) [990710](#) Appeal of Matthew Ostricki relative to claim for property damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

12) [990758](#) Appeal of Richard S. Sass relative to claim for property damage.

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

Aye 2 - Frank and Nardelli

No 2 - Richards and Pratt

Excused 1 - Gordon

[990758](#)

Substitute resolution to settle claim of Richard S. Sass for property damage.

\$2,000

A motion was made by Chair Frank that this matter be RECOMMENDED FOR ADOPTION. The motion failed by the following vote:

Aye 2 - Frank and Richards

No 2 - Pratt and Nardelli

Excused 1 - Gordon

\$500

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

Aye 3 - Frank, Richards and Pratt

No 1 - Nardelli

Excused 1 - Gordon

13) [990760](#)

Substitute resolution to settle claim of Robert Willis for property damage.

\$500

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

Aye 3 - Frank, Richards and Pratt

No 1 - Nardelli

Excused 1 - Gordon

14) [990588](#)

Appeal of Gayla Ford relative to claim for property damage. (7th Aldermanic District)

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

15) [990717](#)

Appeal of Ricky Presley relative to claim for property damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 16) [990698](#) Appeal of Evelyn Merriett relative to claim for property damage.
- A motion was made by Vice Chair Richards that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:**
- Aye** 4 - Frank, Richards, Pratt and Nardelli
- No** 0
- Excused** 1 - Gordon
- 17) [990604](#) Substitute resolution to settle claim of Gregory Linden, Sr., for property damage.
- City Attorney withdrew denial recommendation based upon testimony. Settle for replacement cost of tools for \$5,567.65.*
- A motion was made by Ald. Nardelli that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 3 - Frank, Richards and Nardelli
- No** 1 - Pratt
- Excused** 1 - Gordon
- 18) [990697](#) Appeal of Jami K. Goetzel relative to claim for property damage. (City Attorney)
- A motion was made by Ald. Nardelli that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - Frank, Richards, Pratt and Nardelli
- No** 0
- Excused** 1 - Gordon
- 19) [990700](#) Substitute resolution to settle claim of Janet A. Brooks, for property damage.
- \$45
- A motion was made by Ald. Nardelli that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 4 - Frank, Richards, Pratt and Nardelli
- No** 0
- Excused** 1 - Gordon
- 20) [990644](#) Substitute resolution to settle claim of Gilbert Loferski, for property damage.
- \$687.88
- A motion was made by Ald. Nardelli that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 3 - Frank, Richards and Nardelli

No 1 - Pratt

Excused 1 - Gordon

A motion was made by Ald. Nardelli that this matter be RECONSIDERED. The motion carried by the following vote:

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

\$344

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 21) [990645](#) Appeal of Clarion G. Bannach relative to claim for automobile damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 22) [990716](#) Communication from the City Attorney's Office transmitting a communication from Sharon Brown relative to claim for personal injuries.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 23) [990286](#) Communication from the City Attorney's Office transmitting a communication from Vincy & Terry Rinaldi relative to claim for property damage.

To November 1, 1999

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 24) [990718](#) Communication from the City Attorney's Office transmitting a communication from Beverly Hampton relative to claim for property damage.
For department representation

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

A motion was made by Ald. Pratt that this matter be RECONSIDERED. The motion carried by the following vote:

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- [990718](#) Substitute resolution to settle claim of Beverly Hampton for property damage.

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

Aye 2 - Pratt and Nardelli

No 1 - Frank

Excused 2 - Richards and Gordon

- 25) [990757](#) Communication from the City Attorney's Office transmitting a communication from Evelyn Watson relative to claim for property damage.

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 26) [990832](#) Communication from the City Attorney's Office transmitting a communication from Landa David Carson and Deborah Estrado-Carson relative to claim for property damage.

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

Aye 2 - Frank and Nardelli

No 2 - Richards and Pratt

Excused 1 - Gordon

Settle for \$1,000

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

Aye 2 - Richards and Pratt

No 2 - Frank and Nardelli

Excused 1 - Gordon

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

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

Aye 4 - Frank, Richards, Pratt and Nardelli

No 0

Excused 1 - Gordon

- 27) [990833](#) Communication from the City Attorney's Office transmitting a communication from Alma Cruse relative to claim for property damage.

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

Aye 3 - Frank, Richards and Nardelli

No 1 - Pratt

Excused 1 - Gordon

- 28) [990834](#) Communication from the City Attorney's Office transmitting a communication from Sylvia Beasley relative to claim for property damage.

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

Aye 3 - Frank, Richards and Nardelli

No 1 - Pratt

Excused 1 - Gordon

11:00 A.M.

- 29) [990675](#) Resolution authorizing the transfer of \$120,000 from the Common Council Contingent Fund to the Outside Counsel-Expert Witness Fund to cover expenses incurred by expert witnesses and attorney fees for intervening parties, pursuant to the requirements of the court's order in the case captioned United States of America, et al. v. City of

Milwaukee, et al., United States District Court Civil Action No. 74-C-480

A motion was made by Ald. Pratt that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the FINANCE & PERSONNEL COMMITTEE. The motion carried by the following vote:

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

29a) [980465](#)

Resolution authorizing a Contingent Fund appropriation from the Common Council Contingent Fund to the outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining outside legal counsel.

A motion was made by Ald. Pratt that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the FINANCE & PERSONNEL COMMITTEE. The motion carried by the following vote:

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

30) [990765](#)

Substitute resolution authorizing the placement of special charges on the property tax bill for current municipal services for properties in the City of Milwaukee.

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

Aye 3 - Frank, Richards and Pratt

No 0

Absent 1 - Nardelli

Excused 1 - Gordon

31) [971705](#)

Resolution appropriating funds from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining outside legal counsel. (City Attorney)

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

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

32) [970722](#)

Resolution appropriating funds from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining expert witnesses.

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

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

- 33) [990657](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 1998 tax roll, plus interest applicable to date of repayment, if appropriate.(Assessor)

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

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

- 34) [990733](#) Resolution to cancel real estate taxes levied against a certain parcel identified by Tax Key Number 170-0624-000-3 on the 1998 tax roll, plus interest applicable to date of repayment, if appropriate. (H. David Flegel & Annie J. Flegel). (Assessor's Office)

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

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

11:15 A.M.

- 35) [990194](#) Substitute resolution relative to various legislative bills.

*A-142 - Support, by Ald. Frank.
A-257- Support, by Ald. Frank.
A-280- Support, by Ald. Frank.
A-343- Support, by Ald. Frank.
A-409- Return back to Committee.
S-115 -Oppose, by Ald. Frank.
S-166- Oppose, by Ald. Frank.
S-208- Support, by Ald. Frank.*

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

Aye 3 - Frank, Richards and Pratt

No 0

Excused 2 - Gordon and Nardelli

Adjourned at 11:55 A.M.

*CHRISTINE M. TODD
Staff Assistant*

Present 4 - Frank, Richards, Pratt, Nardelli

Excused 1 - Gordon