



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR

Ald. Donald F. Richards, Vice Chair

Ald. Marlene E. Johnson-Odom, Ald. Michael J. Murphy,

Ald. Fredrick G. Gordon

Staff Assistant, Kathleen Marquardt, 286-2231,

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

File Specialist, Marian Hartner, 286-3926, E-mail: mhartn@milwaukee.gov

**Italicized comments following the titles of Council files are explanatory only and not intended to limit the scope of the debate or any possible amendments.*

Tuesday, July 9, 2002

9:00 AM

Room 301-B of City Hall

Present 4 - D'Amato, Richards, Murphy, Gordon

Excused 1 - Johnson-Odom

9:00 A.M.; Meeting Convened: 9:15 A.M.

ALD. GORDON moved that the Judiciary and Legislation Committee convene into closed session pursuant to Section 19.85 (1)(g), Wisconsin Statutes, for the purpose of conferring with the City Attorney who is rendering advice concerning strategy to be adopted by the City with respect to litigation in which the City is involved relative to Item #1 - File Number 020419 - Resolution authorizing payment of damages judgment, fees and costs awarded, and appropriate interest thereon in the lawsuit entitled Gustafson, et al. v. Jones, et al., Case No. 94-C-1392, and Item #2 - File Number 020421 - Resolution to authorize settlement of disability discrimination charge entitled Michael R. Daniels v. City of Milwaukee, et al, EEOC Charge No. 26GA01278, ERD Case No. CR200001917 and then go into Open Session for the regular agenda.

Roll Call:

Ayes: Ald. Murphy, Gordon and D'Amato - 3.

Noes: 0.

(Prevailed)

(Ald. Richards arrived shortly after roll call).

CLOSED SESSION

ALD. RICHARDS moved that the Committee reconvene into open session.

(Prevailed)

9:20 A.M.

- 1) [020419](#) Resolution authorizing payment of the damages judgment, fees and costs awarded, and appropriate interest thereon in the lawsuit entitled Gustafson, et al. v. Jones, et al., Case No. 94-C-1392. (City Attorney)

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 2) [020421](#) Resolution to authorize settlement of disability discrimination charge entitled Michael R. Daniels v. City of Milwaukee, et al, EEOC Charge No. 26GA01278, ERD Case No. CR200001917. (City Attorney)

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 3) [020472](#) A substitute ordinance relative to a notice and appeal procedure for special charges.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PASSAGE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 4) [020473](#) A substitute ordinance relating to notice and appeal procedures for special charges.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PASSAGE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 5) [020385](#) Substitute resolution authorizing the City Attorney to retain an outside attorney to represent the City and Fire and Police Commission in Arthur Jones v. City of Milwaukee – Fire and Police Commission, EEOC Charge No. 260A200714 and approving the expenditure of up to \$25,000 from the Expert Witness and Outside Counsel Special Purpose Account for this purpose.

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 6) [020468](#) Resolution approving and authorizing compromise of in personam judgment against Thomas Sneed, Sr. for in personam liability for 1989-2000 taxes against 239 South 76th Street. (City Attorney)

A motion was made by Ald. Murphy that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 7) [020399](#) Substitute resolution approving and authorizing stipulation with Ajit Walia ("Walia") concerning in personam liability for 1990-1997 taxes against 2877 North 35th Street.

A motion was made by Vice Chair Richards that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 8) [991438](#) Resolution to settle claim of Attorney Steven R. Kohn, Steven R. Kohn Law Office, for defense of Police Officer Lamont Hodnett. (City Attorney)

A motion was made by Ald. Gordon that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 9) [020368](#) Resolution authorizing payment of the claim of Eric Scott, C.I. File No. 02-L-41. (City Attorney)

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

9:30 A.M.

- 10) [020367](#) Communication from the City Attorney's Office transmitting a communication from Irene

Taylor relative to claim for property damage.

A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

10a) [020351](#)

Appeal of Kathy Olesinski relative to claim for property damage. (8th Aldermanic District)

A motion was made by Ald. Gordon that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

10b) [020350](#)

Appeal of Mary Michalski relative to claim for property damage and personal injuries. (8th Aldermanic District)

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

11) [020462](#)

Communication from the City Attorney's Office transmitting a communication from Kmiec Law Offices on behalf of Lorinda Avila relative to claim for personal injuries.

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

12) [020366](#)

Communication from the City Attorney's Office transmitting a communication from Tracy Reynolds relative to claim for property damage.

A motion was made by Ald. Murphy that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 13) [020371](#) Appeal of Joenette Kelly-Kidd relative to claim for property damage. (17th Aldermanic District)

Ald. Gordon moved to adopt a substitute resolution granting payment of \$2,615 to the claimant.

The motion failed by the following vote:

Ayes: Ald. Gordon - 1.

Noes: Ald. Richards, D'Amato and Murphy - 3.

(Failed)

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 3 - D'Amato, Richards and Murphy

No 1 - Gordon

Excused 1 - Johnson-Odom

- 14) [020369](#) Appeal of James and Sara Harris relative to claim for property damage. (11th Aldermanic District)

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 15) [020370](#) Appeal of Shirlean Jackson relative to claim for property damage. (1st Aldermanic District)

A motion was made by Ald. Gordon that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 16) [020365](#) Communication from the City Attorney's Office transmitting a communication from CNA Insurance on behalf of Northtown Dental Group relative to claim for property damage.

A motion was made by Vice Chair Richards that this matter be RECOMMEND TO DISALLOW & INDEF. POSTPONE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

9:50 A.M.

- 17) [020338](#) Resolution supporting improved relations between the United States and Cuba.

A motion was made by Ald. Murphy that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 18) [020443](#) Resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state enabling legislation for the creation of neighborhood improvement districts by municipalities.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 19) [011115](#) Resolution relative to various legislative bills.

A motion was made by Ald. Gordon that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

- 20) [020476](#) Resolution declaring the 2nd Wednesday in November as Youth Government Day.

---Ald. Gordon, Richards, Murphy and D'Amato to be added as co-sponsors.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

10:00 A.M.

- 21) [020436](#) Communication from the Equal Rights commission transmitting their 2001 Annual Report.

---Received.

A motion was made by Ald. Gordon that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Aye 4 - D'Amato, Richards, Murphy and Gordon

No 0

Excused 1 - Johnson-Odom

Meeting Adjourned: 11:55 A.M.

Kathleen M. Marquardt
Staff Assistant