



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. Robert J. Bauman, Ald. Milele A. Coggs, and Ald. T.
Anthony Zielinski**

Staff Assistant, Joanna Polanco, 286-2366

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**Legislative Liaison, La-Wanda Fletcher, 286-8661,
lfletc@milwaukee.gov**

Monday, April 13, 2015

1:30 PM

Room 301-B, City Hall

Meeting called to order at 1:35 P.M.

Present 5 - Hamilton, Witkowski, Bauman, Coggs, Zielinski

1. [141654](#) Substitute resolution authorizing the return of real estate located at 2718-2720 N. Richards Street, in the 6th Aldermanic District to its former owner, Emmit Groce & Carmelita Groce.

Sponsors: THE CHAIR

Appearing:

Karen Tylor - DCD

Emily Mckeown - DNS

Kerry Urban - Tresurer

Litter cleanup fees \$441.09 Due April 20, 2015 by noon or item will be return back to committee.

2011-2014 taxes

If paid by April \$7,001.75

If paid by May 21, 2015 \$7,078.66

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, Bauman and Zielinski

No 0

Excused 1 - Coggs

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

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

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

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

2. [141828](#)

Resolution relating to the appeal of Willard E. Donlow, Sr. for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - Asst City Atty.

Based on non appearance, Ald. Witkowski moved denial of this claim.

There were no objections.

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, Bauman and Zielinski

No 0

Excused 1 - Coggs

Roll call taken at 1:50 P.M.

Ald. Coggs arrived

Present 5 - Hamilton, Witkowski, Bauman, Coggs, Zielinski

3. [141722](#)

Resolution relating to the claim of Charlie Cartwright, agent for State Farm Insurance, on behalf of Charles Iwen for property damage. (11th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - Asst City Atty.

Mr. Gary Guendert - State Farm agent for Mr. Iwen (not representing State Farm)

Mr. Charles Iwen - claimant

Nancy Alvarado - Sewer

Based on the testimonies of city departments, Ald. Witkowski moved denial.

There were objections.

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, Bauman and Zielinski

No 0

Abstain 1 - Coggs

4. [141811](#) Resolution relating to the claim of Atty. Mitchell Barrock on behalf of Gloria McGinnis for personal injuries.

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - Asst City Atty.

Based on non appearance Ald. Witkowski moved denial of this claim. There were no objections.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

5. [141772](#) Resolution relating to the appeal of Atty. Michael Maistelman on behalf of Ryan Antczak for property damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - Asst City Atty.

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

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

6. [141808](#) Resolution relating to the appeal of Kayla Yang, agent for American Family Insurance on behalf of Michael and Maria Fantazzi for property damage and personal injuries.

Sponsors: THE CHAIR

Appearing:
Patricia Fricker - Asst City Atty.

Based on non appearance Ald. Witkowski moved denial of this claim. There were no objections.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This

motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

7. [141710](#)

Resolution relating to the appeal of Atty. Andrew Arena on behalf of Victoria Mulandi for property damage and personal injuries. (10th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - Asst City Atty.

Atty. Adrew Arena - representing victoria Mulandi

Chuck Schumacher - DPW Administration

Based on department's testimony, Ald Witkowski moved denial of this claim.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

8. [141822](#)

Resolution relating to the claim of Atty. Grotefeld Hoffman on behalf of Cincinnati Insurance Company for the Prince Hall Masonic Board for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

Patricia Fricker - Asst City Atty.

Based on non appearance Ald. Witkowski moved denial of this claim. There were no objections.

A motion was made by ALD. WITKOWSKI that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

9. [141809](#)

Communication relating to retention of outside counsel to provide services and representation in a matter before the fire and police commission.

Sponsors: THE CHAIR

Appearing:

Richard Withers - City Atty Office

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

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

10. [141883](#)

Resolution approving an intergovernmental cooperation agreement between the City of Milwaukee and Milwaukee County relating to the purchase of voting equipment.

Sponsors: Ald. Hamilton

Appearing:

Neil Albrecht - Election Commission Director

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

Aye 5 - Hamilton, Witkowski, Bauman, Coggs and Zielinski

No 0

11. [141812](#)

Resolution relative to legislative bills.

Sponsors: THE CHAIR

Appearing:

Kim Montgomery - IRD

Angie Hagy - MHD

Dr. Geof Swain - MHD

Brenda Wood - CC CC

Jim Owczarski - City Clerk

Jennifer Gonda - IRD

Ald. Coggs moved the committee takes a position to support:

--- AB-37/SB-34 Requiring certain persons to hold certificates of food protection practices to operate school lunchrooms participating in the National School Lunch program.

Ald. Coggs moved the committee takes a position to opposed:

--- AB-94/SB-46 Causing harm to a child by co-sleeping while intoxicated, providing information about safe sleep, and providing a penalty.

Ald. Bauman moved the committee takes a position to opposed this bill unless the bill exempts cities of the first class:

--- AB-143/SB-106 Regulation of transportation network companies, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

Ald. Witkowski supports the bill as it written, objecting Ald. Bauman's motion

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

Aye 4 - Hamilton, Witkowski, Bauman and Coggs

No 0

Excused 1 - Zielinski

[141812](#)

Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bauman and Coggs

No 0

Excused 1 - Zielinski

12. [141590](#)

Resolution relating to the appeal of Atty. Michael Maistelman on behalf of Ryan Antczak for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

Appearing:

**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, Bauman and Coggs

No 0

Excused 1 - Zielinski

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, April 13, 2015 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 may convene into closed session, 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.

*Roll call
Ald. Hamilton
Ald. Witkowski
Ald. Coggs
Ald. Bauman
Jan Smokowicz - Asst City Atty
Miriam Horwitz - Deputy City Atty
Danielle Bergner - Deputy City Atty
Adam Wickersham - LRB
Clifton Crump - Mayor's Office
Ald. Kovac*

13. [141903](#)

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bauman and Coggs

No 0

Excused 1 - Zielinski

14. [141840](#)

Resolution authorizing payment of the claim of Kevin Bolyard, in the amount of \$25,000.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bauman and Coggs

No 0

Excused 1 - Zielinski

15. [141889](#)

Resolution authorizing settlement of claims in the lawsuit entitled Chaunte Ott v. City of Milwaukee, et al., for the total amount of \$6,500,000.

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, Bauman and Coggs

No 0

Excused 1 - Zielinski

Meeting adjourned at 3:29 P.M.

Joanna Polanco

Staff Assistant