



City of Milwaukee

Meeting Agenda

200 E. Wells Street
Milwaukee, Wisconsin
53202

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, Kathy Marquardt

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**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.*

Monday, October 18, 2004

9:00 AM

Room 301-B, City Hall

9:00 A.M.

The JUDICIARY AND LEGISLATION COMMITTEE may convene into closed session at 9:00 A.M. on Monday, October 18, 2004, in Room 301-B, City Hall, 200 East Wells Street, Milwaukee, Wisconsin, pursuant to Section 19.85 (1)(g), Wis. Stats., 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 No. 040797... Rex v. City of Milwaukee, et. al., Case No. 03-C-0109 as well as other pending litigation pursuant to s. 19.85(1)(g), Wis. Stats. and then will go into open session for the regular agenda.

Items below will be heard no sooner than 10:00 A.M.:

- 1) [040797](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004
Resolution authorizing settlement of the lawsuit entitled Candy Rex v. City of Milwaukee, et al., Case No. 03-C-0109. (City Attorney)
[Fiscal Note.DOC](#)
[City Atty Letter.DOC](#)
- 2) [040899](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004
Communication from the Executive Director of the Election Commission relating to preparations for the November 2, 2004, presidential election.
- 3) [040900](#) SPONSORED BY: ALD. D'AMATO, ALD. HINES and ALD. WITKOWSKI INTRODUCED ON: 10/11/2004

Resolution expressing the Common Council's support for the continued presence of the 440th Airlift Wing and the 128th Air Refueling Wing in the greater Milwaukee area.

[Fiscal Note.doc](#)

- 4) [040683](#) SPONSORED BY: JUDICIARY & LEGISLATION COMMITTEE INTRODUCED ON: 9/21/2004
Substitute resolution authorizing the return of real estate located at 2038-2040 N. 34th St., in the 15th 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. (Fred Strutz, dba Realty Improvements)
[City Treasurer Letter.PDF](#)
[Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[City Attorney Reply.pdf](#)
[Treasurer's Reply.pdf](#)
[DCD Letter.doc](#)
- 5) [040678](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Resolution authorizing return of real estate located at 3209 N. 80th Street, in the 5th Aldermanic District of the City of Milwaukee, to Stevan Feltes 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.
[Request for Vacation of In Rem Judgment.PDF](#)
[City Treasurer Letter.PDF](#)
[Fiscal Note.doc](#)
[City Attorney Reply.pdf](#)
[Treasurer's Reply.pdf](#)
[DCD Letter.doc](#)
[Updated Treasurer's Report.pdf](#)
- 6) [040679](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Resolution authorizing return of real estate located at 2824-2826 N. 34th Street, in the 15th Aldermanic District of the City of Milwaukee, to Richard Ewers 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.
[City Treasurer Letter.PDF](#)
[Request for Vacation of In Rem Judgment.PDF](#)
[Fiscal Note.doc](#)
[City Attorney Reply.pdf](#)
[Treasurer's Reply.pdf](#)
[DCD Letter.doc](#)
[Updated Treasurer's Report.pdf](#)
- 7) [040681](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Resolution authorizing return of real estate located at 1002-1004 W. North Avenue, in the 15th Aldermanic District of the City of Milwaukee, to Moresse Davis 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.

[City Treasurer Letter.PDF](#)

[Request for Vacation of In Rem Judgment.PDF](#)

[Fiscal Note.doc](#)

[City Attorney Reply.pdf](#)

[Treasurer's Reply.pdf](#)

[DCD Letter.doc](#)

[Updated Treasurer's Report.pdf](#)

8) [040589](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004

Resolution authorizing return of real estate located 3365 N. 24th Street, in the 6th Aldermanic District of the City of Milwaukee, to Johnny Stokes 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.

[City Treasurer Letter.PDF](#)

[Request for Vacation of In Rem Judgment.PDF](#)

[DCD Reply.pdf](#)

[DNS Reply.pdf](#)

[City Treasurer's Reply.pdf](#)

[Fiscal Note.doc](#)

[City Attorney Reply.pdf](#)

[Mr. Stokes' Letter.pdf](#)

[Updated Treasurer's Report.pdf](#)

9) [040676](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Resolution authorizing return of real estate located at 5033 N. 19th Place, in the 1st Aldermanic District of the City of Milwaukee, to Mary Louise Reese 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.

[City Treasurer Letter.PDF](#)

[Request for Vacation of In Rem Judgment.PDF](#)

[Fiscal Note.doc](#)

[City Attorney Reply.pdf](#)

[Treasurer's Reply.pdf](#)

[DCD Letter.doc](#)

10) [040888](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004

Resolution to settle claim of Attorney Laurie A. Eggert for defense of various police officers. (City Attorney)

[Claim for Elser and Rehbein.PDF](#)

[Claim for Hutchinson.PDF](#)

[Claim for Lopez.PDF](#)

[Claim for Puente.PDF](#)

[Fiscal Note.doc](#)

- 11) [040799](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004
Resolution authorizing payment of the claim of Alfreemon Flowers, C.I. File No. 03-L-95. (City Attorney)
[City Atty Letter.DOC](#)
[Fiscal Note.DOC](#)
[Draft Settlement Request.DOC](#)
- 12) [040829](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004
Resolution authorizing payment of the claim of Cemex, Inc., File No. 04-L-107. (City Attorney)
[City Atty. Letter.DOC](#)
[Fiscal Note.DOC](#)
- 13) [040770](#) SPONSORED BY: ALD. ZIELINSKI INTRODUCED ON: 9/21/2004
Substitute resolution expressing opposition to tax breaks, trade agreements and other policies that encourage companies in the United States to export jobs overseas.
[Fiscal Note.doc](#)

Items below will be heard no sooner than 10:15 A.M.:

- 14) [040530](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004
Resolution relating to appeal of SBC relative to a claim for property damage. (6th Aldermanic District)
[Appeal.PDF](#)
[City Atty Letter.DOC](#)
---\$2,611.75 claim related to damage to SBC facilities during a city excavation
- 15) [040707](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Communication from the City Attorney's Office transmitting a communication from Mark Anderson, Claims Investigator on behalf of We Energies relative to a claim for property damage.
[City Atty Letter.DOC](#)
[Claim.PDF](#)
---\$11,098.07 claim related to damage to WE Energies facilities during a city excavation
- 16) [040540](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004
Communication from the City Attorney's Office transmitting a communication

from American Family Insurance Group on behalf of Sheku and Janet Kamara relative to a claim for property damage.

[City Atty Letter.DOC](#)

[Claim.PDF](#)

---\$5,000 claim related to backwater in a basement

17) [040539](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004

Communication from the City Attorney's Office transmitting a communication from American Family Insurance Group on behalf of Jason and Beth Weber relative to a claim for property damage.

[City Atty Letter.DOC](#)

[Claim.PDF](#)

---\$5,988.42 claim related to backwater in a basement

18) [040494](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 7/27/2004

Communication from the City Attorney's Office transmitting a communication from American Family Insurance Group on behalf of Ronald and Michelle Allen relative to a claim for property damage.

[City Atty Letter.PDF](#)

[Claim.PDF](#)

---\$5,213.48 claim related to backwater in a basement

19) [040524](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004

Communication from the City Attorney's Office transmitting a communication from Encompass Insurance on behalf of Wilfred and Cathy Kaszuba relative to a claim for property damage.

[City Atty Letter.DOC](#)

[Claim.PDF](#)

---\$17,298.07 claim related to backwater in a basement

Items below will be heard no sooner than 10:45 A.M.:

20) [040821](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004

Resolution relating to appeal of Nicole Cage relative to a claim for property damage and loss of property. (4th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

---\$1,155 claim related to property damage and missing items following a police search

21) [040798](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004

Communication from the City Attorney's Office transmitting a communication from Joseph Stusik and Rosalina Arteaga relative to a claim for property damage.

[Claim.PDF](#)

[City Atty Letter.PDF](#)

police

- 22) [040693](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Resolution relating to appeal of Norman Nadolinski relative to a claim for property damage. (12th Aldermanic District)
[Appeal.PDF](#)
---\$467.12 claim related to a police forced-entry into a home
- 23) [040692](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Resolution relating to appeal of Deloris Walton relative to a claim for property damage. (4th Aldermanic District)
[Appeal.PDF](#)
[City Atty Letter.PDF](#)
---\$150 claim related to a police forced-entry into a home

Items below will be heard no sooner than 11:00 A.M.:

- 24) [040531](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004
Resolution relating to appeal of Tristram Drager relative to a claim for property damage. (4th Aldermanic District)
[Appeal.PDF](#)
[City Atty Letter.PDF](#)
---\$190 claim related to damage to a private motor vehicle by a manhole cover
- 25) [040595](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/1/2004
Resolution relating to appeal of Anna Owen relative to a claim for personal injuries. (5th Aldermanic District)
[Appeal.PDF](#)
[City Atty Letter.PDF](#)
---\$437.50 claim related to a fall on the public sidewalk
- 26) [040729](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Resolution relating to appeal of Shirley Frazier relative to a claim for property damage. (9th Aldermanic District)
[Appeal.PDF](#)
[City Atty Letter.PDF](#)
---\$421 claim related to damage to a private motor vehicle by a pothole
- 27) [040708](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004
Communication from the City Attorney's Office transmitting a communication from Barbara McMahon, Kathleen McMahon, Ariel Gonzalez and Anastasia Luciano relative to a claim for property damage and personal injuries.
[City Atty Letter.DOC](#)
[Claim.PDF](#)

---\$8,500 claim related to damage to a private vehicle

28) [040730](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Resolution relating to appeal of Atty. John Crump on behalf of Doris Deputy relative to a claim for property damage. (9th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

---\$1,441 claim related to damage to a private vehicle by a manhole cover

Items below will be heard no sooner than 11:30 A.M.:

29) [040728](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Resolution relating to appeal of Terry Dixon relative to a claim for loss of property. (6th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

---\$3,000 claim related to towing of a vehicle deemed a nuisance

30) [040740](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Communication from the City Attorney's Office transmitting a communication from Anita Cherry relative to a claim for property damage.

[City Atty Letter.DOC](#)

[Claim.PDF](#)

---\$5,000 claim related to towing and destruction of a private vehicle

31) [040739](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 9/21/2004

Resolution relating to appeal of Leslie Sanders relative to a claim for property damage. (7th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

---\$1,855 claim related to value of a private vehicle which was struck by a city vehicle

32) [040873](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004

Resolution relating to appeal of Al Aldrian relative to a claim for property damage. (10th Aldermanic District)

---\$228.41 claim related to damage to a private vehicle

33) [040822](#) SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2004

Resolution relating to appeal of Dean Kind relative to a claim for property damage. (9th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

---\$750 claim related to damage to a private garage

34) [031504](#)

SPONSORED BY: THE CHAIR

INTRODUCED ON: 2/10/2004

Resolution relative to various legislative bills.

NOTE: a) Members of the Common Council, and members of its Standing Committees who are not members of this Committee, may attend this meeting to participate or to gather information. Therefore, notice is given that this meeting may constitute a meeting of the Common Council or any of its Standing Committees, and must be noticed as such, although they will not take any formal action at this meeting.

b) Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at 286-2231, (FAX)286-3456, (TDD)286-2025 or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

c) Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall .