



Legislation Details (With Text)

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**Type:** Resolution      **Status:** Passed

**File created:** 9/26/2006      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:** 10/24/2006

**Effective date:**

**Title:** Resolution authorizing the Office of the City Attorney to resolve various Municipal Court cases through permanent stay of the forfeiture or dismissal.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS CANCELLATION, MUNICIPAL COURT

**Attachments:** 1. Municipal Court Cover Letter.pdf, 2. Packet Cover Letter from Municipal Court.pdf, 3. Fiscal Note.pdf, 4. 2006 City Attorney's Letter of Authorization.pdf, 5. Open Warrants and Commitments by Case Type.pdf, 6. Open Warrants - Failure to Pay Judgments by Defendant Name

Date	Ver.	Action By	Action	Result	Tally
9/26/2006	0	COMMON COUNCIL	ASSIGNED TO		
9/29/2006	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
10/16/2006	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/24/2006	0	COMMON COUNCIL	ADOPTED	Pass	15:0
10/27/2006	0	MAYOR	SIGNED		

050689  
ORIGINAL

The Chair  
Resolution authorizing the Office of the City Attorney to resolve various Municipal Court cases through permanent stay of the forfeiture or dismissal.  
This resolution disposes of open warrants, commitments, arrest warrants and bench warrants which have seen an absence of activity for over a 7-year period and which are very likely unenforceable.  
Whereas, The City of Milwaukee has obtained judgment in a number of Milwaukee Municipal Court cases, as identified by case number, defendant's name, offense and amount of judgment in Appendix A attached to Common Council File Number 060689 and incorporated herein by references; and

Whereas, The City of Milwaukee, through the Office of the City Attorney, has been unable to enforce collection of said judgments and recommends no further action at this time; and

Whereas, The City of Milwaukee has, in addition, a number of other pending Milwaukee Municipal Court cases, as identified by case number, defendant's name, and offense in Appendix B, incorporated herein by reference, wherein

no judgments have been obtained and warrants have been issued for said defendants; and

Whereas, With respect to such cases listed in Appendix B. the Office of the City Attorney recommends no further prosecution; now, therefore be it

Resolved, By the Common Council of the City of Milwaukee, that the Office of the City Attorney, be and hereby is authorized to move the Milwaukee Municipal Court to permanently stay the forfeiture portion of the judgments in all of those cases listed in Appendix A; and, be it

Further Resolved, That the Office of the City Attorney be and hereby is further authorized to move the Milwaukee Municipal Court to dismiss all of those cases listed in Appendix B.

Municipal Court

CHM

7/28/06