



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MARK A. BORKOWSKI, CHAIR

Ald. Cavalier Johnson, Vice-Chair

Ald. Robert J. Bauman, Ald. Jose G. Perez, and Ald. Terry L. Witkowski

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

**Legislative Liaison, Jeffrey Osterman, 286-2262,
joster@milwaukee.gov**

Monday, January 29, 2018

1:30 PM

Room 301-B, City Hall

Meeting called to order at 1:34 PM

Present 4 - Borkowski, Johnson, Bauman, Perez

Excused 1 - Witkowski

1. [171412](#) Appointment of Brandon Methu to the Board of Review by the Mayor.
(10th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

A motion was made by ALD. JOHNSON that this Appointment be RECOMMENDED FOR CONFIRMATION. This motion PREVAILED by the following vote:

Aye 4 - Borkowski, Johnson, Bauman and Perez

No 0

Excused 1 - Witkowski

2. [171396](#) Resolution relating to the appeal of Atty. Douglas Phebus on behalf of Ana Maria Marquez Rodriguez and Jairo de Marcos Marquez for property damage.

Sponsors: THE CHAIR

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

Aye 4 - Borkowski, Johnson, Bauman and Perez

No 0

Excused 1 - Witkowski

3. [171460](#) Resolution relating to the claim of Dan and Jill Stilwell for property damage.

Sponsors: THE CHAIR

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

Aye 4 - Borkowski, Johnson, Bauman and Perez

No 0

Excused 1 - Witkowski

4. [171514](#) Resolution relating to the appeal of Taofiki Alabi, agent for FIK Enterprises, for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Pat Fricker - ACA

Sgt. Marshall - MPD

Mr. Taofiki Alabi

Based on City Attorney's recommendations, Ald. Bauman moved denial of this appeal.

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

Aye 4 - Borkowski, Johnson, Bauman and Perez

No 0

Excused 1 - Witkowski

Roll call taken at 1:41 PM

Present 5 - Borkowski, Johnson, Bauman, Perez, Witkowski

5. [171468](#) Resolution relating to the appeal of David Konle for property damage.

Sponsors: THE CHAIR

Appearing:

Pat Fricker - ACA

Samir Amin - DPW Infrastructure

Mr. David Konle

Based on City attorney's recommendations, Ald. Witkowski moved denial of appeal.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

6. [171313](#) Resolution relating to the appeal of Jed Hunter for property damage.
(10th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Pat Fricker - ACA

Randy Krouse - Forestry District Manager

Mr. Jed Hunter

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

7. [171449](#) Resolution authorizing payment of the claim of DAK I, LLC on behalf of 1203, LLC in the amount of \$14,595.

Sponsors: THE CHAIR

Appearing:

Mr. Tom Pechacek - Electrical Services

Mr. Neal Karweik - Electrical Services

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

8. [171470](#) Resolution authorizing settlement of claims in the lawsuit entitled BlueLine Rental, LLC v. City of Milwaukee in the amount of \$64,961.82.

Sponsors: THE CHAIR

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

9. [171505](#) Resolution authorizing settlement of claims in the lawsuit entitled Walgreen Co. v. City of Milwaukee in the amount of \$19,538.88.

Sponsors: THE CHAIR

A motion was made by ALD. JOHNSON that this Resolution be RECOMMENDED

FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - Borkowski, Johnson, Bauman and Witkowski

No 1 - Perez

10. [171265](#)

Substitute resolution authorizing the return of real estate located at 4373-A N. 14th Street, in the 1st Aldermanic District, to its former owner Dion D. Harrison.

Sponsors: THE CHAIR

Appearing:
Karen Taylor
Emily Mckeown
Kerry Urban

Mr. Harrison not present when called.

This is the second time this item is before committee.

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

11. [171465](#)

Resolution authorizing the return of real estate located at 3620 N. 3rd Street, in the 6th Aldermanic District, to former owner Bernadine Benson.

Sponsors: THE CHAIR

Appearing:
Karen Taylor
Emily Mckeown
Kerry Urban
Ms. Benson

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

12. [171339](#)

Substitute resolution authorizing the return of real estate located at 4647 N. 39th Street, in the 7th Aldermanic District to its former owner BDWJ Investments LLC.

Sponsors: THE CHAIR

Appearing:
Karen Taylor
Emily Mckeown
Kerry Urban

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

13. [171467](#)

Resolution authorizing the return of real estate located at 1905-A S. 24th Street, in the 8th Aldermanic District, to former owner Jose Javier Hernandez.

Sponsors: THE CHAIR

Appearing:
Karen Taylor
Emily Mckeown
Kerry Urban
Mr. Jose Javier Hernandez

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

14. [171466](#)

Resolution authorizing the return of real estate located at 9060 N. 95th Street Unit M, in the 9th Aldermanic District, to former owners Dawn M. Sinclair and Dennis O. Howard.

Sponsors: THE CHAIR

Appearing:
Karen Taylor
Emily Mckeown
Kerry Urban
Ms. Dawn Sinclair

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

15. [170937](#)

Communication from the Fire and Police Commission relating to updates and current activities.

Sponsors: THE CHAIR

Appearing:
MaryNell Regan - Director F&PC
Commissioner - Nelson Soler

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

16. [171448](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

Appearing:
Brenda Wood

LRB- 3627/1

Relating to: regulation of taxicab companies and taxicab dispatch services, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a criminal penalty.

Ald. Bauman moved committee opposed
5-0

LRB-4392/1

Related to: licensure and local regulation of establishments providing massage therapy or bodywork therapy, the scope of practice of massage therapists and bodywork therapists, the unauthorized practice of massage therapy or bodywork therapy, granting rule-making authority, and providing a criminal penalty.

Ald. Bauman moved committee opposed
5-0

A motion was made by ALD. BAUMAN that this Resolution be SUBSTITUTED. This motion PREVAILED by the following vote:

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

[171448](#) Substitute resolution relative to legislative bills.

Sponsors: THE CHAIR

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

Aye 5 - Borkowski, Johnson, Bauman, Perez and Witkowski

No 0

The Judiciary and Legislation Committee may convene into closed session on Monday, January 29, 2018 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.

Meeting adjourned at
Joanna Polanco
Staff Assistant

This meeting will be webcast live at www.milwaukee.gov/channel25.

In the event that Common Council members who are not members of this committee attend this meeting, this meeting may also simultaneously constitute a meeting of the Common Council or any of the following committees: Community and Economic Development, Finance and Personnel, Judiciary and Legislation, Licenses, Public Safety, Public Works, Zoning, Neighborhoods & Development, and/or Steering and Rules. Whether a simultaneous meeting is occurring depends on whether the presence of one or more of the Common Council member results in a quorum of the Common Council or any of the above committees, and, if there is a quorum of another committee, whether any agenda items listed above involve matters within that committee's realm of authority. In the event that a simultaneous meeting is occurring, no action other than information gathering will be taken at the simultaneous 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.

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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 <http://city.milwaukee.gov/Lobbying>.