



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
Fax: 286-3456, jpolan@milwaukee.gov
Legislative Liaison, Richard Withers, 286-8532,
rwithe@milwaukee.gov

Monday, April 22, 2013

1:30 PM

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

Meeting convened at 1:36 P.M.

Present 4 - Hamilton, Witkowski, Puente, Donovan

Excused 1 - Davis

Attendance taken to reflect Ald. Davis arrival to the meeting

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

1. [121430](#) Communication from the City Comptroller relating to the Fraud, Waste and Abuse Hotline Report.

Sponsors: THE CHAIR

Appearing:

Aycha Sirvanci - Audit Manager Comptroller

Stacey Mazmanian - Auditing Comptroller

Martin Matson - City Comptroller

A motion was made by ALD. WITKOWSKI that this Communication be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:

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

No 0

2. [121578](#) Resolution relating to an appeal from Michael Pias for property damage. (4th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - Asst City Atty

Jason Blasiola - Dispatch Office

Michael Pias - Claimant

Mr. Pias claim amount was \$1,175.00

*Based on the testimony of the city attorney and DPW, Ald. Witkowski moved denial.
Prevailed 5-0*

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

3. [121510](#) Resolution relating to an appeal from Abbas Sepehriamin for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

*Based on non appearing by Ald. Puente
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

4. [121807](#) Resolution requesting Milwaukee County to cooperate with the City's Department of Public Works in developing amenities in Copernicus Park that would enhance the park and provide stormwater management areas, and urging the Milwaukee County Board to adopt a policy to work cooperatively with the City to develop similar amenities in other County parks.

Sponsors: Ald. Witkowski and Ald. Bohl

*Appearing:
Tim Thur - DPW Sewer Maintenance Fund
Ald. Witkowski - Sponsor
Ald. Bohl - 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

5. [121664](#) Resolution relating to an appeal from Steven Cohen for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

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

6. [121611](#)

Resolution relating to the claim of Lynnell McKinnie for personal injuries and property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

*Based on non appearance, Ald. Witkowski moved denial
Prevailed 5-0*

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

7. [121612](#)

Resolution relating to the claim of Atty. Hazel Washington on behalf of Richard Sparks, Lolita Allen and Donovan Sparks for damages. (10th Aldermanic District)

Sponsors: THE CHAIR

*Appearing:
Atty. Abigail Gilman, representing the law office Hazel J. Washington
Srgt. Michelle Pagan - MPD
Ed Ehrlich - Asst. City Atty
Lolita Allen & Richard Sparks on behalf of their son, Donovan Sparks*

Council stated that they will amend the dollar amount of this claim to \$25,000 for three family members.

*Ald. Davis moved denial based on the testimony from MPD and city atty.
Prevailed 5-0*

A motion was made by ALD. DAVIS 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

8. [121630](#)

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

Sponsors: THE CHAIR

*Ald. Witkowski moved denial based on non appearance
Prevailed 5-0*

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

9. [121631](#)

Resolution relating to an appeal from Michael Johnson and Noble Johnson for property damage and personal injuries. (3rd Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - Asst City Atty

Srgt. Michelle Pagan - MPD

Father of victim, Mr. Michael Johnson

Ald. Witkowski moved denial based on city attorney testimony and MPD.

Prevailed 5-0

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

10. [121663](#)

Resolution relating to an appeal from Veronica Craine for personal injuries. (9th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Veronica Craine - Claimant

Ed Ehrlich - Asst City Atty

Srgt. Michelle Pagan - MPD

Ald. Davis moved to seatle this claim to cover medical bill of Ms. Craine in the amount of \$153.00

Prevailed 5-0

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

[121663](#)

Substitute resolution relating to an appeal from Veronica Craine for personal injuries. (9th Aldermanic District)

Sponsors: THE CHAIR

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

11. [121665](#) Resolution relating to an appeal from Ronald Stanis personal injuries. (8th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ronald Stanis - claimant

Ed Ehrlich - Asst City Atty

Srgt. Michelle Pagan - MDP

Ald. Donovan moved to denial this claim based on testimony of MPD and Asst City Atty

Prevailed 5-0

A motion was made by ALD. DONOVAN 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. [121713](#) Resolution relating to an appeal from Cynthia Bingham for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Cynthia Bingham - claimant

Srgt. Mihcelle Pagan - MPD

Ed Ehrlich - Asst City Atty

Based on testimony from Asst City Atty and MPD, Ald. Davis moved denial.

Prevailed 4-0

Ald. Donovan excused

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, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

13. [121714](#) Resolution relating to an appeal from Marion Kaiser and Joseph Capol concerning the confiscation of dogs. (14th Aldermanic District)

Sponsors: THE CHAIR

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, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

14. [121806](#) An ordinance relating to filing statements of economic interests.

Sponsors: Ald. Witkowski

Appearing:
Jim Owczarszki - City Clerk
Ed Ehrlich - Asst City Atty

Ald. Witkowski moved to accept proposed Sub A for discussion

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

- [121806](#) A substitute ordinance relating to filing statements of economic interests.

Sponsors: Ald. Witkowski

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

15. [121738](#) Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.

Sponsors: THE CHAIR

Appearing:
Jane Tabaska - Muni Ccourt

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, Davis and Puente

No 0

Excused 1 - Donovan

16. [121795](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

Appearing:
Jo'Mar Hooper - IRD

*Ald. Puente moved for this committee to take a position of support
Prevailed 4-0*

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

[121795](#) Substitute resolution relative to legislative bills.

Sponsors: THE CHAIR

**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, Davis and Puente

No 0

Excused 1 - Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, April 22, 2013 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.

Ald. Witkowski moved that the Judiciary and Legislation Committee may convene into closed session, 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.

*Roll call:
Ald. Puente, Witkowski, Davis and Hamilton
Ald. Donovan excused*

*Also present:
Asst. City Atty - Miriam Horwitz
City Atty. Grant Langley
Deputy City Atty. - Rudolph Konrad
Ghassan korban - DPW Commissioner
Clifton Crump - Mayor's Office
Richard Withers - LRB*

*Leslie Silletti - Mayor's Office
City Atty Paralegal - Debra Lyonsdove
Ald. Perez*

Meeting adjourned at 4:25 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>.