



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. ASHANTI HAMILTON, CHAIR

Ald. Nikiya Dodd, Vice-Chair

Ald. Scott P. Spiker, Ald. Robert J. Bauman, and Ald. Michael J. Murphy

Staff Assistant, Joanna Polanco, 286-2366

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

Monday, October 26, 2020

1:30 PM

Room 301-B, City Hall

This is a virtual meeting. Those wishing to view the proceedings are able to do so via the City Channel - Channel 25 on Spectrum Cable - or on the Internet at <http://city.milwaukee.gov/citychannel>.

Meeting called to order at 1:35PM

Present 4 - Hamilton, Spiker, Bauman, Murphy

Excused 1 - Dodd

1. [200626](#) Communication from the United States Postal Service relating to recent changes to the mail delivery system and the effect they will have on services provided to the City of Milwaukee.

Appearing:

Ms. Claire Woodall-Wrag - Director for Election Commission

Mr. Stan Franke - Rep from USPS

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

2. [200781](#) Communication from the Inspector General relating to the 2020 Election Commission, Absentee Ballot

Appearing:

Inspector General - Ronda Kohlheim

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

3. [200309](#) Substitute resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of legislation relating to medical reports of persons injured or killed in officer-involved incidents.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

4. [200840](#) An ordinance relating to discrimination against people having hairstyles associated with racial, ethnic, or cultural identities.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

5. [200802](#) Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

6. [200804](#) Resolution authorizing payment of the claim of Andrew Marx, in the amount of \$12,090.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

7. [200513](#) Resolution relating to the appeal of Russell Stoll for property damage. (4th Aldermanic District)
- A motion was made by ALD. SPIKER that this Resolution be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
8. [190750](#) Resolution relating to the appeal of James Hedman for property damage. (5th Aldermanic District)
- Appearing:*
Mr. James Hedman - appellant
Ms. Katryna Rhodes - ACA
- Mr. Hedman did not appeared when called.*
- A motion was made by ALD. SPIKER that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
9. [191730](#) Resolution relating to the appeal of Jason Hall for property damage. (15th Aldermanic District)
- Mr. Hall did not appeared when called.*
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
10. [191512](#) Resolution relating to the claim of Crystal Harrell.
- A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd

11. [200404](#) Resolution relating to the claim of Bethel-Bethany United Church of Christ.
- Appearing:*
Rep from Bethel-Bethany United Church of Christ - Mr. Thad Winkle
Katryna Rhodes - ACA
Mr. Jeff Kluslow - Forestry
- Ald. Murphy moved to hold this item until receiving verification from pastor Winkle, regarding the tree.*
- A motion was made by ALD. MURPHY that this Resolution be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
12. [200406](#) Resolution relating to the claim of Ronald J. Michalski.
- Appearing:*
Mr. RONald Michalski - claimant
Katryna Rhodes - ACA
- Based on City Attorney's recommendations and city departments's testimony, Ald. Murphy moved denial of this claim.*
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
- Abstain** 1 - Spiker
13. [200204](#) Resolution relating to the appeal of Fred Gray for property damage. (3rd Aldermanic District)
- A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**
- Aye** 4 - Hamilton, Spiker, Bauman and Murphy
- No** 0
- Excused** 1 - Dodd
14. [200203](#) Resolution relating to the appeal of Eric Hinshaw for property damage. (3rd Aldermanic District)

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

15. [200202](#) Resolution relating to the appeal of Devonjalo Simmons for property damage. (7th Aldermanic District)

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

16. [200764](#) Substitute resolution authorizing the return of real estate located at 3330 S. 20th Street, in the 13th Aldermanic District, to its former owner Deitrei Henly.

Appearing:

DCD - Deborah McCullom

Municipal Court - Nicole Larsen

DNS - Tanz Rome

Treasurer - Jim Klajbor

Brother, Russell Henly for Deitrei Henly, claims to be the agent

garbage fees due by noon 3 by noon.

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 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

17. [200810](#) Substitute resolution authorizing the return of real estate located at 2654-2656 N. 45th Street, in the 15th Aldermanic District, to its former owner Ahkee J. Davis.

no one present when called.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

Appearing:

DCD - Deborah McCullom

Municipal Court - Nicole Larsen

DNS - Tanz Rome

Treasurer - Jim Klajbor

Mr. Ahkee Davis

\$186.03 garbage due November 3, 2020 by noon.

3 outstanding parking violations.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

- 18.** [200811](#) Substitute resolution authorizing the return of real estate located at 1324 S. 21st Street, in the 8th Aldermanic District, to its former owner Priyanka Sarath.

Appearing:

DCD - Deborah McCullom

Municipal Court - Nicole Larsen

DNS - Tanz Rome

Treasurer - Jim Klajbor

DNS outstanding charges in the amount of \$529.02 due by noon on November 3.

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

- 19.** [200692](#) Substitute resolution authorizing the return of real estate located at 8910 N. 95th Street, in the 9th Aldermanic District, to its former owner Caleb Chidebell.

Appearing:

DCD - Deborah McCullom
Municipal Court - Nicole Larsen
DNS - Tanz Rome
Treasurer - Jim Klajbor
Mr. Caleb Chidebell did not show up when called

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

20. [200691](#) Substitute resolution authorizing the return of real estate located at 9534 W. Marcelle Avenue, in the 5th Aldermanic District, to its former owner Thomas A. Opachen.

Appearing:
DCD - Deborah McCullom
Municipal Court - Nicole Larsen
DNS - Tanz Rome
Treasurer - Jim Klajbor
Mr & Mrs Opachen

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

5. [200802](#) Resolution approving the revised Municipal Court Non-Traffic Deposit Schedule.

Appearing:
Jane Islo - Muni Court Administrator

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

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

Aye 4 - Hamilton, Spiker, Bauman and Murphy

No 0

Excused 1 - Dodd

The following files (items 21-29) may be placed on file as no longer needed:

21. [140673](#) Communication from the League of Wisconsin Municipalities relating to its role in working with and assisting the City of Milwaukee.
- A motion was made by ALD. MURPHY that this Communication be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Spiker and Murphy
- No** 0
- Excused** 2 - Dodd and Bauman
22. [151187](#) Resolution opposing Wisconsin 2015 Assembly Bill 469 relating to school changing rooms currently pending in the Legislature.
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Spiker and Murphy
- No** 0
- Excused** 2 - Dodd and Bauman
23. [151382](#) Resolution urging the Secretary of the Wisconsin Department of Health Services to request a waiver from the FoodShare Employment and Training Program.
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Spiker and Murphy
- No** 0
- Excused** 2 - Dodd and Bauman
24. [151473](#) Substitute resolution amending the 2015-2016 state legislative package relating to ambulance staffing requirements.
- A motion was made by ALD. MURPHY that this Resolution be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Spiker and Murphy
- No** 0
- Excused** 2 - Dodd and Bauman
25. [160350](#) Communication relating to the activities and final report from the Outstanding Debt Work Group.

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

26. [170090](#) Resolution expressing the City of Milwaukee's support for H-1B visa reforms to protect American workers.

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

27. [170333](#) Communication from departments relating to the status of the implementation of the recommendations of the Outstanding Debt Task Force.

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

28. [170446](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to lobby for state legislation allowing the transfer of the portion of sales tax revenue generated in Milwaukee and currently appropriated to the Southeast Wisconsin Professional Baseball District to the City of Milwaukee for its protective services.

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

29. [171136](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to undertake efforts to promote changes at the state and federal level related to lead hazards.

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

30. [200884](#) Resolution approving the retention of outside counsel in regard to potential vaping litigation.

Appearing:

Ald. Murphy - Sponsor

Tearman Spencer - City Attorney

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

31. [200850](#) Resolution authorizing settlement of claims in the lawsuit entitled Estate of Sylville K. Smith, et al. v. City of Milwaukee, et al., Case No. 17-CV-862-LA.

Appearing:

Naomi Gehling - ACA

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

Aye 3 - Hamilton, Spiker and Murphy

No 0

Excused 2 - Dodd and Bauman

The Judiciary and Legislation Committee may convene into closed session on Monday, October 26th, 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 may go into open session for the regular agenda.

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

Meeting adjourned at 9:23PM

Joanna Polanco

Staff Assistant

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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Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code are required to register with the City Clerk's License Division. Lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at <http://city.milwaukee.gov/Lobbying>.