



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Meeting Minutes ADMINISTRATIVE REVIEW APPEALS BOARD

JENNIFER HAVAS, CHAIR

Donald Fraker, Vice-Chair, Martin Collins, Daniel Lee, and Ald.

Terry Witkowski

Christopher Strohbehn -- Alternate

Staff Assistant, Linda Elmer, (414)-286-2232

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

Tuesday, March 30, 2010

9:00 AM

Room 301-A, City Hall

Meeting convened: 9:07 A.M.

Present: 3 - Havas, Fraker, Collins

Excused: 3 - Witkowski, Lee, Strohbehn

- 1. 10036** Appeal of Carmen Pitre, Agent for the Sojourner Family Peace Center, Inc. for board-up fees. (619 W. Walnut Street) (6th Aldermanic District)

Sponsors: THE CHAIR

This matter was settled, due to department error, prior to the meeting.

SETTLED
- 2. 10035** Appeal from Michael Schwitzer, Agent for Suenos Properties LLC for fees to return garbage carts to storage area. (6337 W. Keefe Avenue Parkway) (10th Aldermanic District)

Sponsors: THE CHAIR

This matter was settled prior to the hearing.

SETTLED
- 3. 10038** Appeal of Vincent Nelson for reinspection fees. (2472 N. 33rd Street) (15th Aldermanic District)

Sponsors: THE CHAIR

The appellants appeared at 9:15, so the Board moved to reconsider and heard the appeal.

Held so the department and the appellants can meet and discuss the outstanding violations.

A motion was made by Donald Fraker that this APPEAL be DENIED. This motion PREVAILED by the following vote:

Aye: 2 - Havas, and Fraker

No: 0

Excused: 4 - Gordon, Witkowski, Lee, and Strohhahn

9:15 A.M.

RECESS: 9:08 A.M.

RECONVENE: 9:15 A.M.

4. 10026 Appeal of Scott Rummel for reinspection fees. (6220 N. 107th Street) (5th Aldermanic District)

Sponsors: THE CHAIR

Granted as the department not present.

A motion was made by Donald Fraker, seconded by Martin Collins, that this APPEAL be GRANTED. This motion PREVAILED by the following vote:

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

No: 0

Excused: 2 - Lee, and Strohhahn

5. 10027 Appeal of Scott Rummel for reinspection fees. (6220 N. 107th Street) (5th Aldermanic District)

Sponsors: THE CHAIR

Granted as the department not present.

A motion was made by Donald Fraker, seconded by Martin Collins, that this APPEAL be GRANTED. This motion PREVAILED by the following vote:

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

No: 0

Excused: 2 - Lee, and Strohhahn

6. 10023 Appeal of Jodie Zarnowski for garbage and litter nuisance fees. (2614 S. 14th Street) (12th Aldermanic District)

Sponsors: THE CHAIR

This appeal was settled before the board meeting.

SETTLED

Roll call taken at 9:34 A.M.

Present: 4 - Collins, Witkowski, Havas, Fraker

Excused: 2 - Lee, Strohhahn

9:30 A.M.

7. **10029** Appeal of Paul Carroll for garbage and litter nuisance fees. (2473 S. 13th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohbehn

8. **10030** Appeal of Freya Alvarado for garbage and litter nuisance fees. (2162 S. 6th Street)
(14th Aldermanic District)

Sponsors: THE CHAIR

This appeal was settled before the board meeting.

SETTLED

9:45 A.M.

9. **10040** Appeal of Amjad Tufail for garbage and litter nuisance fees. (1635 W. North Avenue) (15th Aldermanic District)

Sponsors: THE CHAIR

This appeal was settled prior to the meeting.

SETTLED

10. **10043** Appeal of Sallie White for reinspection fees. (103 W. Lloyd St.) (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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by ALD. WITKOWSKI, 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: 4 - Collins, Witkowski, Havas, and Fraker

No: 0

Excused: 2 - Lee, and Strohhahn

11. 10047

Appeal of Annette Jackson for garbage and litter nuisance fees. (1727 N. 23rd Street) (15th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

10:00 A.M.

RECESS: 10:06 A.M.

RECONVENE: 10:08 A.M.

12. 10024

Appeal of Jeffery Smith, Agent for Lighthouse Gospel Chapel, Inc. for snow and ice removal fees. (3500 W. North Avenue) (15th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

13. 10025

Appeal of Gregory Chadwell for a snow removal fee. (3701 S. Griffin Avenue) (14th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

A motion was made by Donald Fraker, seconded by Martin Collins, 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: 4 - Collins, Witkowski, Havas, and Fraker

No: 0

Excused: 2 - Lee, and Strohhahn

10:15 A.M.

14. **10028** Appeal of Suzanne Anthony for snow and ice removal fees. (3290 N. 49th Street)
(7th Aldermanic District)

Sponsors: THE CHAIR

This appeal was held at the request of the appellant.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

15. **10032** Appeal of Maureen Housfeld for snow and ice removal fees. (2567 S. 12th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

10:30 A.M.

16. 10039 Appeal of Martha Tsitiridis for a snow removal fee. (1416 S. 20th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.*
- A motion was made by Donald Fraker, seconded by ALD. WITKOWSKI, 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:** 4 - Collins, Witkowski, Havas, and Fraker
- No:** 0
- Excused:** 2 - Lee, and Strohhahn
-
17. 10042 Appeal of Wanda and George Terry for snow and ice removal fees. (3506 N. 36th Street) (7th Aldermanic District)
- Sponsors:** THE CHAIR
- This matter was settled, due to department error, prior to the meeting.*
- SETTLED**
-
18. 10045 Appeal of Ulysses Brown for snow and ice removal fees. (2375 N. 45th Street) (15th Aldermanic District)
- Sponsors:** THE CHAIR
- Granting the amount excluding the \$25 posting fee.*
- 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.*
- A motion was made by Donald Fraker, seconded by Martin Collins, that this APPEAL be GRANTED EXCEPT FOR THE \$25 POSTING FEE. This motion PREVAILED by the following vote:**
- Aye:** 3 - Collins, Havas, and Fraker
- No:** 1 - Witkowski
- Excused:** 2 - Lee, and Strohhahn

10:45 A.M.

19. 10033 Appeal of Sandra Dempsey, Franklin Mechanical Corporation, 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

11:15 A.M.

- 20. 10046** Appeal of Evonne Carter of a nuisance determination by the Police Department. (3151 S. 48th Street) (11th 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 March 30, 2010. The phone number for general information for the Court is (414) 278-4120.

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

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

No: 0

Excused: 2 - Lee, and Strohhahn

Meeting adjourned: 12:03 P.M.

Next meeting April 23rd.

Members of the Common Council, and members of its Standing Committees who are not members of this Committee, may attend this meeting to participate or to gather information. Therefore, notice is given that this meeting may constitute a meeting of the Common Council or any of its Standing Committees, and must be noticed as such, 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. More information is available at www.milwaukee.gov/lobby or by calling 414-286-2238.