



# 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**

**Fax: 286-3456, [jpolan@milwaukee.gov](mailto:jpolan@milwaukee.gov)**

**Legislative Liaison, Jeffrey Osterman, 286-2262,  
[joster@milwaukee.gov](mailto:joster@milwaukee.gov)**

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Monday, March 18, 2019

1:30 PM

Room 301-B, City Hall

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#### 3/14/19 AMENDED

**File 181549 has been removed.**

**Files 181562, 181773, and 181785 have been added.**

**Item added to CCFN 181657**

#### Meeting convened at 1:34 PM

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

1. [181676](#) Communication related to the 2018 annual report and activities of the Ethics Board.  
  
*Appearing:*  
*Patricia Hintz - Chair of the Ethics Board*  
  
**A motion was made by ALD. JOHNSON that this Communication be RECOMMENDED FOR PLACING ON FILE. This motion PREVAILED by the following vote:**  
  
**Aye** 5 - Borkowski, Johnson, Bauman, Zielinski and Dodd  
  
**No** 0
  
2. [181376](#) Resolution relating to the appeal of Lance Quigley for property damages.  
  
*Appearing:*  
*Katryna Rhodes - ACA*  
*Mr. Lance Quigley*  
*Carol Rindt - Sewer Maintenance*  
*Roger Reed - DPW Infrastructure Construction Section*  
  
*Based on City Department's testimony and City Attorney's recommendations, Ald. Johnson moved denial. There were no objections.*  
  
**A motion was made by ALD. JOHNSON 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

3. [181558](#) Resolution relating to the claim of Phoenix Loss Control on behalf of Charter Communications.

*Based non-appearance, Ald. Zielinski moved denial. There were no objections.*

**A motion was made by ALD. ZIELINSKI 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

4. [181395](#) Resolution relating to the claim of attorney Alex L. Ottenheimer of Nielsen, Zehe & Antas, P.C., on behalf of the Milwaukee Athletic Club, for Property Damage. (4th Aldermanic District)

*Per the request of Alex Ottenheimer on 3/13/19 (see below)*

*The City of Milwaukee Department of Public Works will not be able to provide the documentation I requested per the open records request in time for the March 18 hearing.*

*Alex L. Ottenheimer  
NIELSEN, ZEHE & ANTAS, P.C.*

**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

5. [181559](#) Resolution relating to the claim of Tod Plotkin.

*Appearing:  
Katrnya Rhodes - ACA  
Randy Krouse - Forestry Manager  
Mr. Plotkin*

*Based on City Department's testimony and City Attorney's recommendations, Ald. Johnson moved denial. There were no objections.*

**A motion was made by ALD. JOHNSON 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. [181692](#) Resolution authorizing payment of the settlement of claims raised by Marcus D. White in the amount of \$24,000.
- A motion was made by ALD. ZIELINSKI that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:**
- Aye** 3 - Borkowski, Zielinski and Dodd
- No** 0
- Excused** 2 - Johnson and Bauman
7. [181743](#) Resolution authorizing payment of judgment in lawsuit, 4830 West Vliet Street, LLC v. City of Milwaukee., Case No. 17-CV-5413.
- A motion was made by ALD. DODD that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:**
- Aye** 3 - Borkowski, Zielinski and Dodd
- No** 0
- Excused** 2 - Johnson and Bauman
8. [181576](#) Substitute resolution authorizing the return of real estate located at 3733-3735 N. 11th Street, in the 6th Aldermanic District to its former owner Pacific Northwest Investments LLC (application made by Neil Rubnitz, property manager).
- Appearing:*  
*Deborah McCollum-Gathing - DCD*  
*Emily Mckeown - DNS*  
*Jim Klajbor - Treasurer's office*  
*Erika Martinez - Treasurer's Office*  
*Atty Mike Maistelman, Representing Mr. Neil Rubnitz*  
*Ald. Coggs*
- 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
9. [181322](#) Substitute resolution authorizing the return of real estate located at 3565 N. 14th Street, in the 6th Aldermanic District to its former owner Christina Pitts and Klacee SM Pitts.
- Per the request of Ms. Pitts, file was Held to the Call of the Chair. 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

10. [181713](#) Resolution authorizing the return of real estate located at 2917 N. 9th Street, in the 6th Aldermanic District, to former owner Lowers Bates and Barbara Smith.

*Appearing:*  
*Deborah McCollum-Gathing - DCD*  
*Emily Mckeown - DNS*  
*Jim Klajbor - Treasurer's office*  
*Nicole Larsen - ACA*  
*Barbara Smith*

*Mr. Lowers Bates owes \$407.60 for judgments on four traffic cases in municipal court. Due prior to the 3/26/19 Common Council.*

**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

11. [181711](#) Resolution authorizing the return of real estate located at 2509 W. Capitol Drive, in the 7th Aldermanic District, to former owner Squire Land Development LLC (Application made by Evelyn Boyles, manager).

*Appearing:*  
*Deborah McCollum-Gathing - DCD*  
*Emily Mckeown - DNS*  
*Jim Klajbor - Treasurer's office*  
*Nicole Larsen - ACA*  
*Evelyn Boyles*

*Pending DNS fees in the amount of \$1,016.00 due 3/25/19.*

*Outstanding taxes on other properties*

*Squire Land Development LLC (registered Agent, Evelyn Boyles) - owes \$1,7000 on B&Z case.*

*(If paid by march 25, 2019, \$1,929.14)*

*(if paid by April 25, 2019 \$1,935.81)*

*Per the request of Ms. Boyles, item held until April 8, 2019.*

**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

12. [181712](#) Resolution authorizing the return of real estate located at 3320 N. 25th Street, in the 7th Aldermanic District, to former owner Lobban Development Inc.

*Appearing:*

*Deborah McCollum-Gathing - DCD  
Emily Mckeown - DNS  
Jim Klajbor - Treasurer's office  
Nicole Larsen - ACA  
Mr. Charles McCoy*

*Municipal Court records indicate ?????*

*DNS does not object to the request provided the applicant pays all outstanding charges at other properties where the applicant has indicated an ownership interest.*

*Those are*

*3236 N 25th Street \$193.24  
324 E Chambers Street \$335.69  
Total \$528.93 due 3/25/19*

*Other properties owned by applicant:*

*3645 N 40TH ST 2680528000 2017-18 OUTSTANDING  
2017 taxes \$1,908.98,  
2018 taxes \$1,534.29;  
GRAND TOTAL \$3,443.27*

*3401 N 15th ST 2842059000 2016-18 OUTSTANDING  
2016 taxes \$5,198.74,  
2017 taxes \$2,071.10,  
2018 taxes \$1,450.81;  
GRAND TOTAL \$8,720.65*

*3351 N 15th ST 2842060000 2016-18 OUTSTANDING  
2016 taxes \$6,518.34,  
2017 taxes \$5,101.22,  
2018 taxes \$4,117.28;  
GRAND TOTAL \$15,736.84*

*3236 N 25th ST 2850744000 2017-18 OUTSTANDING  
2017 taxes \$3,488.11,  
2018 taxes \$3,355.78;  
GRAND TOTAL \$6,843.89*

*3128-30 N 24th PL 2850916000 2016-18 OUTSTANDING  
2016 taxes \$5,517.20,  
2017 taxes \$2,267.95,  
2018 taxes 2,018.43;  
GRAND TOTAL \$9,803.58*

*3356 N 21st St 2852137100 2017-2018 OUTSTANDING  
2017 taxes \$2,254.24,  
2018 taxes \$2,207.55;  
GRAND TOTAL \$4,461.79*

*3373-75 N 21st ST 2852156000 2017-18 OUTSTANDING  
2017 taxes \$2,932.15,  
2018 taxes \$2,142.45;*

GRAND TOTAL \$5,074.60

2548-50 N 35th ST 3261508000 2016-18 OUTSTANDING

2016 taxes \$6,515.36,

2017 taxes \$3,009.60,

2018 taxes \$2,461.90;

GRAND TOTAL \$11,986.86

3530 W BROWN ST 3480213000 2017-18 OUTSTANDING

2017 taxes \$3,566.57,

2018 taxes \$857.79;

GRAND TOTAL \$4,424.36

*Mr. McCoy said that these properties are under a payment plan with the Kohn Law Firm.*

*Ald. Johnson moved adoption of this file, contingent upon receiving confirmation from City Treasurer that these 9 properties are on a payment plan, otherwise, file will go back to committee. There were no objections.*

**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

13. [181562](#)

Substitute resolution authorizing the return of real estate located at 5700-5702 N. 61st street, in the 9th Aldermanic District to its former owner Lue S. Vang.

*Appearing:*

*Deborah McCollum-Gathing - DCD*

*Emily Mckeown - DNS*

*Jim Klajbor - Treasurer's office*

*Mr Lue Vang*

*Other properties owned by applicant:*

*3903 W Florist Ave*

*2017-2018 outstanding \$3,701.66*

*5640 - 5642 N 61st St., 2017-2018 outstanding \$7,097.74*

**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

14. [181709](#)

Resolution authorizing the return of real estate located at 232 N. 41st Street, in the 10th Aldermanic District, to former owner Mark C Cannon.

*Appearing:*

*Deborah McCollum-Gathing - DCD*

*Emily Mckeown - DNS*

*Jim Klajbor - Treasurer's office*

*Atty William Judge representing Mr. Cannon*

**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

15. [181710](#)

Resolution authorizing the return of real estate located at 1311 N. 40th Street, in the 15th Aldermanic District, to former owner Baltic2Boardwalk LLC (Application made by Raymond Cowan, manager).

*Appearing:*

*Deborah McCollum-Gathing - DCD*

*Emily Mckeown - DNS*

*Jim Klajbor - Treasurer's office*

*NO ONE SHOWED WHEN CALLED.*

**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

16. [181773](#)

Resolution directing the Election Commission to work with the Housing Authority of the City of Milwaukee to develop and implement a voter registration program for residents of the Milwaukee Housing Authority.

*Appearing:*

*Ald. Rainey - Sponsor*

*All members requested to be added as Co-sponsors.*

*There were no objections.*

**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

17. [181701](#)

Communication relating to recent changes to and the current status of laws and regulations governing hemp growing and distribution in the state of Wisconsin.

*Appearing:*

*Ald. Coggs*

*Ald. Rainey*

*Brenda Wood - CC CC*

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

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

No 0

18. [181665](#) Resolution directing the Department of Administration - Intergovernmental Relations Division to remove Common Council-sponsored recommendations from the City's annual State Legislative Package after each four-year election cycle.

*Appearing:*

**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

19. [181657](#) Resolution relative to legislative bills.

*Appearing:*

*Brenda Wod*

*Michael Williams - DPW*

*Adam Stephens - Deputy CA*

*Danielle Decker - IRD*

*Sgt Worek -MPD*

*Peter Block - ACA*

*Claire Evers - MHD*

*AB-2/SB-4*

*Relating to: motor vehicle immobilization devices.*

*Ald. Bauman moved to Support*

*4-0 Johnson EXCUSED*

*LRB-0902*

*Relating to the operation of electronic foot scotters. (Added March 14, 2019)*

*Ald. Bauman moved to Support*

*4-0 Johnson EXCUSED*

*SB-50*

*Relating to: body cameras on law enforcement officers.*

*Ald. Dodd moved to SUPPORT*

*3-0 Johnson and Zielinski EXCUSED*

*LRB-1133/1*

*Relating to: micro market licensing fees.*

*Ald. Bauman moved to OPPOSED*

*3-0 Johnson and Zielinski EXCUSED*

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

**Aye** 3 - Borkowski, Bauman and Dodd

**No** 0



**Excused** 2 - Johnson and Zielinski

[181657](#)

Substitute resolution relative to legislative bills.

**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 Dodd

**No** 0

**Excused** 2 - Johnson and Zielinski

20. [181785](#)

Communication from the Department of Administration-Intergovernmental Relations Division presenting an overview of Governor Evers' 2019-21 Executive Budget.

*Appearing:*

*Kim Montgomery*

*Danielle Decker*

*Brenda Wood*

*Jim Bohl Jr*

*Ald. Nick Kovac*

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

**Aye** 4 - Borkowski, Bauman, Zielinski and Dodd

**No** 0

**Excused** 1 - Johnson

21. [170937](#)

Communication from the Fire and Police Commission relating to updates and current activities.

*Appearing:*

*LaKeisha Butler - Director*

**A motion was made by ALD. BAUMAN that this Communication be HELD TO CALL OF THE CHAIR. 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, March 18, 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](http://www.milwaukee.gov/channel25).

Meeting adjourned at 4:50PM

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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