



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

Fax: 286-3456, jpolan@milwaukee.gov

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

Monday, July 15, 2013

1:30 PM

Room 301-B, 3rd Fl., City Hall

Meeting called to order at 1:36 p.m.

Present 4 - Hamilton, Witkowski, Puente, Donovan

Excused 1 - Davis

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, July 15, 2013 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

Ald. Hamilton, Witkowski, Puente, Davis

Ald. Donovan Excused

Also present:

Ellen Tangen - Asst City Atty

Clifton Crump - Mayor's Office

Richard Withers - LRB

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

Aye 0

No 4 - Hamilton, Witkowski, Davis and Puente

Excused 1 - Donovan

1. [130414](#) Resolution authorizing the City Attorney to represent private-party plaintiffs, in their individual capacities, in any action challenging the constitutionality and enforceability of 2013 Wisconsin Act 20, s. 1270, relating to residency requirements, and to indemnify them from any liability, including costs or fees, resulting therefrom.

Sponsors: THE CHAIR

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

Absent 1 - Donovan

2. [130335](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to make the state legislature aware of the findings of the SEWRPC Regional Housing Plan.

Sponsors: Ald. Witkowski

Appearing: Ald. Witkowski - Sponsor

Ald. Michael Murphy

Jennifer Gonda - IRD

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

3. [130308](#) Resolution authorizing payment of the claim of Willie Lyons, III.

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - Asst City Atty

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

4. [130409](#) Resolution authorizing settlement of claims of Laurie Guilbault.

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

5. [130209](#) Resolution relating to the claim of Laura Biesterveld for property damage. (10th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - Asst City Atty

Ald. Murphy - constituent of his district

Ms. Laura Biesterveld - Claimant

Based on testimony and recommendation from City Atty., Ald. Davis moved denial of this claim.

Prevailed 4-0

A motion was made by ALD. DAVIS 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

6. [130378](#) Resolution relating to an appeal from Kurt Bratel for reimbursement of an insurance co-pay. (5th Aldermanic District)

Sponsors: THE CHAIR

Based on non appearance, Ald. Witkowski moved denial.

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. [130398](#) Resolution relating to an appeal from Sholem Horowitz for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Based on non appearance, Ald. Witkowski moved denial.

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

8. [130111](#) Resolution relating to an appeal from Atty. Julius Andriusis on behalf of Jorge Martinez and Cristina Vera-Queveda for property damage. (12th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Ed Ehrlich - Asst City Atty

Atty. Julius Andriusis - Counsel

Ms. Cristina Vera-Queveda - Claimant

Mr. Jason Blasiola - Fleet & Dispatch office

*Ald. Davis moved to accept into the record pictures submitted by Mr. Blasiola.
There were no objections.*

*Ald. Puente moved to hold to the call of chair until alleged witness can be interview to
verify witness testimony.*

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

9. [130379](#) Resolution relating to an appeal from Jemal Billings for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

*Ald. Puente moved to hold this item to the call of the chair. Claimant, Mr. Billings
contacted City Clerk Office unable to attend to this meeting.*

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

10. [130342](#) Resolution relating to the claim of Atty. Michael Hupy of Hupy & Abraham, S.C. on behalf of Yvette Cleveland for the estate of Samuel Cleveland for damages.

Sponsors: THE CHAIR

Based on non appearance, Ald. Witkowski moved denial.

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

11. [130316](#) Resolution relating to the claim of Eric Wetzel, agent for West Bend Insurance Company on behalf of Harold Lassanske for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

Based on non appearance, Ald. Witkowski moved denial.

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

13. [121802](#) A charter ordinance relating to payment and settlement of property taxes, charges and assessments.

Sponsors: Ald. Bauman

*Appearing:
Spencer Coggs - City Treasurer
Jim Klajbor - Deputy City Treasurer
Ald. Bauman - Sponsor*

A motion was made by ALD. DAVIS that this Charter Ordinance be RECOMMENDED FOR PASSAGE. This motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

14. [121803](#) A substitute ordinance relating to payment and settlement of property taxes, charges and assessments.

Sponsors: Ald. Bauman

Appearing:

Spencer Coggs - City Treasurer
Jim Klajbor - Deputy City Treasurer
Ald. Bauman - Sponsor

A motion was made by ALD. DAVIS that this Ordinance be SUBSTITUTED. This motion PREVAILED by the following vote:

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

[121803](#)

A substitute ordinance relating to payment and settlement of property taxes, charges and assessments.

Sponsors: Ald. Bauman

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

15. [130369](#)

An ordinance relating to filing statements of economic interest.

Sponsors: THE CHAIR

Appearing:
Annie Wacker - Chair of the Ethics Board
Richard Withers - LRB

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

16. [130356](#)

Reappointment of Lillian Carter-Pounds to the Deferred Assessment Board by the Mayor. (9th 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

17. [130339](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

Appearing:

Kimberly Montgomery - IRD

Shildyn Himle - Municipal Court

Dr. Paul hunter - Health Department

Ald. Davis moved to request a communication from the presiding judge of the Milwaukee Municipal Court expressing their objections in writing for items AB-141, AB-142, AB-143 and AB-145 before the committee can take a position on these items.

There were no objections.

Ald. Witkowski moved to opposed to AB-247 limitations on requiring and requesting vaccination against influenza.

There were no objections

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

Aye 4 - Hamilton, Witkowski, Davis and Puente

No 0

Excused 1 - Donovan

[130339](#) Substitute resolution relative to legislative bills.

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

Meeting adjourned at 3:16p.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>.