



City of Milwaukee

Meeting Minutes

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, Linda Elmer, (414)-286-2232
Fax: (414) 286-3456, E-mail: lelmer@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.*

Monday, January 24, 2005

1:30 PM

Room 301-B, City Hall

1:30 PM

Members Present: ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Members Excused: ALD. HAMILTON

Meeting convened: 1:37 P.M.

1) [041321](#)

Appointment of Neiland Cohen to the Board of Review by the Mayor.

[Appt. Letter.doc](#)

[Mr. Cohen's Autobiography.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

2) [041322](#)

Appointment of Edward Levin to the Board of Review by the Mayor.

[Appt. Letter.doc](#)

[Mr. Levin Resume.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

3) [040434](#)

Appointment of Sharon Cook as Legislative Liaison Director of the Intergovernmental Relations Division by the Mayor.

[Sharon Cook's Resume.pdf](#)
[Mayor's Appointment Letter.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

4) [041267](#)

Resolution providing for continuance of Deferred Payment of Assessments for Worthy Indigent Resident Property Owners.

[Cover Letter.doc](#)
[Fiscal Note.doc](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

5) [041266](#)

An ordinance relating to the maximum annual household income for applicants for deferred special assessments.

[DPW Cover Letter.doc](#)
[Fiscal Note.doc](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

6) [041168](#)

Communication from the Comptroller's Office relative to the creation of a City website to report potential fraud, waste and abuse within City government and a report to assist in determining whether to continue the program.

[Communication.doc](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

7) [041308](#)

Resolution authorizing settlement and release of the City of Milwaukee's claim against Abbott Laboratories, Takeda Chemical Industries, Ltd and TAP Pharmaceutical Products, Inc. in connection with purchases of the prescription drug Lupron under the City's Basic Health Plan. (City Attorney)

[City Atty. Cover Letter.DOC](#)

[Fiscal Note.rtf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

8) [041307](#)

Resolution authorizing settlement and release of the City of Milwaukee's claim against GlaxoSmithKline in connection with purchases of the prescription drug Augmentin under the City's Basic Health Plan. (City Attorney)

[City Atty. Cover Letter.DOC](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

9) [041306](#)

Resolution authorizing settlement and release of the City of Milwaukee's claim against GlaxoSmithKline in connection with purchases of the prescription drug Relafen under the City's Basic Health Plan. (City Attorney)

[City Atty. Cover Letter.DOC](#)

A motion was made by Ald. Bauman that this matter be HELD TO CALL

OF THE CHAIR. The motion carried by the following vote:

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

10) [041148](#)

Resolution authorizing settlement of the lawsuit entitled Terry Williams v. City of Milwaukee, et al., Case No. 03CV005389.

[City Atty. Letter.DOC](#)

[Fiscal Note.DOC](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

11) [041131](#)

Resolution authorizing settlement of the claim of SBC (25200404-50-0016), C.I. File No. 04-L-44.

[City Atty. Letter.DOC](#)

[Fiscal Note.DOC](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

12) [041153](#)

Resolution authorizing settlement of the lawsuit entitled Wisconsin Bell, Inc. v City of Milwaukee, Milwaukee Circuit Court Case No. 03-CV-007490. (City Attorney)

[City Atty. Letter.doc](#)

[Fiscal Note.doc](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

13) [041127](#)

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

[2004 Expenditures as of 1-14-05.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

14) [040889](#)

Substitute resolution directing the Budget and Policy Division - Department of Administration to seek introduction and passage of state legislation to increase forfeitures relating to speeding.

[Fiscal Note.doc](#)

Ald. Murphy moved to amend the file to delete all references to "points"

A motion was made by Ald. Murphy that this matter be AMENDED. The motion carried by the following vote:

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

[040889](#)

Substitute resolution directing the Budget and Policy Division - Department of Administration to seek introduction and passage of state legislation to increase forfeitures relating to speeding.

[Fiscal Note.doc](#)

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

Ayes: 3 - ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 1 - ALD. D'AMATO

Excused: 1 - ALD. HAMILTON

15) [031501](#)

Resolution relative to various legislative bills.

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

Items below will be heard no earlier than 2:30 PM

16) [041140](#)

Resolution relating to the appeal of Anthony White relative to a claim for property damage. (7th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

17) [041247](#)

Substitute resolution to settle claim of Cynthia Barbosa for property damage.

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

[Fiscal Note.doc](#)

Ald. Bauman moves to partially grant the claim in the amount of \$100. Prevailed.

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

18) [040727](#)

Substitute resolution to settle claim of Andrew and Delores Williams for property damage.

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

[Fiscal Note.doc](#)

Ald. Murphy moves to partially grant the claim in the amount of \$350.

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

following vote:

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

19) [040550](#)

Resolution relating to appeal of Bernetta Chestnut relative to a claim for property damage. (1st Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

[Add'l Claim Information.pdf](#)

[Damage Photos.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

Items below will be heard no earlier than 3:00 PM

20) [041152](#)

Resolution relating to a claim from Obbie Ward, Sr. for property damage and stress.

[City Atty. Letter.PDF](#)

[Claim.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

21) [041151](#)

Resolution relating to a claim from Angela McKinnie for personal injuries.

[City Atty. Letter.PDF](#)

[Claim.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

Items below will be heard no earlier than 3:15 PM

22) [041149](#)

Resolution relating to the appeal of Almarnita Abernathy relative to a claim for property damage. (10th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

23) [041214](#)

Resolution relating to the appeal of Nilda Quiroz relative to a claim for property damage. (6th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

Thomas Slotky, Sr. - 2825 N. Holton St. present

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 0
Excused: 1 - ALD. HAMILTON

24) [041241](#)

Substitute resolution to settle claim of Knievel Porter for property damage.

[City Atty. Letter.PDF](#)

[Appeal.PDF](#)

[Fiscal Note.doc](#)

Ald. Bauman moves to partially pay the claim in the amount of \$500.

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

Ayes: 3 - ALD. BAUMAN, ALD. MURPHY and ALD. BOHL
Noes: 1 - ALD. D'AMATO
Excused: 1 - ALD. HAMILTON

25) [041139](#)

Resolution relating to the appeal of Abdoul Sillah relative to a claim for property damage. (9th Aldermanic District)

[City Atty. Letter.PDF](#)

[Appeal.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

Items below will be heard no earlier than 3:45 PM

26) [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)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

27) [040907](#)

Resolution relating to appeal of Philip George Sikes relative to a claim for property damage. (13th Aldermanic District)

[Appeal.PDF](#)

[City Atty Letter.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

28) [041088](#)

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

[Appeal.PDF](#)

[City Atty Letter.DOC](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

29) [041135](#)

Resolution relating to the appeal of James Pykett relative to a claim for property damage. (4th Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letter.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

30) [041141](#)

Resolution relating to the appeal of Paul Brooks relative to a claim for property damage and towing fees. (3rd Aldermanic District)

[Appeal.PDF](#)

[City Atty. Letters.PDF](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

31) [030173](#)

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

[2004 Expenditures as of 11-11-04.pdf](#)

[City Attorney letter dated 9-22-04.pdf](#)

[2004 Expenditures as of 9-30-04.pdf](#)

[City Attorney letter dated 11-17-04.pdf](#)

[City Attorney letter dated 12-8-04.pdf](#)

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

Ayes: 4 - ALD. D'AMATO, ALD. BAUMAN, ALD. MURPHY and ALD. BOHL

Noes: 0

Excused: 1 - ALD. HAMILTON

Meeting adjourned: 3:48 P.M.

Linda M. Elmer

Staff Assistant