



Milwaukee County

County Courthouse
901 N. 9th Street, Rm.
201B
Milwaukee, WI 53233

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Willie Johnson, Jr.
Vice Chairperson: Supervisor Anthony Staskunas
Supervisor Peggy A. West
Supervisor Deanna Alexander
Supervisor Eddie Cullen
Committee Coordinator: Allyson R. Smith, 414-278-4225
Research Analyst: Erica Hayden, 414-278-4362

Thursday, January 18, 2018

9:00 AM

Room 201B

Call To Order

Roll Call at 9:22 a.m.

Present 3 - Staskunas, Alexander and Johnson Jr.

Excused 2 - West and Cullen

CORPORATION COUNSEL - 7

CLOSED SESSION: ITEMS 1 THROUGH 7

The Committee may adjourn into closed session under the provisions of Section 19.85(1)(g), Wisconsin State Statutes, for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.

Corporation Counsel Recommends Payment/ Settlement of the Following Claims/Litigation

Note: Section 59.52 of the Wisconsin State Statutes and Section 1.11(c)(3)(2) of the Milwaukee County Code of General Ordinances authorize the Committee on Judiciary, Safety, and General Services to settle all claims when the amount does not exceed \$10,000. The action of the Committee is final and no further County Board action is required.

Claim(s) amounting to less than \$10,000

- 1 [18-52](#) From Deputy Corporation Counsel, Office of Corporation Counsel, recommending payment in an amount not-to-exceed \$6,500 by the Wisconsin County Mutual Insurance Corporation to settle the bodily injury claim of Mr. Chad Collath.

Attachments: [18-52 REPORT](#)

APPEARANCE:

Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel

The Committee did not adjourn into closed session to discuss Item 1.

A motion was made by Supervisor Staskunas that this Small Claim be APPROVED BY THE JUDICIARY, SAFETY, AND GENERAL SERVICES COMMITTEE. The motion PREVAILED by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

- 2 [18-58](#) From Assistant Corporation Counsel, Office of Corporation Counsel, recommending payment in the amount of \$3321.54 by the Wisconsin County Mutual Insurance Corporation to settle the matter of *Allstate Insurance Company v. Milwaukee County*, Case No. 2017-CV-11861.

Attachments: [18-58 REPORT](#)

APPEARANCE:

Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel

The Committee did not adjourn into closed session to discuss Item 2.

A motion was made by Supervisor Staskunas that this Small Claim be APPROVED BY THE JUDICIARY, SAFETY, AND GENERAL SERVICES COMMITTEE. The motion PREVAILED by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

Claim amounting to more than \$10,000

- 3 [18-53](#) From Deputy Corporation Counsel, Office of Corporation Counsel, recommending payment in an amount not-to-exceed \$17,000 by the Wisconsin County Mutual Insurance Corporation to settle the bodily injury claim of Ms. Faina Kozlovsky.

Attachments: [18-53 REPORT](#)
 [18-53 RESOLUTION](#)
 [18-53 FISCAL NOTE](#)

APPEARANCE:
Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel

The Committee did not adjourn into closed session to discuss Item 3.

A motion was made by Supervisor Staskunas that this Claim or Litigation be **RECOMMENDED FOR ADOPTION**. The motion **PREVAILED** by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

- 4 [18-99](#) From Deputy Corporation Counsel, Office of Corporation Counsel, requesting authorization to settle a breach of contract claim regarding the 2010-2011 closure of the O'Donnell Park parking structure and the 2016 closure of the Domes at the Mitchell Park Horticultural Conservatory in *Grandview Management Inc., v. Milwaukee County*, Case No. 2016-CV-4676. (**Referred to the Committees on Judiciary, Safety, and General Services, and Finance and Audit**)

Attachments: [18-99 REPORT](#)
 [18-99 RESOLUTION](#)
 [18-99 FISCAL NOTE](#)
 [18-99 ZILI PROPOSED TERMS](#)

APPEARANCES:
Paul Kuglitsch, Deputy Corporation Counsel, Office of Corporation Counsel (OCC)
Colleen Foley, Deputy Corporation Counsel, OCC

The Committee did not adjourn into closed session to discuss Item 4.

A motion was made by Supervisor Staskunas that this Claim or Litigation be **RECOMMENDED FOR ADOPTION**. The motion **PREVAILED** by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel (OCC), introduced Dewey Martin, Assistant Corporation Counsel, OCC, to Committee members.

- 5 [18-87](#) From Corporation Counsel, Office of Corporation Counsel, providing an informational report regarding the diversity of law firms retained as outside counsel for legal matters that involve Milwaukee County. **(Considered by the Committees on Judiciary, Safety, and General Services, and Finance and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [18-87 REPORT](#)
 [18-87 EXHIBITS 1-3](#)
 [18-87 EXHIBIT 4](#)
 [18-87 DIVERSITY PRESENTATION](#)

APPEARANCE:
Margaret C. Daun, Corporation Counsel, Office of Corporation Counsel

Attorney Emery Harlan, MWH Law Group, appeared and spoke for information only regarding this item.

The Committee did not adjourn into closed session to discuss Item 5.

A motion was made by Supervisor Alexander that this Informational Report be **RECOMMENDED TO BE RECEIVED AND PLACED ON FILE**. The motion **PREVAILED** by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

- 6 [18-9](#) From Corporation Counsel, Office of Corporation Counsel, providing an informational report regarding pending litigation. **(Referred to the Committees on Judiciary, Safety, and General Services, and Finance and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [18-9 JANUARY REPORT](#)

APPEARANCE:
Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel

The Committee did not adjourn into closed session to discuss Item 6.

This Reference File was **DISCUSSED WITH NO ACTION TAKEN**.

CLOSED SESSION (ITEM 7)

The Committee may adjourn into closed session under the provisions of Section 19.85(1)(g), Wisconsin State Statutes, for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.

Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel, opined that it was appropriate to discuss Item 7 in closed session.

A motion was made by Supervisor Staskunas to ADJOURN INTO CLOSED SESSION under the provisions of Section 19.85(1)(g), Wisconsin State Statutes, for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to Item 7. The motion PREVAILED by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

7 [18-143](#)

From Deputy Corporation Counsel, Office of Corporation Counsel, recommending payment in the amount of \$1,400,000 to be paid from the Risk Management reserve fund to settle the claim of the *Estate of Brandon T. Johnson, et al. v. Milwaukee County*.

Attachments: [18-143 REPORT](#)
[18-143 RESOLUTION](#)
[18-143 FISCAL NOTE](#)

APPEARANCE:

Colleen Foley, Deputy Corporation Counsel, Office of Corporation Counsel

Attorney Emile H. Banks, Emile H. Banks & Associates, LLC, appeared and spoke for information only regarding this item.

This item was discussed in both open and closed session.

A motion was made by Supervisor Staskunas that this Claim or Litigation be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 3 - Staskunas, Alexander and Johnson Jr.

Excused: 2 - West and Cullen

The Committee was in closed session from 9:25 a.m. to 9:46 a.m. Upon reconvening at 9:46 a.m., a roll call was taken and 3 Committee members were present. Supervisors West and Cullen were excused from today's meeting.

Present 3 - Staskunas, Alexander and Johnson Jr.

Excused 2 - West and Cullen

The foregoing items were not considered in agenda order.

Length of Meeting: 9:22 a.m. to 11:08 a.m.

Adjourned,

**Allyson R. Smith
Committee Coordinator
Committee on Judiciary, Safety, and General Services**

Deadline for the next meeting: The next regular meeting for the Committee on Judiciary, Safety, and General Services, is Thursday, March 8, 2018. All original documents and agenda setting copies MUST be in the Committee Coordinator's possession on or before Friday, February 16, 2018, at 4:00 p.m.