



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MARK A. BORKOWSKI, CHAIR

Ald. Cavalier Johnson, Vice-Chair

*Ald. Robert Bauman, Ald. T. Anthony Zielinski, and Ald. Nikiya
Dodd*

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

*Legislative Liaison, Jeffrey Osterman, 286-2262,
joster@milwaukee.gov*

Monday, January 13, 2020

1:30 PM

Room 301-B, City Hall

AMENDED 1/7/20

Following files have been added: 191206, 191045, 191100, and 191202

Meeting convened at 1:32 PM

Present 5 - Borkowski, Johnson, Bauman, Zielinski, Dodd

1. [191366](#) Appointment of Jessica Boling to the Equal Rights Commission by the Mayor. (12th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0
2. [191367](#) Appointment of William Crowley to the Equal Rights Commission by the Mayor. (4th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0
3. [191371](#) Reappointment of Mayhoua Moua to the Equal Rights Commission by the Mayor. (15th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

4. [191372](#) Reappointment of Tony Snell Rodriguez to the Equal Rights Commission by the Mayor. (4th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

5. [191368](#) Appointment of Emily Mueller to the Ethics Board by the Mayor. (11th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

6. [190832](#) An ordinance relating to provisions of the code of ethics.

Appearing:

Peter Block - ACA

Pat Hintz - Ethics Board Chair

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

7. [191369](#) Appointment of Irma Yepez Klassen to the Standards and Appeals Commission by the Mayor. (3rd Aldermanic District)

Appearing:

Ms. Yepez Klassen

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

8. [191286](#) Resolution relating to the claim of Leticia Anderson.

Appearing:

ACA - Katryna Rhodes

Forestry - Randy Krouse

Forestry - Jeff Laufenberg

Ms. Leticia Anderson

Based on City Attorney's recommendation, Ald. Johnson moved denial of this claim.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

9. [191198](#) Resolution relating to the appeal of Fredrick Withrow for property damage. (5th Aldermanic District)

Appearing:

ACA - Katryna Rhodes

DPW - James Washington

Mr. Frederick Withrow & Mrs. Susan Withrow

Based on City Attorney's recommendations, Ald. Zielinski moved denial of this appeal.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

10. [190728](#) Resolution relating to the claim of Yolanda Holmes

Appearing:

Katryna Rhodes

Ms. Yolanda Holmes

Based on City Attorney's recommendations, Ald. Bauman moved denial of this claim.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

11. [190750](#) Resolution relating to the appeal of James Hedman for property damage. (5th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

12. [190838](#) Resolution relating to the claim of Desiree M. Morton

Appearing:

*Katryna Rhodes
James Washington
Desiree Morton*

Based on City Attorney's recommendations, Ald. Bauman moved denial of this claim.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

13. [191076](#) Resolution relating to the appeal of Nasif Bowie for property damage. (15th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

14. [190760](#) Resolution relating to the appeal of Christine Kowalski-Verzal for property damage. (11th Aldermanic District)

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

15. [191256](#) Substitute resolution authorizing the return of real estate located at 4077 N 71st Street, in the 2nd Aldermanic District to its former owner Paula J. Ambos.

*Appearing:
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor
Ms. Ambos*

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

16. [191206](#) Substitute resolution authorizing the return of real estate located at 3435 W. Clybourn Street, in the 4th Aldermanic District to its former owner Agape Properties, LLC (application made by Agape Properties LLC c/o Angelique Sharpe).

Appearing:
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor

Ms. Angelique Sharpe Rep for Agape Properties LLC

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

17. [191045](#)

Substitute resolution authorizing the return of real estate located at 317 W Ring Street, in the 6th Aldermanic District to its former owner Bosses Sports Bar & Grill LLC (Application made by Kenneth Harper).

Appearing:
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor
Mr. Kenneth Harper

Bosses Sports Bar & Grill has an outstanding building code violation judgment as follows:

Principal balance of \$280.00

If payment is received by 1/17/20 \$311.96

if paid by 2/20/20 \$313.66

The prior owner, was administratively dissolved on 12/12/17. If application is approved, the property will go back into the name of an entity that does not exist in the State of Wisconsin.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

18. [191052](#)

Substitute resolution authorizing the return of real estate located at 1320 W Locust Street, in the 6th Aldermanic District to its former owner Sheila T Nguyen.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

19. [191257](#)

Substitute resolution authorizing the return of real estate located at 2512 S 34th Street, in the 8th Aldermanic District to its former owner Kathleen

Sartorius.

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

Aye 4 - Borkowski, Johnson, Zielinski and Dodd

No 0

Excused 1 - Bauman

20. [191339](#) Substitute resolution authorizing the return of real estate located at 2169 S Muskego Avenue, in the 8th Aldermanic District to its former owner Ruben Herrera.

Appearing:

Nicole LArsen

Deborah McCollum Gathing

Jim Klajbor

Mr. Ruben Herrera, represnted by Atty. Nes FLOres

DNS outstanding charges: \$304.80

Ruben Herrera has an outstanding building code violation judgment in the amount of \$3,234.06

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

21. [191481](#) Substitute resolution authorizing the return of real estate located at 6240-6242 W Thurston Court, in the 9th Aldermanic District to its former owner Mai Y. Sayaovong.

Appearing:

Nicole Larsen

Deborah McCollum GATHing

Norma Lewis

Jim Klajbor

Atty Lorraine McNamara-McGraw, representing

Ms. Sayaovong

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

22. [191478](#) Substitute resolution authorizing the return of real estate located at 168 S. 66th Street, in the 10th Aldermanic District to its former owner Christine Coan.

Appearing:
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor
NO SHow

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

23. [191480](#)

Substitute resolution authorizing the return of real estate located at 3608 S 84th Street, in the 11th Aldermanic District to its former owner Joseph A. Tanski and Pearl L. Tanski.

Appearing
Nicole LArsen
Deborah McCollum Gathing
Jim Klajbor
Joanne & D'Anne Tanski

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

24. [191100](#)

Substitute resolution authorizing the return of real estate located at 1601 W. Lincoln Avenue, in the 12th Aldermanic District to its former owner Lopez Baking Properties, LLC (application made by Jose Lopez).

Appearing
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor
Mr. Jose Lopez & Daughter, Diana Lopez

*Lopez Baking Properties, LLC has outstanding building code Vilation judgment in the amount of \$1,380.00
if paid by 1/17/20 \$1,630.81
if paid by 2/20/20 \$1,636.50*

The prior owner, Lopez Bakery Properties LLC, was administratively dissolved on 9/14/10. If the application is approved, the property will go back into the name of an entity that does not exist in the State of Wisconsin.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

25. [191202](#) Substitute resolution authorizing the return of real estate located at 1036-1038 W. Wright Street, in the 15th Aldermanic District to its former owner George I. Noble and Nora Conway.

Appearing:
Nicole Larsen
Deborah McCollum Gathing
Norma Lewis
Jim Klajbor
no one was present when called.

Mr. Noble has an outstanding building code violation judgment as follows:
\$5,695.00
if paid by 1/17/20 \$8,273.22
if paid by 2/20/20 \$8,294.28

Prior co-owner of this property, Nora Conway, has outstanding building code violations judgments:
\$1,750.00
If paid by 12/16/19 \$2,192.63
if paid by 1/16/20 \$2,199.45

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

26. [191340](#) Substitute resolution authorizing the return of real estate located at 2465 N 33rd Street, in the 15th Aldermanic District to its former owner Clem Richardson.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

27. [191453](#) Resolution directing the Municipal Port Director to prepare and present a report to the Common Council for reaching out to existing sister cities.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

28. [191238](#) Resolution relative to legislative bills.

Appearing:

*IRD Jordan Primakow
Chris Anderson - Bell Ambulance
SB-666
Relating to certification for emergency medical responders.
Zielinski OPPOSED 5-0*

*SB-667
Relating to ambulance staffing and emergency medical personnel.
Zielinski OPPOSED 5-0*

*AB-696/SB-626
Relating to penalties for violations related to the motor vehicle liability insurance requirements, proof of financial responsibility, requirements for registering motor vehicles, operating a vehicle without an operator's license or after suspension or revocation
Zielinski HOLD 5-0*

*AB-569/SB-511
Relating to claims for compensation for post-traumatic stress disorder by police officers and fire fighters under the worker's compensation law.
Brenda Wood
Nilsa Rosado - Jurkiewicz - DER Adm
Johnson HOLD 5-0*

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd
No 0

[191238](#)

Substitute resolution relative to legislative bill.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd
No 0

29. [191424](#)

Resolution authorizing settlement of claims in the lawsuit entitled Enrique Avina, Jr. v. Todd Bohlen and the City of Milwaukee.

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

Aye 3 - Borkowski, Bauman and Dodd
No 0

Excused 2 - Johnson and Zielinski

30. [191313](#)

Substitute resolution authorizing the denial of Saint John's Communities LLC's claim of alleged unlawful tax.

Appearing:

Allison Flanagan

Ald. Johnson moved to make Letter to committee from the law office of Von Briesen, Atty. Alan Marcuvitz:, be part of the permanent record. There were no objections.

"If appropriate, please either add to, or read into the record, the following message:

Saint John's Communities, Inc. appreciates teh Judiciary and Legislation Committee's consideration of its claim of Unlawful tax, which is on the agenda for January 13, 2020.

Saint John's respectfully disagrees with the position of both the City Assessor's Office regarding the taxation, as well as the position taken by the City Attorney's Office with respect to this claim.

Nevertheless, we recognize that, at this time, it is in the best interest of all parties for the Claim to be promptly addressed by this Committee and Common Council, so the issues posed may move forward expeditiously, based on the City Attorney's recommended action."

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

The Judiciary and Legislation Committee may convene into closed session on Monday, January 13th, 2020 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.

This meeting will be webcast live at www.milwaukee.gov/channel25.

Meeting adjourned at 4:04 PM

In the event that Common Council members who are not members of this committee attend this meeting, this meeting may also simultaneously constitute a meeting of the Common Council or any of the following committees: Community and Economic Development, Finance and Personnel, Judiciary and Legislation, Licenses, Public Safety and Health, Public Works, Zoning, Neighborhoods & Development, and/or Steering and Rules. Whether a simultaneous meeting is occurring depends on whether the presence of one or more of the Common Council member results in a quorum of the Common Council or any of the above committees, and, if there is a quorum of another committee, whether any agenda items listed above involve matters within that committee's realm of authority. In the event that a simultaneous meeting is occurring, no action other than information gathering will be taken at the simultaneous meeting.

Times for specific agenda items are estimations. If items cannot be heard at their specified times, they will be heard as soon as practicable thereafter.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

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