



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. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert
Donovan**

Staff Assistant, Linda Elmer, 286-2232

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

Monday, October 4, 2010

1:30 PM

Room 301-B, City Hall

Meeting convened: 1:35 P.M.

Present 5 - Hamilton, Witkowski, Bohl, Davis, Donovan

The Judiciary and Legislation Committee may convene into closed session at 1:30 P.M. on Monday, October 4, 2010 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 moves that 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:

Ayes: Ald. Davis, Ald. Bohl, Ald. Donovan, Ald. Witkowski and Ald. Hamilton - 5

Individuals present:

Pat Fricker and Barb Woldt - City Attorney's Office

1. [100507](#)

Resolution authorizing settlement of the lawsuit entitled General Casualty Insurance Co., et al., v. City of Milwaukee.

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 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

2. [100561](#) Appointment of Leslie LaBonte to the Equal Rights Commission by the Mayor. (14th 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 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

3. [091531](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

4. [100586](#) Communication from the City Attorney relating to semiannual reports as to the determination and disposition of all claims pending and closed and litigation matters closed through June 30, 2010.

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

1:45 P.M.

5. [100585](#) Substitute resolution authorizing the return of real estate located at 7307 W. Herbert Ave., in the 2nd Aldermanic District to its former owner. (Wells Fargo Bank, c/o Gray & Associates, LLP)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

6. [100581](#) Substitute resolution authorizing the return of real estate located at 12211 W. Good Hope Rd., in the 5th Aldermanic District to its former owner. (Wells Fargo Bank, c/o

Gray & Associates, LLP)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

7. [100496](#)

Substitute resolution authorizing the return of real estate located at 1112 W. Locust St., in the 6th Aldermanic District to its former owner. (Marcus Harris)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

8. [100478](#)

Substitute resolution authorizing the return of real estate located at 1301-1303 W. Concordia Ave., in the 6th Aldermanic District to its former owner. (Caston Love, Agent for the estate of Caston Walters)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

9. [100479](#)

Substitute resolution authorizing the return of real estate located at 3291-93 N. 14th St., in the 6th Aldermanic District to its former owner. (Caston Love, Agent for the estate of Caston Walters)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

10. [100583](#)

Substitute resolution authorizing the return of real estate located at 2663 N. 6th St., in the 6th Aldermanic District to its former owner. (Leland Lofton)

Sponsors: THE CHAIR

Held at the request of the applicant's son as the applicant is deceased.

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

11. [100582](#) Substitute resolution authorizing the return of real estate located at 420 S. 71st St., in the 10th Aldermanic District to its former owner. (Kari Ratzlaff, Agent for the Estate of Craig Ratzlaff)

Sponsors: THE CHAIR

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

12. [100584](#) Substitute resolution authorizing the return of real estate located at 2714 S. 13th St., in the 14th Aldermanic District to its former owner. (Atty. John Domaszek on behalf of Felix Farveaux, LLC)

Sponsors: THE CHAIR

Dept. of Neighborhood Services fee of \$33 needs to be paid prior to noon on Oct. 11th or this matter will be returned to committee.

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

13. [100669](#) Substitute resolution authorizing the return of real estate located at 3831 N. Willis Pl., in the 5th Aldermanic District to its former owner. (Danny Laabs)

Sponsors: THE CHAIR

Owner not present.

Make information provided by Ald. Bohl part of the record, by Ald. Bohl. Prevailed. 5-0

*Neighbor providing testimony:
Marcus Musial - 3826 N. Willis Pl.*

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

2:00 P.M.

14. [100624](#) Resolution relating to the claim of Peter and Gladys Katzfey for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

Make two letters from two plumbers provided by the claimant part of the record, by Ald. Witkowski. Prevailed. 5-0

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

Aye 1 - Witkowski

No 4 - Hamilton, Bohl, Davis and Donovan

One-half of the claim be granted in the amount of \$3945.

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

Aye 1 - Witkowski

No 4 - Hamilton, Bohl, Davis and Donovan

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

Aye 1 - Witkowski

No 4 - Hamilton, Bohl, Davis and Donovan

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

Aye 4 - Hamilton, Bohl, Davis and Donovan

No 1 - Witkowski

15. [100592](#) Resolution relating to the claim of Curtis Massey for property damage.

Sponsors: THE CHAIR

Claimant not present.

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, Bohl, Davis and Donovan

No 0

16. [100390](#) Resolution relating to an appeal from Kevin Carnell, Agent for American Family Insurance Group for property damage and personal injuries. (7th Aldermanic District)

Sponsors: THE CHAIR

Make police report and photos part of the record, by Ald. Witkowski. Prevailed. 4-0 (City Attorney's Office has the photos)

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 Donovan

No 0

Excused 1 - Bohl

17. [100571](#) Resolution relating to the claim of Atty. John McNally on behalf of Babette Bell for personal injuries. (2nd Aldermanic District)

Sponsors: THE CHAIR

Claimant not present.

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, Bohl, Davis and Donovan

No 0

2:15 P.M.

18. [100620](#) Communication from the Comptroller's Office relating to the Annual Outstanding Receivables report.

Sponsors: THE CHAIR

Held as Comptroller's Office was present earlier during the meeting, but not now.

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

Aye 5 - Hamilton, Witkowski, Bohl, Davis and Donovan

No 0

2:30 P.M.

19. [100174](#) Resolution relative to legislative bills.

Sponsors: THE CHAIR

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

20. [100640](#) Resolution directing the Department of Administration -- Intergovernmental Relations

Division to seek introduction and passage of state legislation to amend the definition of property owner.

Sponsors: Ald. Hines Jr.

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

Aye 4 - Hamilton, Witkowski, Bohl and Davis

No 0

Excused 1 - Donovan

*Meeting adjourned: 3:17 P.M.
Linda M. Elmer
Staff Assistant*

This meeting can be viewed in its entirety through the City's Legislative Research Center at <http://milwaukee.legistar.com/calendar>.