



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. Joe Davis, Sr., Ald. Robert Puente, and Ald. Robert
Donovan
Staff Assistant, Joanna Polanco, 286-2366
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Legislative Liaison, Richard Withers, 286-8532,
rwithe@milwaukee.gov

Monday, April 1, 2013

1:30 PM

Room 301-B, 3rd Fl., City Hall

Meeting called to order at 1:36 P.M.

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

1. [121706](#) An ordinance relating to revisions of provisions of the code for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

Sponsors: THE CHAIR

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

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

No 0

2. [121651](#) A charter ordinance repealing obsolete provisions.

Sponsors: THE CHAIR

A motion was made by ALD. WITKOWSKI that this Charter Ordinance be RECOMMENDED FOR PASSAGE. This motion PREVAILED by the following vote:

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

No 0

3. [121685](#) Resolution authorizing the denial of claims for excessive tax assessments filed with the City of Milwaukee.

Sponsors: THE CHAIR

Appearing:
Christine Queen - City Atty.
Mary Reavey - City Assessor

Peter Weissenflu - Chief Assessor

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

Aye 4 - Hamilton, Witkowski, Puente and Donovan

No 1 - Davis

4. [121646](#)

Resolution authorizing the return of real estate located 3243 N. 28th Street, in the 7th Aldermanic District to former owner, Henry Taylor & Clasteen Phillips.

Sponsors: THE CHAIR

Appearing:

Karen Taylor - DCD

Lynn Steffen - DNS

Rich Schmidt - Treasurer's Office

Angel Waldwin - Niece of Mr Taylor & Mrs. Phillips

2009-2012 Delionquent taxes if paid in APRIL, \$7,830.55

If paid by May 9, 2013 \$ 7,916.74

The applicant also lists ownership interest in the following property:

2401-2403 N 9th St., with delinquent 2012 taxes of \$525.47

or \$533.15 if paid for the rest of April

paid by April 8, 2013

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, Davis, Puente and Donovan

No 0

5. [121722](#)

Resolution authorizing the return of real estate located 2454-2456 W. Burleigh Street, in the 7th Aldermanic District to former owner, AC Unlimited LLC (Application made by Caston Love).

Sponsors: THE CHAIR

Appearing:

Karen Taylor - DCD

Lynn Steffen - DNS

Rich Schmidt - Treasurer's Office

Mr. Caston Love

While the DNS has no objection to the return of the property, it should be noted that the building was placarded as unfit for human habitation on January 29, 2013. Therefore, if the Common Council approves the return fo the property, the building cannot be occupied until all of the violations have been corrected, the placard has been removed and the owner has been issued an Occupancy Certificate by DNS.

2009-2012 delinquent taxes if paid in APRIL \$16,330.58

IF paid by May 9, 2013 \$16,513.82

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

Aye 4 - Hamilton, Witkowski, Puente and Donovan

No 1 - Davis

6. [121721](#) Resolution authorizing the return of real estate located 1325 S. 33rd Street, in the 8th Aldermanic District to former owner, Loretta Ocampo.

Sponsors: THE CHAIR

Appearing:

Karen Taylor - DCD

Ms. Hagner/Lynn Steffen - DNS

Rich Schmidt - Treasurer's Office

The DNS has no outstanding orders or charges and does not object to the request.

Delinquent 2009-2012 I taxes if Paid in APRIL, \$1,175.93

If paid by May 9, 2013 \$1,187.95

*The applicant also lists ownership interest in the following property:
with delinquent 2012 taxes of \$3,674.85.*

1317 S 33rd St., which has a pending reinspection fee of \$50

pending fee need to be paid by noon on April 8, 2013.

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, Davis, Puente and Donovan

No 0

7. [121653](#) Resolution authorizing payment of the claim of Kurt Lacina, in the amount of \$500.

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - City Atty.

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

Aye 4 - Hamilton, Witkowski, Puente and Donovan

No 0

Excused 1 - Davis

8. [121629](#) Resolution relating to an appeal from Rodney Bradley for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - City Atty
Jeff Delleman - DPW Infrastructure
Claimant - Mr. Rodney Bradley

Ald. Witkowski moved to deny based city department testimony.

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

Aye 4 - Hamilton, Witkowski, Puente and Donovan

No 0

Excused 1 - Davis

9. [121378](#) Resolution relating to the claim of Arlene Evans for personal injuries. (7th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - City Atty
Jeff Delleman - DPW Infrastructure
Ms. Evans - Claimant

Ald. Witkowski moved denied based on city department testimony.

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

Aye 4 - Hamilton, Witkowski, Puente and Donovan

No 0

Excused 1 - Davis

10. [121507](#) Resolution relating to the claim of the Milwaukee Metropolitan Sewerage District for property damage.
- Sponsors:** THE CHAIR
- Appearing:*
- Ed Ehrlich - City Atty*
Atty. James Petersen - Milwaukee Metropolitan Sewerage District
- Ald. Witkowski moved this claim be denied based on city attorney's testimony.*
- 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 - Hamilton, Witkowski, Davis, Puente and Donovan
- No** 0
11. [121500](#) Resolution relating to the claim of Rae Lynn Kahle, agent for State Farm Mutual Automobile Insurance Company, on behalf of Roberto Esqueda, Jr. for property damage. (6th Aldermanic District)
- Sponsors:** THE CHAIR
- Appearing:*
- Ed Ehrlich - City Atty*
- Ald. Witkowski moved denial based on non appearance.*
- 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 - Hamilton, Witkowski, Davis, Puente and Donovan
- No** 0
12. [121579](#) Substitute resolution relating to an appeal from Dean Pecard, agent for Laacke & Joys, for charges incurred due to disruption of water service. (3rd Aldermanic District)
- Sponsors:** THE CHAIR
- Appearing:*
- Ed Ehrlich - City Atty.*
Dean Pacard, agent for Laacke & Joys
Earl Smith - Water Department
- Ald. Donovan moved to denial this claim; he withdrew motion*
- Ald. Witkowski moved to grant*
No action was taken on this motion

Ald. Puente moved to hold to the call of the chair to allow water department to present further documentation to the committee.

Failed 2-3 Ald. Donovan, Witkowski, Hamilton voted No

Ald. Witkowski moved claim be granted in the amount of \$665.22

Prevailed 3-2 Ald. Davis and Puente voted NO

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

Aye 3 - Hamilton, Witkowski and Donovan

No 2 - Davis and Puente

13. [121510](#)

Resolution relating to an appeal from Abbas Sepehriamin for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

Per claimant contacting City Atty office

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

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

No 0

14. [121585](#)

Resolution relating to an appeal from Matthew Repinski for property damage.

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - City Atty

Srgt. Michelle Pagan MPD

Matthew Repinski - Claimant's wife was driving the vehile that was shot

Ald. Witkowski moved to make pictures presented by Mr. Repinski and Srgt. Pagan be part of the permanent record.

There were no objections.

Ald. Puente moved denial based on testimony provided by police department and city atty.

Prevailed 5-0

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

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

No 0

15. [121501](#)

Resolution relating to an appeal from Leonard Smith for loss of

property. (1st Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - City Atty

Srgt. Michelle Pagan - MPD

Leonard Smith - claimant

Ald. Davis moved denial based on testimony of MPD and City Atty.

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

Aye 4 - Hamilton, Davis, Puente and Donovan

No 0

Excused 1 - Witkowski

16. [121578](#)

Resolution relating to an appeal from Michael Pias for property damage. (4th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

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

Aye 4 - Hamilton, Davis, Puente and Donovan

No 0

Excused 1 - Witkowski

17. [121633](#)

Resolution directing the Department of Administration - Intergovernmental Relations Division to lobby the State of Wisconsin Department of Administration - Division of Enterprise Operations to consider issues of national security when contracting for technology.

Sponsors: Ald. Zielinski

Appearing:

Ald. Zielinski - Sponsor

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, Davis, Puente and Donovan

No 0

18. [121575](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

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

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

No 0

[121575](#) Substitute resolution relating to legislative bills.

Sponsors: THE CHAIR

Appearing:

*Kimberly Montgomery - IRD
Jo'Mar Hooper - IRD*

AB-23/SB-48 Funding postretirement health care benefits of local government employees

Ald. Puente moved to opposed AB-23/SB-48

*LRB-1643/1 Animals taken into custody.
No position was taken for LRB-1643/1*

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, Davis, Puente and Donovan

No 0

**Meeting adjourned at
3:45 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>.