



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MARK A. BORKOWSKI, CHAIR

Ald. Cavalier Johnson, Vice-Chair

Ald. Robert Bauman, Ald. T. Anthony Zielinski, and Ald. Nikiya Dodd

Staff Assistant, Joanna Polanco, 286-2366

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**Legislative Liaison, Jeffrey Osterman, 286-2262,
joster@milwaukee.gov**

Monday, July 22, 2019

1:30 PM

Room 301-B, City Hall

Meeting convened at 1:31 PM

Present 5 - Borkowski, Johnson, Bauman, Zielinski, Dodd

1. [190248](#) Resolution relating to the claim of Lorenzo King.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA

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

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

Aye 4 - Borkowski, Johnson, Zielinski and Dodd

Aye 4 - Borkowski, Johnson, Zielinski and Dodd

No 0

No 0

Excused 1 - Bauman

Excused 1 - Bauman

2. [190444](#) Resolution relating to the claim of Kevin Williams.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA
Mr. Kevin Williams

Notwithstanding the City Attorney's recommendations, and given that MPD was not present, Ald. Johnson moved to hold this claim. There were no objections.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

Ald. Johnson moved to denied this claim. There were no objections.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

This Resolution was RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

3. [190337](#) Resolution relating to the appeal of Darius Carr for property damage. (6th Aldermanic District)

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA
Mr. Darius Carr

Ald. Bauman moved to settled this claim in the amount of \$5000.00 there were no objections.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

- [190337](#) Substitute resolution relating to the appeal of Darius Carr for property damage. (6th Aldermanic District)

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 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

4. [190309](#) Resolution relating to the claim of Hupy & Abraham, S.C. on behalf of Amanda Pozorski.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA
Based on non-appearance

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

5. [190299](#) Resolution relating to the claim of Hupy & Abraham, S.C. on behalf of Aaron Henning.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA

Based on non-appearance

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

6. [190349](#) Resolution relating to the claim of Hupy & Abraham, S.C. on behalf of Sydney Dilmann.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA

Based on non-appearance.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

7. [190336](#) Resolution relating to the appeal of Aaron Hoernke for property damage.

Sponsors: THE CHAIR

Appearing:
Katryna Rhodes - ACA
Mr. Washington - DPW
Mr. Aaron Hoernke - claimant

Based on City Attorney's recommendations, Ald. Bauman moved denial.

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

Aye 4 - Johnson, Bauman, Zielinski and Dodd

No 1 - Borkowski

8. [170937](#) Communication from the Fire and Police Commission relating to updates and current activities.

Sponsors: THE CHAIR

Appearing:
Clifton Crump - F&PC ADM

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

9. [190580](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of legislation relating to the sale of fireworks to residents of communities in which their possession and use are prohibited.

Sponsors: Ald. Johnson, Ald. Murphy, Ald. Dodd and Ald. Perez

Appearing:
Ald. Johnson - Sponsor
Brenda Wood - IRD

Ald. Dodd requested to be added as co-sponsor.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

10. [180899](#) Substitute resolution authorizing the return of real estate located at 2123 N. 11th Street, in the 15th Aldermanic District to its former owner AMALGAMATED INVESTMENTS LLC.

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen
Mr. Edward on behalf of AMALGAMATED Investment

Mr. Benjamin Sadik, partner and associate with Mr. Edwards

Bldg was placarded in 2014. Property still not fit for human usage.

There are unpaid traffic citations in the amount of \$431.70 still due.

Municipal unpaid balance in the amount of \$259.16

Ald. Bauman will not support the return of this Real Estate. He moved denial of this property.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

11. [190365](#)

Substitute resolution authorizing the return of real estate located at 2128 W. Lloyd Street, in the 15th Aldermanic District to its former owner Jeffrey Rideout.

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Mr. Rideout not present when called. This item will be held one more cycle.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

12. [190275](#)

Substitute resolution authorizing the return of real estate located at 3735 W. State Street, in the 15th Aldermanic District to its former owner Tarik Lipford Jr. (Application made by Tarik Lipford, Jr., c/o Taj'Unique Johnson, POA).

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Mr. Tarik Lipford, Jr.,

Taj'Unique Johnson POA

DNS pending charges due on another property located at 2525 N 5th Street

\$442.98

646.18 due by noon on 7/29/19.

All municipal court judgement are paid at this point

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

13. [190077](#) Substitute resolution authorizing the return of real estate located at 2925 N. 11th street, in the 6th Aldermanic District to its former owner Eddie Williams.

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Mr. Eddie Williams

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

14. [190271](#) Substitute resolution authorizing the return of real estate located at 3845 W. Forest Home Ave, in the 11th Aldermanic District to its former owner David R. Storey.

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Mr. David Storey

Ald. Bauman offered Mr. Storey to reach out to his local alderman to buy property from City.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

15. [190078](#) Substitute resolution authorizing the return of real estate located at 1328

S. 8th Street, in the 12th Aldermanic District to its former owner JMR Rental Properties, LLC c/o Jaime Rosado.

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Mr. Jaime Rosado - JMR Rental Properties LLC

Mr. Rosado is in the process of purchasing this property.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

16. [190363](#)

Substitute resolution authorizing the return of real estate located at 2736 N. 53rd Street, in the 10th Aldermanic District to its former owner City Transformation LTD c/o Theresa Anthony.

Sponsors: THE CHAIR

Appearing:

Deborah McCollum-Gathing

Emily McKeown

Jim Klajbor

Nicole Larsen

Ms. Theresa Anthony

This property is not suitable for use by public agency or community based organization; DCD objects to the return of this real estate.

Bldg Code violations outstanding

*Applicant has ownership interest in additional property with outstanding charges:
3275 N 1st \$2,510.64*

Based on the strength of City Attorney's report and the city's departments testimony, Ald. Bauman moved denial of the return of this property.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

17. [190364](#)

Substitute resolution authorizing the return of real estate located at 2432 N. Weil Street, in the 3rd Aldermanic District to its former owner City Transformation LTD c/o Theresa Anthony.

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

18. [181711](#)

Substitute resolution authorizing the return of real estate located at 2509 W. Capitol Drive, in the 7th Aldermanic District to its former owner Squire Land Development LLC (Application made by Evelyn Boyles, manager).

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen

no one showed up when called.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

19. [190269](#)

Substitute resolution authorizing the return of real estate located at 5835 N. 76th Street, in the 2nd Aldermanic District to its former owner Lois E. Tiutczenko.

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Ms. Nicole Larsen Tiutczenko and her son, James Tiutczenko

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

20. [190274](#)

Substitute resolution authorizing the return of real estate located at 4728 N. 22nd Street, in the 1st Aldermanic District to its former owner Brian E.

Hopkins.

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen
Mr Hopkins

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

21. [181564](#)

Substitute resolution authorizing the return of real estate located at 4709 N. 28th Street, in the 1st Aldermanic District to its former owner Dorothy Guthrie (application made by Tiffany Guthrie).

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen

No one present when called.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

22. [181921](#)

Substitute resolution authorizing the return of real estate located at 4216 W. Sieben Place, in the 7th Aldermanic District to its former owner Catherine Lewis (Application made by Catherine Walker).

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen

Ms. Walker is in process to purchase this property from the City.

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

23. [171068](#) Substitute resolution authorizing the return of real estate located at 1853 N. 26th Street, in the 15th Aldermanic District to its former owner IA Fund LLC.

Sponsors: THE CHAIR

Appearing:
Deborah McCollum-Gathing
Emily McKeown
Jim Klajbor
Nicole Larsen

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

24. [181518](#) Resolution relative to the City of Milwaukee's Federal Legislative Package for the 116th United States Congress.

Sponsors: THE CHAIR

Appearing:
Danielle Decker - IRD
Kimberly Montgomery - IRD Director

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

- [181518](#) Substitute resolution relative to the City of Milwaukee's Federal Legislative Package for the 116th United States Congress.

Sponsors: THE CHAIR

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

Aye 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd

No 0

25. [190462](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

Appearing:
Adam Schlicht - Port of Milwaukee
Jim Bohl, Jr., - IRD

Chad Chrisbaum - DPW

*Committee members asked for a report from the office of sustainability before the July 30, 2019 Common Council before the Committee can take a position on LRB-0400/1 Relating to: overweight permits for vehicles or vehicle combinations with six or more axles. There is no objections.
Bauman was no in support of this bill*

AB-285/SB-284

Relating to: bidding procedures for highway improvements.

Zielinski moved SUPPORT

3-0

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

Aye 3 - Borkowski, Bauman and Zielinski

No 0

Excused 2 - Johnson and Dodd

[190462](#)

Substitute resolution relative to legislative bills.

Sponsors: THE CHAIR

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

Aye 3 - Borkowski, Bauman and Zielinski

No 0

Excused 2 - Johnson and Dodd

26. [190458](#)

Resolution authorizing the City Attorney to retain outside counsel and to investigate possible solutions including litigation to the opioid epidemic.

Sponsors: Ald. Murphy

Appearing:

Kailyn Kenney - Ald. Murphy's office - Sponsor of the Resolution

Deputy City Atty. Miriam Horwitz

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

Aye 3 - Borkowski, Bauman and Zielinski

No 0

Excused 2 - Johnson and Dodd

27. [190581](#)

Resolution to authorize settlement of claims against the City of Milwaukee and its former employee in the lawsuit, Robert Lee Stinson v. City of

Milwaukee, et al., Case No. 09-CV-1033-PP in the total amount of \$7,500,000.

Sponsors: THE CHAIR

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

Aye 4 - Borkowski, Bauman, Zielinski and Dodd

No 0

Excused 1 - Johnson

28. [190591](#) Resolution authorizing settlement of claims in the lawsuit entitled Royce R. Nash, II v. City of Milwaukee, ERD Case No.: CR201800706, in the amount of \$145,000.

Sponsors: THE CHAIR

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

Aye 4 - Borkowski, Bauman, Zielinski and Dodd

No 0

Excused 1 - Johnson

The Judiciary and Legislation Committee may convene into closed session on Monday, July 22nd, 2019 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.

This meeting will be webcast live at www.milwaukee.gov/channel25.

Meeting adjourned at 4:51 PM

In the event that Common Council members who are not members of this committee attend this meeting, this meeting may also simultaneously constitute a meeting of the Common Council or any of the following committees: Community and Economic Development, Finance and Personnel, Judiciary and Legislation, Licenses, Public Safety and Health, Public Works, Zoning, Neighborhoods & Development, and/or Steering and Rules. Whether a simultaneous meeting is occurring depends on whether the presence of one or more of the Common Council member results in a quorum of the Common Council or any of the above committees, and, if there is a quorum of another committee, whether any agenda items listed above involve matters within that committee's realm of authority. In the event that a simultaneous meeting is occurring, no action other than information gathering will be taken at the simultaneous meeting.

Times for specific agenda items are estimations. If items cannot be heard at their specified times, they will be heard as soon as practicable thereafter.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

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