



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes - Final JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR
Ald. Donald F. Richards, Vice Chair
Ald. Marlene E. Johnson-Odom, Ald. Michael J. Murphy,
Ald. Fredrick G. Gordon

Staff Assistant, Kathleen Marquardt, 286-2231,
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**Italicized comments following the titles of Council files are explanatory only and not intended to limit the scope of the debate or any possible amendments.*

Monday, October 8, 2001

9:00 AM

City Hall, Room 301-B

Present 5 - D'Amato, Richards, Johnson-Odom, Murphy, Gordon

9:00 A.M.; Meeting Convened 9:10 A.M.

- 1) [010761](#) Substitute resolution authorizing Release and Waiver of a subrogation lien against Kari Kirchgessner in connection with the City's Basic Health Plan.

Sponsors: THE CHAIR

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 2) [010693](#) Resolution to settle claim of Attorney Laurie A. Eggert, Eggert Law Office, for defense of various police officers. (City Attorney)

Sponsors: THE CHAIR

Ald. Murphy moved to hold File No. 010693 in the Judiciary and Legislation Committee. The motion prevailed.

Ald. Richards moved for adoption of the aforementioned resolution. The motion prevailed.

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 3 - D'Amato, Richards and Gordon

No 1 - Johnson-Odom

Excused 1 - Murphy

- 3) [010592](#) Substitute resolution authorizing the placement of special charges on the property tax bill for current municipal service for properties in the City of Milwaukee.

Sponsors: CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 4) [010749](#) Resolution granting deferred payments of special assessments for Diane Krall, 2270 West Ramsey Avenue, in the 13th Aldermanic District, and Kathleen Wilson, 1226 East Idaho Avenue, in the 14th Aldermanic District.

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 5) [010720](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2000 tax roll, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 6) [010559](#) An ordinance relating to the fee charged for registering a domestic partnership.

Sponsors: Ald. Bohl

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

9:15 A.M.

- 7) [010706](#) Appeal of Jason Harink relative to claim for property damage. (3rd Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 8) [010021](#) Communication from the City Attorney's Office transmitting a communication from Clarence and Carlene Grim relative to a claim for property damage.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 0

Excused 1 - Gordon

- 9) [010707](#) Appeal of Robert Mabeus relative to claim for property damage. (4th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Murphy

No 1 - Gordon

- 10) [010584](#) Appeal of Westfield Companies relative to claim for property damage. (2nd Aldermanic District)

Sponsors: CHAIR

Ald. Murphy moved to make a Statement of Driver document part of the file.

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 11) [010588](#) Appeal of Lonnie Patterson relative to claim for property damage. (17th Aldermanic District)

Sponsors: CHAIR

A motion was made by Ald. Murphy that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

9:30 A.M.

- 12) [010708](#) Appeal of Donald Thielke relative to claim for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 13) [010520](#) Appeal of John Milewski relative to claim for property damage. (14th Aldermanic District)

Sponsors: CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 14) [010781](#) Appeal of Joseph Buran relative to claim for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

9:45 A.M.

- 15) [010587](#) Appeal of John Mosley relative to claim for property loss. (6th Aldermanic District)

Sponsors: CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 16) [010682](#) Substitute resolution to settle claim of Sandy Kosek for towing and storage fees.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Chair D'Amato that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 17) [010709](#) Appeal of Atty Carl Dubin on behalf of Larry Witter relative to claim for personal injuries. (10th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

10:00 A.M.

- 18) [010703](#) Substitute resolution authorizing the return of real estate located at 4908 N. 22nd Street, in the 1st Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Kathleen Reed Singh)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 19) [010692](#) Substitute resolution authorizing the return of real estate located at 4369 N. 54th Street, in the 2nd Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Richards R. Stevens)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 20) [010694](#) Substitute resolution authorizing the return of real estate located at 441 E. Garfield Avenue, in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Hector & Vivian Machado)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 21) [010753](#) Substitute resolution authorizing the return of real estate located at 2547 N. 2nd Street, in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Wanda Scruggs)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

- 22) [010695](#) Substitute resolution authorizing the return of real estate located at 2746 N. 30th Street, in the 7th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (John Carter for Albert & Juanita Carter)

Sponsors: THE CHAIR

**A motion was made by Ald. Gordon that this matter be HELD IN COMMITTEE.
The motion carried by the following vote:**

Aye 4 - D'Amato, Richards, Johnson-Odom and Gordon

No 0

Excused 1 - Murphy

10:15 A.M.

- 23) [010698](#) Substitute resolution authorizing the return of real estate located at 2749 N. 34th Street, in the 7th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Ike A. Thomas)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

- 24) [010752](#) Substitute resolution authorizing the return of real estate located at 2922 North 24th Place, in the 7th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Calvin McPike for Iva Jean McPike)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 3 - D'Amato, Johnson-Odom and Gordon

No 0

Excused 2 - Richards and Murphy

- 25) [010700](#) Substitute resolution authorizing the return of real estate located at 5522 North 41st Street, in the 9th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Debbie Lee)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Johnson-Odom, Murphy and Gordon

No 0

Excused 1 - Richards

- 26) [010683](#) Substitute resolution authorizing the return of real estate located at 3164 N. 29th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Jessie M. Lacking)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Johnson-Odom, Murphy and Gordon

No 0

Excused 1 - Richards

- 27) [010684](#) Substitute resolution authorizing the return of real estate located at 3441 N. 14th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Minnie Garrison)

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 28) [010685](#) Substitute resolution authorizing the return of real estate located at 3269-71 N. 16th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Beverly Huley)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

10:30 A.M.

- 29) [010696](#) Substitute resolution authorizing the return of real estate located at 3612 N. 16th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with

all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Jimmie Smith)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

30) [010697](#)

Substitute resolution authorizing the return of real estate located at 3614 N. 11th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Winnie Croft)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

31) [010699](#)

Substitute resolution authorizing the return of real estate located at 6562 North 106th Street, in the 15th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (David A. Crowley)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

32) [010701](#)

Substitute resolution authorizing the return of real estate located at 2038-40 N. 34th Street, in the 17th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Realty Improvements/Fred Strutz)

Sponsors: THE CHAIR

---This file will be held to the Call of the Chair until the appellant is able to meet with Mr. Seager of the Dept. of Neighborhood Services.

A motion was made by Vice Chair Richards that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 33) [010702](#) Substitute resolution authorizing the return of real estate located at 2629 N. 9th Street, in the 17th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Jimmy Robinson)

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Johnson-Odom that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

11:00 A.M.

- 34) [010256](#) Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

A motion was made by Vice Chair Richards that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 35) [010772](#) Substitute resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of legislation to alter the method by which members of the board of police and fire commissioners are appointed in cities of the first class.

Sponsors: Ald. Cameron, Ald. Hines Jr., Ald. Henningsen, Ald. Donovan, Ald. Sanchez, Ald. Johnson-Odom, Ald. Gordon, Ald. Breier and Ald. Herron

Ald. Gordon moved for adoption of File No. 010722.

The motion failed by the following vote:

Ayes: Ald. Johnson-Odom and Gordon-2.

Noes: Ald. D'Amato, Murphy and Richards-3.

Ald. Breier requested that her name be removed as sponsor unless the resolution was amended.

Ald. Gordon moved to amend the resolution by having two members be appointed by the Common Council instead of by the President of the Common Council.

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 1 - Johnson-Odom

- 36) [010773](#) Substitute resolution directing the Intergovernmental Relations Division – Department of Administration to lobby for a change in recently enacted legislation related to the property damage amount for classification as a Class D felony for graffiti-related vandalism.

Sponsors: Ald. Breier, Ald. Pawlinski, Ald. Sanchez, Ald. Cameron, Ald. Donovan, Ald. Bohl, Ald. Herron, Ald. Gordon and Ald. Richards

Ald. Gordon and Richards requested that their names be added as co-sponsors.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 37) [010689](#) A substitute ordinance relating to aldermanic district boundaries commencing in 2004.

Sponsors: THE CHAIR

Ald. Johnson-Odom moved for reconsideration of File No. 010689. The motion prevailed by the following vote:

Ayes: Ald. D'Amato, Richards, Johnson-Odom, Murphy and Gordon-5.

Noes: 0.

Ald. D'Amato moved to amend File No. 010689 by transferring election ward #104 from the 6th Aldermanic District to the 3rd Aldermanic District.

Ald. D'Amato moved for passage of the ordinance, as amended. The motion prevailed.

A motion was made by Chair D'Amato that this matter be RECOMMENDED FOR PASSAGE. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

- 38) [010691](#) Substitute resolution relating to renumbering of election wards that comprise the 2004 aldermanic districts.

Sponsors: Ald. D'Amato, Ald. Richards, Ald. Hines Jr., Ald. Cameron, Ald. Pawlinski, Ald. Donovan, Ald. Bohl and Ald. Breier

Ald. Johnson-Odom moved for reconsideration of File No. 010691. The motion prevailed by the following vote:

Ayes: Ald. D'Amato, Richards, Johnson-Odom, Murphy and Gordon-5.

Noes: 0.

Ald. D'Amato moved for adoption of the resolution, as amended. Prevailed.

A motion was made by Chair D'Amato that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 5 - D'Amato, Richards, Johnson-Odom, Murphy and Gordon

No 0

Meeting Adjourned: 12:06 P.M.

Kathleen M. Marquardt

Staff Assistant