



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

*ALD. MICHAEL S. D'AMATO, CHAIR*  
*Ald. Donald F. Richards, Vice Chair*  
*Ald. Marlene E. Johnson-Odom, Ald. Michael J. Murphy,*  
*Ald. Fredrick G. Gordon*

*Staff Assistant, Kathleen Marquardt, 286-2231,*  
*Fax: (414) 286-3456, E-mail: kmarqu@milwaukee.gov*  
*File Specialist, Marian Hartner, 286-3926, E-mail: mhartn@milwaukee.gov*

*\*Italicized comments following the titles of Council files are explanatory only and not intended to limit the scope of the debate or any possible amendments.*

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Monday, December 16, 2002

1:30 PM

Room 301-B, City Hall

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

**1:30 P.M.;** Meeting convened 1:35 P.M.

**PLEASE NOTE: THE REGULARLY SCHEDULED JUDICIARY AND LEGISLATION COMMITTEE MEETING FOR 9:00 A.M. HAS BEEN RESCHEDULED TO 1:30 P.M.**

- 1) [021169](#) Substitute resolution authorizing the return of real estate located at 4545 North 39th Street, in the 1st Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Ricardo McKenzie)  
**A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**  
**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon  
**No** 0
- 2) [021178](#) Substitute resolution authorizing the return of real estate located at 4073 North 51st Blvd., in the 2nd Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Sam Belton)  
**A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**  
**Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon  
**No** 0
- 3) [021087](#) Resolution authorizing return of real estate located at 2676 N. Sherman Blvd., in the 7th

Aldermanic District of the City of Milwaukee, to Franklin Atwater, Sr. upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate.

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

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

**No** 0

- 4) [021168](#) Substitute resolution authorizing the return of real estate located at 2845-47 North 24th Place, in the 7th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (James Hightower.)

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

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

**No** 0

- 5) [021177](#) Substitute resolution authorizing the return of real estate located at 2498 W. Hopkins Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Emanuel Evangelistic Temple)

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

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

**No** 0

- 6) [021180](#) Substitute resolution authorizing the return of real estate located at 3148 North 30th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Robert Tally)

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

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

**No** 0

- 6a) [021217](#) Substitute resolution approving a Pilot Agreement for the property at 1602-1658 North 10th Street.

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

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

No 0

1:45 P.M.

*Ald. Richards moved that the Judiciary and Legislation Committee convene into closed session pursuant to Section 19.85 (1)(g), Wisconsin Statutes, for the purpose of conferring with the City Attorney who is rendering advice concerning strategy to be adopted by the City with respect to litigation in which the City is involved relative to Item #7 - File Number 021067 - Resolution approving and authorizing a stipulation between the City of Milwaukee and Vision Group International Inc. regarding personal property taxes, account numbers 9301-0090 and 9301-0091 for omitted 2000 and 2001, for the personal property located at 2018 South 1st Street, Milwaukee, Wisconsin; and Item #8 - File Number 021102- Resolution to approve the expenditure of \$10,000 from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining an expert to assist in evaluating the claims of reverse race discrimination and adverse impact relative to promotions to Captain in the Milwaukee Police Department and then go into open session for the regular agenda.*

*Roll Call:*

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

*Noes: 0.*

*(Prevailed)*

CLOSED SESSION

*Ald. Murphy moved that the Committee reconvene into open session.  
(Prevailed).*

2:00 P.M.

- 7) [021067](#) Resolution approving and authorizing a stipulation between the City of Milwaukee and Vision Group International Inc., regarding personal property taxes, account numbers 9301-0090 and 9301-0091 for omitted 2000 and 2001, for the personal property located at 2018 South 1st Street, Milwaukee, Wisconsin. (City Attorney)

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

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

**No** 0

- 8) [021102](#) Resolution to approve the expenditure of \$10,000 from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining an expert to assist in evaluating the claims of reverse race discrimination and adverse impact relative to promotions to Captain in the Milwaukee Police Department. (City Attorney)

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

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

**No** 0

- 9) [021206](#) Resolution authorizing an amendment to the contract between the City of Milwaukee and the Kohn Law Firm. (City Attorney)
- A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon
- No** 0
- 10) [021146](#) Resolution to settle claims of Attorney Laurie A. Eggert, of Eggert Law Office, S.C., for defense of various police officers. (City Attorney)
- A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon
- No** 0
- 11) [021185](#) A substitute ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.
- A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PASSAGE. The motion carried by the following vote:**
- Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon
- No** 0
- 12) [020904](#) Appeal of Janey King relative to a claim for property damage. (6th Aldermanic District)
- (Note: actual amount of claim has been increased to \$10,568.25).
- A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Murphy and Gordon
- No** 1 - Johnson-Odom
- 13) [021187](#) Appeal of Malinda Gonzalez relative to a claim for property damage. (8th Aldermanic District)
- A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon
- No** 0
- 14) [021172](#) Substitute resolution to settle claim of Charles Wells for property damage.
- A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:**
- Aye** 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon
- No** 0

2:15 P.M.

- 15) [021098](#) Appeal of Atty. Martin Stein on behalf of Evelyn Gray and Sebastes Smith relative to a claim for personal injuries. (9th Aldermanic District)

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

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

**No** 0

- 16) [021188](#) Appeal of Dora Wilkins relative to a claim for property damage. (9th Aldermanic District)

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

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

**No** 1 - Murphy

- 17) [021099](#) Substitute resolution to settle claim of Napoleon Hill for towing and storage fees.

*Ald. Richards moved for adoption of File No. 021099.*

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

*Noes: Ald. Murphy - 1.*

*Excused: Ald. Gordon - 1.*

*Ald. Murphy moved for reconsideration of this file.*

*Ayes: Ald. D'Amato, Richards, Murphy and Johnson-Odom - 4.*

*Noes: 0.*

*Excused: Ald. Gordon - 1.*

*(Prevailed)*

*Ald. Murphy moved for adoption of File No. 021099. (Prevailed).*

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 18) [020982](#) Communication from the City Attorney's Office transmitting a communication from Diane Renteria relative to a 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 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 19) [021191](#) Communication from the City Attorney's Office transmitting a communication from Marie Lepkowski relative to a 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 - D'Amato, Richards, Johnson-Odom and Murphy
- No** 0
- Excused** 1 - Gordon

2:30 P.M.

- 20) [021100](#) Appeal of Acuity Insurance on behalf of Mary Kwiatkowski relative to a claim for property damage. (11th Aldermanic District)
- A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy
- No** 0
- Excused** 1 - Gordon
- 21) [021092](#) Communication from the City Attorney's Office transmitting a communication from Attorney Gregg Bridge on behalf of Waheed Farooki relative to a claim for personal injuries.
- A motion was made by Ald. Johnson-Odom that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy
- No** 0
- Excused** 1 - Gordon
- 22) [021091](#) Communication from the City Attorney's Office transmitting a communication from Attorney Kelin Olson, Sr. on behalf of Rosie Shoemaker relative to a claim for personal injuries.
- A motion was made by Ald. Murphy that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:**
- Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy
- No** 0
- Excused** 1 - Gordon
- 23) [020980](#) Appeal of Ezzard White relative to a claim for property damage. (10th Aldermanic District)
- A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:**

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 24) [021186](#) Appeal of Vickey Copeland relative to a claim for property damage. (6th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 25) [021190](#) Appeal of Jeffrey Nesta relative to a claim for tow fee and parking ticket. (4th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 26) [021189](#) Appeal of Laura Moore relative to a claim for property damage. (9th Aldermanic District)

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

2:45 P.M.

- 27) [021093](#) Communication from the City Attorney's Office transmitting a communication from Attorney Phillip Ramthun on behalf of Rachel Spell relative to a claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

- 28) [021094](#) Communication from the City Attorney's Office transmitting a communication from

Attorney Phillip Ramthun on behalf of Pearl Gatson relative to a claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

29) [021095](#)

Communication from the City Attorney's Office transmitting a communication from Attorney Phillip Ramthun on behalf of Joshua Causey relative to a claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

30) [021096](#)

Communication from the City Attorney's Office transmitting a communication from Attorney Phillip Ramthun on behalf of Mattie Hutson relative to a claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

31) [021097](#)

Communication from the City Attorney's Office transmitting a communication from Attorney Phillip Ramthun on behalf of Gloria Nichols relative to a claim for personal injuries.

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

**Aye** 4 - D'Amato, Richards, Johnson-Odom and Murphy

**No** 0

**Excused** 1 - Gordon

*Meeting adjourned: 3:23 P.M.*

*Kathleen M. Marquardt  
Staff Assistant*