



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Agenda 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, Linda Elmer, (414) 286-2232

Fax: (414) 286-3456, E-mail: lelmer@milwaukee.gov

Monday, September 14, 2009

1:30 PM

Room 301-B, City Hall

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, September 14, 2009 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats. to confer with legal counsel who will render oral or written advice with respect to litigation in which the city is or is likely to become involved with concerning Item #1...Resolution to authorize settlement of benefit and interest claims made by Philip Sliwinski in Sliwinski v. City of Milwaukee relating to section 74.37, Wisconsin Statutes, lawsuits against the City of Milwaukee; Item #2....Resolution to settle claims for the defense of police officers; Jude v. City of Milwaukee; and to confer with legal counsel 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.

1. [090387](#) Resolution to authorize settlement of benefit and interest claims made by Philip Sliwinski in Sliwinski v. City of Milwaukee.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Fiscal Note](#)

2. [090460](#) Resolution to settle claims for the defense of police officers.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Attorney's Bill](#)

---This file includes payment of legal fees for Shawn Humitz.

2:15 P.M.

3. [090599](#) Appointment of Barbara Ulichny to the Board of Review by the Mayor. (3rd Aldermanic District)

Sponsors: THE CHAIR

Attachments: [Appointment Letter](#)
 [Resume](#)
 [Hearing Notice List](#)

4. [090394](#) Resolution approving revised Municipal Court Non-Traffic and Boating Deposit Schedules.

Sponsors: THE CHAIR

Attachments: [Cover Letter and Schedules](#)
 [Fiscal Note](#)
 [Hearing Notice List](#)

5. [090432](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008 tax rolls, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
 [Cover Letter](#)
 [Table of Assessment Reduction](#)
 [Assessment Reduction Letters](#)
 [Hearing Notice List](#)

6. [090431](#) Resolution to cancel real estate taxes levied against a certain parcel identified by Tax Key No. 498-1721-000-6, 2650-2700 S. Chase Avenue, (Klement Company), on the 2008 manufacturing tax roll, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
 [Cover Letter](#)
 [Hearing Notice List](#)

7. [081060](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Sponsors: THE CHAIR

Attachments: [September 9 Report](#)
 [September 1 Report Re Retention of Outside Counsel](#)
 [June 23 Report](#)
 [May 15 Report](#)
 [April 1 Report](#)
 [Jan 29 Report](#)
 [Hearing Notice List](#)

Items below will be heard no earlier than 2:30 P.M.:

8. [090486](#) Substitute resolution authorizing the return of real estate located at 3116-3118 N. 27th St., in the 7th Aldermanic District to its former owner. (Antione Woodland)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)

[Application for Vacation of In Rem Judgment](#)

[Treasurer's Office](#)

[Dept of Neighborhood Services](#)

[Health Dept](#)

[Dept of City Development](#)

[Hearing Notice List](#)

9. [090490](#) Substitute resolution authorizing the return of real estate located at 3278 N. 12th St., in the 6th Aldermanic District to its former owner. (Jerry Smith)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)

[Application for Vacation of Inrem Judgment](#)

[Treasurer's Office](#)

[Dept of Neighborhood Services](#)

[Health Dept](#)

[Dept of City Development](#)

[Hearing Notice List](#)

10. [090491](#) Substitute resolution authorizing the return of real estate located at 3710 N. Port Washington Ave., in the 6th Aldermanic District to its former owner. (Turnaround, LLC)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)

[Application for Vacation of Inrem Judgment](#)

[Treasurer's Office](#)

[Other Properties Owned by Turnaround](#)

[Dept of Neighborhood Services](#)

[Health Dept](#)

[Dept of City Development](#)

[Hearing Notice List](#)

11. [090492](#) Substitute resolution authorizing the return of real estate located at 1836 W. Fond du Lac Ave., in the 15th Aldermanic District to its former owner. (Leonard Brady, Agent for Jolen & Company)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

12. [090493](#) Substitute resolution authorizing the return of real estate located at 6973 N. 79th Court, in the 9th Aldermanic District to its former owner. (Bass & Moglowsky, S.C. on behalf of Nationstar Mortgage, LLC)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

13. [090494](#) Substitute resolution authorizing the return of real estate located at 1810-1812 S. 23rd St., in the 8th Aldermanic District to its former owner. (Gaspar Guerrero)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

14. [090497](#) Substitute resolution authorizing the return of real estate located at 3320 N. 11th St., in the 6th Aldermanic District to its former owner. (Homecomings Financial)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

15. [090498](#) Substitute resolution authorizing the return of real estate located at 3015-3017 N. 6th St., in the 6th Aldermanic District to its former owner. (Homecomings Financial)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
16. [090500](#) Substitute resolution authorizing the return of real estate located at 3457 N. 58th St., in the 10th Aldermanic District to its former owner. (Alotta Properties, LLC)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
17. [090501](#) Substitute resolution authorizing the return of real estate located at 5406 N. 20th St., in the 1st Aldermanic District to its former owner. (Jacqueline Holmon)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
18. [090502](#) Substitute resolution authorizing the return of real estate located at 421 N. 30th St., in the 4th Aldermanic District to its former owner. (Prestyne Wallace)
- Sponsors:** THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

19. [090504](#) Substitute resolution authorizing the return of real estate located at 1616-1618 S. Cesar E. Chavez Dr., in the 12th Aldermanic District to its former owner. (Maria de La Luz Hernandez)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

20. [090507](#) Substitute resolution authorizing the return of real estate located at 3015 N. 12th St., in the 6th Aldermanic District to its former owner. (Wacheyne Evans)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

21. [090529](#) Substitute resolution authorizing the return of real estate located at 2180 S. Robinson Ave., in the 14th Aldermanic District to its former owner. (Robert Heffernan, Agent for Berland/Heffernan, Inc.)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

22. [090530](#) Substitute resolution authorizing the return of real estate located at 4656 N. 49th St., in the 7th Aldermanic District to its former owner. (Kelley Whiteley, Agent for Wilshire Credit Corporation)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
23. [090572](#) Substitute resolution authorizing the return of real estate located at 1420 W. Arthur Ave., in the 12th Aldermanic District to its former owner. (CitiFinancial Services Company)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Application for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
24. [090580](#) Substitute resolution authorizing the return of real estate located at 1680 S. Pearl St., in the 12th Aldermanic District to its former owner. (Stacy Edeker, Agent for GMAC Mortgage, LLC)
- Sponsors:** THE CHAIR
- Attachments:** [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)
25. [090581](#) Substitute resolution authorizing the return of real estate located at 2931-2933 N. 2nd St., in the 6th Aldermanic District to its former owner. (Dennis Miskowski)
- Sponsors:** THE CHAIR

Attachments: [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

26. [090582](#) Substitute resolution authorizing the return of real estate located at 3117 W. Vine St., in the 15th Aldermanic District to its former owner. (Xa Yang)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

27. [090619](#) Substitute resolution authorizing the return of real estate located at 3730 N. Port Washington Ave., in the 6th Aldermanic District to its former owner. (M&I Marshall & Ilsley Bankd)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

28. [090620](#) Substitute resolution authorizing the return of real estate located at 3332-3332A N. 22nd St., in the 6th Aldermanic District to its former owner. (Pinnacle Trust Services)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

29. [090621](#) Substitute resolution authorizing the return of real estate located at 5205D S. 13th St., in the 13th Aldermanic District to its former owner. (Todd Brunner)

Sponsors: THE CHAIR

Attachments: [Fiscal Note](#)
[Request for Vacation of Inrem Judgment](#)
[Treasurer's Office](#)
[Copy of Other Properties Owned](#)
[Dept of Neighborhood Services](#)
[Health Dept](#)
[Dept of City Development](#)
[Hearing Notice List](#)

Items below will be heard no earlier than 3:15 P.M.:

30. [090386](#) Resolution relating to the claim of Southeastern Pediatric & Adolescent Medicine for property damage. (5th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Claim](#)
[Hearing Notice List](#)

---\$5,484.85

31. [090434](#) Appeal of Hall Chrevrolet Co., Inc. for loss of property.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$4,279.87

32. [090487](#) Resolution relating to an appeal from John Zanger for property damage. (2nd Aldermanic District)

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$6,581.69

33. [090514](#) Resolution relating to an appeal from Nationwide Insurance on behalf of Joseph and Susan Boucher for property damage.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$4,608.76

34. [090388](#) Resolution relating to the claim of Timothy Lock, Agent for Farmers Insurance on behalf of Robert Williams for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Claim](#)
[Hearing Notice List](#)

---\$17,975.72

35. [090398](#) Resolution relating to the appeal of Eric Johnson for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$1,246.79

36. [090397](#) Resolution relating to the appeal of Jennifer and Thomas Grieve for property damage.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$638.88

37. [090505](#) Resolution relating to an appeal from Amy Lynn Guerrero for property damage.

Sponsors: THE CHAIR

Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$121.44

38. [090476](#) Resolution relating to the claim of Atty. Daniel Stevens on behalf of Jeslia Barajas for property damage. (12th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)

---\$50,000.00

39. [090475](#) Resolution relating to the claim of Atty. Daniel Stevens on behalf of Deslie Lawrence for property damage. (2nd Aldermanic District)
Sponsors: THE CHAIR
Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)
---\$22,000.00
40. [090474](#) Resolution relating to the claim of Atty. Daniel Stevens on behalf of Gloria Coleman for property damage. (2nd Aldermanic District)
Sponsors: THE CHAIR
Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)
---\$35,000.00
41. [090473](#) Resolution relating to the claim of Atty. Daniel Stevens on behalf of Danielle Shakoor for property damage. (2nd Aldermanic District)
Sponsors: THE CHAIR
Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)
---\$55,000.00
42. [090472](#) Resolution relating to the claim of Atty. Daniel Stevens on behalf of James & Nora Luster for property damage. (2nd Aldermanic District)
Sponsors: THE CHAIR
Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)
---\$50,000.00
43. [090506](#) Resolution relating to an appeal from Bernice Lewis for property damage. (6th Aldermanic District)
Sponsors: THE CHAIR
Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)
---\$3,125.00
44. [090570](#) Resolution relating to an appeal from Kambi Washington for property damage. (6th Aldermanic District)

Sponsors: THE CHAIR
Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$2,812.30

45. [090583](#) Resolution relating to an appeal from Linda Collins for property damage. (14th Aldermanic District)

Sponsors: THE CHAIR
Attachments: [City Attorney Letter](#)
[Appeal](#)
[Hearing Notice List](#)

---\$4,500.00

46. [090391](#) Resolution relating to the claim of Emma Nash for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR
Attachments: [City Attorney Letter](#)
[Claim](#)
[Hearing Notice List](#)

---\$6,203.40

47. [080890](#) Resolution relating to the claim of Bobbie J. Lathan for property damage. (1st Aldermanic District)

Sponsors: THE CHAIR
Attachments: [City Attorney Letter.doc](#)
[Claim](#)
[Hearing Notice List](#)

---\$20,000.00

4:00 P.M.

48. [090310](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

Attachments: [Agenda 09-14-09.doc](#)

[AB-269 - Cusing injury to a law enforcement officer while resisting or obstructing](#)

[AB-340 - Restricting access to and limiting information contained in the Consolic](#)

[SB-240 - Restoring the right to vote to certain persons barred from voting as a r](#)

[AB-353 Restoring the right to vote to certain persons barred from voting as a re](#)

[AB-403 - Local government property insurance fund premiums.](#)

[SB-282 - Local government property insurance fund premiums.](#)

[RE AB-269 Relating to causing injury to a law enforcement officer while resisti](#)

[RE AB-340 Relating to restricting access to and limiting information contained](#)

[RE SB-240 Relating to restoring the right to vote to certain persons barred from](#)

[HACM Comments on AB-340.DOC](#)

[MPL Board Quorum.doc](#)

[Hearing Notice List](#)

AB-269 Causing injury to a law enforcement officer while resisting or obstructing an officer or while attempting to flee and providing a penalty.

AB-340 Restricting access to and limiting information contained in the Consolidated Court Automation Programs and providing a penalty.

SB-240/AB-353 Restoring the right to vote to certain persons barred from voting as a result of a felony conviction and changing the information required on voter registration forms.

AB-403/SB-282 Local government property insurance fund premiums.

Legislation to change the quorum requirement for the Milwaukee Public Library Board and legislation to change the language in Chapter 43 that limits the county executive's designee to a county supervisor who lives outside the city.

49. [090590](#) Resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state legislation amending the neighborhood improvement districts law with respect to mail notification of the city plan commission public hearings on the proposed creation or termination of a neighborhood improvement district.

Sponsors: Ald. Donovan

Attachments: [Fiscal Note](#)
[Hearing Notice List](#)

50. [090600](#) Reappointment of Lillian Carter-Pounds to the Deferred Assessment Board by the Mayor. (9th Aldermanic District)

Sponsors: THE CHAIR

Attachments: [Reappointment Letter](#)
[Attendance Record](#)

51. [090467](#) Reappointment of Robert Spindell, Jr., to the Election Commission by the Mayor. (3rd Aldermanic District)

Sponsors: THE CHAIR

Attachments: [Reappointment Letter](#)
 [Attendance Record](#)

The following files may be placed on file as no longer needed:

52. [060331](#) Substitute resolution directing the Election Commission to place an advisory referendum on the consolidation of certain City of Milwaukee and Milwaukee County government functions on the November 7, 2006, ballot.
Sponsors: Ald. Witkowski
Attachments: [Fiscal Note](#)
 [News media release of 7/20/06 by Ald. Witkowski](#)
 [News media release of 8/10/06 by Ald. Witkowski](#)
 [News media release by Ald. Davis](#)
 [News media release of 9/19/06 by Ald. Witkowski](#)
53. [070678](#) Resolution authorizing the remission of the real estate taxes, for the tax year 2005 and 2006 in the amount of \$25,184.62, for the properties conveyed from K&L Trust and Kohl et al. to the Milwaukee County.
Sponsors: THE CHAIR
Attachments: [City Atty. Cover Letter](#)
 [Fiscal Note](#)
 [Fiscal Analysis.doc](#)
54. [080396](#) Resolution authorizing settlement of US Oil v. City, tax assessment case.
Sponsors: THE CHAIR
Attachments: [Notice List](#)
55. [080605](#) Resolution approving and authorizing the settlement of judgment for delinquent taxes entered on behalf of the City of Milwaukee by the Kohn Law Firm against Golden Marina Causeway LLC.
Sponsors: THE CHAIR
Attachments: [Cover Letter](#)
 [Fiscal Note](#)
 [Notice List](#)
56. [081216](#) Resolution relating to introduction of state legislation to permit use of Tax Incremental District funds to finance infrastructure improvements citywide.
Sponsors: Ald. Bohl
Attachments: [Hearing Notice List](#)
57. [081217](#) Resolution urging the State of Wisconsin to allocate a portion of the state gasoline tax on gasoline sold in the City of Milwaukee to fund infrastructure improvements citywide.
Sponsors: Ald. Bohl

Attachments: [Hearing Notice List](#)

58. [081685](#) Resolution appropriating funds from the 2009 Common Council Contingent Fund to the Remission of Taxes Fund for settlement of three lawsuits (Servite, Rainbow, & Riverwood) against the City of Milwaukee regarding their 2006, 2007, and 2008 tax assessments.

Sponsors: THE CHAIR

Attachments: [Hearing Notice List](#)

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

Members of the Common Council and its standing committees who are not members of this committee may attend this meeting to participate or to gather information. Notice is given that this meeting may constitute a meeting of the Common Council or any of its standing committees, although they will not take any formal action at this meeting.

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

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code of Ordinances are required to register with the City Clerk's Office License Division. Registered lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at www.milwaukee.gov/lobby.