



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

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Monday, June 2, 2008

1:30 PM

Room 301-B, City Hall

Amended 5/30/08

Meeting convened: 1:40 P.M.

Present 3 - Hamilton, Witkowski, Davis

Excused 2 - Bohl, Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, June 2, 2008 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 is rendering advice concerning strategy to be adopted by the City with respect to Item #1...Resolution authorizing settlement in the case entitled Miller v. Jones.

1. [080198](#) Resolution authorizing settlement in the case entitled Miller v. Jones.

Sponsors: THE CHAIR

Ald. Witkowski moves that the Judiciary and Legislation Committee convene into closed session pursuant to s. 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 Item #1...Resolution authorizing settlement in the case entitled Miller v. Jones.

Roll call:

Ayes: Ald. Davis, Ald. Witkowski and Ald. Hamilton - 3

Excused: Ald. Bohl and Ald. Donovan - 2

Individual present:

Jan Smokowicz - City Attorney's Office

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

1:45 P.M.

2. [080056](#) Reappointment of Mary Reavey to the position of the Commissioner of Assessments by the Mayor.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

3. [080063](#) Reappointment of Susan Edman to the position of Executive Director of the Election Commission by the Mayor.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

4. [080067](#) Reappointment of Paul Vornholt to the position of Legislative Liaison Director by the Mayor.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

5. [080132](#) Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

Individuals present:

Paul Vornholt - Intergovernmental Relations

Ed Huck - Executive Director of the Wisconsin Alliance of Cities

Mark Nicolini - Budget Director

Ald. Witkowski moved for support of the Wisconsin Alliance of Cities proposal related to distribution of state shared revenue. Prevalled. 3-0

Jennifer Gonda - Intergovernmental Relations

Ald. Davis moved for support of US HR 3221, US HR 5818 and the Senate version of GSE reform. Prevalled. 3-0

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

[080132](#)

Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

6. [080077](#)

Substitute resolution expressing City of Milwaukee support for efforts to discontinue federal corn ethanol mandates, cease incentives for corn ethanol production and end tariffs on imported biofuels.

Sponsors: Ald. Bohl

Held at the request of the sponsor.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

7. [080049](#)

Resolution authorizing the cancellation of Milwaukee Fire Department invoices totaling \$82,331.26 related to bank of hours personnel costs paid to members engaged in Milwaukee Professional Firefighters' Association Local 215, IAFF, AFL-CIO activities while on duty.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

8. [080088](#)

A resolution authorizing cancellation of the City of Milwaukee's subrogation claim against Deborah Wolfram for medical services under the Basic Health Plan.

Sponsors: THE CHAIR

Held as the City Attorney not present to answer questions.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

9. [080162](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 tax roll, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

Ald. Witkowski moved for adoption. Withdrawn.

Held as the City Assessor not present to answer questions.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

10. [080133](#) Substitute Resolution to settle claim of Cermele & Associates for defense of various police officers.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

Items below will be heard no earlier than 2:15 P.M.:

11. [071663](#) Resolution relating to an appeal from Cleo Theresa Simmons for property damage and loss of property. (1st Aldermanic District)

Sponsors: THE CHAIR

Held at the request of the claimant for the second time.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

12. [080163](#)

Resolution relating to an appeal from Cindy Macco, Agent for Acuity Insurance Company for property damage.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

13. [080112](#)

Substitute resolution relating to an appeal from Adam Roethig for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$2,400

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

Aye 2 - Witkowski and Davis

No 1 - Hamilton

Excused 2 - Bohl and Donovan

[080112](#)

Substitute resolution relating to an appeal from Adam Roethig for property damage.

Sponsors: THE CHAIR

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

Aye 2 - Witkowski and Davis

No 1 - Hamilton

Excused 2 - Bohl and Donovan

14. [080106](#)

Substitute resolution relating to an appeal from Charita Ross for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$358.

A motion was made by ALD. DAVIS that this Resolution be SUBSTITUTED. The motion FAILED by the following vote:

Aye 1 - Davis

No 2 - Hamilton and Witkowski

Excused 2 - Bohl and Donovan

080106

Substitute resolution relating to an appeal from Charita Ross for property damage.

Sponsors: THE CHAIR

Grant in the amount of \$145.00

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

15. 080109

Resolution relating to an appeal from Lillie Mae Gregory for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

16. 080071

Resolution to the claim of Gary Fowler and Shine Investment, LLC.

Sponsors: THE CHAIR

Claimant not present.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

17. [080045](#) Resolution relating to the claim of Pamela Hughes for property damage. (15th Aldermanic District)
- Sponsors:** THE CHAIR
- Bernice Fleming and Carrie Lewis - Water Works
Mother of the claimant also present.*
- A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Witkowski and Davis
- No** 0

Excused 2 - Bohl and Donovan

18. [080108](#) Resolution relating to an appeal from James Geracie for property damage.
- Sponsors:** THE CHAIR
- A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Witkowski and Davis
- No** 0

Excused 2 - Bohl and Donovan

19. [080110](#) Resolution relating to an appeal from Alberto Januchowski for property damage.
- Sponsors:** THE CHAIR
- A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Witkowski and Davis
- No** 0

Excused 2 - Bohl and Donovan

20. [080111](#) Resolution relating to an appeal from Teresa Gueller for property damage.
- Sponsors:** THE CHAIR
- Claimant not present.*
- A motion was made by ALD. DAVIS that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:**

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

21. [080138](#) Substitute resolution relating to an appeal from Denise McCaskill for property damage.

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

22. [080081](#) Resolution relating to the claim of Attorney Charles David Schmidt on behalf of Minerva and Joaquin Castillo for personal injuries.(14th Aldermanic District)

Sponsors: THE CHAIR

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

23. [080044](#) Resolution relating to the claim of Atty. Raymond Schrank, on behalf of Andrea Boivin for personal injuries. (8th Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

24. [080186](#) Resolution relating to an appeal from Linda Gossen for personal injuries.

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Resolution be

RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. The motion PREVAILED by the following vote:

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Bohl and Donovan

Meeting adjourned: 4:45 P.M.

Linda M. Elmer

Staff Assistant

This meeting can be viewed in its entirety in the web-casting archives found at www.milwaukee.gov/channel25.