



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes 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

**Legislative Liaison, Richard Withers, 286-8532,
rwith@milwaukee.gov**

Monday, November 21, 2011

1:30 PM

Room 301-B, City Hall

Amended 1/17/11

Meeting called to order at 1:38P.M.

Present 5 - Hamilton, Witkowski, Bohl, Davis, Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, November 21, 2011 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. [110954](#) A substitute ordinance relating to the filing fee for administrative review appeals.

Sponsors: Ald. Kovac

A motion was made by ALD. WITKOWSKI that this Ordinance be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

2. [110899](#) Substitute resolution authorizing the return of real estate located at 3703 N 22nd St, in the 6th Aldermanic District to its former owner. (Shavanaka Feagin by Ronald Kelly)

Sponsors: THE CHAIR

Individuals present:

Lynne Steffen - DNS

Rich Schmidt - Treasurer Office

Mr. Ronald Kelly represented Ms. Feagin

The Department of Neighborhood Services does not object to the return of this

property provided the applicant pays \$2,450.00 in reinspection fees and \$475.82 in litter nuisance fees, for a total of \$2,925.82.

The applicant has also indicated ownership interest in the following properties which have pending special charges:

| | | |
|-------------------|---------------------------|------------|
| 3610-12 N 20th St | Recording Enforcement Fee | \$1,125.00 |
| 2528 N 5th St | Litter Cleanup | \$ 596.92 |
| | Reinspection Fee | \$ 100.00 |
| Total | | \$ 696.92 |

The total amount owed for all 3 properties is \$4,747.74.

These outstanding amounts (\$4,747.74) need to be pay by noon on November 29th, or this file will be return to committee.

Mr. Kelley stated that the property at 2528 N 5th has been included as part of the applicant filing for bankruptcy.

Ald. Davis said that Mr. Kelly was actually requesting the outstanding fees for property at 2528 N 5th St to be waived.

If in deed applicant has included this property in Bankrupcty, amount due should be \$4,050.82.

Property at 3703 N 22nd St
Taxes fue if pay by November \$12,156.96
if pay by December \$12,235.00

Applicant also has interst on 3802 N 22nd St and 3610-12 N 20th St taxes are paid in full.

Property at 2547 N 22th St has delinquent 2010 taxes due of \$1,998.89

Property at 2528-30 N 5th St delinquent taxes from 2009- 2010 \$15,996.20, taxes for 2009 currently at Kohn Law firm for collection .

Mr. Schmitt stated that the treasurer's office has not receive anything indicating that property located at 2528 N 5th is in bankruptcy.

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

3. [110900](#)

Substitute resolution authorizing the return of real estate located at 3412-3414 N 15th St, in the 6th Aldermanic District to its former owner. (Nannie Triggs represented by Darlene Rose)

Sponsors: THE CHAIR

Individuals present:
Lynne Steffen - DNS
Rich Schmidt - Treasurer Office

Mrs. Triggs represented by Mrs. Rose

*Taxes if paid by November \$8,934.34
if paid by December 30th \$9,041.31*

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

4. [110927](#)

Substitute resolution authorizing the return of real estate located at 1908-1910 N 34th St, in the 15th Aldermanic District to its former owner. (Phua Vang)

Sponsors: THE CHAIR

*Individuals present:
Lynne Steffen - DNS
Rich Schmidt - Treasurer Office
Ms. Phua Vang*

Administrative cost incurred by Department of City Development in the amount of \$468.00 that Ms. Taylor may be contacting Ms. Vang on this matter.

*Taxes due If paid by November \$8,557.12
If paid by December 30th \$8,656.97*

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

5. [110928](#)

Substitute resolution authorizing the return of real estate located at 3714 N 2nd Lane, in the 6th Aldermanic District to its former owner. (Robert Triplett)

Sponsors: THE CHAIR

*Individuals present:
Karen Taylor - DCD
Lynne Steffen - DNS
Rich Schmitt - Treasurer Office
Carol Davis on behalf of Mr. Triplet*

The Department of Neighborhood Services does not object to the return of this property provided the applicant pays \$900.00 in pending Recording Enforcement fees. Pay by noon on November 29th, 2011.

Administrative cost incurred by Department of City Development in the amount of \$468.00 that Ms. Taylor may be contacting Mr. Triplet or Ms. Davis on this matter.

*Taxes due if paid by November \$7,861.43
if paid in December \$7,947.49*

A motion was made by ALD. DONOVAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following

vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

6. [110940](#)

Substitute resolution authorizing the return of real estate located at 2968 N 9th St, in the 6th Aldermanic District to its former owner. (Calves Haynes)

Sponsors: THE CHAIR

Individuals present:
Lynne Steffen - DNS
Rich Schmitt - Treasurer Office
Calves Haynes

Administrative cost incurred by Department of City Development in the amount of \$465.00 that Ms. Taylor may be contacting Ms. Haynes on this matter.

Taxes if paid in November \$7,610.93
if paid in December \$7,693.95

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

7. [110929](#)

Substitute resolution authorizing the proper City officers to enter into a contract for the collection of receivables.

Sponsors: THE CHAIR

Individual present
Linda Burke - Deputy City Atty.

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - Hamilton, Bohl, Davis and Donovan

No 0

Excused 1 - Witkowski

8. [110884](#)

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

Sponsors: THE CHAIR

Individual present:
Barbara Woldt - City Attorney's Office

A motion was made by ALD. DONOVAN that this Communication-Report be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

9. [110907](#) Communication from the City Attorney relating to semiannual reports as to the determination and disposition of all claims pending and closed and litigation matters closed through June 30, 2011.

Sponsors: THE CHAIR

Individual present:
Barbara Woldt - City Attorney's Office

A motion was made by ALD. BOHL that this Communication-Report be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

10. [110896](#) Resolution relating to an appeal from Shannon McDonald for property damage.

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

11. [110879](#) Resolution relating to an appeal from Corves Coleman for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Motion by Ald. Bohl denial based on non appearance.

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

12. [110895](#) Resolution relating to an appeal from Jeff Carl for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

Individuals present:
Jerome Wallace - Sanitation North 2
Mr. Carl represented by his wife, Mrs. Carl
Su Lappen - Asst City Atty.

Mrs. Carl provided committee members with pictures of the alleged claim.

Ald. Davis moved to make pictures, provided by Mrs. Carl, part of the permanent record. There were no objections.

Ald. Davis moved to hold this item to the call of the chair. Failed 2-3

A motion was made by ALD. DAVIS that this Resolution be HELD TO CALL OF THE CHAIR. This motion FAILED by the following vote:

Aye 2 - Hamilton and Donovan

No 3 - Witkowski, Bohl and Davis

110895

Substitute resolution relating to the claim of Jeff Carl for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

Claim granted in the amount of \$345.00

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

13. 110415

Resolution relating to the claim of Sharon Megna relating to property damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Individuals present:

Ms. Megna

Bernise Flemming - Water Department

Sue Lappen - Asst City Atty.

Motion by Ald. Davis to deny this claim based on testimonies of City departments.

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

14. 110903

Resolution relating to an appeal from Pamela Jordan for the loss of her dog. (6th Aldermanic District)

Sponsors: THE CHAIR

Individuals present:

Pamela Jordan - claimant

Police Department

Sue Lappen - Asst. City Atty.

Ald. Davis moved denial

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

15. [110905](#)

Resolution relating to an appeal from Nikola Stojsavljevic for appeal costs. (12th Aldermanic District)

Sponsors: THE CHAIR

Individual present:

Claimant, Mr. Stojsavljevic

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

16. [110056](#)

Resolution relative to legislative bills.

Sponsors: THE CHAIR

Individuals present:

Paul Vornholt - IRD

JoMar Hooper - IRD

Jennifer Gonda - IRD

SB-247 Exemption of individuals who are at least 65 years of age from the requirement to provide proof of identification for voting.

No position was taken by Committee on SB-247.

This Resolution was AMENDED

Individuals present:

Paul Vornholt - IRD

JoMar Hooper - IRD

Jennifer Gonda - IRD

LRB-3141/1 Creating an individual income tax deduction for certain amounts paid for sewer, water, and garbage collection fees.

Ald. Witkowski moved to support LRB3141/1.

This Resolution was AMENDED

Individuals present:

Paul Vornholt - IRD

JoMar Hooper - IRD

Jennifer Gonda - IRD

LRB-3420/P1 Proposal to require the WI Department of Revenue to provide municipalities with preliminary determinations of equalized value.

Motion by Ald. Donovan to Support LRB-3420/P1.

This Resolution was AMENDED

110056

Substitute resolution relating to legislative bills.

Sponsors: THE CHAIR

Individuals present:

Paul Vornholt - IRD

JoMar Hooper - IRD

Jennifer Gonda - IRD

Recommendations to the Waste, Fraud and Abuse Commission

Motion by Ald. Davis to hold this item. There were no objections

A motion was made by ALD. DAVIS that this Resolution be SUBSTITUTED.

This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

Meeting adjourned at 3:59 P.M.

Joanna Polanco

Staff Assistant

This meeting can be viewed in its entirety through the City's Legislative Research Center at <http://milwaukee.legistar.com/calendar>.