



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**

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

**Legislative Liaison, Richard Withers, 286-8532,
rwithe@milwaukee.gov**

Monday, July 18, 2011

1:30 PM

Room 301-B, City Hall

Meeting convened at 1:40 P.M.

Present 3 - Hamilton, Witkowski, Davis

Excused 2 - Bohl, Donovan

Ald. Witkowski moved the Judiciary and Legislation Committee to 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 and then will go into open session for the regular agenda.

Roll Call at 1:41 P.M.

Present: Ald. Hamilton, Witkowski, Davis

Excused: Donovan, Bohl

*Also present: Marynell Regan, City Attorney Office;
Vincent Moschella, City Attorney Office;
Barbara Woldt, City Attorney Office
Jennifer Gonda, Intergovernmental Relations Division*

Ald. Davis moved that the Judiciary and Legislation Committee reconvened into open session.

Roll Call at 2:05 PM

Present: Hamilton, Witkowski, Bohl and Davis

1. [110357](#)

Resolution authorizing settlement of the claim of Michael, Best & Friedrich in the amount of \$250,000.

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, Bohl and Davis

No 0

Excused 1 - Donovan

2. [110370](#) Resolution supporting the Community Access Preservation Act of 2011.

Individuals present:

City Clerk - Ron Leonhardt

Vel Wiley, Executive Director MATA Community Media

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, Bohl and Davis

No 0

Excused 1 - Donovan

3. [110406](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Individual present:

Barbara Woldt City Attorney Office

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

Aye 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

4. [110283](#) Resolution relating to an appeal from Steven Buccellato for property damage. (4th Aldermanic District)

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

Aye 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

5. [110294](#) Resolution relating to an appeal from Francisco Guerrero for property damage. (8th Aldermanic District)

based upon 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 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

6. [110317](#) Resolution relating to the claim of Lorene Siekert for property damage.

Individuals present:

Jan Smokowicz - Asst. City Attorney

Jeff Dellemann - DPW Infrastructure Services

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

Aye 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

7. [110328](#) Resolution relating to an appeal from Dzmitry Ramaniuk and Katsiaryna Kantarovich for property damage.

Individuals present:

Jan Smokowicz - Asst. City Atty

Jeff Dellemann - DPW Infrastructure

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, Bohl and Davis

No 0

Excused 1 - Donovan

8. [110329](#) Resolution relating to an appeal from Robert Wahlgren for property damage. (5th Aldermanic District)

Individuals present:

Mr. Wahlgren

Jan Smokowicz - Asst. City Atty.

Jason Sanders - Sewer Department

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

Aye 3 - Hamilton, Witkowski and Davis

No 1 - Bohl

Excused 1 - Donovan

9. [110350](#) Resolution relating to the claim of John and Kim Schoof for property damage. (11th Aldermanic District)

Individuals present:

Jan Smokowicz - Asst City Atty.

Mr. Schoof - claimant

Jason Sanders - Infrastructure Department

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

Aye 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

10. [110318](#) Resolution authorizing the Office of the City Attorney to resolve various Municipal Court cases through permanent stay of the forfeiture or dismissal.

Individuals present:

Sheldyn Himle - Asst Court Administration

Edward Erlich - Asst. City Attorney

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 Davis

No 1 - Bohl

Excused 1 - Donovan

11. [110386](#) Resolution opposing the marketing of "Pabst Blast" and other high-alcohol-content malt beverages to young people and directing Intergovernmental Relations Division-Department of Administration to seek legislative authority to limit marketing and sale of high-alcohol-content malt beverages to young people.

Individuals present:

Ald. Davis

City of Milwaukee Youth Council President - Zach Komes

Richard Withers - Legislation Reference Bureau

Alds. Davis moved to accept proposed sub A.

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

- [110386](#) Substitute resolution opposing the marketing of "Pabst Blast" and other flavored malt beverages above 8 percent alcohol by volume (ABV) to young people and directing Intergovernmental Relations Division-Department of Administration to seek legislative authority to limit marketing and sale of flavored malt beverages above 8 percent ABV

to young people.

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

12. [110204](#)

Substitute resolution relating to implementation by the Election Commission of state voter registration and voter identification requirements.

Individuals present:

Ald. Coggs

Sue Edman - Executive Director Election Commission

Ald. Witkowski moved to accept Proposed Sub A.

Alds. Coggs and Hamilton requested to be added as co sponsored.

Ms. Edman provided members with a flyer used to inform the community of the voting requirement to show a photo ID to vote starting 2012 Spring Primary.

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

[110204](#)

Substitute resolution relating to implementation by the Election Commission of state voter registration and voter identification requirements.

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, Bohl and Davis

No 0

Excused 1 - Donovan

13. [110336](#)

Resolution relating to legislative bills.

Individuals present:

Joe'Mar Hooper - IRD

Jennifer Gonda - IRD

Elaine Miller - Redevelopment Authority City of Milwaukee (RACM)

Jim Scherer - Vice president of MEDC

Paul Vornholt - IRD

Richard Pfaff - Legislative Reference Bureau Manager

Rich Watts - Legislative Reference Bureau

-SB-125/AB-180 Liability of cities, villages, towns, and counties for damages caused

by an insufficiency or want of repair of a highway.

Motion by Ald. Bohl to support Senate Bill 125. Prevailed 4-0 (Ald. Donovan Excused)

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

Individuals present:

Joe'Mar Hooper - IRD

Jennifer Gonda - IRD

Elaine Miller - Redevelopment Authority City of Milwaukee (RACM)

Jim Scherer - Vice president of MEDC

Paul Vornholt - IRD

Richard Pfaff - Legislative Reference Bureau Manager

Rich Watts - Legislative Reference Bureau

-SB-83 Various changes to the eminent domain laws.

Motion by Ald. Witkowski to oppose Senate Bill 83. Prevailed 4-0 (Ald. Donovan Excused)

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

Individuals present:

Joe'Mar Hooper - IRD

Jennifer Gonda - IRD

Elaine Miller - Redevelopment Authority City of Milwaukee (RACM)

Jim Scherer - Vice president of MEDC

Paul Vornholt - IRD

Richard Pfaff - Legislative Reference Bureau Manager

Rich Watts - Legislative Reference Bureau

-SB 148 Legislative redistricting.

Committee took no position on Senate Bill 148. Prevailed 3-0 (Ald. Donovan & Davis Excused)

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

Aye 3 - Hamilton, Witkowski and Bohl

No 0

Excused 2 - Davis and Donovan

Individuals present:

Joe'Mar Hooper - IRD

Jennifer Gonda - IRD

Elaine Miller - Redevelopment Authority City of Milwaukee (RACM)

*Jim Scherer - Vice president of MEDC
Paul Vornholt - IRD
Richard Pfaff - Legislative Reference Bureau Manager
Rich Watts - Legislative Reference Bureau*

*-SB 149 Congressional redistricting to the Redistricting discussion.
Committee took no position on Senate Bill 149. Prevailed 4-0 (Ald. Donovan
Excused)*

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

*Individuals present:
Joe'Mar Hooper - IRD
Jennifer Gonda - IRD
Elaine Miller - Redevelopment Authority City of Milwaukee (RACM)
Jim Scherer - Vice president of MEDC
Paul Vornholt - IRD
Richard Pfaff - Legislative Reference Bureau Manager
Rich Watts - Legislative Reference Bureau*

*-SB-150 Division of municipalities into wards and redistricting of supervisory and
aldermanic districts and appointing a panel to hear challenges to the apportionment
of a congressional or legislative district, and hearing certain appeals.*

*Motion by Ald. Bohl to oppose Senate Bill 150. Prevailed 4-0 (Ald. Donovan
Excused)*

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

14. [110383](#)

Reappointment of Patricia Hintz to the Ethics Board by the Mayor. (4th Aldermanic
District)

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

Meeting adjourned at 4:00 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>.