



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Meeting Minutes ADMINISTRATIVE REVIEW APPEALS BOARD

JENNIFER HAVAS, CHAIR

**Donald Fraker, Vice-Chair, Fredrick Gordon, Daniel Lee, and Ald. Terry Witkowski
Christopher Strohbehn -- Alternate**

**Staff Assistant, Linda Elmer, (414)-286-2232
Fax: 286-3456, E-mail: lelmer@milwaukee.gov**

Friday, December 11, 2009

9:00 AM

Room 301-B, City Hall

Meeting convened: 9:04 A.M.

Present: 3 - Havas, Fraker, Lee

Absent: 1 - Gordon

Excused: 2 - Witkowski, Strohbehn

1. **09191** Appeal of Michael Hussey, Agent for ZJR Properties LLC for board-up fees. (6569 N. 104th Court) (5th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohbehn

2. **09170** Appeal of Matthew Jones for weed removal fees. (128 W. Mineral Street) (12th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED based upon non-appearance despite being provided timely notice of the hearing. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

3. 09180 Appeal of Barbi Goldsmith for weed removal fees. (7401 W. Fond du Lac Avenue) (2nd Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED based upon non-appearance despite being provided timely notice of the hearing. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

9:15 A.M.

4. 09185 Appeal of Joseph Kasle, Agent for Kastle Enterprises LLC for weed removal fees. (224 W. Bruce Street) (12th Aldermanic District)

Sponsors: THE CHAIR

This matter was held in committee at the request of the appellant.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be HELD IN COMMITTEE. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

5. 09196 Appeal of Al Odom for a grass and weed nuisance fee. (3862 N. 27th Street) (7th Aldermanic District)

Sponsors: THE CHAIR

This matter was not before the Board as the \$25 was to pay the posting fee, not appeal the posting fee.

WITHDRAWN

Roll call taken at 9:20 A.M.

Present: 4 - Witkowski, Havas, Fraker, Lee

Absent: 1 - Gordon

Excused: 1 - Strohbehn

9:30 A.M.

6. **09182** Appeal of Gregory Nawrocki for garbage and litter nuisance fees. (3016-3020 W. Bobolink Avenue) (1st Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by ALD. WITKOWSKI, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 4 - Witkowski, Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 1 - Strohbehn

Roll call taken at 10:03 A.M.

Present: 3 - Havas, Fraker, Lee

Absent: 1 - Gordon

Excused: 2 - Witkowski, Strohbehn

7. **09186** Appeal of Jantira Nakhapakorn for garbage and litter nuisance fees. (1840-1846 W. Atkinson Avenue) (6th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals

Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Daniel Lee, seconded by ALD. WITKOWSKI, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 4 - Witkowski, Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 1 - Strohschein

8. **09188** Appeal of Cesar Morales for garbage and litter nuisance fees. (1802 S. 19th Street) (12th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED based upon non-appearance despite being provided timely notice of the hearing. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohschein

9:45 A.M.

9. **09193** Appeal of Calvin Lucas for reinspection fees. (4736 N. 74th Street) (2nd Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

10. 09190

Appeal of James Mikecz for reinspection fees. (8630 W. Burdick Avenue) (11th Aldermanic District)

Sponsors: THE CHAIR

This appeal was held at the request of the appellant.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be HELD IN COMMITTEE. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

10:00 A.M.

11. 09161

Appeal of David Marunowski for reinspection fees. (2802 S. 11th Street) (14th Aldermanic District)

Sponsors: THE CHAIR

This appeal was held at the request of the appellant.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be HELD IN COMMITTEE. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

12. 09179

Appeal of Alice Tassoul for reinspection fees. (2200 S. 14th Street) (12th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this

APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

10:15 A.M.

- 13. 09194** Appeal of Rebecca Webb for reinspection fees. (5183 N. 31st Street) (1st Aldermanic District)

Sponsors: THE CHAIR

Held in committee at the request of the appellant and the department so the department and the appellant can discuss the matter further.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be HELD IN COMMITTEE. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

- 14. 09197** Appeal of Will Sherard for reinspection fees. (3884-3886 N. 4th St.) (6th Aldermanic District)

Sponsors: THE CHAIR

Atty. Roy B. Evans present for the appellant.

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

10:30 A.M.

15. 09181 Appeal of James Olszewski for reinspection fees. (2269 N. 59th Street) (10th Aldermanic District)

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohbehn

16. 09187 Appeal of Dawn Powell for special charges for police services. (3265 N. 8th Street) (6th Aldermanic District)

Sponsors: THE CHAIR

The 5 charges Ms. Powell appealing are:

July 1, 2009 - \$145.20

July 25, 2009 - \$12.79

July 29, 2009 - \$12.79

July 26, 2009 - \$87.62

August 6, 2009 - \$56.50

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohbehn

17. 09195 Appeal of Atty. John Germanotta on behalf of Amarjit Sandhar for a nuisance determination by the Police Department. (2175 N. 35th Street) (15th Aldermanic

District)

Sponsors: THE CHAIR

This appeal was held at the request of the appellant and will be scheduled after April 15th.

A motion was made by Donald Fraker, seconded by Daniel Lee, that this APPEAL be HELD IN COMMITTEE. This motion PREVAILED by the following vote:

Aye: 3 - Havas, Fraker, and Lee

No: 0

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

11:15 A.M.

- 18. 09166** Appeal of Jennifer Leskovsek, agent for Colt Construction Services II, LLC regarding Emerging Business Enterprise Certification.

Sponsors: THE CHAIR

This appeal was heard by the City of Milwaukee's Administrative Review Appeals Board at the date and place listed above. The Board's decision in this matter is recorded below. The Board's decision may be appealed by petitioning the Circuit Court of Milwaukee County no later than thirty (30) days from December 11, 2009. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Daniel Lee, seconded by Jennifer Havas, that this APPEAL be DENIED as the city followed proper procedures. This motion PREVAILED by the following vote:

Aye: 2 - Havas, and Lee

No: 1 - Fraker

Absent: 1 - Gordon

Excused: 2 - Witkowski, and Strohhahn

- 19. Review and Approval of the Rules of Procedure of the Board**

*Meeting adjourned: 12:50 P.M.
Linda M. Elmer
Staff Assistant*