



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. Joe Davis, Sr., Ald. Robert Puente, and Ald. Robert
Donovan**

Staff Assistant, Joanna Polanco, 286-2366

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

Monday, June 4, 2012

1:30 PM

Room 301-B, City Hall

Meeting called to order at 1:36 P.M.

Present 4 - Hamilton, Witkowski, Davis, Puente

Excused 1 - Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, June 4, 2012 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, 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.

Ald. Witkowski moved the Judiciary and Legislation Committee 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 1:36 P.M.

Ald. Hamilton, Davis, Witkowski and Puente

Ald. Donovan excused

Individuals present:

Linda Burke - Deputy City Atty

Tom Miller - Asst City Atty.

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

Roll call

Ald. Hamilton, Witkowski, Puente and Davis

Ald. Donovan excused

1. [120150](#)

Resolution to authorize the City Attorney to represent Willie Hines, Robert Bauman, and Ashanti Hamilton in Milwaukee et al. v. Stepp & Huebsch, in their capacity as individuals, and to indemnify them from any liability,

including costs or fees, resulting therefrom.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

2. [111747](#) Appointment of Carrie Davis to the Ethics Board by the Mayor. (13th Aldermanic District)

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

3. [120192](#) Appointment of Chez Ordonez to the Equal Rights Commission by the Mayor. (15th Aldermanic District)

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

4. [111680](#) Resolution supporting passage of the federal Visa Waiver Program Enhanced Security and Reform Act.

Sponsors: Ald. Dudzik

Individual appearing:
Ald. Dudzik - sponsor

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, Davis and Puente

No 0

Excused 1 - Donovan

5. [120072](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2009 and 2010 tax rolls, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

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, Davis and Puente

No 0

Excused 1 - Donovan

6. [120058](#) Resolution relating to the claim of Atty. Carlos Palmer on behalf of Beatrice Smith for personal injuries.

Sponsors: THE CHAIR

Individuals present:

Atty. Carlos Palmer

Jeff Dellemann - Infrastructure Services Division

Jan Smokowicz - Asst City Attorney

Motion by Ald. Witkowski for claim to be denied based on 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 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

7. [111159](#) Resolution relating to an appeal from Janis Cottrell for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

Individuals present:

Jeff Dellemann - Infrastructure Services Division

Jan Smokowicz - Asst City Attorney

Janis Cottrell - claimant

Claim granted in the amount of \$517.62

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

[111159](#)

Substitute resolution relating to an appeal from Janis Cottrell for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

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, Davis and Puente

No 0

Excused 1 - Donovan

8. [111239](#)

Resolution relating to an appeal from Jeff Wilhelm for property damage. (10th Aldermanic District)

Sponsors: THE CHAIR

Individuals present:

Srgt. Pagan - Police Department

Jan Smokowicz - Asst City Attorney

Jeff Wilhelm - Claimant

Motion by Ald. Witkwoski to deny this claim based on testimonies of the police department and city attorney.

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, Davis and Puente

No 0

Excused 1 - Donovan

9. [111354](#)

Resolution relating to an appeal from Clarence Kailin, Jr. for property damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Individuals present:

Dave Lawrence - Tow Lot

Jan Smokowicz - Asst City Attorney

Clarence Kailin Jr., - Claimant

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

10. [120190](#)

An ordinance authorizing return of real estate located at 3870 N. 24th Street to its former owner, Funta Watson.

Sponsors: Ald. Coggs

Individuals present:

Funta Watson -

Ted Medhin - LRB

Rich Schmidt - Treasurer Office

Ald. Coggs - District property is in

Ald. Puente moved to accept proposed Sub A for discussion. There were no objections

3870 N 24th St.,

Delinquent 2008 - 2011 Taxes due

If pay in June \$12,022.52

If paid by July 12, 2012 \$12,157.70

The applicant also lists ownership interest in the following properties:

5414 N 52nd St, delinquent 2011 taxes \$1,527.77

2713 - 2715 N 39th St., delinquent taxes 2008-2011 \$16,826.25 (this property is scheduled for the 2012-3 in rem foreclosure file)

Mr. Watson was under chapter 128 for this property, however the case has been dismissed from court.

City Treasurer's office suggested that 2008-2009 taxes for property located at 2713-2715 N 39th Street be paid prior to June 12, 2012

Ald. Davis moved to hold to the call of the chair.

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

11. [120023](#)

Resolution authorizing the return of real estate located at 1012 W. Hadley Street, in the 15th Aldermanic District to former owners, Theresa and Michael Perkins.

Sponsors: THE CHAIR

Individuals present:

Karen Taylor - DCD

Lynne Steffen - DNS

Rich Schmitt - Treasurer

Theresa & Michael Perkins - prior owner

1012 W Hadley St.,
Taxes due if paid in June \$15,871.78
If paid by July 12, 2012 \$16,048.27

Applicant also has ownership interest in the following property:
1008 W Hadley St - delinquent 2011 taxes of \$2,397.99

Applicant was directed to set up a payment plan for the 2011 taxes for property located
at 1008 W Hadley prior to June 12, 2012

**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, Davis and Puente

No 0

Excused 1 - Donovan

12. [120024](#) Resolution authorizing the return of real estate located at 4529 W. Hadley Street, in the 15th Aldermanic District to former owner, Clifton Pope, Jr.

Sponsors: THE CHAIR

Individuals present:
Karen Taylor - DCD
Lynne Steffen - DNS
Rich Schmitt - Treasurer
Clifton Hope - owner

*The department of Neighborhood \$1,050.00 pending reinspection fees
also 1740 N 20th St., special charges \$475.00
DNS total charges need to be taken care of by June 11th (prior to the June 12th
Common Council).*

4529 W Hadley Street
Taxes due if paid in June \$19,049.90
If paid by July 12, 2012 \$19,265.72

Applicant also has ownership interest in the following property:
3355 N 14th St - delinquent 2011 taxes of \$2,520.14
Paid in full as of June 4, 2012 per Mr. Schmitt

1740 N 20th St - delinquent 2010 & 2011 taxes \$3,213.65
The 2010 taxes are at the Kohn Law Firm for collection
Paid in full as of June 4, 2012 per Mr. Schmitt

Assessor's Office reflects:
2659-2661 N 17th St - delinquent taxes \$25,850.55
The 2009 & 2010 taxes are at the Kohn Law Firm for collection
Mr. Hope stated that he was informed that he is no longer at the Kohn Law Firm for collection.
Committee asked Mr. Pope to provide the Treasurer's Office with verification of this statement.

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, Davis and Puente

No 0

Excused 1 - Donovan

13. [120074](#)

Resolution authorizing the return of real estate located at 2323-2323 A S.
17th Street, in the 13th Aldermanic District to former owner, Helen
Galaszewski.

Sponsors: THE CHAIR

Individuals present:

Lynn Steffen - DNS

Karen Taylor - DCD

Rich Schmitt - Treasurer

Mr. Tedy Galaszewski, son of Mrs. Helen Galaszewski

2008-2011 delinquent taxes due

if paid in June \$17,172.35

if paid by July 12, 2012 \$17,363.11

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Puente and Donovan

14. [120075](#)

Resolution authorizing the return of real estate located at 4640 N. 18th
Street, in the 1st Aldermanic District to Nathaniel Cade, agent for JP
Morgan Chase Bank.

Sponsors: THE CHAIR

Individuals present:

Lynn Steffen - DNS

Karen Taylor - DCD

Rich Schmitt - Treasurer

Atty. Nathaniel Cade - Counsel for JP Morgan Chase Bank

2008-2011 taxes due if paid in June \$16,032.40

If paid by July 12, 2012 \$16,218.93

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 0

Excused 2 - Puente and Donovan

15. [120080](#) Resolution authorizing the return of real estate located at 4606 N. 24th Street, in the 1st Aldermanic District to Nathaniel Cade, agent for JP Morgan Chase Bank.

Sponsors: THE CHAIR

Individuals present:

Lynn Steffen - DNS

Karen Taylor - DCD

Rich Schmitt - Treasurer

Atty. Nathaniel Cade - Counsel for JP Morgan Chase Bank

2008-2011 taxes due if paid in June \$15,013.81

If paid by July 12, 2012 \$15,186.14

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

Aye 3 - Hamilton, Witkowski and Davis

No 0

Excused 2 - Puente and Donovan

16. [120076](#) Resolution authorizing the return of real estate located at 2315 W. Brown Street, in the 15th Aldermanic District to former owner, Patricia Ross.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

17. [120078](#) Resolution authorizing the return of real estate located at 4010 S. 5th Street, in the 13th Aldermanic District to Joel Maillet, agent for HSBC Beneficial.

Sponsors: THE CHAIR

Individuals present:

Lynn Steffen - DNS

Karen Taylor - DCD

Rich Schmitt - Treasurer

Mr. Jack Kovolesski - Counsel for HSBC Beneficial

2008-2011 taxes due if paid in June \$23,794.04

If paid by July 12, 2012 \$24,057.99

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, Davis and Puente

No 0

Excused 1 - Donovan

18. [120079](#) Resolution authorizing the return of real estate located at 7910B W. Leon Terrace, in the 2nd Aldermanic District to former owner, Crystal Hannan.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

19. [120081](#) Resolution authorizing the return of real estate located at 4320 N. 42nd Place, in the 7th Aldermanic District to former owner, Reginald Wheeler.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

20. [120082](#) Resolution authorizing the return of real estate located at 1934 W. North Avenue, in the 15th Aldermanic District to former owner, Greater Faith Outreach Ministries.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

21. [120216](#) Communication relating to state and municipal licensing and regulation of retail tobacco sales.

Sponsors: Ald. Davis

Individuals present:

Ald. Davis - sponsor
Adam Stephens - Asst City Atty
Rebecca Grill - License Division Manager & Deputy City Clerk
Roy Jackson - Youth Leader at Pathfinder Youth Organization
Dick Withers - LRB
Ald. Coggs -
Robert Sheridan - Community Advocates -Tabacco Prevention Project

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

22. [111271](#) Resolution relating to legislative bills.

Sponsors: THE CHAIR

Individuals present:
Jennifer Gonda - IRD
Jo Mar Hooper - IRD - Legislative Fiscal Manager
Brenda Wood - Legislative Coordinator Common Council

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

Meeting adjourned at 4:30 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>.*