



# City of Milwaukee

## Meeting Minutes

### JUDICIARY & LEGISLATION COMMITTEE

**ALD. MICHAEL S. D'AMATO, CHAIR**

**Ald. Ashanti Hamilton, Vice-Chair**

**Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.**

**Staff Assistant, Linda Elmer, (414)-286-2232**

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City Hall  
200 East Wells Street  
Milwaukee, WI 53202

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Monday, February 14, 2005

1:30 PM

Room 301-B, City Hall

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**Present** D'Amato, Hamilton, Bauman, Murphy, Bohl

#### Meeting Convened: 1:35 PM

*The JUDICIARY AND LEGISLATION COMMITTEE convened 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 pending litigation in which the City is involved relative to Item #1 - File Number 041384 - Resolution authorizing settlement of the lawsuit entitled R.L. McNeely v. Szidion McNulty, Case No. 03-C-0823, Item #2 - File Number 041351 - Resolution authorizing cancellation of the real estate tax judgment entered on behalf of the City of Milwaukee by the Kohn Law Firm and against Dale Bluvstein, Item #3 - File No. 041398 - Resolution authorizing cancellation of the real estate tax judgment entered on behalf of the City of Milwaukee by the Kohn Law Firm and against United Community Center, Inc., and Item #4 - File No. 041411 - Resolution approving and authorizing stipulation with Molecular Biology Resources, Inc. concerning in personam liability for 2002-2004 tax roll amounts against 6143 North 60th Street, Tax Key No. 155-0404-000-0, in the 9th Aldermanic District and then convened into Open Session for the regular agenda.*

*Ald. Hamilton moved that the committee go into closed session. Prevailed.*

*Roll call:*

*Ayes: Ald. Hamilton, Bauman, Bohl, Murphy and D'Amato - 5*

*Individuals present:*

*Sue Lappen - City Attorney's Office*

*Robert Potrzebowski - Kohn Law Office*

*Gregg Hagopian - City Attorney's Office*

*Ald. Bauman moved to go into open session. Prevailed.*

- 1) [041384](#) Resolution authorizing settlement of the lawsuit entitled R.L. McNeely v. Szidion McNulty, Case No. 03-C-0823. (City Attorney)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

No 0

- 2) [041351](#) Resolution authorizing cancellation of the real estate tax judgment entered on behalf of the City of Milwaukee by the Kohn Law Firm and against Dale Bluvstein. (City Attorney)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 3) [041398](#) Resolution authorizing cancellation of the real estate tax judgment entered on behalf of the City of Milwaukee by the Kohn Law Firm and against United Community Center, Inc. (City Attorney)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 4) [041411](#) Resolution approving and authorizing stipulation with Molecular Biology Resources, Inc. concerning in personam liability for 2002-2004 tax roll amounts against 6143 North 60th Street, Tax Key No. 155-0404-000-0, in the 9th Aldermanic District.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**2:30 P.M.**

- 5) [031501](#) Resolution relative to various legislative bills.

**Sponsors:** THE CHAIR

*Individuals present:*

*Mark Nicolini - Budget and Policy Office*

*Sharon Cook - Intergovernmental Relations*

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 6) [041437](#) Substitute resolution directing the Intergovernmental Relations Division - Department of

Administration to seek introduction and passage of state legislation relating to the enforcement of safety belt regulations.

**Sponsors:** Ald. Witkowski

*RECESS: 3:09 PM*

*RECONVENE: 3: 17 PM*

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**3:15 P.M.**

- 7) [041442](#) A substitute ordinance relating to revision of various provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 8) [041345](#) Resolution to settle claim of Attorney Laurie A. Eggert, Eggert & Cermele, S.C. for defense of various police officers. (City Attorney)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 9) [041361](#) Resolution to cancel real estate taxes levied against a certain parcel identified by Tax Key No. 392-0970-100-X, 252-262 East Menomonee Street, Milwaukee, Wisconsin (Sampson Investments), on the 2002 and 2003 manufacturing tax rolls, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 10) [041362](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2000, 2001 and 2003 tax rolls, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 11) [041393](#) Resolution authorizing and approving an Amendment to the Contract for overdue Municipal Court judgments with Professional Placement Services, L.L.C. (City Attorney)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 12) [041414](#) Resolution canceling various City invoices.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 13) [041332](#) Communication from the Comptroller's Office transmitting a report on revised sewer user rates.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 14) [041441](#) Substitute resolution authorizing application by the City of Milwaukee for membership in Sister Cities International.

**Sponsors:** Ald. Davis

*Ald. Murphy requested to be added as co-sponsor.*

**A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE. The motion carried by the following vote:**

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 15) [041435](#) Reappointment of Dwight Ellis to the Ethics Board by the Mayor. (4th Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**Items below will be heard no earlier than 3:30 P.M.**

- 16) [041346](#) Substitute resolution to settle claim of Marith Duworko for property damage.

**Sponsors:** THE CHAIR

*Ald. Murphy moved to partially grant the claim in the amount of \$100.*

**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, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 17) [041152](#) Resolution relating to a claim from Obbie Ward, Sr. for property damage and stress.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 18) [041363](#) Resolution relating to a claim from Debra Demmitt for property damage.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 19) [041364](#) Resolution relating to a claim from Andrew Demmitt for personal injuries.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 20) [041365](#) Resolution relating to a claim from Matthew Demmitt for personal injuries.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 21) [041366](#) Resolution relating to a claim from Michael Hupy & Associates, S.C. on behalf of Christine Keizer by Crystal Wendlandt for personal injuries.

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

**Items below will be heard no earlier than 4:00 P.M.**

- 22) [041136](#) Resolution relating to the appeal of Clothida Young relative to a claim for property damage. (6th Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 4 - D'Amato, Hamilton, Murphy and Bohl

**No** 1 - Bauman

- 23) [041138](#) Resolution relating to the appeal of Berlinda Berry relative to a claim for the cost of the tow fee and a parking ticket. (10th Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 24) [041088](#) Resolution relating to the appeal of James Groh relative to a claim for towing, storage fees and property damage. (3rd Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 5 - D'Amato, Hamilton, Bauman, Murphy and Bohl

**No** 0

- 25) [041135](#) Resolution relating to the appeal of James Pykett relative to a claim for property damage. (4th Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye** 3 - D'Amato, Hamilton and Murphy

**No** 2 - Bauman and Bohl

*Meeting Adjourned: 4:32 PM*

*Linda M. Elmer*

*Staff Assistant*