



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Agenda PUBLIC WORKS COMMITTEE

ALD. ROBERT BAUMAN, CHAIR
Ald. Joseph Dudzik, Vice-Chair
Ald. Willie Wade, Ald. Robert Donovan, and Ald. Robert Puente

Staff Assistant, Terry MacDonald, 286-2233
Fax: (414) 286-3456, E-mail: tmacdo@milwaukee.gov

Wednesday, June 3, 2009

9:00 AM

Room 301-B, City Hall

1. [090106](#) Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.
Sponsors: THE CHAIR

2. [090107](#) Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$50,000 for a total estimated cost of these projects being \$503,000.
Sponsors: THE CHAIR

3. [090105](#) Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$75,000 for a total estimated cost of these projects being \$929,000.
Sponsors: THE CHAIR

4. [090108](#) Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$5,382,000 for a total estimated cost of these projects being \$6,121,000.
Sponsors: THE CHAIR

5. [090139](#) Communication from the Commissioner of Public Works relating to the revised and updated pavement restoration policy for utility cuts and trenches in the public street right-of-way.
Sponsors: Ald. Bohl and Ald. Dudzik

6. [081746](#) An ordinance relating to review and approval of public arts projects.
Sponsors: Ald. Murphy, Ald. Bohl and Ald. Kovac

7. [081647](#) Resolution creating the Committee on Downtown Streetcar Implementation.
Sponsors: Ald. Bauman

8. [090158](#) Resolution authorizing the acceptance and funding of the Port Security Grant from the U. S. Department of Homeland Security through the Community Development Grants Administration on behalf of the Port Authority of the City of Milwaukee.
Sponsors: Ald. Donovan
9. [081515](#) Substitute resolution to vacate the remaining portion of the east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District.
Sponsors: THE CHAIR
10. [081474](#) A substitute ordinance relating to publicly accessible collection bins and bin permit regulations and fees.
Sponsors: Ald. Puente and Ald. Bohl
11. [090143](#) Resolution regarding the representation of the American Legion Star on the eastern slope of Kilbourn Reservoir Park.
Sponsors: THE CHAIR
12. [090142](#) Resolution relative to a rate increase for Milwaukee Water Works.
Sponsors: THE CHAIR
13. [090141](#) Resolution authorizing a Reciprocal Emergency Water Service Agreement between the City of Milwaukee and the Oak Creek Water and Sewer Utility.
Sponsors: Ald. Witkowski
14. [090161](#) Resolution directing the City Engineer to submit applications to the Wisconsin Department of Transportation for programming for the construction of freeway noise barriers at locations along I-94 as identified in the Wisconsin Department of Transportation's I-94 North-South Freeway Project Noise Barrier study for which no local cost participation is required.
Sponsors: Ald. Witkowski
15. [090087](#) Resolution supporting the annual observance of Earth Hour and directing the Department of Public Works to coordinate and report annually on the City of Milwaukee's participation in Earth Hour.
Sponsors: Ald. Zielinski
16. [090150](#) Resolution amending Common Council File Number 080430 to increase the amount of the State of Wisconsin Recycling Efficiency Incentive grant awarded to the City of Milwaukee.
Sponsors: Ald. Bauman
---May be referred to the Finance & Personnel Committee
17. [090063](#) Resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage

District allowing the City to conduct necessary Polychlorinated Biphenyls removal in the area of North Humboldt Avenue and East Capitol Drive.

Sponsors: THE CHAIR

18. [081606](#) Substitute resolution assigning the honorary street name, "Dr. Lucy B. Hughes," to West State Street from North 29th to North 31st Street in the 4th Aldermanic District.
- Sponsors:** THE CHAIR
19. [081557](#) Substitute resolution granting a special privilege to Marquette University for a security camera on a city light pole and associated conduit in the public right-of-way for the premises at 1818 West Canal Street, in the 12th and 8th Aldermanic Districts.
- Sponsors:** THE CHAIR
20. [081605](#) Substitute resolution granting a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street, in the 12th Aldermanic District.
- Sponsors:** THE CHAIR
21. [090104](#) Resolution authorizing the execution of an agreement with MillerCoors, LLC for the installation, operation, and maintenance of two new electronic traffic control signs on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street in the 10th and 15th Aldermanic Districts, total cost is \$2,000.00, which is all grantor funds.
- Sponsors:** THE CHAIR
22. [090122](#) Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District at a total estimated cost of \$17,964.28, with an estimated grantor share of \$16,167.85, and an estimated City share of \$1,796.43.
- Sponsors:** THE CHAIR
23. [090123](#) Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts at a total estimated cost of \$4,126.08, with an estimated grantor share of \$3,713.47, and an estimated City share of \$412.61.
- Sponsors:** THE CHAIR

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

Members of the Common Council and its standing committees who are not members of this committee may attend this meeting to participate or to gather information. Notice is given that this meeting may constitute a meeting of the Common Council or any of its standing committees, although they will not take any formal action at this meeting.

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

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code of Ordinances are required to register with the City Clerk's Office License Division. Registered lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at www.milwaukee.gov/lobby.



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090106

File ID: 090106

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Official Notice Number 13 ,Hearing
Notice List

Enactment Number:

Drafter: mld

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090106

..Number

090106

..Version

ORIGINAL

..Reference

..Sponsor

THE CHAIR

..Title

Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

..Requestor
INFRASTRUCTURE SERVICES DEPARTMENT
..Drafter
MLD:dr
Report 13
05/15/09

May 15, 2009

File Number

To the Honorable, the Common Council

Dear Council Members:

The Common Council has adopted preliminary resolutions which determined it necessary and in the public interest to make various public improvements and to make special assessments therefore.

The Commissioner of Public Works is filing this report consisting of a list of projects. This report is subject to amendment at the next Public Works Committee Hearing. The plans and specifications of said improvements are on file in the City Engineer's Office.

I am herewith submitting a report regarding the above matter and recommend adoption of the amended resolution approving same.

Respectfully submitted,

Special Deputy Commissioner
of Public Works

MLD:dr
Afr 13
Report Appended

**OFFICIAL NOTICE NUMBER 6
PUBLIC HEARING ON PROPOSED IMPROVEMENTS
AND SPECIAL ASSESSMENTS**

There will be a public hearing held by the Public Works Committee of the Common Council of the City of Milwaukee concerning the following improvements and special assessments. The Commissioner of Public Works has determined these improvements are necessary and in the public interest.

The hearing will be held at the date and time shown below:

<p>WEDNESDAY</p> <p>JUNE 3, 2009</p> <p>ROOM 301-B – CITY HALL</p> <p>9:00 A.M.</p>

6th Aldermanic District

Alley between W. Brown St., N. Dr. Martin Luther King Jr. Dr., W. Lloyd St., and N. 2nd St. (ST212090104):

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, storm drainage facilities where needed, and tree removal where necessary.

7th Aldermanic District

Alley between W. Burleigh St., W. Fond du Lac Ave., N. 34th St., and lands east. (ST212090101):

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, storm drainage facilities where needed, and tree removal where necessary.

10th Aldermanic District

W. Mt. Vernon Ave. – N. 90th St. to N. 95th St. (ST211090126):

Concrete pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where necessary, sodding (7-foot to 8.2-foot width of tree border area), and grading.

11th Aldermanic District

S. 37th St. – W. Ruskin St. to W. Oklahoma Ave. (ST211080117):

Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where needed, sodding (7-foot width of tree border area), grading, and tree removal where necessary.

You may examine a copy of the report recommending these projects in Room 908, 841 North Broadway, Milwaukee, Wisconsin during the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday, except for May 25, 2009.

This notice is published by authority of the Common Council of the City of Milwaukee in accordance with Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances.

Office of the City Clerk, Milwaukee

Ronald D. Leonhardt, City Clerk

May 19, 2009

PW FILE NUMBER: 090106

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkowski	Dept. of Public Works-Infrastructure	5/29/09		
Clark Wantoch	Dept. of Public Works-Infrastructure	X		
Jeff Mantes	Commissioner of Public Works	X		
Jeff Polenske	City Engineer	X		
Ald. Coggs		X		
Ald. Wade		X		
Ald. Murphy		X		
Ald. Dudzik				



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090107

File ID: 090107

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$50,000 for a total estimated cost of these projects being \$503,000.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note ,Cover Letter ,Hearing Notice List

Enactment Number:

Drafter: mld

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090107

..Number

090107

..Version

SUBSTITUTE 1

..Sponsor

THE CHAIR

..Title

Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$50,000 for a total estimated cost of these projects being \$503,000.

..Analysis

This resolution authorizes engineering studies on projects which by City Charter are nonassessable. After design plans and estimates of costs have been prepared, a resolution authorizing construction will be submitted to the Common Council. The City cost for engineering these projects is estimated to be \$50,000 with the total cost estimated to be \$503,000.

..Body

Resolved, By the Common Council of the City of Milwaukee, that it is necessary and in the public interest to do the following described improvements according to City specifications:

2nd and 9th Aldermanic Districts

N. 56th St. - W. Custer Ave. to W. Sheridan Ave. (SM495090055): Relaying sanitary and storm sewers. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$228,000. This project is anticipated to be completed during the 2010 construction season.

3rd and 4th Aldermanic Districts

N. Prospect Ave. at E. Royall Pl. (ST211090147): Install traffic calming devices. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$20,000. This project is anticipated to be completed during the 2009 construction season.

4th Aldermanic District

N. 25th St. - W. St. Paul Ave. to W. Clybourn St. (WT410091015): Relaying water main and lining. (Nonassessable Water Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$150,000. This project is anticipated to be completed during the 2009 construction season.

6th Aldermanic District

N. Port Washington Ave. - W. Vienna Ave. to W. Abert Pl. (SM495090054): Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$105,000. This project is anticipated to be completed during the 2010 construction season.

13th Aldermanic District

S. Louisiana Ave. (Ext'd) - A point 15 feet m/l south of W. Van Norman Ave. to a point 625 feet m/l south of W. Van Norman Ave. (SM495090053): Sanitary sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$63,000. This project is anticipated to be completed during the 2010 construction season.

;and, be it

Further Resolved, That all City Departments are authorized to perform engineering, surveys, plan preparation, and determine an estimated cost thereof; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor

Infrastructure Services Division

..Drafter

MLD:dr

Npr 13

05/29/09

CITY OF MILWAUKEE FISCAL NOTE

A) **DATE** May 29, 2009

FILE NUMBER: 090107

Original Fiscal Note Substitute

SUBJECT: Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$50,000 for a total estimated cost of these projects being \$503,000.

B) **SUBMITTED BY (Name/title/dept./ext.):** Mary Dziewiontkoski/Assessment Engineer/Public Works/X2460

C) **CHECK ONE:** ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) **CHARGE TO:** DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
	Street ST211		\$ 5,000		
	Water WT410		\$ 15,000		
OTHER:	Sewer SM495		\$ 30,000		
TOTALS			\$ 50,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) **LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

H) **COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:** The total expenditure includes the cost of engineering, inspection, construction, and city forces. The total cost of these projects is estimated to be \$503,000.

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 15, 2009

File Number

To the Honorable, the Common Council

Dear Council Members:

Please find attached a "Title Only" resolution for determining it necessary to make various nonassessable public improvements to be introduced at the next Common Council Meeting. It is our intent to insert the body of the resolution in this jacket prior to the meeting of the Public Works Committee of June 3, 2009.

Respectfully submitted,

Special Deputy Commissioner
of Public Works

MLD:dr
Title only
Npr 13



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090105

File ID: 090105

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$75,000 for a total estimated cost of these projects being \$929,000.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note ,Cover Letter ,Hearing Notice List

Enactment Number:

Drafter: mld

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
1	CITY CLERK	05/29/2009	DRAFT SUBMITTED				
	Action Text:		This Resolution was DRAFT SUBMITTED				
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090105

..Number

090105

..Version

SUBSTITUTE 1

..Sponsor

THE CHAIR

..Title

Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to

be \$75,000 for a total estimated cost of these projects being \$929,000.

..Analysis

This resolution authorizes engineering studies and directs the Commissioner of Public Works to determine any benefits or damages which would result if the projects were to be constructed. After the Commissioner files his report, a Public Hearing will be held on those projects determined assessable. A resolution will be submitted after the Public Hearing authorizing construction. The City cost for engineering these projects is estimated to be \$75,000 with the total cost estimated to be \$929,000.

..Body

Resolved, By the Common Council of the City of Milwaukee that it is necessary and in the public interest to do the following described work according to City specifications, and that such public improvements and resulting special assessments be made pursuant to Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances:

1st Aldermanic District

N. 28th St. - W. Atkinson Ave. to W. Glendale Ave. (ST211060103) File Number 050805: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$225,000. This project is anticipated to be completed during the 2010 construction season.

2nd Aldermanic District

W. Spencer Pl. - W. Glendale Ave. to W. Hampton Ave. (ST211060114) File Number 060699: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$175,000. This project is anticipated to be completed during the 2010 construction season.

5th Aldermanic District

N. 87th St. - W. Townsend St. to W. Lisbon Ave. (ST211060108) File Number 040945: (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$100,000. This project is anticipated to be completed during the 2010 construction season.

11th Aldermanic District

S. 77th St. - W. Warnimont Ave. to W. Eden Pl. (ST211100103) File Number 080910: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000 Additional Funds). The total estimated cost for this project including the requested amount is \$55,000. This project is anticipated to be completed during the 2010 construction season.

12th Aldermanic District

S. 3rd St. - W. Florida St. to a point 90 feet m/l north of W. Florida St. (ST211080116) File Number 070946: Asphalt pavement reconstruction, replace all curb and gutter, replace all sidewalk and driveway approaches, sodding (5-foot width of tree border area), and grading. (Nonassessable Reconstruction Paving Fund -- \$10,000 Additional Funds). The total estimated cost for this project including the requested amount is \$116,000. The work was done in 2008, these funds are needed to complete the project.

14th Aldermanic District

E. Bennett St. - S. Ellen St. to a point west of S. Ellen St. (ST211050114) File Number 031322: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The

total estimated cost for this project including the requested amount is \$100,000. This project is anticipated to be completed during the 2010 construction season.

S. Burrell St. - 285 feet m/l south of E. Ohio Ave. to E. Ohio Ave. (ST211060141) File Number 051444: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$60,000. This project is anticipated to be completed during the 2010 construction season.

E. Norwich St. - S. Herman St. to S. Lenox St. (ST211090110) File Number 071168: Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$98,000. This project is anticipated to be completed during the 2010 construction season.

; and, be it

Further Resolved, That the abutting and adjacent properties be assessed a portion of the cost, said assessment to be recommended by the Commissioner of Public Works in his report; and, be it

Further Resolved, That all assessments and payments be made in accordance with Section 115-42 of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That all City departments are authorized to do engineering, surveying, preparing of plans, and estimates of cost thereof, to be utilized in the preparation of said report of the Commissioner of Public Works; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor
Infrastructure Services Division
..Drafter
MLD:dr
Apr 13
05/29/09

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

A) DATE: May 29, 2009

FILE NUMBER: 090105

Original Fiscal Note Substitute

SUBJECT: Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$75,000 for a total estimated cost of these projects being \$929,000.

B) SUBMITTED BY (name/title/dept./ext.): Mary Dzewiontkoski/Assessment Engineer/Public Works/X2460

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENTAL ACCOUNT (DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER Paving	ST211		\$75,000		
TOTALS:			\$75,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION: *The total expenditure includes the cost of engineering, inspection, construction, and city forces. The total cost of this project is \$929,000.*

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 15, 2009

File Number

To the Honorable, the Common Council

Dear Council Members:

Please find attached a "Title Only" resolution for determining it necessary to make various assessable public improvements to be introduced at the next Common Council Meeting. It is our intent to insert the body of the resolution in this jacket prior to the meeting of the Public Works Committee of June 3, 2009.

Respectfully submitted,

Special Deputy Commissioner
of Public Works

MLD:dr
Title only
Apr 13



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090108

File ID: 090108

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$5,382,000 for a total estimated cost of these projects being \$6,121,000.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note ,Cover Letter ,Hearing Notice List

Enactment Number:

Drafter:

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
1	CITY CLERK	05/29/2009	DRAFT SUBMITTED				
	Action Text:		This Resolution was DRAFT SUBMITTED				
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090108

..Number

090108

..Version

SUBSTITUTE 1

..Reference

070266

..Sponsor

THE CHAIR

..Title

Substitute resolution approving construction of nonassessable public improvements at various locations

and appropriating funds for these purposes with the City construction cost estimated to be \$5,382,000 for a total estimated cost of these projects being \$6,121,000.

..Analysis

This resolution directs the installation and construction of certain public improvements which have been determined to be nonassessable by the Commissioner of Public Works. The City cost of the projects approved by this resolution is estimated to be \$5,382,000. The total estimated cost of these projects is \$6,121,000.

..Body

Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions determining it necessary and in the public interest to construct nonassessable improvements; and

Whereas, Plans, specifications and cost estimates have been prepared for the following described improvements:

5th Aldermanic District

W. Melvina St. - N. 77th St. to N. 83rd St. (WT410081004) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$470,000). The total estimated cost for this project including the requested amount is \$500,000. This project is anticipated to be completed during the 2009 construction season.

N. 77th St. - W. Vienna Ave. to W. Melvina St. (WT410081005) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$165,000). The total estimated cost for this project including the requested amount is \$180,000. This project is anticipated to be completed during the 2009 construction season.

N. 79th St. - W. Vienna Ave. to W. Capitol Dr. (WT410081003) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$290,000). The total estimated cost for this project including the requested amount is \$310,000. This project is anticipated to be completed during the 2009 construction season.

6th Aldermanic District

N. Holton St. - The Milwaukee River to N. Commerce St. (TD02284058) File Number 990110: Concrete pavement construction, place all curb and gutter, place sidewalk and driveway approaches where necessary, sodding, and grading. (TID Nonassessable Paving Fund -- \$60,000). The total estimated cost for this project amount is \$60,000. This project is anticipated to be completed during the 2009 construction season.

7th Aldermanic District

W. Courtland Ave. - N. 42nd St. to N. Sherman Blvd. (WT410081020) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$125,000). The total estimated cost for this project including the requested amount is \$140,000. This project is anticipated to be completed during the 2009 construction season.

N. Sherman Blvd. - 40 feet south of W. Glendale Ave. to W. Derby Pl. (WT410081019) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$260,000). The total estimated cost for this project including the requested amount is \$275,000. This project is anticipated to be completed during the 2009 construction season.

8th Aldermanic District

W. Forest Home Ave. - W. Becher St. to W. Lincoln Ave. (SM495080060) File Number 080809: Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$380,000). The total estimated cost for this project including the requested amount is \$390,000. This project is anticipated to be completed during the 2009 construction season.

S. 28th St. - W. Grant St. to W. Lincoln Ave. (SM495070190) File Number 071167: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$156,000). The total estimated cost for this project including the requested amount is \$168,000. This project is anticipated to be completed during the 2009 construction season.

S. 28th St. - W. Lincoln Ave. to W. Hayes Ave. (SM495080039) File Number 081489: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$157,000). The total estimated cost for this project including the requested amount is \$172,000. This project is anticipated to be completed during the 2009 construction season.

S. 29th St. - W. Lapham St. to W. Mitchell St. (SM495070191) File Number 071167: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$127,000). The total estimated cost for this project including the requested amount is \$139,000. This project is anticipated to be completed during the 2009 construction season.

8th and 13th Aldermanic Districts

W. Lincoln Ave. - S. 23rd St. to W. Forest Home Ave. (SM495070068) File Number 070081: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$90,000). The total estimated cost for this project including the requested amount is \$100,000. This project is anticipated to be completed during the 2009 construction season.

S. 23rd St. - W. Lincoln Ave. to W. Forest Home Ave. (SM495080061) File Number 080809: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$79,000). The total estimated cost for this project including the requested amount is \$89,000. This project is anticipated to be completed during the 2009 construction season.

11th Aldermanic District

W. Dodge Pl. - 65 feet east of W. Wilbur Ave. to W. Warnimont Ave. (WT410091424) File Number 080237: Relay water main. (Nonassessable Water Fund -- \$105,000). The total estimated cost for this project including the requested amount is \$120,000. This project is anticipated to be completed during the 2009 construction season.

W. Ohio Ave. - S. 98th St. to S. 99th St. (WT410091002) File Number 071573: Relay water main. (Nonassessable Water Fund -- \$55,000). The total estimated cost for this project including the requested amount is \$70,000. This project is anticipated to be completed during the 2009 construction season.

W. Tesch Ave. - 60 feet east of S. 48th St. to S. 50th St. (WT410081405) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$160,000). The total estimated cost for this project including the requested amount is \$175,000. This project is anticipated to be completed during the 2009 construction season.

W. Van Beck Ave. - 800 feet east of S. 50th St. to S. 51st St. (WT410081403) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$210,000). The total estimated cost for this project including the requested amount is \$230,000. This project is anticipated to be completed during the 2009 construction season.

S. 48th St. - W. Norwich St. to W. Tesch Ave. (WT410081406) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$95,000). The total estimated cost for this project including the requested amount is \$110,000. This project is anticipated to be completed during the 2009 construction season.

S. 50th St. - W. Van Beck Ave. to W. Tesch Ave. (WT410081404) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$145,000). The total estimated cost for this project including the requested amount is \$160,000. This project is anticipated to be completed during the 2009 construction season.

S. 99th St. - W. Oklahoma Ave. to 565 feet south of W. Ohio Ave. (WT410091001) File Number 071573:

Relay water main. (Nonassessable Water Fund -- \$395,000). The total estimated cost for this project including the requested amount is \$425,000. This project is anticipated to be completed during the 2009 construction season.

12th Aldermanic District

S. Cesar E. Chavez Dr. - W. Mineral St. to W. Scott St. (SM495090017) File Number 081588: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$138,000). The total estimated cost for this project including the requested amount is \$153,000. This project is anticipated to be completed during the 2009 construction season.

W. Washington St. - S. 15th St. to S. 18th St. (SM495070082) File Number 070266: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$262,000). The total estimated cost for this project including the requested amount is \$277,000. This project is anticipated to be completed during the 2009 construction season.

S. 17th St. - W. Mineral St. to W. Washington St. (SM495070081) File Number 070081: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$34,000). The total estimated cost for this project including the requested amount is \$44,000. This project is anticipated to be completed during the 2009 construction season.

13th Aldermanic District

W. College Ave. - 1,450 feet east of S. Howell Ave. to 3,575 feet east of S. Howell Ave. (WT410090501) File Number 080603: Relay water main. (Nonassessable Water Fund -- \$315,000). The total estimated cost for this project including the requested amount is \$330,000. This project is anticipated to be completed during the 2009 construction season.

W. Kimberly Ave. - S. 18th St. to S. 20th St. (WT410090001) File Number 080237: Relay water main. (Nonassessable Water Fund -- \$160,000). The total estimated cost for this project including the requested amount is \$175,000. This project is anticipated to be completed during the 2009 construction season.

S. 5th Pl. - W. Howard Ave. to W. Plainfield Ave. (SM495080066) File Number 080911: Relay sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$332,000). The total estimated cost for this project including the requested amount is \$352,000. This project is anticipated to be completed during the 2009 construction season.

14th Aldermanic District

S. 7th St. - W. Manitoba St. to W. Oklahoma Ave. (SM495080038) File Number 081489: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$132,000). The total estimated cost for this project including the requested amount is \$147,000. This project is anticipated to be completed during the 2009 construction season.

S. 8th St. - W. Manitoba St. to W. Oklahoma Ave. (SM495080047) File Number 080237: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$145,000). The total estimated cost for this project including the requested amount is \$155,000. This project is anticipated to be completed during the 2009 construction season.

15th Aldermanic District

N. 21st St. - W. Lloyd St. to W. North Ave. (TD06584001) File Number 990110: Asphalt pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where necessary, sodding (6-foot - 7-foot width of tree border area), and grading. (TID Nonassessable Paving Fund -- \$225,000). The total estimated cost for this project amount is \$225,000. This project is anticipated to be completed during the 2009 construction season.

Various Districts

Asphalt resurfacing by contract. (ST211080129) File Number 071489: (Nonassessable Reconstruction Paving Fund -- \$50,000 Additional Funds). The total estimated cost for this project including the requested amount is \$370,000. This project is anticipated to be completed during the 2009 construction season.

City of Greenfield

S. 45th St. - W. Howard Ave. to W. Van Beck Ave. (WT410081407) File Number 070266: Relay water main. (Nonassessable Water Fund -- \$65,000). The total estimated cost for this project including the requested amount is \$80,000. This project is anticipated to be completed during the 2009 construction season.

now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is authorized and directed to proceed with said work; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor
Infrastructure Services Division
..Drafter
MLD:dr
Nfr 13
05/29/09

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

A) DATE: May 29, 2009

FILE NUMBER: 090108

Original Fiscal Note Substitute

SUBJECT: Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$5,382,000 for a total estimated cost of these projects being \$6,121,000.

B) SUBMITTED BY (name/title/dept./ext.): Mary Dziejwiontkoski/Assessment Engineer/Public Works/X2460

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENTAL ACCOUNT (DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER Structure	TD065		\$ 85,000		
Paving	ST211		\$ 50,000		
Water	WT410		\$3,015,000		
Sewer	SM495		\$2,032,000		
TOTALS:			\$5,382,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION: *The total expenditure includes the cost of engineering, inspection, construction, and city forces.*

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 15, 2009

File Number

To the Honorable, the Common Council

Dear Council Members:

Please find attached a "Title Only" resolution for approving construction of nonassessable public improvements to be introduced at the next Common Council Meeting. It is our intent to insert the body of the resolution in this jacket prior to the meeting of the Public Works Committee of June 3, 2009.

Respectfully submitted,

Special Deputy Commissioner
of Public Works

MLD:dr
Title only
Nfr 13



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090139

File ID: 090139

Type: Communication

Status: In Committee

Version: 0

Reference: 081339, 080956

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Communication from the Commissioner of Public Works relating to the revised and updated pavement restoration policy for utility cuts and trenches in the public street right-of-way.

Notes:

Sponsors: Ald. Bohl and Ald. Dudzik

Enactment Date:

Attachments: Hearing Notice List

Enactment Number:

Drafter: mst

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Communication was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090139

..Number

090139

..Version

ORIGINAL

..Reference

081339, 080956

..Sponsor

ALD. BOHL AND DUDZIK

..Title

Communication from the Commissioner of Public Works relating to the revised and updated pavement restoration policy for utility cuts and trenches in the public street right-of-way.

..Requestor

..Drafter
LRB09212-1
MST
5/15/09



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master with text

File Number: 081746

File ID: 081746

Type: Ordinance

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

Requester: COMMON COUNCIL

Cost:

File Created: 04/14/2009

File Name:

Final Action:

Title: A substitute ordinance relating to review and approval of public arts projects.

Notes:

Code Sections:

Indexes: PUBLIC ART

Sponsors: Ald. Murphy, Ald. Bohl and Ald. Kovac

Attachments: Hearing Notice List

Drafter: bjb

Contact:

Agenda Date:

Agenda Number:

Enactment Date:

Enactment Number:

Effective Date:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	04/14/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:	This Ordinance was ASSIGNED TO to the PUBLIC WORKS COMMITTEE					
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	CITY CLERK	05/29/2009	DRAFT SUBMITTED				
	Action Text:	This Ordinance was DRAFT SUBMITTED					
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081746

..Number

081746

..Version

SUBSTITUTE 1

..Reference

..Sponsor

ALD. MURPHY, BOHL AND KOVAC

..Title

A substitute ordinance relating to review and approval of public arts projects.

..Sections

320-12-4-a am

320-12-4-b am

320-12-4-c cr

..Analysis

This ordinance specifies that designs for public arts projects are to be submitted to the arts board for examination and report. The board shall prepare a written report within 60 days evaluating any public arts project and transmit the report to the affected city department, the mayor and the common council. In addition, public arts projects may not proceed without common council approval.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 320-12-4-a and b of the code is amended to read:

320-12. Arts Board.

4. DESIGNS TO BE SUBMITTED TO BOARD. a. Before any municipal building, bridge, approach or other structure ~~[[or]]~~ >>, << project >> or public arts project << is constructed, installed or altered by the city, its design shall be submitted to the board for examination and report before final working drawings have been started or any contract has been let.

b. If, within 60 days after a design >> other than a design for a public arts project << has been submitted to the board under par. a, the board prepares a written report that objects to the design and transmits the report to the affected city department, the mayor and common council, the affected department may not proceed with the project until 30 days after the transmission of the report.

Part 2. Section 320-12-4-c of the code is created to read:

c. Within 60 days after review of a design for a public arts project that has been submitted to the board under par. a, the board shall prepare a written report evaluating the design and transmit the report to the affected city department, the mayor and common council. The affected department may not proceed with the project until receiving approval from the common council.

..LRB

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

..Requestor

..Drafter

MET

5/29/09

CITY OF MILWAUKEE FISCAL NOTE

A) **DATE** May 29, 2009

FILE NUMBER: 081746

Original Fiscal Note Substitute

SUBJECT: A substitute ordinance relating to review and approval of public arts projects.

B) **SUBMITTED BY (Name/title/dept./ext.):** Gary Petersen Marketing manager/Department City Department/Ext. 5794

C) **CHECK ONE:** ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) **CHARGE TO:** DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY) *Revenue from MCAMLIS S.C.*

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) **LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

H) **COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:**

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081647

File ID: 081647

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 03/25/2009

File Name:

Final Action:

Title: Resolution creating the Committee on Downtown Streetcar Implementation.

Notes:

Sponsors: Ald. Bauman

Enactment Date:

Attachments: Fiscal note ,Hearing Notice List

Enactment Number:

Drafter: jdo

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	03/25/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081647

..Number

081647

..Version

ORIGINAL

..Reference

..Sponsor

ALD. BAUMAN

..Title

Resolution creating the Committee on Downtown Streetcar Implementation.

..Analysis

This resolution creates a 7-member Committee on Downtown Streetcar Implementation to facilitate the planning, engineering and construction of the Downtown Streetcar Circulator. The Committee shall

consist of the following individuals or their appointed alternates: Mayor, Common Council President, chair of the Common Council's Public Works Committee, chair of the Common Council's Finance and Personnel Committee, City Engineer, City Comptroller and Commissioner of City Development.

..Body

Whereas, It has been nearly 20 years since \$241 million in federal transportation aid (Interstate Cost Estimate or "ICE" funding) was allocated to the Milwaukee area for public transportation improvements and nearly 10 years since the Wisconsin Department of Transportation, the City of Milwaukee and Milwaukee County, in the spirit of intergovernmental cooperation, reached an agreement to, among other things, allocate \$91.5 million of those funds to implement the recommendations of the Milwaukee Downtown Transit Connector study; and

Whereas, A number of projects have been proposed for using the \$91.5 million to expand and improve public transportation in and around Downtown Milwaukee; however, no project has moved forward because City and County leaders have been unable to agree on transit mode, route alignments, financing and operating characteristics; and

Whereas, On March 11, 2009, President Obama signed into law a \$410 billion federal appropriations bill that allocates 60% of the \$91.5 million (\$54.9 million) to the City of Milwaukee for a "downtown fixed-rail corridor" and 40% (\$36.6 million) to Milwaukee County for "energy efficient buses"; and

Whereas, Now that federal funds have been appropriated for the Downtown Streetcar Circulator project, it is essential that the City establish a team of elected officials and key department leaders to oversee the planning, engineering and construction of the project, including but not limited to:

1. Route alignment.
2. Route engineering.
3. Vehicle procurement.
4. Capital and operating cost estimates.
5. Operating plans.
6. Financing plans.
7. Selection of consultants.
8. Timelines for engineering and construction.

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that a Committee on Downtown Streetcar Implementation is created to oversee the planning, engineering and construction of the Downtown Streetcar Circulator; and, be it

Further Resolved, That the Committee on Downtown Streetcar Implementation shall consist of the following members, each of whom may appoint an alternate:

1. Mayor.
2. Common Council President.
3. Chair of the Common Council's Public Works Committee.
4. Chair of the Common Council's Finance and Personnel Committee.
5. City Engineer.

6. City Comptroller.

7. Commissioner of City Development.

; and, be it

Further Resolved, That all City departments and staff are directed to cooperate with, and provide assistance to, the Committee on Downtown Streetcar Implementation; and, be it

Further Resolved, That the City Clerk's Office shall staff the meetings of the Committee on Downtown Streetcar Implementation.

..Requestor

..Drafter
LRB09125-1
JDO
03/20/2009

Clerical correction -- 3/30/09 -- jro

..Number
081647
..Version
PROPOSED SUBSTITUTE A
..Reference

..Sponsor
ALD. BAUMAN

..Title
Substitute resolution creating the Joint Committee on Downtown Streetcar Implementation.

..Analysis
This resolution creates a 7-member Joint Committee on Downtown Streetcar Implementation to facilitate the planning, engineering and construction of the Downtown Streetcar Circulator. The Joint Committee shall consist of the following individuals or their appointed alternates: Mayor, Common Council President, chair of the Common Council's Public Works Committee, chair of the Common Council's Finance and Personnel Committee, City Engineer, City Comptroller and Commissioner of City Development.

..Body
Whereas, It has been nearly 20 years since \$241 million in federal transportation aid (Interstate Cost Estimate or "ICE" funding) was allocated to the Milwaukee area for public transportation improvements and nearly 10 years since the Wisconsin Department of Transportation, the City of Milwaukee and Milwaukee County, in the spirit of intergovernmental cooperation, reached an agreement to, among other things, allocate \$91.5 million of those funds to implement the recommendations of the Milwaukee Downtown Transit Connector study; and

Whereas, A number of projects have been proposed for using the \$91.5 million to expand and improve public transportation in and around Downtown Milwaukee; however, no project has moved forward because City and County leaders have been unable to agree on transit mode, route alignments, financing and operating characteristics; and

Whereas, On March 11, 2009, President Obama signed into law a \$410 billion federal appropriations bill that allocates 60% of the \$91.5 million (\$54.9 million) to the City of Milwaukee for a "downtown fixed-rail corridor" and 40% (\$36.6 million) to Milwaukee County for "energy efficient buses"; and

Whereas, Now that federal funds have been appropriated for the Downtown Streetcar Circulator project, it is essential that the City establish a team of elected officials and key department leaders to oversee the planning, engineering and construction of the project, including but not limited to:

1. Route alignment.

2. Route engineering.
3. Vehicle procurement.
4. Capital and operating cost estimates.
5. Operating plans.
6. Financing plans.
7. Selection of consultants.
8. Timelines for engineering and construction.

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that a Joint Committee on Downtown Streetcar Implementation is created to oversee the planning, engineering and construction of the Downtown Streetcar Circulator; and, be it

Further Resolved, That the Joint Committee on Downtown Streetcar Implementation shall consist of the following members, each of whom may appoint an alternate:

1. Mayor.
2. Common Council President.
3. Chair of the Common Council's Public Works Committee.
4. Chair of the Common Council's Finance and Personnel Committee.
5. City Engineer.
6. City Comptroller.
7. Commissioner of City Development.

; and, be it

Further Resolved, That the chair and the vice chair of the Joint Committee on Downtown Streetcar Implementation shall be elected by the members of the Committee; and, be it

Further Resolved, That all City departments and staff are directed to cooperate with, and provide assistance to, the Joint Committee on Downtown Streetcar Implementation; and, be it

Further Resolved, That the City Clerk's Office shall staff the meetings of the Joint Committee on Downtown Streetcar Implementation.

..Requestor

..Drafter
LRB09125-2
JDO
06/01/2009

..Number

081647

..Version

PROPOSED SUBSTITUTE B

..Reference

..Sponsor

ALD. BAUMAN

..Title

Substitute resolution creating the Joint Committee on Downtown Streetcar Implementation.

..Analysis

This resolution creates an 8-member Joint Committee on Downtown Streetcar Implementation to facilitate the planning, engineering and construction of the Downtown Streetcar Circulator. The Joint Committee shall consist of the following individuals or their appointed alternates: Mayor, Common Council President, chair of the Common Council's Public Works Committee, chair of the Common Council's Finance and Personnel Committee, Commissioner of Public Works, City Engineer, City Comptroller and Commissioner of City Development.

..Body

Whereas, It has been nearly 20 years since \$241 million in federal transportation aid (Interstate Cost Estimate or "ICE" funding) was allocated to the Milwaukee area for public transportation improvements and nearly 10 years since the Wisconsin Department of Transportation, the City of Milwaukee and Milwaukee County, in the spirit of intergovernmental cooperation, reached an agreement to, among other things, allocate \$91.5 million of those funds to implement the recommendations of the Milwaukee Downtown Transit Connector study; and

Whereas, A number of projects have been proposed for using the \$91.5 million to expand and improve public transportation in and around Downtown Milwaukee; however, no project has moved forward because City and County leaders have been unable to agree on transit mode, route alignments, financing and operating characteristics; and

Whereas, On March 11, 2009, President Obama signed into law a \$410 billion federal appropriations bill that allocates 60% of the \$91.5 million (\$54.9 million) to the City of Milwaukee for a "downtown fixed-rail corridor" and 40% (\$36.6 million) to Milwaukee County for "energy efficient buses"; and

Whereas, Now that federal funds have been appropriated for the Downtown Streetcar Circulator project, it is essential that the City establish a team of elected officials and key department leaders to oversee the planning, engineering and construction of the project, including but not limited to:

1. Route alignment.

2. Route engineering.
3. Vehicle procurement.
4. Capital and operating cost estimates.
5. Operating plans.
6. Financing plans.
7. Selection of consultants.
8. Timelines for engineering and construction.

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that a Joint Committee on Downtown Streetcar Implementation is created to oversee the planning, engineering and construction of the Downtown Streetcar Circulator; and, be it

Further Resolved, That the Joint Committee on Downtown Streetcar Implementation shall consist of the following members, each of whom may appoint an alternate:

1. Mayor.
2. Common Council President.
3. Chair of the Common Council's Public Works Committee.
4. Chair of the Common Council's Finance and Personnel Committee.
5. Commissioner of Public Works.
6. City Engineer.
7. City Comptroller.
8. Commissioner of City Development.

; and, be it

Further Resolved, That the chair and the vice chair of the Joint Committee on Downtown Streetcar Implementation shall be elected by the members of the Committee; and, be it

Further Resolved, That all City departments and staff are directed to cooperate with, and provide assistance to, the Joint Committee on Downtown Streetcar Implementation; and, be it

Further Resolved, That the City Clerk's Office shall staff the meetings of the Joint Committee on Downtown Streetcar Implementation.

..Requestor

..Drafter
LRB09125-3
JDO
06/02/2009

CITY OF MILWAUKEE FISCAL NOTE

A) DATE 3/26/09

FILE NUMBER: 081647

Original Fiscal Note Substitute

SUBJECT: Resolution creating the Committee on Downtown Streetcar Implementation.

B) SUBMITTED BY (Name/title/dept./ext.): Terry J. MacDonald/Staff Assistant/City Clerks' Office/Ext. 2233

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master with text

File Number: 090158

File ID: 090158

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

Requester: COMMUNITY BLOCK
GRANT
ADMINISTRATION

Cost:

File Created: 05/27/2009

File Name:

Final Action:

Title: Substitute resolution authorizing the application, acceptance and funding of the Port Security Grant from the U. S. Department of Homeland Security through the Community Development Grants Administration on behalf of the Port Authority of the City of Milwaukee.

Notes:

Code Sections:

Agenda Date:

Indexes: AMERICAN RECOVERY AND REINVESTMENT
ACT, COMMUNITY BLOCK GRANT
ADMINISTRATION, FEDERAL GRANTS, PORT OF
MILWAUKEE

Agenda Number:

Sponsors: Ald. Donovan

Enactment Date:

Attachments: Fiscal Note ,Cover Letter ,Operating Grant Budget
,Contractors ,Hearing Notice List

Enactment Number:

Drafter: slm

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	CITY CLERK	05/29/2009	DRAFT SUBMITTED				
	Action Text:	This Resolution was DRAFT SUBMITTED					
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090158

..Number
090158
..Version

SUBSTITUTE 1

..Reference

..Sponsor

ALD. DONOVAN

..Title

Substitute resolution authorizing the application, acceptance and funding of the Port Security Grant from the U. S. Department of Homeland Security through the Community Development Grants Administration on behalf of the Port Authority of the City of Milwaukee.

..Analysis

This resolution allows the City of Milwaukee to accept the amount of \$766,686 from the U. S. Department of Homeland Security for the Port Security Grant.

..Body

Whereas, The City of Milwaukee appears to be eligible for grant funds from the U. S. Department of Homeland Security in the amount of \$766,686; and

Whereas, The following projects will be covered by this grant:

Project 1: Enhancing Prevention, Protection, Response and Recovery in the amount of \$693,627 with a local match of \$231,210; Project 2: Marine Domain Awareness in the amount of \$67,457 with a local match of \$23,144; Project 3: Exercise in the amount of \$5,602 with a local match of \$1,867; and

Whereas, The operation of this grant from 07/01/2009 through 06/30/2012 would cost \$1,022,907 of which \$256,221 would be provided by the city and sub-contractors and \$766,686 would be provided by the grantor; now therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Community Development Grants Administration shall accept this grant without further approval unless the terms of the grant change as indicated in Section 304-81, Milwaukee Code of Ordinances; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2009 Special Revenue - Grant and Aid Projects, the following amounts for the project titled: "2009 Port Security Grant Program":

Project/Grant	Fund	Org	Program	BY	Subclass	Account
GR0000900000	0150	9990	0001	0000	R999	000600

Project	Amount
Grantor Share	\$766,686

2. Create the necessary Grant and Aid Project/Grant and Project/Grant levels; budget against these Project/Grant values the amount required under the grant agreement; and

3. Establish the necessary City Chare Project Values; and, be it

Further Resolved, That these funds are budgeted through the Community Development Grants Administration which is authorized to:

1. Expend from the amount budgeted for specified purposes as indicated in the grant budget and incur costs consistent with the award date;

2. Expend from the 2009 grant budget funds for specific items of equipment;

3. Enter into subcontracts and leases as detailed in the grant budget.

..Requestor

..Drafter

2009CDGA-Port-1

05/28/09

LEGISLATIVE REFERENCE BUREAU FISCAL ANALYSIS

PUBLIC WORKS COMMITTEE

JUNE 3, 2009

Item 8, File #090158

File Number 090158 authorizing the Department of Administration-Community Development Grants Administration to accept and expend Port Security Grant funds from the U.S. Department of Homeland Security.

Background

1. Through its Port Security Program, the U.S. Department of Homeland Security makes funds available to local and state government agencies for enhancements to port security and for emergency preparedness and disaster response activities and equipment.
2. The City of Milwaukee (specifically, the Port of Milwaukee and Police and Fire departments), the Wisconsin Department of Natural Resources and the cities of Racine and South Milwaukee (which receive their Homeland Security funding through the City of Milwaukee) appear to be eligible for a combined total of \$766,686 in 2009 Port Security Grant funding for a variety of grant-funded projects.
3. On January 16, 2009, the Common Council adopted File No. 080964, a resolution authorizing various City departments to apply for, accept and fund \$779,044 in FY 2008 Port Security Grant Program funding from the U.S. Department of Homeland Security. This funding, which has a grantor share of 75% and a City share of 25%, is being used to fund: 1) personnel backfill and overtime costs for an emergency response exercise (MFD, MPD and Port); 2) purchase of water rescue equipment (MFD and MPD); 3) acquisition of a replacement patrol boat (Port). The grant period is August 1, 2008 to July 31, 2011.

Discussion

1. This resolution authorizes DOA-Community Development Grants Administration to accept \$766,686 in Port Security Grant Program funding from the U.S. Department of Homeland Security and to expend these funds in accordance with the grant budget. Community Development Grants Administration will, in effect, act as a conduit or pass-through agency, channeling funds to MFD, MPD, the Port, the DNR and the cities of Racine and South Milwaukee. CDGA will disburse funds and monitor all subcontracts and purchases.
2. The total cost of the grant-funded projects is \$1,022,907, with a grantor share of \$766,686 (75%) and a local share of \$256,221 (25%). This grant funding will be used for the following items:

	<u>Grantor Share</u>	<u>Local Share</u>	<u>Total</u>
Improvised Explosive Device (IED) and Weapons of Mass Destruction (WMD) Prevention, Protection, Response and Recovery capabilities	\$687,944	\$229,316	\$917,260
Marine Domain Awareness	\$65,880	\$21,961	\$87,841
Emergency Preparedness Response Exercise	\$5,602	\$1,867	\$6,469
<u>Management and Administration</u>	<u>\$7,260</u>	<u>\$3,077</u>	<u>\$10,337</u>
TOTAL	\$766,686	\$256,221	\$1,022,907

3. The bulk of the grant funds -- \$599,231, or 78.2% -- will be going to the 3 sub-contractors, Wisconsin DNR, City of Racine and City of South Milwaukee. These entities will be responsible for providing the cash matches for their shares of the grant funding.
4. The City of Milwaukee's share of the grant funds -- \$160,195, not including management and administration -- will be used to purchase various pieces of security/emergency-preparedness equipment for MFD, MPD and the Port. The most costly items are a Gentex LVIS digital intercom system for a MFD fire boat (\$37,530), a PSI Boom-Mark II 2,000 foot boom for the Port (\$37,500) and gas monitor and detector with GPS and gamma radiation detection capabilities for MFD (\$35,850). The local cash matches for these purchases will come from the appropriate departmental capital and operating accounts.
5. The local match for the management and administration funding --\$3,077 -- will be in the form of an in-kind contribution of staff services by DOA-Community Development Grants Administration.
6. The grant period for this project extends from July 1, 2009 through June 30, 2012.

Fiscal Impact

This resolution authorizes the acceptance of \$766,686 in grant funds by DOA-Community Development Grants Administration and the expenditure of these funds as follows:

Pass-through of Port Security Grant funds to Wisconsin DNR, Racine, South Milw.	\$599,231
Purchase of security and emergency-related Equipment by MFD, MPD and Port	\$160,195
Management and administration (CDGA)	\$7,260

Prepared by: Jeff Osterman, X2262
LRB-Research & Analysis Section
June 2, 2009

cc: Steven Mahan
Mark Owen
Marianne Walsh

TO: The Honorable, Common Council
City of Milwaukee

FROM: Steven L. Mahan
Block Grant Director

DATE: May 19, 2009

RE: Title Only Resolution for Introduction

Attached is a Title only resolution for the Port Security Grant from the U. S. Department of Homeland Security that seeks the approval from the Common Council.

If you have any questions please call Darlene Hayes at extension 3844.

Attachment

CITY OF MILWAUKEE FISCAL NOTE

A) **DATE** May 28, 2009

FILE NUMBER: 090158

Original Fiscal Note Substitute

SUBJECT: Substitute resolution authorizing the application, acceptance and funding of the Port Security Grant from the U. S. Department of Homeland Security through the Community Development Grants Administration of behalf of the Port Authority of the City of Milwaukee.

B) **SUBMITTED BY (Name/title/dept./ext.):** Steven L. Mahan/ Director/DOA-CDGA/x3842

C) **CHECK ONE:** ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) **CHARGE TO:** DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	GR0000900000		766,686		
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input checked="" type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) **LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

H) **COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:**
 The match for this grant will be \$256,221.

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

CITY OF MILWAUKEE OPERATING GRANT BUDGET

PROJECT/PROGRAM TITLE: 2009 Port Security Grant Program; U. S. Department of Homeland Security
 Community Development Grants Administration
 CONTACT PERSON: Steven L. Mahan

PROJECT/PROGRAM YEAR: 2009

NUMBER OF POSITIONS		LINE DESCRIPTION	PAY RANGE NO.	GRANTOR SHARE	IN-KIND SHARE	CASH MATCH A/C #	TOTAL
NEW	EXIST						
		PERSONNEL COSTS					
		TOTAL PERSONNEL COSTS					
		FRINGE BENEFITS					
		TOTAL FRINGE BENEFITS					
		SUPPLIES AND MATERIALS					
		TOTAL SUPPLIES AND MATERIALS					
		EQUIPMENT AND FACILITY RENT					
		TOTAL EQUIPMENT AND FACILITY RENT					
		SERVICES (sub-contacts) See Attached List		\$599,231		\$199,745	\$798,976
		TOTAL SERVICES		\$599,231		\$199,745	\$798,976
		EQUIPMENT		\$160,195		\$53,399	\$213,594
		TOTAL EQUIPMENT		\$160,195		\$53,399	\$213,594
		INDIRECT COSTS		\$7,260		\$3,077	\$10,337
		TOTAL INDIRECT COSTS		\$7,260		\$3,077	\$10,337
		TOTAL COSTS		\$766,686		\$256,221	\$1,022,907

Contractors:

Estimated Amount:

	<u>Federal Award</u>	<u>Match</u>	<u>Total</u>
State of Wisconsin - Department of Natural Resources	430,607	142,869	573,476
City of South Milwaukee - Fire Department	66,662	22,888	89,550
City of Racine - Fire Department	101,962	33,988	135,950
	<u>599,231</u>	<u>199,745</u>	<u>798,976</u>



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081515

File ID: 081515

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 03/03/2009

File Name:

Final Action:

Title: Substitute resolution to vacate the remaining portion of the east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District.

Notes: cpc

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note.doc ,City Plan Commission Letter.doc
,Exhibit A ,Hearing Notice List

Enactment Number:

Drafter: ajf

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	03/03/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	PUBLIC WORKS COMMITTEE	03/04/2009	REFERRED TO	CITY PLAN COMMISSION	04/03/2009		
	Action Text:	This Resolution was REFERRED TO to the CITY PLAN COMMISSION due back on 4/3/2009					
1	CITY CLERK	05/28/2009	DRAFT SUBMITTED				
	Action Text:	This Resolution was DRAFT SUBMITTED					
1	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081515

..Number
081515
..Version
SUBSTITUTE 1
..Reference

..Sponsor
THE CHAIR
..Title

Substitute resolution to vacate the remaining portion of the east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District.

..Analysis

This substitute resolution vacates the above portion of alley in accordance with vacation proceedings under power granted to the City of Milwaukee by Section 62.73, Wisconsin Statutes, and Section 308-28, Milwaukee Code of Ordinances. This vacation was requested by the Housing Authority of the City of Milwaukee as part of the Olga Village housing development with 37 apartment units for the elderly.

..Body

Whereas, It is proposed that the remaining portion of the east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land be vacated pursuant to the provisions of Section 62.73, Wisconsin Statutes; and

Whereas, The Department of Public Works has been authorized and directed to prepare a coordinated report estimating all costs and benefit assessments that will be incurred with said vacation; and

Whereas, That as provided by Section 62.73, Wisconsin Statutes, a lis pendens must be filed with the Milwaukee County Register of Deeds; and

Whereas, Said vacation has been reviewed in accordance with Section 308-28, Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that said portion of alley as indicated by Exhibit A and bound and described by:

All of the east-west 20.00-foot wide alley as platted in Block 23 of Walker's Point Addition, a recorded subdivision, in the Southwest 1/4 of Section 32, Township 7 North, Range 22 East, from a line between the northeast corner of Lot 1 in said block and the southeast corner of Lot 2 in said block easterly to its terminus is vacated; and, be it

Further Resolved, That a notice of pendency of said vacation has been recorded at the Milwaukee County Register of Deeds and the Commissioner of the Department of City Development may request a release of the lis pendens without Common Council action if said vacation is not approved; and, be it

Further Resolved, That the Commissioner of Public Works and/or the City Engineer are authorized to implement the actions listed in the coordinated report relating to said vacation and when a money deposit is required, it must be deposited prior to implementing said actions; and, be it

Further Resolved, That as provided by Section 62.73, Wisconsin Statutes, said vacation shall not terminate the easements and rights incidental thereto acquired by or belonging to any county, town, village or city, or to any utility or person in any underground structures, improvements or services, as enumerated or otherwise existing in said description of land above described, both easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if said portion of alley had not been vacated.

..Drafter
DCD:AJF:ajf
05/28/09

CITY OF MILWAUKEE FISCAL NOTE

A) **DATE** 03/03/09

FILE NUMBER: _____

Original Fiscal Note Substitute

SUBJECT: Resolution to vacate the remaining portion of east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District.

B) **SUBMITTED BY (Name/title/dept./ext.):** Rocky Marcoux, Commissioner, DCD

C) **CHECK ONE:** ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) **CHARGE TO:** DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) **LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**

H) **COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:**

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 11, 2009

To the Honorable Common Council
Public Works Committee
City of Milwaukee

Dear Committee Members:

File No. 081515 vacates the remaining portion of east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District. This vacation was requested by the Housing Authority of the City of Milwaukee as part of the Olga Village housing development with 37 apartment units for the elderly.

The Department of Public Works Coordinated Report contains no stated objections to the proposed vacation. At the request of the Commissioner of Public Works, the petitioner will provide:

Remove One Alley Light	\$150.00
------------------------	----------

Since the proposed vacation is not in conflict with City plans, the City Plan Commission at its regular meeting on May 11, 2009, recommended approval of the subject file, conditioned on the applicant submitting the DPW fee.

Sincerely,

Rocky Marcoux
Executive Secretary
City Plan Commission of Milwaukee

cc: Ald. Jim Witkowiak

W. Mineral

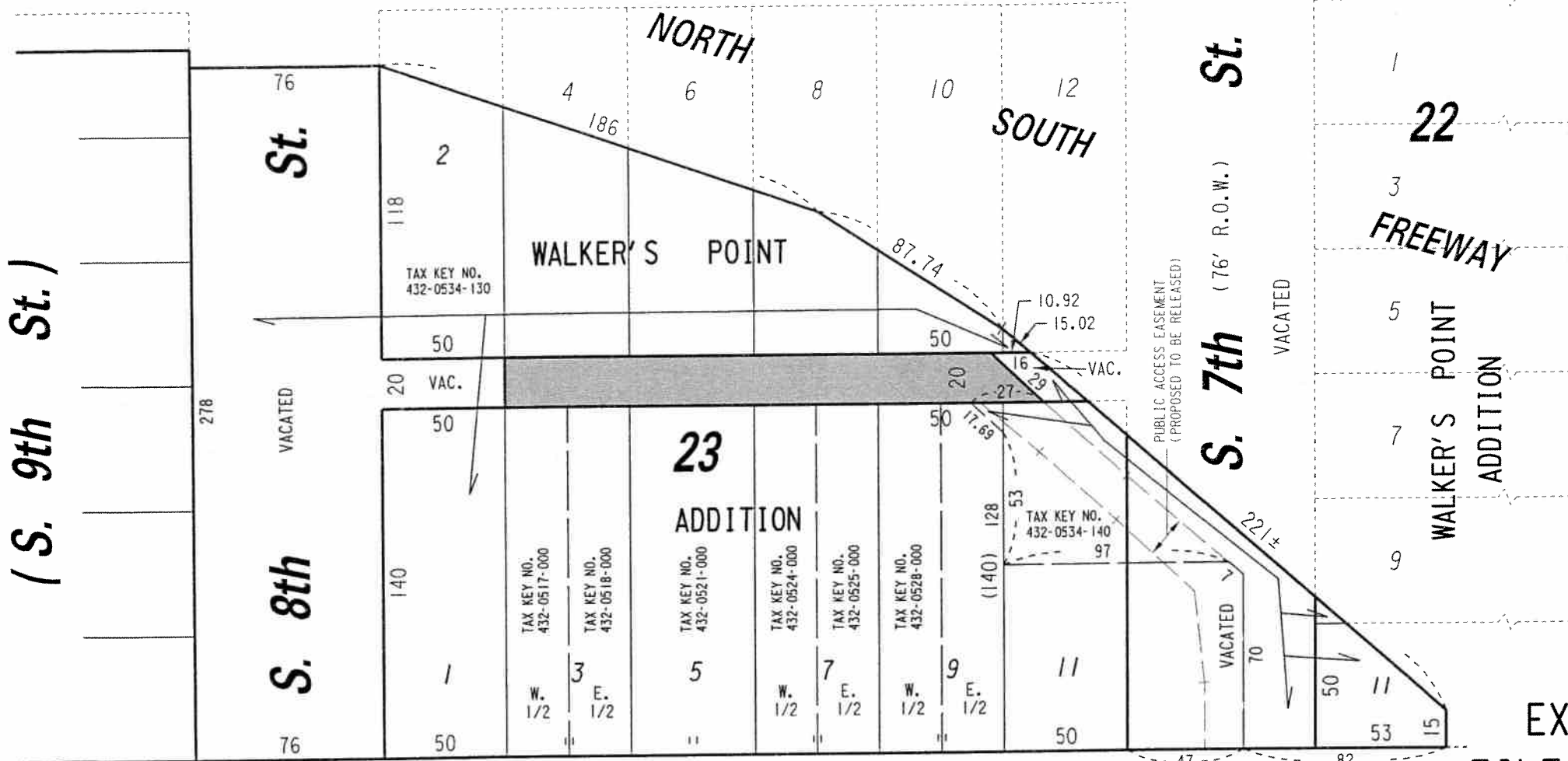
(76' R.O.W.)

VACATED

St.

S.W. 1/4 SEC. 32, T.7N., R.22E.

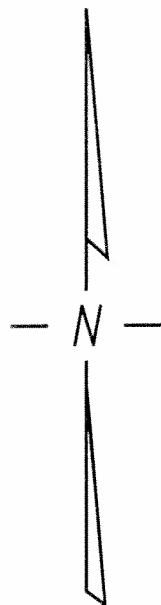
(S. 9th St.)



St.

(76' R.O.W.)

S. 6th



W. Washington

(76' R.O.W.)

St.

EXHIBIT "A"
FILE NO. 081515

INFRASTRUCTURE SERVICES DIVISION
MILWAUKEE, WISCONSIN

ASSIGNED TO: W.E. FUCHS
 DRAWN BY: W.E.F.
 PROJECT/GRANT NO.: WK52337276
 APPROVED BY:

CH'K'D. BY: W.E. FUCHS
 DATE: APRIL 27, 2009
 SCALE: 1" = 60'

maria Lindholm
 CENTRAL DRAFTING & RECORDS MANAGER

[Signature]
 ENGINEER

PORTION OF PUBLIC
 ALLEY PROPOSED
 TO BE VACATED



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081474

File ID: 081474

Type: Ordinance

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 02/10/2009

File Name:

Final Action:

Title: A substitute ordinance relating to publicly accessible collection bins and bin permit regulations and fees.

Notes:

Sponsors: Ald. Puente and Ald. Bohl

Enactment Date:

Attachments: Fiscal note ,Hearing Notice List

Enactment Number:

Drafter: aeh

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	02/10/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:	This Ordinance was ASSIGNED TO to the PUBLIC WORKS COMMITTEE					
0	CITY CLERK	05/12/2009	Sponsor added				
	Action Text:	This Ordinance was Sponsor added					
	Notes:	Ald. Bohl					
1	CITY CLERK	05/27/2009	DRAFT SUBMITTED				
	Action Text:	This Ordinance was DRAFT SUBMITTED					
1	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081474

..Number
081474
..Version
SUBSTITUTE 1
..Reference
..Sponsor

ALD. PUENTE AND BOHL

..Title

A substitute ordinance relating to publicly accessible collection bins and bin permit regulations and fees.

..Sections

200-33-44.5-a am

200-33-44.5-b-2 am

200-33-44.5-c-2 am

239-13-1-c rn

239-13-1-c cr

239-13-3-c-4 am

239-13-3-c-7 cr

239-13-7-a am

239-13-7-c am

239-13-7-e am

239-13-7-i am

239-13-7-k cr

239-13-7-L cr

239-13-7-m cr

239-13-7-n cr

..Analysis

This ordinance amends code provisions relating to publicly accessible collection bin permits by changing the permit period from one year beginning on May 1, and ending on the following April 30, to one year beginning on October 1, and ending on the following September 30. This ordinance also increases the bin permit renewal fee for each bin from \$25 to \$50 annually and the bin provider renewal fee for each provider from \$250 to \$500 annually.

This ordinance also amends code provisions relating to publicly accessible collection bins by specifying that bins may be no larger than 6 feet in height when measured at lot grade. This height shall include any pad or elevation which is higher than the parking lot grade.

In addition this ordinance creates the following code provisions relating to publicly accessible collection bins:

1. Only one publicly accessible collection bin per premises is allowed.
2. A publicly accessible collection bin may be located on any premises in a commercial, industrial or institutional zoning district.
3. In a residential or downtown zoning district, a publicly accessible collection bin may only be located on a premises containing an elementary or secondary school or religious assembly.
4. Each publicly accessible collection bin shall be located a minimum of 500 feet from any other publicly accessible collection bin. The distance between any 2 bins shall be measured as the closest distance between the property lines of the properties containing the bins.
5. Each publicly accessible collection bin shall be located on an approved surface.
6. Adds a definition of "local operator" such that various regulations relating to publicly accessible collection bins shall be applicable to the local operator if the owner of the property is different from the owner of the business.
7. The application for a publicly accessible collection bin permit shall require a site plan demonstrating compliance with code provisions governing bin height, lettering, insurance, cleanliness, location, etc.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 200-33-44.5-a, b-2 and c-2 of the code are amended to read:

200-33. Fees.

44.5. PUBLICLY ACCESSIBLE COLLECTION BIN PROVIDER AND BIN PERMITS.

a. Permits shall be issued for a period of one year beginning on ~~[[May]]>>October<<~~ 1, and ending on the following ~~[[April]]>>September<<~~ 30. Those publicly accessible collection bin provider and bin permits whose permits are due to expire April 30, 2009 shall be extended to expire on September 30, 2009.

b-2. The permit renewal fee for a publicly accessible collection bin provider shall be \$[[250]]>>500<<.

c-2. The permit renewal fee for each publicly accessible collection bin shall be \$[[25]]>>50<<.

Part 2. Section 239-13-1-c of the code is renumbered 239-13-1-d.

Part 3. Section 239-13-1-c of the code is created to read:

239-13. Publicly Accessible Collection Bins.

1. DEFINITION.

c. "Local operator" means an operator as defined in s. 200-51.5-2-e.

Part 4. Section 239-13-3-c-4 of the code is amended to read:

3. APPLICATION.

c-4. The name, address and phone number of the [[business where the bin is located]]>>local operator<<, if the owner of the property is different from the owner of the business.

Part 5. Section 239-13-3-c-7 of the code is created to read:

c-7. A site plan demonstrating compliance with the regulations set forth in sub. 7, for each publicly accessible collection bin application.

Part 6. Section 239-13-7-a, c, e and i of the code are amended to read:

7. REGULATIONS

a. A bin shall be no larger than 6 feet in height>>, measured at lot grade; however, the height shall include any pad or elevating device which is higher than the parking lot grade. A bin shall also be no larger than<< [[by]] 6 feet in width by 5 feet in depth. The storage compartment of a bin shall be able to be securely locked at all times so as to limit access by the public to the material placed inside the bin.

c. A bin shall be emptied no less than once per week. Whenever the commissioner of neighborhood services notifies the provider of the bin, the owner of the property or the [[business]]>>local operator<< where the bin is located of the fact that material of the type intended to be collected in the bin has been left outside the bin, the provider, owner or [[business]]>>local operator<< shall have 72 hours to remove the material.

e. A bin shall be maintained in a clean condition and kept in good repair. The provider of the bin shall monitor each bin so that it is kept clean and free of graffiti and other unauthorized writing, painting, drawing, or other markings or inscriptions, and is kept in good repair. The provider shall also ensure that each bin under his or her ownership or control is not used as a depository for the placement of refuse. Whenever the commissioner of neighborhood services notifies the provider of the bin where the bin is located of the fact that the bin contains graffiti or refuse, the provider, owner or [[business]]>>local operator<< shall have 72 hours to have the graffiti or refuse removed.

i. No publicly accessible collection bin shall be placed on any private property without written permission of the property owner >>or local operator<<. A copy of this agreement shall be filed with the commissioner of neighborhood services at the time a permit application is submitted for a publicly accessible collection bin.

Part 6. Section 239-13-7-k to n of the code are created to read:

k. Only one publicly accessible collection bin per premises shall be allowed.

L. A publicly accessible collection bin may be located on:

L-1. Any premises in a commercial, industrial or institutional zoning district.

L-2. In a residential or downtown zoning district, only a premises containing an elementary or secondary school or religious assembly.

m. Each publicly accessible collection bin shall be located a minimum of 500 feet from any other publicly accessible collection bin. The distance between any 2 bins shall be measured, without regard to intervening structures, as the closest distance between the property lines of the properties containing the bins.

n. Each publicly accessible collection bin shall be placed on an approved surface, as specified in s. 252-74-1-a.

..LRB
APPROVED AS TO FORM

Legislative Reference Bureau
Date:_____

..Attorney
IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney
Date:_____

..Requestor

..Drafter
LRB09057-2
AEH
5/12/2009

CITY OF MILWAUKEE FISCAL NOTE

A) DATE May 28, 2009

FILE NUMBER: 081474

Original Fiscal Note Substitute

SUBJECT: A substitute ordinance relating to publicly accessible collection bins and bin permit regulations and fees.

B) SUBMITTED BY (Name/title/dept./ext.): Thomas Mishefske/Dept. of Neighborhood Services/Ext. 2548

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY) *Revenue from MCAMLIS S.C.*

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090143

File ID: 090143

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution regarding the representation of the American Legion Star on the eastern slope of
Kilbourn Reservoir Park.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Hearing Notice List

Enactment Number:

Drafter: jjm

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090143

..Number:

090143

..Version:

ORIGINAL

..Reference:

..Sponsor:

THE CHAIR

..Title:

Resolution regarding the representation of the American Legion Star on the eastern slope of Kilbourn
Reservoir Park.

..Analysis:

This resolution authorizes the Commissioner of Public Works to issue a Request for Proposals and award a contract for the design and installation of a representation of the American Legion Star emblem on the eastern slope of Kilbourn Reservoir Park at 626 East North Avenue.

..Body:

Whereas, The Milwaukee Water Works has completed the construction phase of the decommissioning of the Kilbourn Reservoir and now desires to put the finishing touches on the project; and

Whereas, There was a representation of the American Legion Star emblem on the eastern slope of the property which was installed in 1941 to honor the American Legion; and

Whereas, The Milwaukee Water Works is committed to return the star or a representation thereof to the eastern slope of the property; and

Whereas, The previous representation utilizing live flowering plants is impractical and has high maintenance costs, and an alternate approach is sought; and

Whereas, The alternate approach should have the attributes of being visually pleasing to stakeholders including the Alderpersons of the district and neighboring district, the American Legion, neighbors and those utilizing the park, and should be permanent, low maintenance, and acceptable to the Historic Preservation Commission; and

Whereas, The Milwaukee Water Works does not have the expertise to design or evaluate possible approaches to this effort, but the local artistic community may have some solutions; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is hereby authorized and directed to issue a Request for Proposals for the design and installation of the American Legion Star emblem or a representation thereof on the eastern slope of Kilbourn Reservoir Park; and, be it

Further Resolved, That the submissions be evaluated by a group whose members should be invited from representatives of the local Alderpersons, the American Legion, Riverwest community, Historic Preservation Commission and the Water Works and that the evaluation should use an open and transparent process; and, be it

Further Resolved, That the cost of the work be charged to the appropriate Water Works account.

..Requestor:

Department of Public Works
Milwaukee Water Works

..Drafter:

Water Administration
CML:pa
May 27, 2009

May 18, 2009

Mr. Jim Owczarski
Council Administration Manager
Common Council
City Hall – Room 205

Dear Mr. Owczarski:

Please introduce a “Title Only” Common Council Resolution file at the next Common Council meeting. The title only resolution should be as follows:

“Resolution regarding the representation of the American Legion Star on the eastern slope of Kilbourn Reservoir Park”.

Very truly yours,

Carrie M. Lewis, Superintendent
Milwaukee Water Works

Jeffrey J. Mantes, Commissioner
Department of Public Works

CML:JJM:pa
Attachment
Doc: Res Title Only American Legion Star ltr091805

CITY OF MILWAUKEE FISCAL NOTE CC-170 (REV.6/86)

Ref: GEN\FISCALNT.MST

A) DATE: May 27, 2009

FILE NUMBER:
Original Fiscal Note Substitute

SUBJECT: Resolution regarding the representation of the American Legion Star on the eastern slope of Kilbourn Reservoir Park

B) SUBMITTED BY (name/title/dept./ext.): Carrie Lewis/Superintendent/DPW- Water Works/x2801

C) CHECK ONE:	<input type="checkbox"/> ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES. ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW. NOT APPLICABLE/NO FISCAL IMPACT. IN CURRENT YEAR.
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D) CHARGE TO:	<input type="checkbox"/> DEPARTMENTAL ACCOUNT (DA) WATER <input checked="" type="checkbox"/> CAPITAL PROJECTS FUND (CPF) <input type="checkbox"/> PERM. IMPROVEMENT FUNDS (PIF) <input type="checkbox"/> OTHER (SPECIFY)	<input type="checkbox"/> CONTINGENT FUND (CF) <input type="checkbox"/> SPECIAL PURPOSE ACCOUNTS (SPA) <input type="checkbox"/> GRANT & AID ACCOUNTS (G & AA)
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E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
	<i>Design and install American Legion Star emblem</i>	<i>WT450066100</i>	<i>\$50,000</i>		
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.		
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master with text

File Number: 090142

File ID: 090142

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

Requester: WATER
DEPARTMENT

Cost:

File Created: 05/27/2009

File Name:

Final Action:

Title: Substitute resolution relative to a rate increase for Milwaukee Water Works.

Notes:

Code Sections:

Indexes: WATER SALES, WATER WORKS

Sponsors: THE CHAIR

Attachments: Cover Letter ,Hearing Notice List ,Fiscal note

Drafter: cml

Contact:

Agenda Date:

Agenda Number:

Enactment Date:

Enactment Number:

Effective Date:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:	
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE				
	Action Text:	This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009			
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009			
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009			
1	CITY CLERK	06/02/2009	DRAFT SUBMITTED					
	Action Text:	This Resolution was DRAFT SUBMITTED						
0	PUBLIC WORKS COMMITTEE	06/03/2009						

Text of Legislative File 090142

..Number
090142

..Version
SUBSTITUTE 1
..Reference

..Sponsor
The Chair

..Title
Substitute resolution relative to a rate increase for Milwaukee Water Works.

..Analysis
This resolution grants authority to the proper City officials to apply to the Public Service Commission of Wisconsin for a cost of living increase in water rates to be effective as soon as approved by the Public Service Commission and to present to the Common Council a second step rate increase to be submitted to the Public Service Commission to be implemented no earlier than December 15, 2009.

..Body
Whereas, The Milwaukee Water Works is a self-financing business enterprise of the City of Milwaukee that provides safe and abundant drinking water in the City of Milwaukee and 15 neighboring communities; and

Whereas, The Milwaukee Water Works is a valuable resource that provides a sound economic platform for the metropolitan Milwaukee area and produces a revenue stream that reduces the municipal tax levy; and

Whereas, The Milwaukee Water Works' last rate adjustment was in July 2007 and at that time a rate of return was requested that was lower than the Public Service Commission of Wisconsin's benchmark for municipally owned utilities in order to mitigate the impact of the rate increase on customers; and

Whereas, The Water Works expenses have exceeded revenues in 2007 and 2008 and cash from retained earnings was used to make up the difference, and without rate increases the same trends are anticipated for 2009 and 2010; and

Whereas, Adequate revenue and cash balances are essential for the Milwaukee Water Works to produce high quality drinking water and properly operate, maintain and repair its extensive infrastructure; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Superintendent of the Milwaukee Water Works is authorized and directed to submit to the Public Service Commission of Wisconsin an application for a rate increase of 3.8% using the simplified rate case process and to implement this increase as soon as approved by the Public Service Commission; and, be it

Further Resolved, That the Superintendent of the Milwaukee Water Works submit to the Common Council a strategy for a second step rate increase to be submitted to the Public Service Commission of Wisconsin via a full rate review and audit for implementation no earlier than December 15, 2009.

..Requestor
Department of Public Works
Milwaukee Water Works

..Drafter
Administration
Carrie M. Lewis
June 1, 2009

CITY OF MILWAUKEE FISCAL NOTE CC-170 (REV.6/86)

Ref: GEN\FISCAL\NT.MST

A) DATE: June 1, 2009

FILE NUMBER: 090142
Original Fiscal Note Substitute

SUBJECT: Resolution relative to a rate increase for Milwaukee Water Works

B) SUBMITTED BY (name/title/dept./ext.): Carrie Lewis/Superintendent/DPW- Water Works/x2801

C) CHECK ONE:	<input checked="" type="checkbox"/> ADOPTION OF THIS FILE AUTHORIZES REVENUES. ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW. <input type="checkbox"/> NOT APPLICABLE/NO FISCAL IMPACT. IN CURRENT YEAR.
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D) CHARGE TO:	<input type="checkbox"/> DEPARTMENTAL ACCOUNT (DA) WATER CAPITAL PROJECTS FUND (CPF) PERM. IMPROVEMENT FUNDS (PIF) OTHER (SPECIFY)	<input type="checkbox"/> CONTINGENT FUND (CF) SPECIAL PURPOSE ACCOUNTS (SPA) GRANT & AID ACCOUNTS (G & AA)
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E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITUR	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
3.8% rate increase, 2009 part year	Part year			\$850,000	
3.8% rate increase, 2010 and future years	Annually			\$2,500,000	
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.		
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:
<i>Based on \$65 million annual revenues</i>

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

May 18, 2009

Mr. Jim Owczarski
Council Administration Manager
Common Council
City Hall – Room 205

Dear Mr. Owczarski:

Please introduce a “Title Only” Common Council Resolution file at the next Common Council meeting. The title only resolution should be as follows:

“Resolution regarding the representation of the American Legion Star on the eastern slope of Kilbourn Reservoir Park.

Very truly yours,

Carrie M. Lewis, Superintendent
Milwaukee Water Works

Jeffrey J. Mantes, Commissioner
Department of Public Works

CML:JJM:pa
Attachment
Doc: Res Title Only American Legion Star Itr091805



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090141

File ID: 090141

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution authorizing a Reciprocal Emergency Water Service Agreement between the City of Milwaukee and the Oak Creek Water and Sewer Utility.

Notes:

Sponsors: Ald. Witkowski

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Agreement ,Hearing
Notice List

Enactment Number:

Drafter: jjm

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	CITY CLERK	05/27/2009	Sponsor added				
	Action Text:		This Resolution was Sponsor added				
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090141

..Number

090141

..Version

ORIGINAL

..Reference

..Sponsor

ALD. WITKOWSKI

..Title

Resolution authorizing a Reciprocal Emergency Water Service Agreement between the City of Milwaukee and the Oak Creek Water and Sewer Utility.

..Analysis

This resolution authorizes and directs the proper City officials to execute a reciprocal agreement between the City of Milwaukee and Oak Creek Water and Sewer Utility for purchase of water at Standby Service volume charge in the event of an emergency.

..Body

Whereas, The City of Milwaukee ("Milwaukee") and Oak Creek Water and Sewer Utility ("Oak Creek") executed a Reciprocal Emergency Water Service Agreement dated August 20, 1984 and thereafter renewed; and

Whereas, Milwaukee and Oak Creek desire to enter into an emergency water service agreement that supersedes the earlier agreement and reflects the change from a hydrant-to-hydrant connection to a 12-inch water main connection; and

Whereas, The proper Oak Creek officials have approved the Agreement and executed the original attached to this file; now, therefore, be it

Resolved, By the Common Council of The City of Milwaukee, that the proper City officials are hereby authorized and directed to execute the Reciprocal Emergency Water Service Agreement Between the City of Milwaukee and the Oak Creek Water and Sewer Utility attached to this file; and, be it

Further Resolved, That the Milwaukee Water Works file with the Public Service Commission of Wisconsin, a fully executed copy of the Agreement.

..Requestor

Department of Public Works
Milwaukee Water Works

..Drafter

Water Administration
April 13, 2009
Doc:resolution Oak Creek 091805

May 18, 2009

To the Honorable
The Common Council
City Hall – Room 205

Dear Council Members:

SUBJECT: Resolution authorizing the Reciprocal Emergency Water Service
Agreement Between the City of Milwaukee and Oak Creek Water and
Sewer Utility

Attached is a resolution for introduction at the next Common Council meeting.
When adopted, it will authorize emergency water service to the Oak Creek Water and
Sewer Utility.

Your favorable consideration of the attached resolution is respectfully requested.

Very truly yours,

Carrie M. Lewis, Superintendent
Milwaukee Water Works

Jeffrey J. Mantes, Commissioner
Department of Public Works

CML:JJM:pa
Attachment
Doc: Resolution Oak Creek Itr091805

CITY OF MILWAUKEE FISCAL NOTE CC-170 (REV.6/86)

Ref: GEN\FISCAL\NT.MST

A) DATE: August 18, 2009

FILE NUMBER:
Original Fiscal Note Substitute

SUBJECT: Resolution authorizing the Reciprocal Emergency Water Service Agreement Between the City of Milwaukee and Oak Creek Water and Sewer Utility

B) SUBMITTED BY (name/title/dept./ext.): Carrie Lewis/Superintendent/DPW- Water Works/x2801

C) CHECK ONE:	<input type="checkbox"/> ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES. ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW. <input checked="" type="checkbox"/> NOT APPLICABLE/NO FISCAL IMPACT. IN CURRENT YEAR.
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D) CHARGE TO:	<input type="checkbox"/> DEPARTMENTAL ACCOUNT (DA) WATER CAPITAL PROJECTS FUND (CPF) PERM. IMPROVEMENT FUNDS (PIF) OTHER (SPECIFY)	<input type="checkbox"/> CONTINGENT FUND (CF) SPECIAL PURPOSE ACCOUNTS (SPA) GRANT & AID ACCOUNTS (G & AA)
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E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
<i>Revenue from sale of water to expanded service area</i>					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**RECIPROCAL EMERGENCY WATER SERVICE AGREEMENT
BETWEEN THE CITY OF MILWAUKEE
AND THE OAK CREEK WATER AND SEWER UTILITY**

This agreement, made as of the _____ day of _____, 2008 by and between the City of Milwaukee, operating as a water public utility ("Milwaukee") and the Oak Creek Water and Sewer Utility ("Oak Creek").

WHEREAS, Milwaukee and Oak Creek desire to enter into an agreement for emergency water service; and

WHEREAS, Milwaukee and Oak Creek are agreeable to providing such emergency water service upon expressed conditions; now, therefore, in consideration of the mutual covenants of the parties hereto,

IT IS AGREED, as follows:

1. Milwaukee and Oak Creek agree to furnish emergency water service if and when the following conditions occur:

That such emergency is of such nature and duration as to justify a demand by either city to have water furnished to it at wholesale by the other with the reservation that the city furnishing the water shall determine whether such an emergency actually exists and whether the city has the ability to provide emergency water service. The word "emergency" as herein used shall mean an occurrence, which results from an equipment or main failure and the consequential decrease in water available for distribution by either city to its customers. It shall not include insufficient water available where such a situation results from insufficient plant capacity, inadequate storage facilities, or some other occurrence of a similar kind.

2. For such emergency service Oak Creek agrees to pay to Milwaukee or Milwaukee agrees to pay to Oak Creek, depending upon which municipality requested the emergency service, the commodity charge set forth in this paragraph. The commodity charge shall be calculated using the maximum Standby Service volume charge established in the current Milwaukee Water Works' rate order issued by the Public Service Commission of Wisconsin. Because this is a reciprocal agreement, there is no Standby Service standby charge.

3. Such emergency water service will be furnished from an underground 12" water main connection located in South 13th Street at approximately 100 feet south of West Zellman Court. Under normal operations of both utilities, the connection between the cities of Milwaukee and Oak Creek shall be closed at all times by means of a "bell capped" City of Milwaukee valve. The valve shall be located within the City of

Milwaukee at the City Limits line. The valve shall be owned, maintained, and operated by the Milwaukee Water Works. All infrastructure leading west from this valve to the existing City of Milwaukee water main shall be owned and maintained by the City of Milwaukee. All infrastructure leading east from the valve to the City of Oak Creek shall be owned and maintained by the City of Oak Creek Water and Sewer Utility.

4. The flushing, testing and operation of the connection between the utilities shall be done in a mutually accepted and coordinated procedure in order to reduce the possibility of any adverse water hammer or water quality impacts.

5. This Agreement shall operate for a period of ten years from the effective date and shall automatically renew for subsequent ten-year terms. A party wishing to not renew this Agreement at the conclusion of the initial term or any ten-year term must submit a written notice of non-renewal at least six months prior to the date that the Agreement would otherwise automatically renew. The party to whom a notice of non-renewal is submitted shall acknowledge receipt of the notice in writing within 30 days of the date of the notice.

6. Termination of this Agreement at any time other than renewal requires the mutual consent of both parties. A party shall give or withhold its consent in writing within 90 days of being formally requested to give its consent.

7. The parties agree to act in good faith and use due diligence in meeting their respective obligations under this Agreement.

8. Oak Creek and Milwaukee shall each pay all costs, charges, fees, and expenses incidental to construction, maintenance, and operation of its own water distribution system at the emergency connection and related mains, valves and hydrants.

9. It is agreed by and between the parties that this Agreement does not constitute a "holding out" of water service by Milwaukee or Oak Creek for any other purpose or any other area and is expressly limited to the subject matter set forth in this Agreement. It is also agreed by and between the parties that no water shall be sold at wholesale or retail by Oak Creek to any present customer of Milwaukee unless approved, in writing, by the Milwaukee Water Works. It is also agreed by and between the parties that no water shall be sold at wholesale or retail by Milwaukee to any present customer of Oak Creek unless approved in writing by the Oak Creek Water and Sewer Utility.

10. This Agreement is subject to the approval of the Common Council of the City of Milwaukee and the Oak Creek Water and Sewer Utility Commission, and after execution by both parties, Milwaukee shall file a copy of the Agreement with the Public Service Commission.

11. The effective date of this Agreement shall be the date upon which the Public Service Commission acknowledges the Agreement in such manner as the Public Service Commission shall deem appropriate.

12. This Agreement shall be governed by, construed, and enforced under and in accordance with the laws of the State of Wisconsin.

13. This Agreement may be executed in counterparts, which together shall constitute a single contract.

14. If the parties are unable to resolve a dispute over the terms and conditions of this Agreement, either party may request in writing that the matter be submitted for determination by an arbitrator. A party shall give or withhold its consent in writing within 90 days of being formally requested to give its consent. Upon mutual consent of both parties to proceed, the parties shall appoint one arbitrator. If the parties cannot agree on the arbitrator, the arbitrator shall be selected by a judge in a court of competent jurisdiction. The arbitrator may hold such hearings and require such briefs as the arbitrator determines to be necessary. The arbitrator shall issue a written decision within 15 business days of the final hearing or the final submission of any material requested by the arbitrator. The decision of the arbitrator shall be binding upon Milwaukee and Oak Creek. The cost of arbitration shall be equally shared and paid by Milwaukee and Oak Creek.

15. This Agreement and all of the provisions hereof shall be binding upon and inure to the benefit of the parties hereto, but neither this Agreement nor any of the rights, interests, or obligations hereunder shall be assigned by either of the parties hereto without the prior written consent of the other party.

16. All notices, requests, demands, and other communications under this Agreement shall be in writing and shall be deemed given if personally delivered or mailed, certified mail, return receipt requested to the following addresses:

If to Oak Creek:
Oak Creek Water and Sewer Utility
Attention: General Manager
170 West Drexel Avenue
Oak Creek, WI 53154

If to Milwaukee:
Milwaukee Water Works
Attn: Superintendent
841 N. Broadway, Room 409
Milwaukee, WI 53202

17. This Agreement constitutes the entire Agreement between the parties and supersedes all other agreements between the parties for the provision of emergency water service.

Dated at Milwaukee, Wisconsin this _____ day of _____, 2008.

IN THE PRESENCE OF:

CITY OF MILWAUKEE, operating as a
Public Water Utility

Mayor

City Clerk

COUNTERSIGNED:

City Comptroller

IN THE PRESENCE OF:

OAK CREEK WATER AND SEWER
UTILITY

Michael J. Sells

Gerald H. Welle
Chairman

Michael J. Sells

Fredrick R. Siepert
Secretary



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090161

File ID: 090161

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution directing the City Engineer to submit applications to the Wisconsin Department of Transportation for programming for the construction of freeway noise barriers at locations along I-94 as identified in the Wisconsin Department of Transportation's I-94 North-South Freeway Project Noise Barrier study for which no local cost participation is required.

Notes:

Sponsors: Ald. Witkowski

Enactment Date:

Attachments: Hearing Notice List

Enactment Number:

Drafter: rtw

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090161

..Number

090161

..Version

ORIGINAL

..Reference

..Sponsor

ALD. WITKOWSKI

..Title

Resolution directing the City Engineer to submit applications to the Wisconsin Department of Transportation for programming for the construction of freeway noise barriers at locations along I-94 as identified in the Wisconsin Department of Transportation's I-94 North-South Freeway Project Noise

Barrier study for which no local cost participation is required.

..Drafter
LRB09219-1
RTW
5/27/2009



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090087

File ID: 090087

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/05/2009

File Name:

Final Action:

Title: Resolution supporting the annual observance of Earth Hour and directing the Department of Public Works to coordinate and report annually on the City of Milwaukee's participation in Earth Hour.

Notes:

Sponsors: Ald. Zielinski

Enactment Date:

Attachments: Memo regarding Earth Hour ,Fiscal Note ,Hearing
Notice List

Enactment Number:

Drafter:

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:	
0	COMMON COUNCIL	05/05/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE				
	Action Text:	This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/07/2009	HEARING NOTICES SENT		05/13/2009			
0	PUBLIC WORKS COMMITTEE	05/07/2009	HEARING NOTICES SENT		05/13/2009			
0	PUBLIC WORKS COMMITTEE	05/13/2009	HELD TO CALL OF THE CHAIR				Pass	
	Action Text:	A motion was made by ALD. DUDZIK that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:						
Mover:	ALD. DUDZIK		Aye:5 - Bauman, Dudzik, Wade, Donovan, and Puente No:0				5-0	
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009			
0	PUBLIC WORKS COMMITTEE	06/03/2009						

Text of Legislative File 090087

..Number

090087

..Version

ORIGINAL

..Reference

..Sponsor

ALD. ZIELINSKI

..Title

Resolution supporting the annual observance of Earth Hour and directing the Department of Public Works to coordinate and report annually on the City of Milwaukee's participation in Earth Hour.

..Analysis

This resolution acknowledges the importance of the annual event Earth Hour, organized by the World Wildlife Foundation, and expresses the City of Milwaukee's support for the event. This resolution also directs the Department of Public Works to coordinate and report annually on the City's participation in Earth Hour.

..Body

Whereas, Earth Hour is both an international and local symbolic event organized by the World Wildlife Fund to raise awareness about climate change issues and to encourage businesses, individuals and governments to take actions to reduce their carbon emissions and their impact on the environment in their daily lives and operations; and

Whereas, Earth Hour asks all individuals, businesses, government agencies, and commercial and non-commercial establishments to turn off non-essential lighting for one hour beginning at 8:30 p.m. on the last Saturday of March each year and to encourage citizens and businesses to commit to actions they can take in the coming year to reduce their carbon footprints and conserve energy; and

Whereas, Earth Hour helps to inform local residents and businesses about existing information and tools within the community to assist them in increasing energy efficiency and decreasing emissions and use of natural resources; and

Whereas, Extinguishing non-essential lights in all city government buildings, public schools and public landmarks for one hour and urging all businesses and individuals to do the same, will send a clear message that the people of Milwaukee are concerned about climate change, stand with the rest of the world in seeking solutions, and are demanding that elected leaders act to take measures that will help fight global climate change; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that it declares that it is City Policy to turn off non-essential lighting in City government buildings and at public landmarks for the hour between 8:30 p.m. and 9:30 p.m., on the last Saturday of March each year; and all City employees are encouraged to turn off lights at home during that hour as well, to conserve energy and raise awareness about global climate change; and, be it

Further Resolved, That the Department of Public Works will coordinate the City's efforts and will report annually on City participation and estimated energy savings for the observed hour.

..Requestor

..Drafter

LRB09185-1

RTW

4/30/09



**City
of
Milwaukee**

*INTERDEPARTMENTAL CORRESPONDENCE
LEGISLATIVE REFERENCE BUREAU*

Memorandum

To: Ald. Tony Zielinski
From: Rich Watt, Legislative Fiscal Analyst
Date: April 28, 2009
Re: **Earth Hour**

You requested information relating to the annual observance of Earth Hour and a look at how Milwaukee could participate in the future. Please find below responses to these questions.

Background

Earth Hour is a global event organized by the World Wide Fund for Nature (WWF). It is held the last Saturday of March each year. The event asks businesses and households to turn off all non-essential electrical lights and appliances for one hour in an effort to raise awareness towards the need to take action on climate change.

History

Earth Hour was first established in Sydney, Australia, in 2007, during which approximately 2.2 million homes and businesses shut off or dimmed their lights. The consumption was 2% lower than would normally be expected for that time and date. As the first Earth Hour was promoted as having the potential to greatly reduce energy consumption, it generated some criticism for not producing any real results. Organizers of the event for 2008 and 2009 adjusted the stated goals of Earth Hour and presented it not as an effort to reduce energy consumption for that hour, but as a symbolic action by cities around the world. In 2009, the event goals were further refined as counting each dimmed or extinguished light as a vote for conservation, and against global warming.

The 2009 Earth Hour was observed by more than 4,000 cities and towns in 88 countries worldwide. The event occurred on March 28, 2009 at 8:30 pm local time and lasted one hour. The stated goal for the 2009 event was one billion "votes" for energy conservation as a strong message of support to world leaders meeting in Copenhagen, Denmark, in December 2009 for a summit on climate change.

Local Observance of Earth Hour

Several Milwaukee residents and organizations participated in the 2009 Earth Hour. The event did not receive a high level of publicity locally, though it was the subject of an OnMilwaukee.com article the day of the event. Local governments throughout the world have participated in Earth Hour in varying degrees. The most common action for a local government's participation is simply extinguishing lights on city-owned buildings, especially landmark buildings such as Milwaukee's City Hall. As the event is mostly symbolic, most municipalities choose not to dim street lights or other essential lighting. Public awareness of the event is suggested to prevent a repeat of the embarrassment Calgary, Canada experienced during the 2008 Earth Hour when power consumption actually rose for the hour. The public awareness is sometimes directed through the municipality or through cooperation with local groups.

Please contact me at ext. 2253 if you would like further information on any of these points.

LRB09169
RTW
04/28/2009

CITY OF MILWAUKEE FISCAL NOTE

A) **DATE** May 12, 2009

FILE NUMBER: 090087

Original Fiscal Note Substitute

SUBJECT: Resolution supporting the annual observance of Earth Hour and directing the Department of Public Works to coordinate and report annually on the City of Milwaukee's participation in Earth Hour.

B) **SUBMITTED BY (Name/title/dept./ext.):** Paul Fredrich, Facilities Manager/DPW Buildings and Fleet Services/ Ext. 3409

C) **CHECK ONE:** ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION
 NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) **CHARGE TO:** DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Electrical Mechanics to shut off inside and outside building complex lights and street lights around complex	635000	\$655.00	0	\$15.00
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS			\$655.00		\$15.00

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input checked="" type="checkbox"/> 3-5 YEARS	Labor for Electrical Mechanics.
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

D) **LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:**
 None

H) **COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:**
 - 3 hours of overtime for three (3) Electrical Mechanics: (\$49.54) x 3 mechanics X (3 hours) = 436.86 x (1.5 overtime rate) = \$655.00
 Estimated Savings for 1 hour of lights off in complex is approximately \$15.00

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

CITY OF MILWAUKEE FISCAL NOTE

A) DATE May 28, 2009

FILE NUMBER: 081474

Original Fiscal Note Substitute

SUBJECT: A substitute ordinance relating to publicly accessible collection bins and bin permit regulations and fees.

B) SUBMITTED BY (Name/title/dept./ext.): Thomas Mishefske/Dept. of Neighborhood Services/Ext. 2548

C) CHECK ONE:

ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES

ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.

NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

<input type="checkbox"/> DEPARTMENT ACCOUNT(DA)	<input type="checkbox"/> CONTINGENT FUND (CF)
<input type="checkbox"/> CAPITAL PROJECTS FUND (CPF)	<input type="checkbox"/> SPECIAL PURPOSE ACCOUNTS (SPA)
<input type="checkbox"/> PERM. IMPROVEMENT FUNDS (PIF)	<input type="checkbox"/> GRANT & AID ACCOUNTS (G & AA)
<input type="checkbox"/> OTHER (SPECIFY) <i>Revenue from MCAMLIS S.C.</i>	

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master with text

File Number: 090150

File ID: 090150

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

Requester: DEPARTMENT OF
PUBLIC WORKS

Cost:

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution amending Common Council File Number 080430 to increase the amount of the State of Wisconsin Recycling Efficiency Incentive grant awarded to the City of Milwaukee.

Notes:

Code Sections:

Indexes: RECYCLING, STATE GRANTS

Sponsors: Ald. Bauman

Attachments: Fiscal Note ,Hearing Notice List

Drafter: rm

Contact:

Agenda Date:

Agenda Number:

Enactment Date:

Enactment Number:

Effective Date:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090150

..Number
090150
..Version
ORIGINAL

..Reference

080430
080522

..Sponsor
ALD. BAUMAN

..Title
Resolution amending Common Council File Number 080430 to increase the amount of the State of Wisconsin Recycling Efficiency Incentive grant awarded to the City of Milwaukee.

..Analysis
This resolution increases the amount of the State of Wisconsin Recycling Efficiency Incentive Grant that the Department of Public Works is authorized to accept and expend from \$226,850.00 to \$329,596.58.

This resolution also amends the 2009 Positions Ordinance, File Number 080522, to extend funding of the Recycling Assistant position.

..Body
Whereas, On July 30th, 2008, the Common Council adopted File Number 080430, a resolution authorizing the Commissioner of Public Works to apply for, accept and expend a State of Wisconsin Recycling Efficiency Incentive Grant in the anticipated amount of \$226,850.00; and

Whereas, In recognition of the efficiency of the City's recycling program, the State of Wisconsin has actually awarded the City a Recycling Efficiency Incentive grant in the amount of \$329,596.58; and

Whereas, Pursuant to s. 304-81-5-c-4 of the Milwaukee Code of Ordinances, whenever a grant amount exceeds the originally specified amount by more than 10%, the administering department is required to prepare an amendment to the original resolution prior to execution of the grant award; and

Whereas, The actual amount of the Recycling Efficiency Incentive Grant awarded to the City exceeds the originally anticipated amount of \$226,850.00 by more than 10%; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the fifth "Further Resolved" clause of Common Council File Number 080430 is amended by changing the Recycling Efficiency Incentive Grant amount from \$226,850.00 to \$329,596.58; and, be it

Further Resolved, That the Common Council directs that the 2009 Positions Ordinance, Common Council File Number 080522, as amended, be further amended as follows:

Under

Department of Public Works-Operations Division
Sanitation Section

Change footnote (B) as follows:

(B) To expire 12/31/10 unless the Recycling Efficiency Incentive Grant is extended.

..Requestor
DPW
..Drafter
RJM
05/20/09

LRB – RESEARCH AND ANALYSIS

JUNE 3, 2008 AGENDA

ITEM 16, FILE 090150

PUBLIC WORKS COMMITTEE

JAMES CARROLL

Resolution #090150 is a resolution amending Common Council File # 080430 to increase the amount of State of Wisconsin Recycling Efficiency Grants awarded to the City of Milwaukee.

BACKGROUND

1. The State of Wisconsin's Recycling Efficiency Incentive Grant rewards Responsible Units that have made efforts to improve the efficiency of their recycling programs. As part of the State of Wisconsin's deficit reduction plan, the Department of Natural Resources reduced the \$1.9 million that was expected to be available for the 2009 Recycling Efficiency Incentive Grant Program by \$400,000 to \$1.5 million. The \$1.5 million was divided among the Responsible Units of Governments that successfully submit applications. After the number of successful applicants is determined, each qualified applicant receives a distribution based on a flat per capita rate (approximately \$0.30).
2. Milwaukee is eligible for this grant because of its partnership and coordination of education and outreach initiatives with the Wisconsin Be Smart Coalition, formerly the Wisconsin Waste Reduction Coalition. The Wisconsin Be Smart Coalition was founded in 1995 to reduce the amount of waste generated by residents and businesses throughout southeast Wisconsin through a regionally coordinated waste reduction campaign. The Coalition combines the expertise and resources of local government, state agencies, non-profit organizations, businesses and environmental organizations to sponsor Be Smart (Save Money and Reduce Trash) programs. More than 45 partners participate.
3. On July 30, 2008, the Common Council adopted File # 080430 that authorized the application, acceptance and expenditure of \$226,850 for the 2009 State's Recycling Efficiency Incentive Grant. DPW is using the funding from the 2009 grant to fund the third year (2010) of a Recycling Outreach, Education, and Promotion campaign that is being conducted under a contract entered into with Staples Marketing Communications and certified EBE subcontractor Mosaic Communications (File #070545). (Because of how and when this grant is awarded, the 2009 funding is budgeted primarily for 2010 costs.)

The 2009 grant will also be used to fund the recycling processing costs of electronic scrap collected from the public at Sanitation's Self Help Sites, as well as cover other recycling program costs related to education and compliance.

DISCUSSION

1. Because there were fewer qualified applicants than anticipated, the Recycling Efficiency Incentive Grant amount awarded to Milwaukee is \$329,596.58, \$102,746.58 more than the \$226,850 authorized by Common Council File #080430.
2. Approximately \$62,500 (\$39,000 salary & \$23,500 fringe benefits) of the additional Recycling Efficiency Incentive Grant dollars (\$102,746.58) will be used to continue funding the Recycling Assistant position, with the balance used for other eligible recycling program expenses. The Recycling Assistant position was created in 2008 with funding provided by the 2008 Recycling Efficiency Incentive Grant (File # 080172). The position was filled in March 2009.

FISCAL IMPACT

1. This resolution amends File # 080430 by changing the 2009 Recycling Efficiency Incentive Grant amount from \$226,850.00 to \$329,596.58.
2. The resolution also directs that the Positions Ordinance be amended to extend the Recycling Program Assistant position's authority until December 31, 2010 unless the Recycling Efficiency Incentive Grant is extended. Currently, the authority for the position expires on December 31, 2009 unless the Recycling Efficiency Incentive Grant is extended.

Cc: Marianne Walsh
Rick Meyers
W. Martin Morics
Wanda Booker

Prepared by:
Jim Carroll, X8679
LRB Research & Analysis
May 29, 2009

CITY OF MILWAUKEE FISCAL NOTE

A) DATE 5/20/2009

FILE NUMBER: _____

Original Fiscal Note Substitute

SUBJECT: Resolution amending Common Council File Number 080430 to increase the amount of State of Wisconsin Recycling Efficiency Incentive grant awarded to the City of Milwaukee.

B) SUBMITTED BY (Name/title/dept./ext.): Rick Meyers, Recycling Specialist, DPW, 2334

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Recycling Efficiency Incentive Grant		102,747	102,747	
TOTALS			102,747	102,747	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

\$102,747 is the difference between the actual 2009 award of \$329,597 and the originally authorized amount of \$226,850.

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090063

File ID: 090063

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/05/2009

File Name:

Final Action:

Title: Resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District allowing the City to conduct necessary Polychlorinated Biphenyls removal in the area of North Humboldt Avenue and East Capitol Drive.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Agreement ,Fiscal
Analysis ,Hearing Notice List

Enactment Number:

Drafter: kmo

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/05/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:	This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE					
0	PUBLIC WORKS COMMITTEE	05/07/2009	HEARING NOTICES SENT		05/13/2009		
0	PUBLIC WORKS COMMITTEE	05/13/2009	RECOMMENDED FOR ADOPTION				Pass
	Action Text:	A motion was made by ALD. WADE that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:					
	Notes:	<i>Individual present: Tim Thur, Dept. of Public Works, Infrastructure Services</i>					
Mover:	ALD. WADE		Aye:4 - Bauman, Dudzik, Wade, and Puente No:0 Excused:1 - Donovan				4-0-1
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			Pass
	Action Text:	A motion was made by ALD. MURPHY that this Resolution be ASSIGNED TO to the PUBLIC WORKS COMMITTEE . This motion PREVAILED by the following vote:					

Mover:	ALD. MURPHY	Aye:14 - Davis, Kovac, Bauman, Bohl, Coggs, Wade, Donovan, Puente, Murphy, Dudzik, Witkowiak, Witkowski, Zielinski, and Hines Jr.	14-0-1
		No:0	
		Excused:1 - Hamilton	
0	PUBLIC WORKS COMMITTEE	05/29/2009 HEARING NOTICES SENT	06/03/2009
0	PUBLIC WORKS COMMITTEE	06/03/2009	

Text of Legislative File 090063

..Number
090063

..Version
ORIGINAL

..Reference

..Sponsor
THE CHAIR

..Title

Resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District allowing the City to conduct necessary Polychlorinated Biphenyls removal in the area of North Humboldt Avenue and East Capitol Drive.

..Analysis

Resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District (MMSD).

..Body

Whereas, Section 66.0301, Stats., authorizes any municipality to enter into an Intergovernmental Cooperation Agreement with another municipality for the furnishing of services; and

Whereas, Milwaukee Metropolitan Sewerage District (MMSD) is authorized by statute to project, plan, design, construct, maintain, and operate a sewerage system for the collection, transmission, and disposal of all sewage and drainage of the sewerage service area including, either as an integrated or as a separate feature of the system, the collection, transmission and disposal of storm water and groundwater; and

Whereas, The City is authorized to construct, maintain, and operate a municipal sewerage conveyance system; and

Whereas, MMSD in furtherance of its functions relating to the operation of a sewage system undertook a cleaning project in sewers located near North Humboldt Avenue near East Capitol Drive and discovered Polychlorinated Biphenyls (PCBs) in sewers in that location; and

Whereas, MMSD has also discovered PCBs in City owned sewers connected to MMSD's Metropolitan Intercepting Sewers (MIS) near North Humboldt and East Capitol; and

Whereas, It is necessary to remove the PCB contamination located in both MMSD and the City owned sewers; and

Whereas, The City and MMSD have determined that it will be in the best interests of both entities if MMSD includes work to remove PCBs from the City owned sewers in the MMSD's environmental consulting and sewer cleaning contracts; and

Whereas, Possible further remediation of PCB's or lining of City owned sewers may be ordered by the EPA; and

Whereas, The City and MMSD have each determined to enter into this ICA, and their authorizing resolutions are 090063 and 08-114-11, respectively; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is hereby directed to execute an Intergovernmental Cooperation Agreement with MMSD allowing the City to conduct necessary PCB cleanup work in the area of North Humboldt Avenue and East Capitol Drive; and, be it

Further Resolved, That said Agreement is subject to the City Attorney's review and approval and any non-substantive changes made by the City Attorney.

..Requestor
Department of Public Works
Infrastructure Services Division
..Drafter
Environmental Engineering Section
ZY/AJK/kmo
April 8, 2009

LRB - RESEARCH AND ANALYSIS SECTION

PUBLIC WORKS COMMITTEE

JUNE 3, 2009

ITEM 17, FILE # 090063

ADDITIONAL ANALYSIS

File # 090063 is a resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District (MMSD) allowing the City to conduct necessary Polychlorinated Biphenols (PCBs) removal in the area of North Humboldt Avenue and East Capitol Drive.

Background

1. In 2008 the Milwaukee Metropolitan Sewerage District (MMSD) determined that sewers in the area of North Humboldt Avenue and East Capitol Drive were contaminated with Polychlorinated Biphenols (PCBs), which constitute a carcinogenic hazard.
2. A portion of the contaminated sewers include 8" sanitary sewers which are owned by the City of Milwaukee.
3. The source of the PCB contamination is believed to have been the facilities of Milwaukee Die Casting Company, Inc., now closed. The sewer laterals at the Milwaukee Die Casting properties have been closed.
4. Remediation of PCB contamination is required by the Wisconsin Department of Natural Resources (DNR) and the United States Environmental Protection Agency (EPA).
5. This matter was referred back to committee by the Common Council on May 27, 2009, to further examine potential costs to the City related to remediation of PCBs in the City's sewers.

Discussion

1. This resolution does not expressly authorize expenditure by the Department of Public Works, but does authorize entry into an agreement with MMSD that permits MMSD to invoice Department of Public Works up to \$40,000 for consultant and other costs related to the planned PCB remediation, and to invoice for greater amounts if approved by the City Comptroller. A copy of the proposed agreement is appended to the file. Actual amounts to be paid by the City will not be known until remediation is complete.
2. The proposed agreement expires on December 31, 2010, or upon completion of PCB remediation, whichever occurs later.

Fiscal Impact

1. Though the resolution does not authorize an expenditure, the proposed agreement will result in valid claims for payment.
2. Invoiced amounts under the proposed agreement will be payable from the Sewer Maintenance Fund, or reimbursed to the City by the Sewer Maintenance Fund, and will not have an impact on the tax levy.

Cc: W. Martin Morics Martin Aquino
Marianne Walsh Timothy Thur
Jeffrey Mantes Jeffrey Polenski

Prepared by: Richard L. Withers, ext. 8532
LRB-Fiscal Review Section
June 1, 2009

April 8, 2009

To the Honorable, the Common Council

Dear Council Members:

As required by the Environmental Protection Agency (EPA), the City of Milwaukee is planning to perform Polychlorinated Biphenyls (PCB) removal from City-owned sewers in the area of North Humboldt Avenue and East Capital Drive. The Milwaukee Metropolitan Sewage District (MMSD) also needs to perform PCB removal from district owned sewers in the same area. An Intergovernmental Cooperation Agreement was proposed to add the City's work to the MMSD contract and the costs associated with the PCB removal from city sewers will be reimbursed to MMSD by the City. We have prepared the attached resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with MMSD allowing them to add the City's PCB cleanup work to their contract.

We recommend adoption of the attached resolution.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

ZY: kmo

Attachment

c: Mr. Jeffrey Mantes

KMO: 3-5

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: April 8, 2009

FILE NUMBER:

Original Fiscal Note Substitute

SUBJECT: Resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District (MMSD) allowing the City to conduct necessary Polychlorinated Biphenyls (PCBs) removal in the area of North Humboldt Avenue and East Capital Drive.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, P.E./City Engineer/Public Works/2400

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENTAL ACCOUNT (DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	\$40,000		\$		
TOTALS:	\$40,000		\$		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX

N/A

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Possible further remediation of PCB's or lining of city owned sewers may be ordered by the EPA and can be added to the agreement by amendment

H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

N/A

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**INTERGOVERNMENTAL COOPERATION AGREEMENT
BETWEEN THE CITY OF MILWAUKEE
AND THE
MILWAUKEE METROPOLITAN
SEWERAGE DISTRICT**

This Intergovernmental Cooperation Agreement ("ICA") entered into as of the last date written below, by and between the Milwaukee Metropolitan Sewerage District ("District"), a special purpose governmental entity, authorized and existing under the laws of the State of Wisconsin, and the City of Milwaukee (the "City") acting through its Department of Public Works ("DPW"), a municipal corporation, authorized and existing under the laws of the State of Wisconsin.

WHEREAS, Section 66.0301, Stats., authorizes any municipality to enter into an Intergovernmental Cooperation Agreement with another municipality for the furnishing of services;

WHEREAS, the District is authorized by statute to project, plan, design, construct, maintain, and operate a sewerage system for the collection, transmission, and disposal of all sewage and drainage of the sewerage service area including, either as an integrated or as a separate feature of the system, the collection, transmission and disposal of storm water and groundwater;

WHEREAS, the City is authorized to construct, maintain, and operate a municipal sewerage conveyance system;

WHEREAS, the District in furtherance of its functions relating to the operation of a sewerage system undertook a cleaning project in sewers located near North Humboldt Avenue near East Capitol Drive and discovered polychlorinated biphenyls ("PCBs") in sewers in that location;

WHEREAS, the District has also discovered PCBs in City owned sewers connected to the District's Metropolitan Intercepting Sewers (MIS) near North Humboldt and East Capitol;

WHEREAS, it is necessary to remove the PCB contamination located in both the District and the City owned sewers;

WHEREAS, the City and the District have determined that it will be in the best interests of both entities if the District includes work to remove PCBs from the City owned sewers in the District's environmental consulting and sewer cleaning contracts; and

WHEREAS, The City and the District have each determined to enter into this ICA, and their authorizing resolutions are Number _____ and Number 08-114-11 respectively.

NOW, THEREFORE IT IS AGREED TO BETWEEN THE PARTIES, that for consideration of the mutual promises made by the parties to this Agreement:

- a. The District's environmental consultant will prepare one Remediation Plan for the District and the City, as a joint submittal to the United States Environmental Protection Agency ("U.S. EPA") for review. Laboratory results will be broken out separately to differentiate the District's sewer section and the City's sewer section. DPW shall have the opportunity to review and approve the Remediation Plan prior to its submission to the U.S. EPA. The District and the City understand that there is no guarantee that the U.S. EPA will approve the Remediation Plan as submitted. In the event that the Remediation Plan is not approved as submitted, the District will take comments from U.S. EPA and will submit a revised Remediation Plan for approval.
- b. Assuming that the District is able to obtain U.S. EPA approval for the Remediation Plan, the District's environmental consultant will prepare plans and specifications to be used by a contractor in removing PCBs and cleaning both the District owned sewer and the City owned sewer. DPW shall have the opportunity to review and approve such plans and specifications prior to commencement of removal and cleaning activities.
- c. Prior to commencement of removal and cleaning activities, DPW shall be provided with a cost estimate for removal and cleaning activities on the City-owned sewers, and DPW shall indicate its acceptance or disapproval within ten (10) days. If DPW, in its sole discretion, determines that such costs are excessive, it shall notify the District of its disapproval and may terminate its participation in this ICA.
- d. The District's environmental consultant shall prepare all required submissions to the Wisconsin Department of Natural Resources and U.S. EPA. Such submissions may require signature or certification by both the District and DPW, and each entity agrees to provide such signatures or certifications in a timely fashion after approving the contents of such reports and certifications.
- e. The District will invoice the City periodically, but not more often than monthly, for progress payments made to the District's consultants and contractors for PCB removal and cleaning work on the City owned sewers and for that portion of environmental consulting, design engineering, resident engineering, resident inspection, and project management services associated with the City sewers. When feasible, the District will invoice the City for the actual cost of services provided to the City. When it is not feasible to precisely delineate between work done for the District and the City, the District will invoice the City for a pro rata share based on linear feet of sewers.
- f. The City warrants that it has the necessary easements to allow access to the City owned sewers. The City agrees to allow the District to access its sewers as necessary to perform the PCB remediation at no cost. The City agrees to waive all potential City permit fees associated with remediation of either the City sewers or the District sewers under this ICA.

- g. The City agrees to pay the District within 30 days of receipt of an invoice from the District. The total value of services invoiced to the City shall not exceed \$40,000 unless otherwise agreed to in writing by the parties and countersigned by the City Comptroller. The District shall keep DPW informed regarding projected costs.
- h. The City shall not provide any insurance coverage of any kind for the District or the District's employees or contract personnel. The District will require its consultants or contractors to carry insurance for worker's compensation, automotive liability, general liability and, for professional services, professional liability or the District will provide such insurance through its Owner Controlled Insurance Program. The District will require its contractors and consultants to add the City as an additional insured.
- i. The District represents that it will perform its services under this Agreement in conformance with the care and skill ordinarily exercised by reputable members of the professional community practicing under similar conditions at the same time and in the same or similar locality.

The District makes no other warranties of any kind, expressed or implied by the furnishing of any oral or written reports to the City.

- j. Either party may terminate this agreement, without cause, by written notice to the other party. In the event of such termination the City shall only be responsible for the payment of services rendered by the District up to the date of termination.
- k. All notices and submissions under this ICA shall be provided to:

for the District:

Greg Olson, P.E., Project Manager
Milwaukee Metropolitan Sewerage District
260 West Seeboth Street
Milwaukee, Wisconsin 53204
(414)225-2236;

for the City:

Jeffrey S. Polenske, P.E., City Engineer
841 North Broadway, Room 701
Milwaukee, Wisconsin 53202.

- l. The City will hold the District harmless and defend the District against any claims arising from the City's negligent acts and omissions relating to the subject of this ICA. The District will hold the City harmless and defend the City against any claims arising from the District's negligent acts and omissions relating to the subject of this ICA.

- m. Conflict of Interest: No officer, employee or agent of the City who exercises any functions or responsibilities in connection with the carrying out of any services or requirements to which this Contract pertains, shall have any personal interest, direct or indirect in this Contract.

No member of the governing body of the locality and no other public official of such locality who exercises any functions or responsibilities in the review or approval of the carrying out of this Contract, shall have any personal interest, direct or indirect, in this Contract.

In addition, the District will obtain a covenant from its Contractor that no person described above who presently exercises any functions or responsibilities in connection with the Contract has any personal financial interest, direct or indirect, in this Contract. The Contractor shall further covenant that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of its services hereunder. The Contractor shall further covenant that in the performance of this Contract no person having any conflicting interest shall be employed. An interest on the part of the Contractor or its employees must be disclosed to the city. Provided, however, that this paragraph shall be interpreted in such a manner so as not to unreasonably impede the statutory requirement that maximum opportunity be provided for employment of and participation by residents of the area.

- n. Discrimination Prohibited: The District shall, and shall cause its Contractor to, comply with the City's prohibition on discrimination as stated below:

In all hiring or employment made possible by or resulting from this Contract there (1) will not be any discrimination against any qualified employee or qualified applicant for employment because of sex, race, religion, color, national origin or ancestry, age, disability, lawful source of income, marital status, sexual orientation, gender identity or expression, past or present membership in the military service, familial status, or based upon affiliation with, or perceived affiliation with any of these protected categories (Section 109-9 of the Milwaukee Code of Ordinances) and (2) affirmative action will be taken to ensure that applicants are employed and that employees are treated during employment without regard to their sex, race, religion, color, national origin or ancestry, age, disability, lawful source of income, marital status or sexual orientation or familial status.

This requirement shall apply to but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, lay-off or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. There shall be posted in conspicuous places available to employees and applicants for employment, notices required or to be provided by federal or state agencies involved setting forth the

provisions of the clause. All solicitations or advertisements for employees shall state that all qualified applicants will receive consideration for employment without regard to sex, race, religion, color, national origin or ancestry, age, disability, lawful source of income, marital status or sexual orientation or familial status.

No person in the United States shall, on the ground of sex, race, religion, color, national origin or ancestry, age, disability, lawful source of income, marital status or sexual orientation or familial status, be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program or activity made possible by or resulting from this Contract. The City and each employer will comply with all requirements imposed by or pursuant to the regulations of the appropriate federal agency effectuating Title VI of the Civil Rights Act of 1964.

The Contractor will cause the foregoing provisions to be inserted in all subcontracts, if any, for any work covered by this Contract so that such provisions will be binding upon each subcontractor, provided that the foregoing provisions shall not apply to contracts or subcontracts for standard commercial supplies or raw materials.

Contractor agrees that they will comply with all applicable requirements of the Americans with Disability Act of 1990, 42 U.S.C. 12101, et seq.

- o. The City and the District agree to work cooperatively to develop a public information program to inform the public regarding the remediation.
- p. This is the entire Agreement between the City and the District.
- q. This Agreement will end no later than 31 December 2010 or whenever the PCB removal and cleaning work is completed, whichever is later.

SIGNATURES:

City of Milwaukee Department of Public Works

Milwaukee Metropolitan Sewerage District

By: _____
Jeffrey Mantes
Commissioner

By: _____
Kevin L. Shafer, P.E.
Executive Director

Date: _____

Date: _____

By: _____
W. Martin Morics
Comptroller, City of Milwaukee

Approved as to form
by: _____
Attorney for the
District

Date: _____

LRB - RESEARCH AND ANALYSIS SECTION

PUBLIC WORKS COMMITTEE

May 13, 2009

ITEM 17, FILE # 090063

File # 090063 is a resolution directing the Commissioner of Public Works to execute an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District (MMSD) allowing the City to conduct necessary Polychlorinated Biphenols (PCBs) removal in the area of North Humbolt Avenue and East Capitol Drive.

Background

1. In 2008 the Milwaukee Metropolitan Sewerage District (MMSD) determined that sewers in the area of North Humbolt Avenue and East Capitol Drive were contaminated with Polychlorinated Biphenols (PCBs), which constitute a carcinogenic hazard. A portion of the contaminated system include 8" sanitary sewers which are owned by the City of Milwaukee.
2. The source of the PCB contamination is believed to have been the facilities of Milwaukee Die Casting Company, Inc., now closed. The sewer laterals at the Milwaukee Die Casting properties have been closed.
3. Remediation of PCB contamination is required by the Wisconsin Department of Natural Resources (DNR) and the United States Environmental Protection Agency (EPA).

Discussion

1. This resolution does not authorize expenditure by the Department of Public Works, but does authorize entry into an agreement that permits MMSD to invoice DPW up to \$40,000 for consultant and other costs related to the planned PCB remediation, and to invoice for greater amounts if approved by the City Comptroller. A copy of the proposed agreement is appended to the file.
2. The proposed agreement expires on December 31, 2010 or upon completion of PCB remediation, whichever occurs later.

Fiscal Impact

1. Though the resolution does not authorize an expenditure, the proposed agreement will result in valid claims for payment.
2. Payments under the proposed agreement will be payable from the Sewer Maintenance Fund and will not have an impact on the tax levy.

Cc: W. Martin Morics
Marianne Walsh
Jeffrey Mantes
Jeffrey Polenski
Martin Aquino
Timothy Thur

Prepared by: Richard L. Withers, ext. 8532
LRB-Fiscal Review Section
May 11, 2009



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081606

File ID: 081606

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 03/25/2009

File Name:

Final Action:

Title: Substitute resolution assigning the honorary street name, "Dr. Lucy B. Hughes," to West State Street from North 29th to North 31st Street in the 4th Aldermanic District.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Honorary Street Name Application ,Map ,Letter from Department of Public Works ,Fiscal Note ,Hearing Notice List for Citizen Advisory Committee on ,Hearing Notice List ,Letter from Citizen Advisory Committee on the Naming of

Enactment Number:

Drafter: dkf

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	03/25/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	CITY CLERK	04/14/2009	REFERRED TO	LEGISLATIVE REFERENCE BUREAU			
	Action Text:		This Resolution was REFERRED TO to the LEGISLATIVE REFERENCE BUREAU				
1	CITY CLERK	04/20/2009	DRAFT SUBMITTED				
	Action Text:		This Resolution was DRAFT SUBMITTED				
1	CITIZEN ADVISORY COMMITTEE ON THE NAMING OF PUBLIC BUILDINGS, FACILITIES AND STREETS	05/12/2009	HEARING NOTICES SENT		05/28/2009		
1	CITIZEN ADVISORY COMMITTEE ON THE NAMING OF PUBLIC BUILDINGS, FACILITIES AND STREETS	05/28/2009	RECOMMENDED FOR ADOPTION AND ASSIGNED TO	PUBLIC WORKS COMMITTEE			Pass

Action Text: A motion was made by Reuben K. Harpole that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Notes: *Individuals present:*
Paulos Hughes, Daughter of Ms. Lucy Hughes
Amber Brieanna Rogers, Church member
James Hagen, Dept. of Public Works

Mover:	Reuben K. Harpole	Aye:5 - Cecil, Harpole, Cimpl, Fix, and Benson III	5-0-2
		No:0	
		Excused:2 - Gwiazdowski, and Gurda	
1	PUBLIC WORKS COMMITTEE	05/29/2009 HEARING NOTICES SENT	06/03/2009
1	PUBLIC WORKS COMMITTEE	06/03/2009	

Text of Legislative File 081606

..Number
081606

..Version
SUBSTITUTE 1

..Reference

..Sponsor
THE CHAIR

..Title
Substitute resolution assigning the honorary street name, "Dr. Lucy B. Hughes," to West State Street from North 29th to North 31st Street in the 4th Aldermanic District.

..Analysis
This resolution assigns the honorary street name, "Dr. Lucy B. Hughes," to the 2-block segment of West State Street from North 29th Street to North 31st Street in the 4th Aldermanic District.

..Body
Whereas, Dr. Lucy B. Hughes, known affectionately as "Dr. L.B.," and her husband of 59 years, Bishop Joe L. Hughes, established their original church in their home in 1964, and both ministered to the congregants of the Greater Utopian Church at 2925 W. State Street for over 30 years before Dr. L.B.'s passing on November 15, 2008; and

Whereas, Dr. L.B. was a gifted teacher whose seminars refreshed those who attended and her presence inspired faith, hope and love in everyone she met, young or old, church-member, visitor or part of the surrounding neighborhood; and

Whereas, Dr. L.B. was a visionary who established ministries beyond the walls of the Greater Utopian Church to reach out to Milwaukeeans struggling in life and spirit; and

Whereas, Dr. L.B. and Bishop Hughes began telecasting worship services on Channel 55 in 1989 to minister to the spiritual needs of the homebound and shut-ins; and

Whereas; Her Prison Ministry preached the redemptive power of rehabilitation to prisoners hoping to rebuild their lives; and

Whereas, Her Samaritans Purse Ministry provided the material blessing of coats and hats, gloves and scarves to warm the homeless and food to slake their hunger; and

Whereas, Her Nursing Home Ministry provided comfort and concern to ease the loneliness and misery of the elderly, and

Whereas, Dr. L.B. demonstrated by example that study and spiritual growth is a lifelong process when at the age of 61 she received her Bachelor's Degree in Theology and Honorary Doctorate in Humanities through the Greater Utopian School of Ministry and Training Center's accredited Bible College Christian International program; and

Whereas, Young people and children lined up for her reassuring hugs of love and approval, and looked forward to Dr. L.B.'s Thanksgiving and Easter Baskets, Christmas stockings and Harvest Parties; and

Whereas, Dr. L.B.'s love and humanity were guiding lights for countless Milwaukeeans as it radiated out from the Greater Utopian Church into the surrounding neighborhood and beyond; and

Whereas, Section 113-3 of the Milwaukee Code of Ordinances provides a procedure for assigning honorary street names, and s. 113-3-6 specifies criteria for the using the names of individuals when assigning honorary street names; and

Whereas, The Common Council finds the honorary naming of the 2-block segment of West State Street between North 29th Street and North 31st Street as "Dr. Lucy B. Hughes," meets the code criteria; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the honorary name of "Dr. Lucy B. Hughes," be assigned to the 2-block segment of West State Street between North 29th Street and North 31st Street; and, be it

Further Resolved, That signage for this honorary street naming comply with design specifications set by the Department of Public Works; and, be it

Further Resolved, That the petitioner has requested suitable honorary street naming signage be fabricated and installed by the Department of Public Works at a cost to be paid in full by petitioner; and, be it

Further Resolved, That the Department of Public Works shall fabricate and install signage for this honorary street naming within 90 days of adoption of this resolution in compliance with s. 113-3; and, be it

Further Resolved, That petitioner shall notify the Department of Public Works if and when signage for this honorary street naming needs to be replaced and petitioner will fully reimburse the City for any such replacement.

..Requestor
Department of Public Works

..Drafter
LRB 09172-2
ANCO
4/20/09



HONORARY STREET NAME SIGN APPLICATION

2nd Floor, City Hall
200 East Wells Street
Milwaukee, WI 53202

For Office Use Only:

Case number: H- Recommendation: _____

1. Applicant information:

Applicant's Name CLAUDIA L. HENLEY
Organization or Company GREATER UTOPIAN CHURCH
Street Address 2925 W. STATE ST City/State MILW/WI Zip 5320
Telephone 4143715781 Fax 4143715951 Email chenley@badgermeter.com

2. Honorary Street Name Request

Street name requested DR. LUCY B. HUGHES

Location of proposed designation: (for example, West Main Street from North 12th Street to North 15th Street)

West state street from West 29th to West 31st street

3. Required Submittals:

- Refer to Chapter 113-3, Milwaukee Code of Ordinances
- A *typed* statement containing no fewer than 500 words describing the significance of the person, place, or event being honored. The statement should indicate why a particular section of street has been requested for the honorary designation.

4. Street Naming Committee

- Upon submission of this application, please allow four to six weeks for City staff to review your request with the Street Naming Committee. Upon completion of the City's staff review, this request will be scheduled before the Street Naming Committee. All owners/residents along this street affected by the proposed honorary street name will be notified of the meeting and this is their opportunity to indicate their support or opposition to the honorary street name request. The committee will then make its recommendation to the Public Works Committee (PW). A deposit to cover the City's cost to install and/or fabricate the honorary street signs **must** be made before this request can be scheduled before the PW Committee. The PW Committee will make their recommendation to the Common Council. The applicant will be notified of the Common Council's action.

5. SIGNATURE OF APPLICANT:

My application consists of the following items necessary to complete the application. Please check:

- Completed Application Form, Plus One Copy, plus a \$100 fee (check made payable to "City Treasurer").
- Autobiography or statement regarding the person, place, or event being honored.

Signature Claudia Henley Date 03/09/09

Printed Name CLAUDIA L. HENLEY

c: Local Alderman 4th - Ald. Bauman

City of Milwaukee
200 East Wells Street
Milwaukee, WI 53202

Honorary Street Name Sign Application for Dr. Lucy B. Hughes

Greater Utopian Church located at 2925 West State Street in Milwaukee is requesting that the 29th and 31st street signs on West State Street bear the name of Dr. Lucy B. Hughes. This section of street is where the church has been located for over 30 years serving the surrounding neighborhood and community. The numbers signs (29th and 31st) would give more visibility to the honorary name if granted VS the State Street signs. If our request is approved we would like to have a dedication service on Sunday, May 10th which is Mother's Day. Thank you for your consideration.

The significance of the request:

After being married to the love of her life Bishop Joe L. Hughes for 59 years and serving the body of Christ and the City of Milwaukee faithfully for 56 years, Dr. Lucy B. Hughes transitioned from this life to reward on Saturday, November 15, 2008 at LIFECARE Hospitals of Wisconsin in Pewaukee and we want her legacy to continue in as many ways as possible. She can be described as a dedicated wife and mother, gifted, creative, true visionary, trailblazer, history maker, preacher, teacher...a woman of great class and dignity, an encourager, cultivator, faithful; all this is true and yet not enough to capture all her essence for she truly was a woman before her time.

She started many ministries; the prison Ministry touched many lives and what the system couldn't do to change a person, Dr. L.B.'s concern and care did. She was able to plant the seed of rehabilitation in many individuals before their release date was near. She also had a Nursing Home Ministry, gave out Thanksgiving baskets in the community and through her Samaritans Purse Ministry distributed hats, coats, gloves, scarves and food to the homeless. Her life was outlined with many successful stories because of her "Never Give Up" attitude.

Her advice and guidance as a teacher, counselor, and motivator helped many people achieve dreams that otherwise would have been stagnant or dormant if they hadn't met Dr. L.B. Anyone who was blessed to be in one of her seminar classes was refreshed, inspired, and eager to test the knowledge they had acquired, whether it was concerning their marriage, health, or spiritual instruction. She was an example to women who had low self-esteem and a hunger to be accepted and loved by someone. Dr. L.B. helped them through their struggles in changing their thinking which renewed their lives. Her patience and love for people didn't make her time limited to anyone. Young people and little children loved Dr. L.B. so much until they would stand in line just to get a hug from her. And she never forgot them during the holidays, providing Easter Baskets, a Harvest Party and Christmas stockings.

When you think of a 'General', you think of one who holds their ground and operates with authority not allowing their troops to be overthrown by any obstacles. It didn't matter to Dr. L.B. that she was dealing with some health challenges; she often would ask to be pushed around the church in her wheelchair so she could pray for different individuals who were dealing with some problems in their lives. She was willing to help the troops; no matter what.

To Greater Utopian Church she was our General; one who was called by God to touch people's lives and make a difference in this world. Forasmuch as an excellent spirit, and knowledge, and understanding, interpreting of dreams, and revealing of hard sentences, and dissolving of doubts, were found in the same Daniel (5:12) so it was in Dr. Lucy B. Hughes for truly her spirit of excellence and determination has been woven into the fabric of countless lives and Ministries...her legacy continues.

Contact person for this request:

Claudia Henley

414-236-1493

chenley@badgermeter.com

*The Celebration of
Her Life and Legacy*



Dr. Lucy B. Hughes

APRIL 8, 1933 ~ NOVEMBER 15, 2008

"Her children rise up, and call her blessed"

DRUGS...

Drs. Joe and Lucy Hughes

Founders of Greater Utopian Church

To My Wife

It has been a blessing to share my life with you for the past fifty-nine years. I can shout across the universe "there is none like you." When God made you, Dr. L.B. Hughes, He truly broke the mold. You were a wonderful wife and a great mother to our six children.

I thank you for standing by my side when I was called to the ministry. You were my number one cheerleader always encouraging me even the times when I thought I wasn't doing so great. I thank you for your dedication to me when I was called to Pastor. We fasted and prayed together as God directed us to produce leaders. Now I can proudly say we have leaders across this world even in Africa. Thank you for allowing God to shape you into the perfect wife, mother and 1st Lady.

Your gift of exhortation kept my head above water when I felt I was sinking. Your spirit of excellence and creativeness allowed me to receive many praises for the work I was doing but I always told people it was Dr. L.B. and her constant support; the praises were for you dear.

The love you had for me was like none other I had ever seen or felt. It captured me so I would find myself bubbling on the inside with little love names for you like 'Pooty Tae-Tae' and 'Ms. Ludie.' Tae -Tae I am going to miss you and the sound of your voice calling for me... Joooooee!

I want the world to know today is a celebration for one of God's great Generals. One who has made an impact on thousands of people lives. Your legacy will live on and never die, because you live in the many lives you've touched!

Pooty Tae-Tae, I love you with all my Heart.

My life, My love, My all!
Bishop Hughes



her husband also, and he praiseth her."



Celebrating Her Life & Legacy

Service

Saturday, November 22, 2008
Greater Utopian Church
2925 West State Street
Milwaukee, Wisconsin
Nine O'Clock AM

Officiating

Apostle Sam Belton
Spirit of Truth World Ministries

Mistress of Ceremonies

Apostle Venner Alston
Abundant Grace Christian Worship Church

Her Life

Anointed By the Holy Spirit

- 1933 – April 8th, Lucy B. Turner was born to Ulysses and Corrine Turner in England, Arkansas. She received her early education from 4th Street School and Lincoln High School
- 1949 – July 28th, married her High School sweet heart, Joe Lee Hughes
- 1950 – Received Christ as her Lord & Savior at Rehoboth Miracle Temple under the leadership of Pastor Verdell Wallace. Taught YPWW while in the 3rd Ecclesiastic Jurisdiction
- 1952 – Called to Preach the Gospel of Jesus Christ
- 1957 – Worked as a Nurse's aide at Children's Hospital
- 1964 – Left Rehoboth Miracle Temple with her husband as they started service in their home at 2430 North First Street
Church relocations because of continued growth
 2519 North Teutonia Avenue - 1965
 1717 North 27th Street - 1969
 3811 West North Avenue - 1975
- 1978 – September 24th, Dedicated the current church location at 2925 West State Street
- 1989 – September 10th, First Telecast on Channel 55
- 1991 – Hosted Restoration and Prophetic Conferences, School of the Prophets and Spiritual Protocol Seminars



THE MILWAUKEE COURIER Saturday, September 30, 1978 page 4



ELDER JOE LEE HUGHES, pastor, Evangelist Lucy B. Hughes, and other church dignitaries participating in dedication of the Utopian Pentecostal Church of God in Christ Sunday, September 24, at the new location, 2925 W. State st.



THE NEW HOME of the Utopian Pentecostal Church of God in Christ, 2925 W. State st., dedicated from the old location at 2519 N. Teutonia Ave. during dedication ceremony on Sunday.

1992 – Started Greater Utopian School of Ministry and Training Center with an accredited Bible College Christian International. Begin studying for her Bachelor Degree in Theology

1993 – Petitioned for Greater Utopians Nehemiah Project

1995 – May 27th, Commencement Ceremony and Ordination Service.
Received her Bachelor in Theology & Honorary Doctorate Degree in Humanities

1996 – Taught the Eternal Church class at the Bible College

1997 – Every 2nd & 4th Saturday were Seminar Study Nights

2007 – September 8th, 2nd Ordination Service

2008 – November 15th, Transitioned from “Life to Life”



Her life was dedicated to cultivating, shaping and building strong character in men and women.

Her Legacy

"She Lives Through Us All"

Some people want to know "How do I live a long life?"

Well, it has been said, "To eat right, exercise and take good care of yourself." Now, if one wants to know "How do I live beyond the grave?" The answer is to reproduce yourself. Dr. Lucy B. Hughes has done this over and over again. If there was a way to measure her existence you would find she has stretched clean across this universe; six children extended into thousands.

Dr. L.B.'s Legacy will continue through the many lives she has touched. This proved to be very rewarding during her illness because not only was she covered by a medical staff 24 hours a day but she was also covered by biological, and spiritual children 24 hours a day. She was never alone!



"Oh death where is your sting? Oh grave where is your victory?" It stung us for her to pass, but death can't silence her because you cannot kill a seed that's full of life, especially when it has been planted into the hearts of so many. She often said, "Your life should make a difference; people should know that you have been here and when you die you should die empty."

Dr. L.B. flowed in the gift of Prophecy and the gift of the Word of Knowledge before we even heard of the School of the Prophets...she had been to the School of the Holy Spirit. We honor her leadership today and always.

The ministries birthed from Greater Utopian church have prophetic ministries rich in Biblical teaching because this is what gushed out of her. "She Lives" because apart of her lives through each of these ministries and the ministries to come.

Bishop "Earthquake" Kelly
Bridge of Deliverance International

Apostles Bill & Venner Alston
Abundant Grace Christian Worship Church

Apostle Sam & Pastor Lazonnie Belton
Spirit of Truth World Ministries

Pastor Roy – Evangelist Carolyn Harris
King of Glory Christian Outreach Church

Pastors Karl & Hazel Wright
The Kings Treasury

Pastor Durain Hughes
Kingdom of Our Lord Ministries

Pastors Steve & Andrea Warren
New Horizon Word of Faith Church

Apostle Larry & Prophetess Lottie Shaw
Lion of Judah Worship Church

Apostles Joe & Glenda Lovett
For Him International Ministries

Pastors Bobby & Francis Sanford
Higher Dimension Family Church International

Pastors Ken & Marilyn Surratt
Bethel Outreach International Church

Evangelist Eileen Warren Kirt
Missionary in Mozambique, Africa

When Prophet Tom Bynum met Dr. L. B. he told her, "She just gushed with love." He delivered these prophetic utterances to Greater Utopian. Let us revisit these prophetic words given especially to us and pledge to continue the Legacy for there is yet much work to be done.

"O people of God, get all you can as fast as you can get it. For the days are coming when the rains shall stop; and there will be some that will beg for it, but yes it will not come. For the ones that have reaped while the rain was here, they shall be soaking, they shall be wet. They shall be dripping in my power, dripping in my anointing, dripping in the Holy Ghost. They shall walk and leave footprints behind for they shall be saturated. They shall be consumed with the flame, with the fire, with the zeal, with the strength of the Holy Ghost. For yes I shall bring intensity and fervency back into my house. For the praise, the preaching and the prophesying shall be intense.

Let no man slow you down, let no man tell you to stop, let no man quiet you up. For the days are coming when the Holy Spirit will come again like a mighty rushing wind! And it shall sound throughout this region and throughout the earth!

O beat upon the foundations, beat upon the foundations! Roll your sleeves back. Put your hands in the dirt. Put your hands in the soil. For yea I shall cause your hands to touch the soil, and I shall bring life from the soil.

Touch the things that are dirty, that men have given up on, that people despise, that people turn their back on. And when you touch the thing that man says is worthless, I shall cause dignity to come to that thing, that person, that place.

For yea I have called you and raised you up as a people of life. For I say you are a life giver, and the things that are dead that you touch shall live. The things that are weak that you touch shall be strong. The things that are down that you touch I shall raise up. The things that are weary that you touch I shall bring encouragement.



The things that are scattered I shall bring together... the places, the things, the people. For ye says the Spirit of God, there is authority in the house, there is strength in this house.



Do not get tired of hearing change. For every day that you stretch your ears toward me, I shall cause you to hear a new sound. Every day that you stretch your heart towards me, I shall cause it to be filled with a new sound. For I am coming back for a people that will pursue after me, that will hunger and thirst after me, that will say, God, anything I have to do, anything I have to grab hold of, anything I have to let go of, it does not make a difference! I'm coming back for the people that will stretch for me, long for me, be pained for me, go through for me, lay down for me, get up for me.

I am coming for a people who are longing to hear from me, longing to see me, longing to hear the new sound, longing to receive the fresh water.

Do not cause your spirit to become dry, but thirst and hunger after me. And every measure of thirst that you have, I shall send the waters from heaven! And they shall blow upon you, and they shall flood you out!

And when the enemy shall come in, my waters shall gush from you. For ye I've given you a new name. I've called you the happy people the gush, the happy people that gush! Don't stop gushing! For the gushes shall come, the gushes shall save, the gushes shall deliver.

For the water from heaven shall fill this place. And the things that are not like me shall drown even as a sparrow drowns. For I've called you from the land of bondage. I've called you from the land of Egypt. Don't go back! Don't go back! Don't go back!"

Lastly, an excerpt from the desk of Dr. L.B.:

"I pray that the word of God you have received will give you the assurance before God that no man can take away. Change is a wonderful thing but if you are trying to change to be right with God, you are insulting the Blood of Jesus Christ. Because righteousness is not gained through your change; righteousness was gained through the exchange. II Corinthians 5:21. He that knew no sin was made sin – that you might be made the righteousness of God, in Christ. Always remember the Gospel is not a revelation of what is wrong with you... the Gospel is a revelation of His righteousness in spite of what's wrong with you. Oh, no wonder we call Him 'Lord!' We give you thanks 'Lord God!' Oh, what a great Salvation you have given to us, "Praise God." ~ Remain In Faith



Primary Caregivers

Bishop & Paulos

Rarely do you see the type of love I had the privilege and honor of seeing; Love so great between and husband and wife and daughter and mother. I Corinthians 13:13 "And now abideth faith, hope and love, these three; but the greatest of these is love." From the time Dr. L.B. suffered a stroke until she transitioned from earth to reward they have been by her side – taking superior care of her, supporting her, comforting her...24/7. She was never, ever left alone.

Alongside Bishop and Paulos I had the unique privilege of helping to take care of Dr. L.B. I would not trade the time I've spent with her for nothing in the world. I don't want to forget the rest of the family because everyone helped.

But to Bishop and Paulos the family would like to offer special acknowledgement and gratitude for your unwavering care for Dr. L.B. Her life was truly enhanced and even extended by the loving care you provided. I know it wasn't easy some days but the poem "THE FOUR BLESSED LOOKS" submitted by Dr. Janie Washington may summarize your journey.



Love You Always, 'Little Sister' Claudia, and Beverly, Joe Lamar, Tony & Reggie

The Four Blessed Looks

Look back and 'Thank' God . Look forward and 'Trust' God . Look around and 'Serve' God. Look within and 'Find' God!' I asked God, 'How do I get the best out of life?' God said, 'Face your past without regrets. Handle your present with confidence. Prepare for the future without fear!'"

Without God, our week is: Mournday, Tearsday, Wasteday, Thirstday, Fightday, Shatterday and

Sinday. So, allow Him to be with you every day! Life is short, so forgive quickly. Believe slowly.

Love truly. Laugh uncontrollably. Never regret anything that makes you happy. And have a wonderful journey!! If you need help, ask GOD, If you don't, thank GOD!

The Order of Service

Musical Prelude Kenny Locke

Processional Hughes Family
'Total Praise'

Prayer of Comfort Bishop Charles Jordan
Shiloh United Holy Churches of America

Old Testament Scripture Reading Elder Theresa Hudson
Psalm 91:1-2

New Testament Scripture Reading Pastor Craig Barnett
St. Mark 10:28-30

Remarks Pastor Victor Davis
Senior Pastor, Greater Mt. Sinai COGIC

Remarks Mother Myrtle Davis

Musical Selection Greater Mt. Sinai COGIC

Please limit all remarks to 3 minutes each

Tributes

- Elder Geneva Ivory
- Elder Claudia Henley
- Pastor Monty Shadd
- Pastor Donnie Jones

Solo Vernadine Wilkerson
Greater Mt. Sinai COGIC

Special Remarks

- Dr. Orell Williams, *Wheaton Franciscan St Joseph*
- Dr. Ellen-Danto Nocton, *Alexian Village*
- Dr. Janie Washington, *Chief – Department of Obstetrics and Gynecology, Aurora Sinai Medical Center*

Musical Selection Greater Mt. Sinai COGIC

Special Reflections

- Elizabeth Williams "Chaney"
- Lorraine Shaw Burroughs

Her Journey

The definition of a General is a commissioned officer of the highest rank in the Marine Corps.

You never would think that Dr. L.B. Hughes a 5ft., 155lb, black female would hold the title of General and have the characteristics of one, but she was enlisted to a different type of army. She was a warrior in God's army and one who walked with authority.

Dr. Lucy B. Hughes was born on April 8, 1933 in England, AR to the union of Ulysses & Corrine Turner. She was very outgoing and always had a hunger for knowledge. It wasn't unusual to see her reading and searching for information. This hunger and thirst kept her abreast of issues where she could converse on just about any subject matter; natural or spiritual. Therefore, Dr. L.B. was able to successfully instill life values and goals in her immediate and spiritual families.

Dr. L.B. was one who firmly believed in "Never Give Up;" regardless of how dim things looked she would encourage us to stay focused and keep moving forward. Her life was outlined with many successful stories because of this attitude.

She met Bishop Joe L. Hughes at a tender young age and was married to him, the love of her life, for 59 years. They were blessed with six children but that was only the tip of the iceberg as God blessed them with many spiritual children.

Her advice and guidance as a teacher, counselor, and motivator helped many people achieve dreams that otherwise would have been stagnant or dormant if they hadn't met Dr. L.B. Anyone who was blessed to be in one of her seminar classes would leave refreshed, inspired, and eager to test the knowledge they had acquired, whether it was concerning their marriage, health, or spiritual instruction.

She was an example to women who had low self-esteem and a hunger to be accepted and loved by someone. Dr. L.B. helped them through their struggles in changing their thinking which renewed their lives. Dr. L.B. spent many hours training women to be chase and clean for God.

Dr. L.B.'s patience and love for people didn't make her time limited to anyone. Young people and little children loved Dr. L.B. so much, they would stand in line just to get a hug from her. Her love and concern for young people was so strong until she made sure Bishop Hughes brought a certain wallet to church on the days she was there so that she could give money to all the children. They were also remembered during the holidays, receiving Easter Baskets, a Harvest Party and Christmas stockings.

She spearheaded many ministries. The prison Ministry touched many lives and what the system couldn't do to change a person, Dr. L.B.'s concern and care did. She was able to plant the seed of rehabilitation in many individuals before their release date was near. She also had a Nursing Home Ministry, gave out Thanksgiving baskets in the community and through her Samaritans Purse Ministry distributed hats, coats, gloves, scarves, blankets and food to the homeless.

Solo Mother Essie Haney

Ministry Tributes

Pastors Bobby & Francis Sanford, *Higher Dimensions Family Church International*
Apostles Joe & Glenda Lovett, *For Him International Ministries*

Musical Selection Greater Mt. Sinai COGIC

Ministry Tributes

Pastors Karl & Hazel Wright, *The Kings Treasury*
Apostles Larry & Lottie Shaw, *Lion of Judah Worship Center*
Pastor Durain Hughes, *Kingdom of Our Lord Ministry*

Solo Artillis Tambora "Tammy" Stampley

Ministry Tributes

Pastors Roy & Carolyn Harris, *King of Glory Christian Outreach Church*
Apostle Sam & Pastor Lazonnie Belton, *Spirit of Truth World Ministries*
Apostles Bill & Venner Alston, *Abundant Grace Christian Worship Center*

Musical Selection Greater Mt. Sinai COGIC
Greater Utopian Choir

Reflections from Family & Friends

Acknowledgements Pastor Carolyn Harris

Resolutions / Proclamations / Commendations Elder Amber Brianna Rogers

"Her Voice" ~ excerpt from Dr. L.B. Audio Presentation
"Speaking The Kingdom Language"

Reading of "Her Journey" Pastor Lazonnie Belton

Sermonic Selection Elder Renee Hughes

Eulogy Apostle Sam Belton

Viewing ~ Directors Moment

Recessional

Dr. Lucy B. Hughes was a great visionary. Before it became popular she had a vision to build a resort for Pastors and their wives. She also envisioned Greater Utopian's 'Nehemiah Project's which entailed a complex constructed on a minimum of 50 acres of land that would include a Family Life Center, Sports Center, Elementary Academy / Ministry Training Center , Theatre of the Arts and a 5,000 seat dome-styled sanctuary.

When you think of a 'General,' you think of one who holds their ground and operates with authority not allowing their troops to be over thrown by any obstacles. It didn't matter to Dr. L.B. that she was dealing with some health challenges; she often would ask to be pushed around the church so she could pray for different individuals who were dealing with some problems in their lives. She was willing to help the troops; no matter what.

When you think of Dr. L.B. , you realize that she is one who has given full definition to the title of General; one who was called by God to touch people's lives and make a difference in this world. She once told the church *"Ready or not, you will face the world! It is increasingly clear that we as God's people need to be fully equipped and prepared to do the work of the ministry (Ephesians 4:11-13). Every member of the Body of Christ has a vital part to play. While evil is increasing and the spirits of deception and New Age are rampant, God is raising up a people that will be a standard and a light that will overcome the darkness. The devil doesn't care that you're a Christian if you're ineffective! And to be effective for the Kingdom of God we must be filled with, grounded and established in God's Word. I believe that God is challenging His people everywhere to become skilled in His Word. God has called you to be effective for Him."*

Forasmuch as an excellent spirit, and knowledge, and understanding, interpreting of dreams, and revealing of hard sentences, and dissolving of doubts, were found in the same Daniel (5:12) so it was in Dr. L.B. for truly her spirit of excellence and determination has been woven into the fabric of countless lives and Ministries.

Today you've heard Dr. L.B. described as a dedicated wife and mother, gifted, creative, true visionary, trailblazer, history maker, preacher, teacher... a woman of great class and dignity, an encourager, cultivator, faithful; all this is true and yet not enough to capture all her essence. She truly was a woman before her time who served the body of Christ and the City of Milwaukee faithfully for 56 years and she leaves a Great Legacy.

Dr. Lucy B. Hughes transitioned from this life to reward on Saturday, November 15, 2008 at LIFECARE Hospitals of Wisconsin in Pewaukee. She leaves to cherish her Life & Legacy her loving and devoted husband Bishop Joe L. Hughes; Daughters Beverly Hughes, Paulos Hughes and "Little Sister" Claudia; Sons Joe Lamar Hughes, Tony Hughes and Reginald Hughes (Rosie), Sisters Louise Mormon, Earlene Jordan (Charles) and Artillis Rout "Toy" all of Milwaukee, Wisconsin. She leaves fourteen grandchildren, great grandchildren, and a host of nieces, nephews, friends and the entire Greater Utopian Church Family. She was preceded in death by her parents Ulysses & Corrine Turner, one sister May Doris Turner and one son Carl Michael Hughes.

Her Family



If you didn't own riches and, Dr. Lucy at some point touched your life, your life was made rich; more than you know. Why? She deposited only real Love into people's lives. She didn't have time for anything less. I've never known a person whose character was so full of Love. She could be in much pain and yet get it across to you that her concern is about you, not her. Her character knows nothing about selfishness. This is true before and after the stroke. Where Love is defined in Webster's, there her picture should be. Life is short. When Love enters in a righteous form like this, hurry up and savor the moment. It can slip away at any time.

Love you mama,
Pastor Joe Lamar

For those of you that never got a chance to meet my mom let me tell you a little about her. Her interests ranged from souls, to sports (big Packer fan), to politics (she always said, "If she wasn't in ministry she would be in politics"). My mom had to have been the most loving, generous, kind hearted person I know. My mom was a strong supporter of her husband and children. She loved all her children the same yet recognizing they all have different levels of ability. She taught us to strive to be the best we can be. Whatever you do, do it as doing it unto the Lord. We were taught whatever we want



do that. No matter how many times you may fail you are to never ever give up; each one of us has a stage of excellence to reach. Live your life free of regrets. Don't say things you cannot take back. Whatever you do in life give it your best the first time around; you can never ever make a second first impression. No matter how low you may feel God is able to pick you up and use you for His glory. The teacher (Holy Spirit) is always present; listen to what He's trying to teach you or look to see what He's trying to show you. Live your life with purpose. Once you have become born-again the next greatest thing on earth is to bring a soul to Christ. Souls! Souls! Souls! Whenever your agenda has not included winning souls for the kingdom or what you're doing is more important than winning souls you have missed God somewhere. Last but not least, she would tell us, "It's the Word, It's the Word, and It's the Word." Everything you need is in the Word. II Timothy 2:15 says, Study to show thyself approved unto God, a workman that needeth not to be ashamed, rightly dividing the word of truth." Those of you who knew my mom know she was a woman of faith...she died in the faith. We can now add her name to the eleventh chapter of Hebrews.

Mama you know you are the wind beneath my wings.

Eternal Love,

Her Family



Mom, ever since Betty Jean asked you to watch over me and take care of me 29yrs ago you have done just that. There has been no difference between me, Beverly and Paulos. The things you taught me, the love you gave me is enough to carry me for a lifetime. A part of you lives completely in me and because of you my life goal is to become all that God has destined for me to become. You are the most remarkable woman, mother I've ever known and I love you forever.

Your daughter Claudia



Mother taught us:

A little encouragement can spark great accomplishment.

A Christian heritage is the best Legacy you can leave your children.

Failure is not defeat unless you stop trying.

Don't pretend to be what you don't intend to be.



When asked if I had something to say my mind went all over. I did not get a chance to share my full life with you. I remember being young just a little thing and always asking my Mom. Can I go over grandma's house? I remembered my room and all the dolls, I remembered the dresses and all of the fun I had. I remember being in church and the one room nobody was allowed to go in unless you were this big. Most of all I remember the love I felt every time I looked into your eyes.

God blessed us with you and we rejoice in knowing you're now resting safe in His arms.

Love You,

LaQuanda & Jo (Butler) Genous.



Mom I never thought the banner I had made for your bedroom 6 months ago "I'M COMING OUT!" would be the message I preached, sung and prayed to you until your home going.

As I stood by your bedside on Saturday morning ministering to you with Tony (Dr. L.B.s third oldest son) I never knew your home going was just a few hours away. Shortly after 5:00 a.m. two bright lights entered your hospital room that just about blinded me. I knew it was time. I put on my coat and turned to look at you and your spirit spoke out to me saying, "You are a good daughter."

The drive home was very difficult. I told God there is a hole in my soul and I am crushed. I can't move forward spiritually or naturally I am paralyzed. Please heal my broken heart. Mom God has healed me and way down in my soul I hear "I'M COMING OUT!"

Your legacy will continue to live in me because I'm coming out! No more standing in the background because I'm Coming Out! The inspired word of God that you encouraged people with will continue to be heard by many people because, "I'm Coming Out!"

I love you and you are the best mom a lady can be blessed with.

Pastor Beverly Hughes



Mom, We love you and you will forever be in our hearts.



Dear, grandmamma, I count it a blessing to have had a grandmother like you. You and granddaddy helped to shape and mold me into the young man that I am today. Years ago you taught a lesson on "Inner Santification" that message and many others have had a great impact on my life. I realized then that the key to having the blessings of God on one's life is to live a life of Godliness. Matthew 6:33 says, "But seek ye first the Kingdom of God, and His righteousness: and all of these things shall be added unto you." I often receive compliments of being different from other young men in walking a life that glorifies my Lord and Savior. Grandmamma, I always reflect to my home training, the structured teaching and examples you and granddaddy laid before me. II Timothy 2:22 says, "Flee often youthful lusts; but follow righteousness, faith, charity, peace, with them that call on the Lord out of a pure heart." Grandmamma, I thank you for allowing God's gift to operate in your life. You have prophetically spoken in my life and I see those words being fulfilled every day. You always said, "The sky is the limit," but grandmamma you motivated me to go beyond the sky. You and my mother are the greatest women in my life.

Your grandson Minister Xzoelvatress (Lamont) Neuriel Divinity.



GOD'S GIFT TO THE WORLD

Mom, you were our special gift from God, Given to this world for such a short time. You were that "one" who stood in the gap the "one" who showed us how to pass our tests. Each heart and soul you counted with such great esteem, when we had the minds of paupers you made us feel like kings. Mom, you were that "one" who rose above the rest. Our rose without thorns, God gave us the best!

Thank you for what you've given us, the lessons which you taught

you had no respect of persons we were your diamonds in the rough.

All my loneliness seemed to disappear when I looked into your eyes

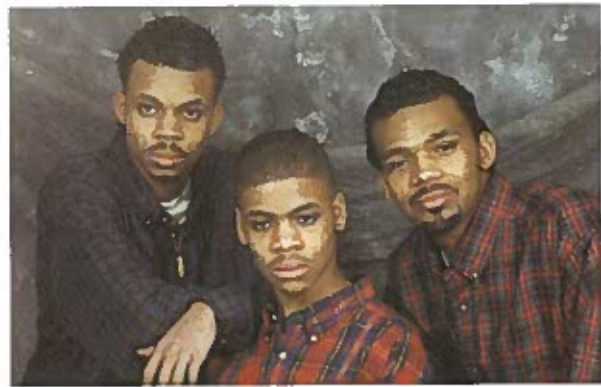
you never gave up on your baby boy, you always had the time.

You understood my heartaches, your presence soothed them all away

I could travel across the ocean's floor, or to the four corners of the earth and I'd never find another like you, our family has truly been blessed. Blessed by this one, Dr. L. B. and that one, our Bishop Joe Lee, thank you God for our gifts there are no mightier warriors than these.

Our world has been made better by your love, our nation has been

made better by your truth, our family will never be



A VIRTUOUS WOMAN

by Mensah Hughes

She's a woman of great virtue
never doing anything to hurt you
only to guide you, beside you
right there she'll mold you
The one that told you
you can do anything you want to
just put God first

"Let him use you" flaunt you
a spiritual warrior, a soldier at war
a General in command
and what was all that for?

YOU!

She's more than a conqueror the Lord she adores...
signs and wonders makes me wonder
how much she could endure
a great leader, a great mother
a great wife, a great sister
a great daughter, a great aunt
a great grandmama...I'll miss her

I salute you today, I'll salute you tomorrow
I saluted you yesterday...

Who got a salute that I can borrow?

"I love you Grandmama"

~ *Mensah*



Her Club

L.B.H.

*A club designed to bless Dr. Lucy B. Hughes at all times for all occasions, or just because!
We love you Dr. L.B. and we will continue to honor you.*



Her Message

Hebrews 12:2

Holy Greetings in Jesus name!

The joy of the Lord is our strength. His joy is our strength. Whose joy? – His Joy, not our joy – His joy. He endured the cross for the joy that was set before Him. What was His joy? Because He knew hanging on that cross that He was totally – taking away – man having to relate to God based on good and evil – man having to relate to God based on rules, laws and regulations. Even though He was made sin, who knew no sin that we might be made the righteousness of God. What was that joy of the Lord? That He knew that He Himself was making you righteous. “People of God” that is our strength. His joy – He has made you righteous. He has made you holy in His sight. You don’t make yourself holy in His sight. The next time you’re going through with your trials and tribulations, remember what a job it was to Him – to make you the righteousness of God. This is where you get your strength to go through. Sure I agree, it takes a lot out of you at times. It seems like things will never be normal again. But I know that you’ll handle it because you’re one of the “righteousness of God” and “His joy is your strength.”

Dear ones, He endured the cross so you and I wouldn’t have to relate to God anymore through good and evil. Every since man took of the tree of good and evil, we have been relating to God through good and evil.

Here we are 2,000 years after Jesus destroyed all rules, laws and regulations – we’re still relating to God through good and evil. The Bible says be not deceived, God is not mocked, for whatsoever a man soweth, that shall he also reap. For he that soweth to the flesh shall reap corruption – But he that soweth to the Spirit shall reap life everlasting. Now if you understand this, to be work performed by a person, then eternal life is based on your deeds. What is sowing to the flesh? Trying to keep laws, rules and regulations and claiming those promises of God by your performance. Sowing to the flesh is to think you can be made right by your deeds. But he that soweth to the Spirit, what are you doing? When you sow to the Spirit, believe there is one way to righteousness and that’s through the blood of Jesus Christ. In the wisdom of God you have been delivered from the law which frees the heart to receive the love of God – which causes the love of God to change the heart – which causes the heart to fall in love with God – which causes the person to change effortlessly – without struggling to be holy. The only permanent change that will ever come in your life – is effortless change. Otherwise if your heart doesn’t change there will be a struggle to live holy.

In Him,

Dr. L.B. Hughes

Pallbearers

Bill Alston
Theodis Fort
Joe Lovett
Robert Robinson
Monty Shadd
Larry Shaw
Darell Springer
Karl Wright

Honorary Pallbearers

Bishop Joe L. Hughes
Bishop Charles Jordan
Joe Lamar Hughes
Tony Hughes
Reginald Hughes
Dwight Hughes
Durain Hughes
Xzoelvatress (Lamont) Neuriel Divinity

Flower Bearers

Greater Utopian Church

Acknowledgements

The family wishes to acknowledge with sincere appreciation, the love and support through calls, visits, floral tributes, written condolences, prayers and other expressions of kindness and concern. May the Lord bless you, and keep you; The Lord make his face shine upon you, and be gracious unto you; and give you peace.

Special Thank You

Paul Qualls CEO of LifeCare Hospitals of Wisconsin & Staff
Dr. Packman & Dr. Orell Williams of Wheaton Franciscan St Joseph
Dr. Ellen Danto-Nocton of Alexian Village
Dr. Janie Washington of Aurora Sinai Medical Center
Pastor Victor Davis & The Greater Mt. Sinai COGIC Choir

Entombment

Wisconsin Memorial Park
13235 W. Capitol Drive
Brookfield, Wisconsin

Caring Arrangements Entrusted to

New Golden Gate Funeral Home
5665 North Teutonia Avenue
Milwaukee, WI · 414-358-0358

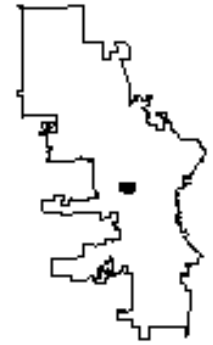
Programs By

Thiel Design
325 East Chicago Street
Milwaukee, WI · 414-271-0775

Photography By

George Bryant · 414-870-6169

ArcIMS HTML Viewer Map



Legend

- Parcels
- Police Stations
- Police Districts
- Streets
- Total Population 2000
 - Less than 2000
 - 2001 - 4000
 - 4001 - 6000
 - 6001 or more

April 13, 2009

To the Public Works Committee

Subject: Common Council Resolution File Number 081606
Honorary Street Name Request
West State Street between North 29th Street
and North 31st Street to Dr. Lucy B. Hughes

Dear Honorable Members:

This letter is in reply to a notice dated March 25, 2009 regarding a request for an honorary street name on West State Street.

Chapter 113-3 of the Milwaukee Code of Ordinances provides the guidelines to consider when reviewing honorary street name requests. The guidelines provided in the code have been reviewed and the following comments are offered.

Dr. Lucy B. Hughes passed away on November 15, 2008. The biography submitted on her behalf explains her community work within the area of the Greater Utopian Church located at 2925 West State Street. She started many ministries including the Prison, Nursing Home and Samaritans Purse. She had numerous roles within the Greater Utopian Church including preacher, teacher, counselor and motivator.

The request to honor Dr. Lucy B. Hughes posthumously with an honorary street name of "Dr Lucy B Hughes" includes 16 letters and spaces. There is not a limit to 13 letters/spaces as with an official street name change request; however, the letters will be a smaller size to fit the standard honorary street sign space.

Two blue honorary street signs are required and will be mounted at both North 29th Street and North 31st Street. The signs will be mounted below the West State Street sign in the east-west orientation at each location. The existing official street signs at each location will remain. The petitioner may choose to furnish the honorary street signs but they must be fabricated to established City guidelines. The City can fabricate the signs at \$50 each. In either case, the City will install the honorary street signs at a cost of \$50 per sign. The petitioner is to deposit \$100 to the City if they furnish the two signs or \$200 if the City fabricates and installs the signs. If a sign needs to be replaced in the future, the City is to be notified of the missing or damaged sign and the petitioner is to cover the cost to fabricate and mount the sign as described above with the initial installation. The City's cost to fabricate and install future signs is subject to change.

To The Public Works Committee
April 13, 2009
Page 2

Provided that the honorary street name request meets the established design criteria and that the Department of Public Works does not incur any costs as a result of this action, we can support this resolution.

Very truly yours,

Jeffrey Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

MGL:slm

Attachment

c: Legislative Reference Bureau

JERRY W MITCHELL
HATTIE M MITCHELL
2902 W STATE ST
MILWAUKEE WI 53208-3421

MARILYNN J WEILAND
2910 W STATE ST
MILWAUKEE, WI 53208

TIMOTHY SCHEID & SHERRY
2903 W STATE ST
MILWAUKEE WI 53208

JOHN W WILLIAMS
EMMA E WILLIAMS
2915 W STATE ST
MILWAUKEE, WI 53208

MICHAEL GALEN STARK
CAROLINA MARIA STARK
2920 W STATE ST
MILWAUKEE, WI 53208

UTOPIAN PENTECOSTAL CHURCH
OF GOD IN CHRIST INC
2925 W STATE ST
MILWAUKEE, WI 53208

TODD R BADOVSKI
ALLYSON D NEMEC
2928 W STATE ST
MILWAUKEE, WI 53208-3421

CHRISTOPHER W MANDEL
JENNIFER B MANDEL
2932 W STATE ST
MILWAUKEE, WI 53208

MARCUS J POWELL
2938 W STATE ST
MILWAUKEE, WI 53208

GREATER UTOPIAN CHURCH
P.O. BOX 100915
MILWAUKEE, WI 53210

CAREN Y RAWLEY
DAVID G RAWLEY
3002 W STATE ST
MILWAUKEE, WI 53208

DAVID J GROSSE
3008 W STATE ST
MILWAUKEE WI 53208

THOMAS E MATTHEWS
3011 W STATE ST
MILWAUKEE, WI 53208

KENNETH E KARR
KRISTEEN K KARR
3022 W STATE ST
MILWAUKEE WI 53208-3421

ROBERT E WEBB JR
SHERRY M TERRELL-WEBB
3028 W STATE ST
MILWAUKEE, WI 53208

VANCAITO D GEORGE
8425 W ALLYN CT
MILWAUKEE, WI 53224

DAVID J GROSSE
3008 W STATE ST
MILWAUKEE, WI 53208

CURRENT OCCUPANT
2904 W STATE ST
MILWAUKEE, WI 53208-3421

CURRENT OCCUPANT
2911 W STATE ST
MILWAUKEE, WI 53208-3422

CURRENT OCCUPANT
2913 W STATE ST
MILWAUKEE, WI 53208-3422

CURRENT OCCUPANT
2917 W STATE ST
MILWAUKEE, WI 53208-3422

CURRENT OCCUPANT
2922 W STATE ST
MILWAUKEE, WI 53208-3421

CURRENT OCCUPANT
2932 W STATE ST
MILWAUKEE, WI 53208-3421

CURRENT OCCUPANT
3002 W STATE ST
MILWAUKEE, WI 53208-3459

CURRENT OCCUPANT
3008 W STATE ST 1
MILWAUKEE, WI 53208-3403

CURRENT OCCUPANT
3008 W STATE ST 2
MILWAUKEE, WI 53208-3403

CURRENT OCCUPANT
3008 W STATE ST 3
MILWAUKEE, WI 53208-3403

CURRENT OCCUPANT
3008 W STATE ST 4
MILWAUKEE, WI 53208-3403

CURRENT OCCUPANT
3008 W STATE ST 5
MILWAUKEE, WI 53208-3403

CURRENT OCCUPANT
3034A W STATE ST
MILWAUKEE, WI 53208-3459

CURRENT OCCUPANT
3034 W STATE ST
MILWAUKEE, WI 53208-3459

CURRENT OCCUPANT
3036 W STATE ST
MILWAUKEE, WI 53208-3459

CURRENT OCCUPANT
3100A W STATE ST
MILWAUKEE, WI 53208-3460

CURRENT OCCUPANT
3100 W STATE ST
MILWAUKEE, WI 53208-3460

ROY CARRERA
MARIA A CARRERA
1028 N 29TH ST
MILWAUKEE, WI 53208

STEVE R JOHNSTON
2843 W STATE ST
MILWAUKEE, WI 53210

JANET L SCHLEE
LARE J SCHLEE
1016 N 29TH ST
MILWAUKEE, WI 53208

MARGARET BUBLITZ
C/O INDIAN COMMUNITY
SCHOOL
3126 W KILBOURN AV
MILWAUKEE, WI 53208

PW FILE NUMBER: 090106

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkowski	Dept. of Public Works-Infrastructure	5/29/09		
Clark Wantoch	Dept. of Public Works-Infrastructure	X		
Jeff Mantes	Commissioner of Public Works	X		
Jeff Polenske	City Engineer	X		
Ald. Coggs		X		
Ald. Wade		X		
Ald. Murphy		X		
Ald. Dudzik				



**Citizen advisory Committee on the Naming
of Public Buildings, Facilities and Streets**

CHAIR
RICHARD J. CECIL

MEMBERS
Clayborn Benson III, Richard F. Cimpl, John Gurda,
Stanley Gwiazdowski, Reuben K. Harpole and Carrie Fix

City Hall, Room 205, 200 E. Wells St., Milwaukee, WI 53202 | (414) 286-2221 | FAX (414) 286-3456

May 28, 2009

To the Honorable Committee on
Public Works

Dear Committee Members:

On May 28, 2009, the Citizen Advisory Committee on the Naming of Public Buildings, Facilities and Streets met to discuss Common Council File Number 081606 - Substitute resolution assigning the honorary street name, "Dr. Lucy B. Hughes," to West State Street from North 29th to North 31st Street in the 4th Aldermanic District.

Based on the information provided, the Citizen Advisory Committee recommended approval of the proposed resolution and moved that it be forwarded to the Public Works Committee for its consideration.

Sincerely,

Richard J. Cecil, Chair
Citizen Advisory Committee on the Naming
of Public Buildings, Facilities and Streets

Attachment
RJC:TJM



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081557

File ID: 081557

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 03/03/2009

File Name:

Final Action:

Title: Substitute resolution granting a special privilege to Marquette University for a security camera on a city light pole and associated conduit in the public right-of-way for the premises at 1818 West Canal Street, in the 12th and 8th Aldermanic Districts.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note ,Special Privilege Petition and Drawing
,Letter from Department of Public Works ,Map
Output ,Hearing Notice List

Enactment Number:

Drafter: dkf

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	03/03/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	PUBLIC WORKS COMMITTEE	03/04/2009	REFERRED TO	DEPARTMENT OF PUBLIC WORKS	04/03/2009		
	Action Text:		This Resolution was REFERRED TO to the DEPARTMENT OF PUBLIC WORKS due back on 4/3/2009				
1	CITY CLERK	05/28/2009	DRAFT SUBMITTED				
	Action Text:		This Resolution was DRAFT SUBMITTED				
1	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081557

..Number
081557
..Version

SUBSTITUTE 1

..Reference

..Sponsor

THE CHAIR

..Title

Substitute resolution granting a special privilege to Marquette University for a security camera on a city light pole and associated conduit in the public right-of-way for the premises at 1818 West Canal Street, in the 12th and 8th Aldermanic Districts.

..Analysis

This resolution grants a special privilege to Marquette University for a security camera on a city light pole mounted to the east parapet wall of the 16th Street Viaduct and associated conduit attached to and crossing under the 16th Street Viaduct for the premises at 1818 West Canal Street.

..Body

Whereas, Marquette University is requesting permission to install a security camera on a city-owned light pole in order to increase security for its stairwell adjacent to the 16th Street Viaduct; and

Whereas, Marquette University will also be installing conduit which will be attached to the underside of the 16th Street Viaduct in order to provide communications cabling and electrical power to the camera; and

Whereas, Said camera and conduit may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Marquette University, PO Box 1881, Milwaukee, WI 53201 is hereby granted the following special privileges:

1. To install and maintain a security camera attached to a city-owned light pole atop the 16th Street Viaduct. Said light pole is centered approximately 115 feet north of the northline of West Canal Street and is attached to the east parapet wall of the 16th Street Viaduct. The camera will be mounted to the light pole at an elevation of 15 feet above the Viaduct deck.
2. To construct and maintain a ¾-inch PVC conduit attached to and under the 16th Street Viaduct for the purpose of providing the security camera of Item #1 with electrical power and communications cabling. Said conduit will commence at a point approximately 115 feet north of the northline of West Canal Street at a city-owned light pole atop the east parapet wall of the 16th Street Viaduct. The conduit will run down the side of the light pole and under the bridge deck going north 25 feet where it will extend west to a bridge support column, down said column to the top of the bridge pier. The conduit will continue west across the bridge pier and, at the end of the pier, will drop down into the ground and will extend 14 feet to the west to the westline of North 16th Street. Total length of said conduit will be approximately 135 feet.

Said items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Marquette University, shall:

Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least \$25,000 covering bodily injury to any one person and \$50,000 covering bodily injury to more than one person in any one accident and \$10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured.

The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

Pay to the City Treasurer an annual fee, which has an initial amount of \$150.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

..Requestor

Department of Public Works

..Drafter

Infrastructure Services Division

MDL: ns

May 21, 2009

081557

CITY OF MILWAUKEE FISCAL NOTE

A) DATE May 21, 2009

FILE NUMBER: 081557

Original Fiscal Note Substitute

SUBJECT: Substitute resolution granting a special privilege to Marquette University for a security camera on a city light pole and associated conduit in the public right-of-way for the premises at 1818 West Canal Street.

B) SUBMITTED BY (Name/title/dept./ext.): **JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400**

- C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

- D) CHARGE TO: DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		\$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			\$2.77/4.04	\$150.00	
TOTALS				\$150.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Annual Fee (Income) \$150.00
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Annual Cost Billing - \$2.77/4.04
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

PETITION FOR A SPECIAL PRIVILEGE

SP 2457

\$250.00 Publication Fee
Must Accompany This Petition
SUBMIT PETITION IN DUPLICATE

March 1, 2009

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Marquette University
(Name of Individual, Partner, Corporation or LLC)

being the owners of the following property known by street address as 1818 W Canal St (33)
(Street Address and Zip Code)

in the 408 Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

placing a camera on top of light pole E216 on 16th st
(Here describe the privilege)
viaduct (B4055086 unit 13 HS 20-44). conduit for camera
will run down side of bridge to base below across base
to our property 1818 W Canal.

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, to furnish a bond and pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of \$25,000.00/\$50,000.00 bodily injury, and \$10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Thomas P. Ganey
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: [Handwritten Signature]
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Marquette University
(If applicable, as shown above)

Mailing Address (If different than property address above): P.O. Box 1881

City: Milwaukee State: WI Zip: 53201

Telephone: 414-288-7335 E-Mail: hathlean.hugi@marquette.edu

Architect/Engineer/Contractor (If Applicable)

Name: _____

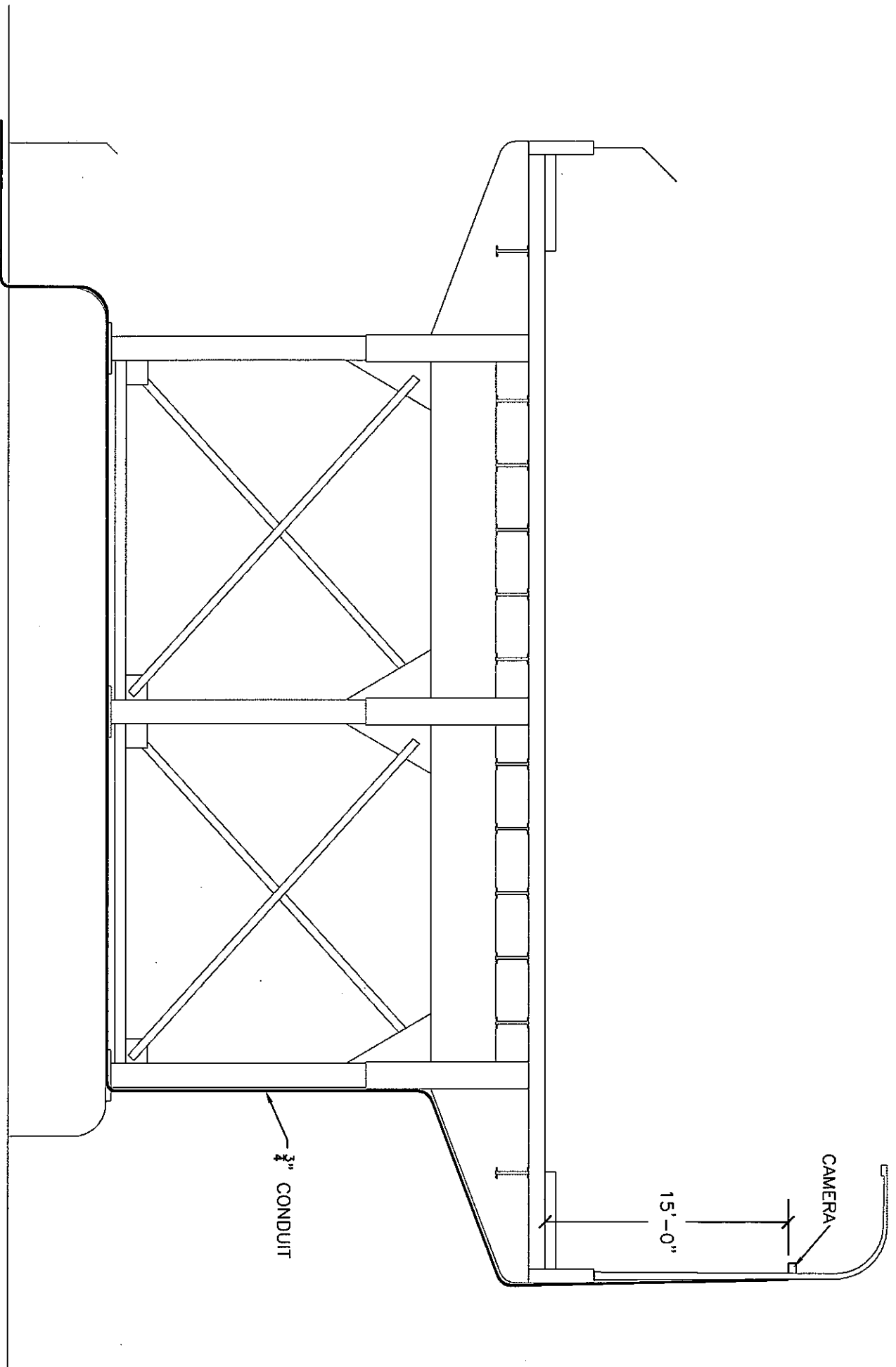
Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

**FILE WITH CITY CLERK LICENSE DIVISION ROOM 105, CITY HALL, 200 EAST WELLS STREET, 414-286-2238.
Make check payable to "City of Milwaukee".**

CITY OF MILWAUKEE
2009 MAR -3 AM 8:25
RONALD D. LEONHARDT
CITY CLERK



16TH ST. VIA DUCT CAMERA DETAIL

May 21, 2009

To the Public Works Committee

Subject: Common Council Resolution File Number 081557

Dear Honorable Members:

Returned herewith is the Common Council Resolution File Number 081557, granting a special privilege to Marquette University for a security camera on a city light pole and associated conduit in the public right-of-way for the premises at 1818 West Canal Street.

Marquette University wants to increase security for its stairway abutting the west side of the 16th Street Viaduct and is requesting permission to install a security camera. The camera will be mounted 15-feet above the adjacent bridge deck to a city-owned light pole, which is attached to the east parapet wall of the 16th Street Viaduct at a point approximately 115 feet north of West Canal Street. In addition to the camera, Marquette University is also requesting permission to install conduit for electrical and communications cabling for the camera. The ¾-inch PVC conduit will commence at the aforementioned camera, extend down to the underside of the viaduct structure, then 25 feet to the north, then down to the top of a bridge pier where the conduit will extend west across North 16th Street. At the west end of the bridge pier, the conduit will enter the ground and extend west onto private property.

We are not aware that the presence of said items will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow said items to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

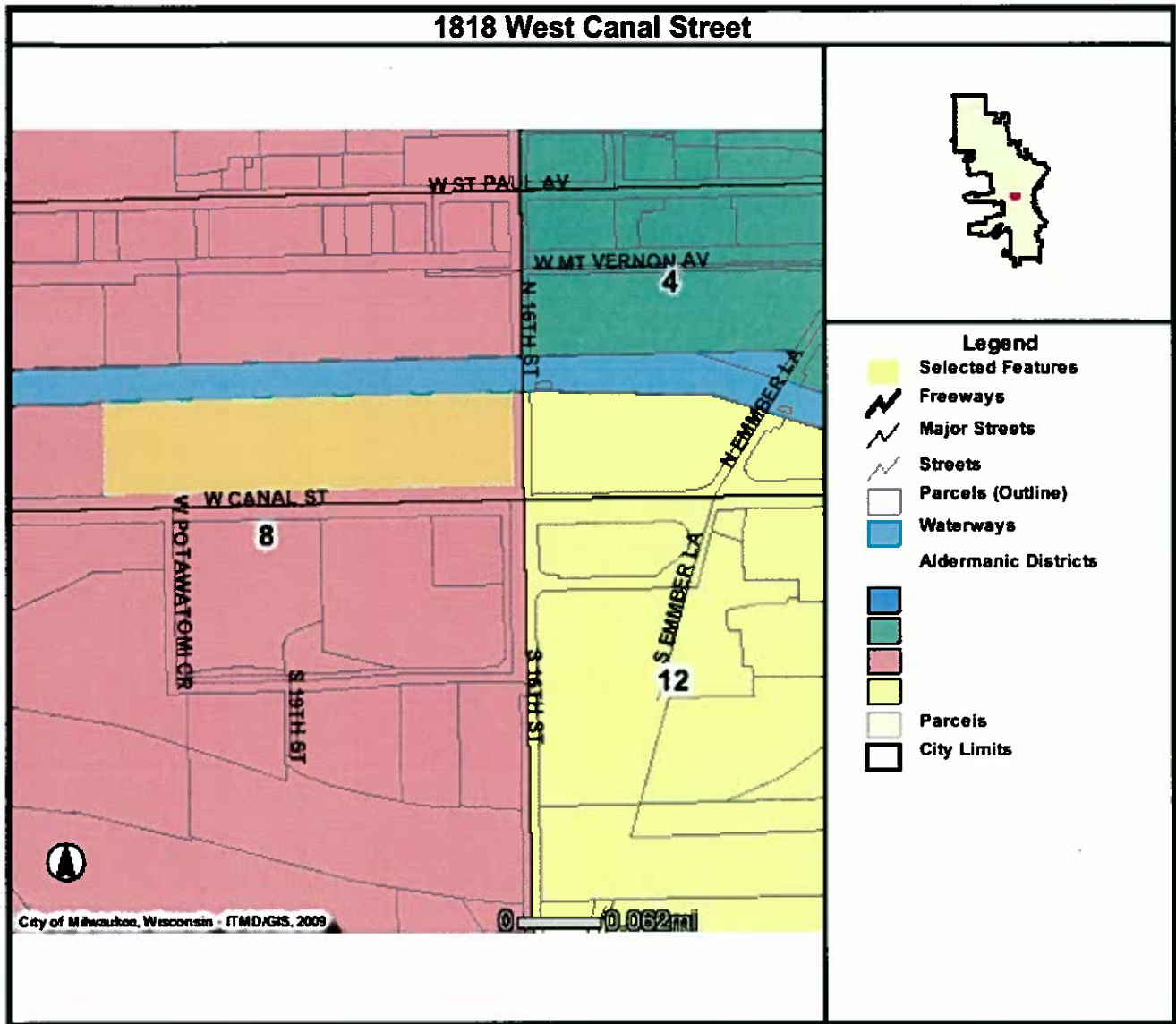
Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns

Attachment

c: Alderman Robert Donovan
Alderman James Witkowiak





City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 081605

File ID: 081605

Type: Resolution

Status: In Committee

Version: 1

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 03/25/2009

File Name:

Final Action:

Title: Substitute resolution granting a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street, in the 12th Aldermanic District.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Fiscal Note ,Special Privilege Petition and Drawing
,Letter from the Department of Public Works ,Map
Output ,1601 W. Becher St. - photo ,Hearing Notice
List

Enactment Number:

Drafter: dkf

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	03/25/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text:		This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE				
0	PUBLIC WORKS COMMITTEE	03/26/2009	REFERRED TO	DEPARTMENT OF PUBLIC WORKS	04/24/2009		
	Action Text:	This Resolution was REFERRED TO to the DEPARTMENT OF PUBLIC WORKS due back on 4/24/2009					
1	CITY CLERK	05/28/2009	DRAFT SUBMITTED				
	Action Text:	This Resolution was DRAFT SUBMITTED					
1	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
1	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 081605

..Number
081605

..Version

SUBSTITUTE 1

..Reference

..Sponsor

THE CHAIR

..Title

Substitute resolution granting a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street, in the 12th Aldermanic District.

..Analysis

This resolution grants a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street.

..Body

Whereas, Ramon Arteaga, the applicant, is working to remove contamination from his property that was caused by a leaking underground storage tank; and

Whereas, As part of the remediation, the applicant, is being asked to install a monitoring well in the public right-of-way by the Wisconsin Department of Natural Resources; and

Whereas, Said monitoring well may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Ramon Arteaga, 1601 West Becher Street, Milwaukee, WI 53204 is hereby granted the following special privilege:

To construct and maintain an 8-inch diameter monitoring well in the east, 13-foot wide sidewalk area of South 16th Street. Said monitoring well is centered approximately 86 feet south of the southline of West Becher Street and 8 feet west of the eastline of South 16th Street.

Said monitoring well shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said monitoring well shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Ramon Arteaga, shall:

Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least \$25,000 covering bodily injury to any one person and \$50,000 covering bodily injury to more than one person in any one accident and \$10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

Pay to the City Treasurer an annual fee, which has an initial amount of \$35.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall

be entitled to no damages due to the alteration and/or removal for such purposes.

Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

..Requestor

Department of Public Works

..Drafter

Infrastructure Services Division

MDL:ns

May 18, 2009

081605

CITY OF MILWAUKEE FISCAL NOTE

A) DATE May 18, 2009

FILE NUMBER: 081605

Original Fiscal Note Substitute

SUBJECT: Substitute resolution granting a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENT ACCOUNT(DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		\$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			\$2.77/4.04	\$35.00	
TOTALS				\$35.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Annual Fee (Income) \$35.00
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Annual Cost Billing - \$2.77/4.04
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:
Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:
Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

\$250.00 Publication Fee
Must Accompany This Petition
SUBMIT PETITION IN DUPLICATE

~~February 6~~ .2009
March 10

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Arteaga's Auto / Ramon Arteaga
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1601 W. Becher St. (15)
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

perform activities associated with monitoring well on sidewalk along 16th St. next to building with address of 1575 W. Becher St.
(Here describe the privilege)

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, to furnish a bond and pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of \$25,000.00/\$50,000.00 bodily injury, and \$10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Arteaga's Auto / Ramon Arteaga
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: Ramon Arteaga SOLE PROPRIETOR P.A
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: _____
(If applicable, as shown above)

Mailing Address (If different than property address above): _____

City: _____ State: _____ Zip: _____

Telephone: 414-643-1137 E-Mail: _____

Architect/Engineer/Contractor (If Applicable)

Name: Environmental & Safety Consultants, LLC

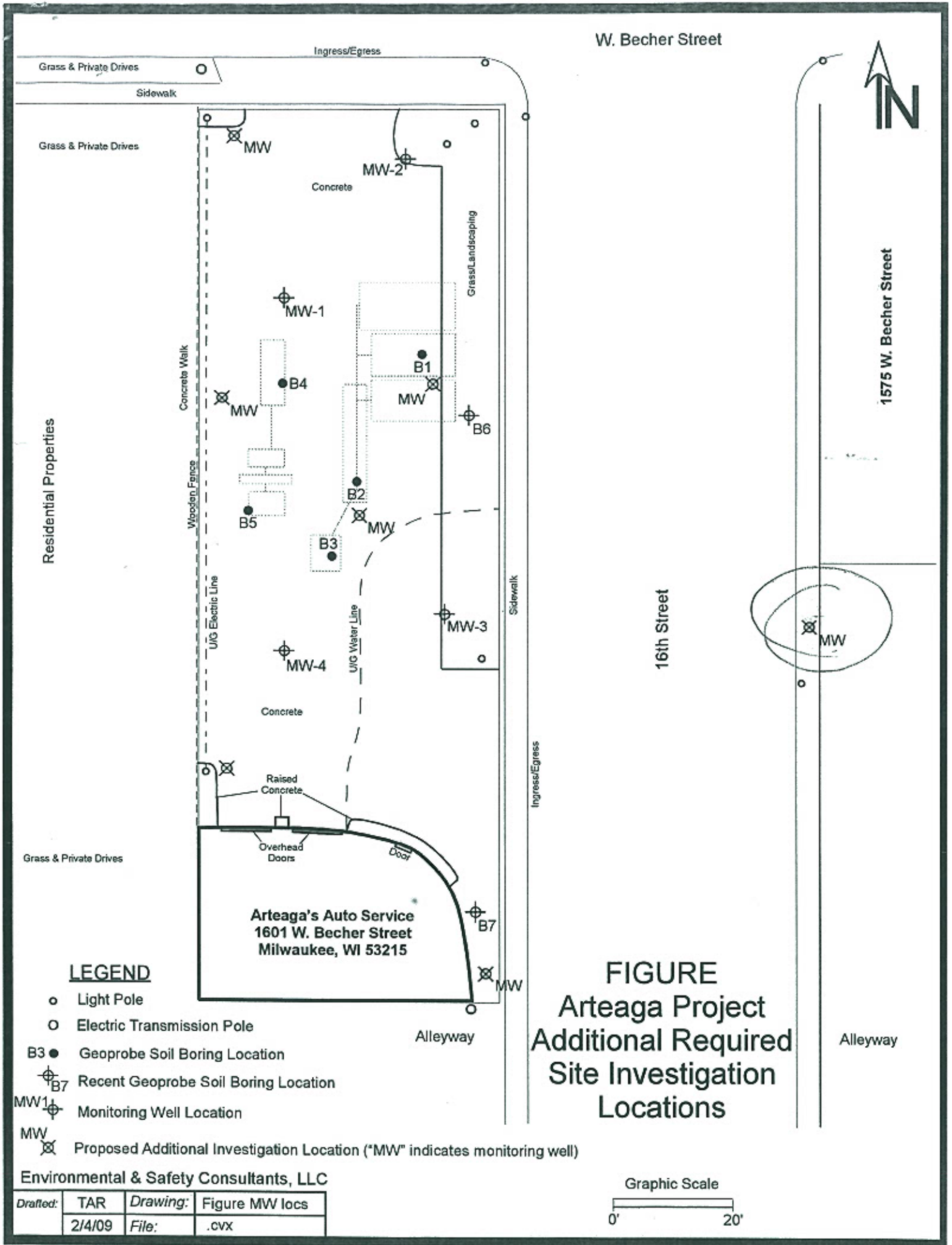
Address: P.O. Box 1117

City: West Bend State: WI Zip: 53095

Telephone: 414-531-9361 E-Mail: trickey@esconsultant.ca

FILE WITH CITY CLERK LICENSE DIVISION ROOM 105, CITY HALL, 200 EAST WELLS STREET, 414-286-2238.
Make check payable to "City of Milwaukee".

CITY OF MILWAUKEE
2009 MAR 12 AM 8:03
RONALD D. LEONHARD
CITY CLERK



W. Becher Street



1575 W. Becher Street

16th Street

Alleyway

FIGURE
Arteaga Project
Additional Required
Site Investigation
Locations

Grass & Private Drives

Sidewalk

Ingress/Egress

Grass & Private Drives

Concrete

Grass/Landscaping

Residential Properties

Concrete Walk

Wooden Fence

UG Electric Line

UG Water Line

Sidewalk

Ingress/Egress

Grass & Private Drives

Concrete

Raised Concrete

Overhead Doors

Door

Arteaga's Auto Service
1601 W. Becher Street
Milwaukee, WI 53215

Alleyway

LEGEND

- Light Pole
- Electric Transmission Pole
- B3 ● Geoprobe Soil Boring Location
- ⊕_{B7} Recent Geoprobe Soil Boring Location
- MW1 ⊕ Monitoring Well Location
- MW ⊗ Proposed Additional Investigation Location ("MW" indicates monitoring well)

Environmental & Safety Consultants, LLC

Drafted:	TAR	Drawing:	Figure MW locs
	2/4/09	File:	.cvx

Graphic Scale



May 18, 2009

To the Public Works Committee

Subject: Common Council Resolution File Number 081605

Dear Honorable Members:

Returned herewith is the Common Council Resolution File Number 081605, granting a special privilege to Ramon Arteaga for a monitoring well in the public right-of-way for the premises at 1601 West Becher Street.

The applicant, under the direction of the Wisconsin Department of Natural Resources, is conducting an environmental remediation of his property at 1601 West Becher Street. As part of the environmental remediation, that applicant is requesting permission to install a monitoring well in the east sidewalk area of South 16th Street in order to determine the extent of any contamination that may be located within the public right-of-way. The monitoring well, which has been installed, is located within the paved public and is flush with the sidewalk pavement.

We are not aware that the presence of said monitoring well will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow said monitoring well to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

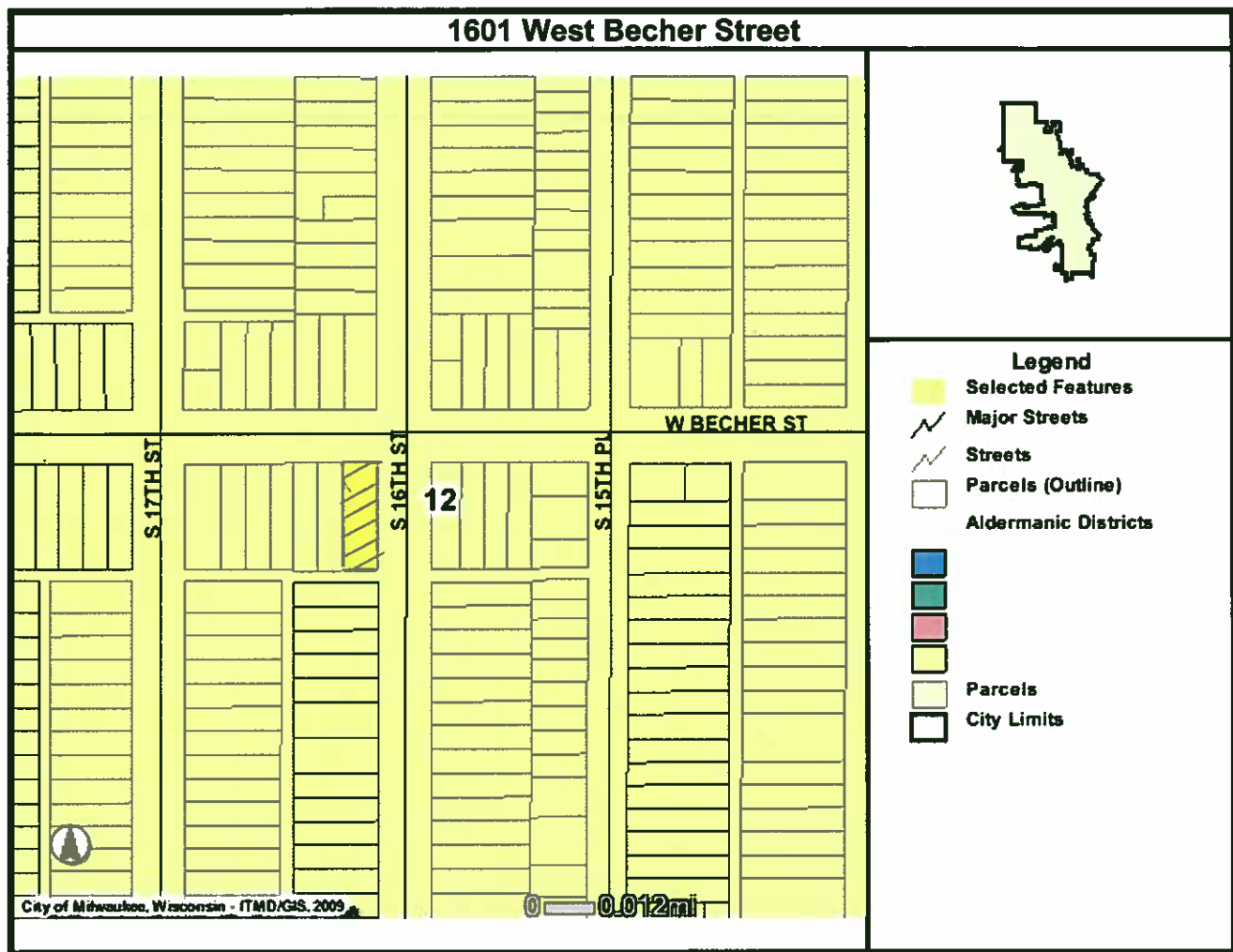
Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns

Attachment

c: Alderman James Witkowiak





CCF 081605 1601 W Becher St 4-21-2009
Looking N towards Becher St at monitoring
well in E sidewalk area of S 16th St.



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090104

File ID: 090104

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution authorizing the execution of an agreement with MillerCoors, LLC for the installation, operation, and maintenance of two new electronic traffic control signs on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street in the 10th and 15th Aldermanic Districts, total cost is \$2,000.00, which is all grantor funds.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Agreement ,Comptroller's
Certification ,Hearing Notice List

Enactment Number:

Drafter: rwb

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090104

..Number

090104

..Version

Original

..Reference

..Sponsor

THE CHAIR

..Title

Resolution authorizing the execution of an agreement with MillerCoors, LLC for the installation, operation, and maintenance of two new electronic traffic control signs on West State Street approximately 825 feet

east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street in the 10th and 15th Aldermanic Districts, total cost is \$2,000.00, which is all grantor funds.

..Analysis

This resolution authorizes the Commissioner of Public Works to install and enter into funding agreements for two electronic traffic signs along State Street in what is known as Miller Valley. Full funding is provided by MillerCoors, LLC. One traffic sign will be installed on West State Street approximately 825 feet east of North 45th Street in the 10th Aldermanic District and one traffic sign will be installed on West State Street approximately 125 feet west of North 38th Street in the 15th Aldermanic District, total cost is \$2,000.00, which is all grantor funds..

..Body

Whereas, MillerCoors owns properties on both sides of West State Street in Miller Valley which includes several signalized and non-signalized intersections and a variety of driveways and access points which experience both heavy motor vehicle traffic and daily pedestrian traffic consisting of employees, visitors and guests of MillerCoors; and

Whereas, MillerCoors approached the City with a request for actions to control the vehicular speeds in Miller Valley; and

Whereas, Two new electronic signs along West State Street in Miller Valley that measure and display a vehicle's travel speed with a static speed limit sign to test the technology and determine their effectiveness in controlling vehicle speeds; and

Whereas, That due to the characteristics of Miller Valley, including but not limited to the geometry, sight lines and the number of visitors walking the sidewalks during tours, the City will install and maintain the electronic signs with all associated costs paid for by MillerCoors as set forth in the attached agreement; and

Whereas, One sign is proposed to be installed on West State Street approximately 825 feet west of North 45th Street for eastbound traffic and one sign is proposed to be located on West State Street approximately 125 feet west of North 38th Street for westbound traffic; and

Whereas, The signs and all related equipment will be provided by MillerCoors; and

Whereas, The total estimated combined installation cost is \$2,000, 100 percent of which is being provided by MillerCoors and this amount is not included in Division accounts, and should be earmarked for this project in the 2009 Capital Grant and Aids Projects Fund Project/Grant Number SP032090100; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works be and hereby is directed to execute the agreement with MillerCoors pertaining to the cost participation for the installation, operation, and maintenance of two new electronic traffic control signs on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street, a copy of which is attached to this Common Council Resolution File, and is incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That upon approval of this agreement, the Commissioner of Public Works is authorized to install two new electronic traffic control signs on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street; and, be it

Further Resolved, That upon approval of these agreements, the City Comptroller is hereby authorized to create within the Capital Grant and Aid Projects fund the appropriate Project/Grant Chartfield Value for this project; and transfer to these accounts the amount required under the agreement and City accounting policy.

Location:

West State Street approximately 825 feet east of North 45th Street and
West State Street approximately 125 feet west of North 38th Street

Grantor Share Estimated Cost \$2,000
Project/Grant Number SP032090100

Previously Authorized for Traffic Control Improvements-\$0.00
Current Estimated Cost of the Total Project Including this Resolution-\$2,000.00
Original Estimated Cost of the Total Project -\$2,000.00

Total Estimated Cost \$2,000
..Requestor
Department of Public Works
..Drafter
Infrastructure Services Division
RWB: ns
May 14, 2009

May 13, 2009

To the Honorable, the Common Council

Subject: New Electronic Traffic Signs Installation at
West State Street approximately 825 feet east of North 45th Street and
West State Street approximately 125 feet west of North 38th Street

Dear Council Members:

Attached is a resolution pertaining to the installation of two new electronic traffic signs at West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street in the 10th and 15th Aldermanic Districts.

One hundred percent of the funding for the installation, operation and maintenance of these traffic signs will be provided by MillerCoors, LLC.

This resolution allows the Commissioner of Public Works to enter into an agreement with MillerCoors, LLC for the funding of the installation, operation and maintenance of the traffic signs. It also authorizes the installation of the traffic signs and the creation of the grant accounts for the funding.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns

Attachment

c: Honorable Michael Murphy
Honorable Willie L. Hines, Jr.

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: May 14, 2009

FILE NUMBER:

Original Fiscal Note Substitute

SUBJECT: Resolution authorizing the execution of an agreement with MillerCoors, LLC for the installation, operation, and maintenance of two new electronic traffic control signs on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street in the 10th and 15th Aldermanic Districts, total cost is \$2,000.00, which is all grantor funds..

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENTAL ACCOUNT (DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032090100	\$2,000	\$2,000	
TOTALS:			\$2,000	\$2,000	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input checked="" type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

All Operation and Maintenance to be funded by MillerCoors.

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Past Experience

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

TRAFFIC CONTROL AGREEMENT
WEST STATE STREET APPROXIMATELY 825 FEET EAST OF NORTH 45TH STREET
AND
WEST STATE STREET APPROXIMATELY 125 FEET WEST OF NORTH 38TH STREET

THIS AGREEMENT is made and entered into by and between the City of Milwaukee, hereinafter called "City", a municipal corporation, and MillerCoors, LLC, hereinafter called "MillerCoors", its successors and assigns, relating to the design, installation, construction, operation, and maintenance of the traffic control signs and related traffic control facilities on West State Street approximately 825 feet east of North 45th Street and on West State Street approximately 125 feet west of North 38th Street, hereinafter called "Locations".

NOW, THEREFORE, in consideration of the mutual promises of each entity made to the other, the fulfillment of the terms and conditions, agreements, and understanding hereinafter set forth,

IT IS MUTUALLY AGREED by and between the parties that:

The traffic control signs are to be designed, constructed, operated, and maintained at the Locations.

CONDITIONS OF THIS AGREEMENT ARE TO BE AS FOLLOWS:

I. The City of Milwaukee hereby agrees:

- (a) That it will, through its Public Works Department and other appropriate and necessary agents of the City, install traffic control signs and related traffic control facilities at the Locations with all costs paid by MillerCoors.
- (b) That it will facilitate routine maintenance responsibility for the entire traffic control sign installation and that it will bill MillerCoors annually for the cost of said maintenance.
- (c) That it will provide all necessary repairs and replacements to equipment that fails to function properly as a result of normal wear and deterioration and that it will bill MillerCoors annually for the cost of said necessary repairs and replacements.
- (d) That it will provide all necessary repairs and replacements to equipment damaged by accident, vandalism, or acts of God, and that it will bill MillerCoors annually for the cost of said repairs and replacements.
- (e) That it will make any necessary equipment additions or revisions deemed necessary by changed laws, changed traffic conditions, or changed Location geometry, and will bill MillerCoors for the cost of said additions and revisions.

- (f) In the event that the total design and construction costs are less than the initial deposit, it will refund the difference to MillerCoors.
- (g) That the City has full authority to discontinue on either a temporary or permanent basis any traffic control facilities and to remove said facilities, in the event that the operation of MillerCoors ceases near these Locations.

II. MillerCoors hereby agrees:

- (a) That it will pay for the total cost of the design and construction of traffic control signs and related facilities at the Locations. The estimated cost of design and construction is to be deposited with the City in advance of the design and construction of the signs. In the event that the total design and construction costs exceed the deposit, it will pay the difference after billing by the City.
- (b) That it understands that the traffic control signs will be solar powered on their request, and as such, the operation of the signs is dependent on the effectiveness of the solar panel. If it is deemed that the solar power is insufficient, any cost associated with modifying the installation, whether to remove the installation or to hard-wire electrical service, will be the responsibility of MillerCoors.
- (c) That the City is to perform routine maintenance for the entire traffic control sign installation as indicated in Section I. (c), necessary repairs and replacements to all traffic control sign equipment which fails to function as indicated in Section I. (d), necessary repairs and replacements to all traffic control sign equipment which is damaged as indicated in Section I. (e) and any necessary equipment additions or revisions as indicated in Section I. (f). and it will pay the reasonable costs of any such repairs and replacements within 60 days after receiving the invoice from the City.
- (d) That the City is to perform all work related to the operation of the traffic control signs at the Locations, including engineering.
- (e) That it agrees to promptly notify the City through its Public Works Department (at the phone numbers listed below), of any damage, lamp outage, lens breakage, or seeming malfunction of the traffic control sign equipment or related traffic control facilities.

Canal Street Shop – 286-3687
Engineering Office – 286-3232

- (f) That the City shall operate and adjust the traffic control signs in such a manner as to best meet prevailing traffic conditions determined by the City of Milwaukee through its Public Works Department.
- (g) That it will pay the annual cost of the traffic sign maintenance and operation as described in Section I. (b) to I. (e).
- (h) That the City shall request layouts of MillerCoors' underground structure and facilities before performing work of such a nature that existing underground facilities must be avoided. The City shall be required to take precautionary measures to avoid damage to such underground facilities. MillerCoors shall supply the City with a complete record of the existing underground material structure at the Locations and any change or revision thereto as may take place in the future.

III. Ownership and Responsibility

After the design and construction work outlined in this agreement is completed, all of the materials installed shall become the property of the City.

IV. Notice

The City shall endeavor to promptly notify MillerCoors of any information that that the City has with respect to damage, routine downtime or seeming malfunction of the traffic control signs and facilities as follows:

Facilities Director Douglas Grelk – (414) 931-2402

MillerCoors shall endeavor to promptly notify the City through its Public Works Department of any damage, outage or seeming malfunction of the traffic control signs and facilities as follows:

Canal Street Shop – (414) 286-3687

V. Payments

All payments due under this agreement shall be paid within sixty (60) days after receipt of an invoice with appropriate back-up evidence of the same.

VI. Liability

Each party agrees to indemnify, defend and save harmless the other, as well as their officers, directors, employees and agents, from, and against any and all liability for injuries or damages to persons or property arising out of their own performance or failure to perform the provisions of this Agreement.

VII. Insurance

MillerCoors may elect to include the equipment constituting the traffic control signs and facilities owned by the City in insurance coverage maintained by MillerCoors for MillerCoors' own facilities and may, with respect to the traffic control signs and facilities at the Locations, name the City as an additional named insured, as interest may appear.

VIII. Duration

This Agreement shall continue and be in force indefinitely unless terminated on six (6) months written notice by either agency to the other.

This agreement supersedes, rescinds, and replaces any and all previous agreements which may have been entered into by the City and MillerCoors regarding the design, construction, operation and maintenance of traffic control signs and related traffic control facilities at the Locations.

IN WITNESS WHEREOF, the undersigned on behalf of the City of Milwaukee affix their hands and seals this ____ day of _____, 2009.

CITY OF MILWAUKEE

COMMISSIONER OF PUBLIC WORKS

IN WITNESS WHEREOF, the undersigned on behalf of MillerCoors affix their hands and seals this ____ day of _____, 2009.

MillerCoors

KAL:lja

**Capital Grant Resolution Certification from the
Comptroller's Office**

The Comptroller's Office has reviewed Common Council Resolution File No. 070107 for agreement with MillerCoors LLC traffic control signs on W State St (Grantor Share \$2,000 City share \$0) and approved the resolution as to:

- Sufficiency of funds
- Funding sources (per estimated **grant funding agreement**)
- Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: *C. Winicki*

Date: 5/21/09



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090122

File ID: 090122

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District at a total estimated cost of \$17,964.28, with an estimated grantor share of \$16,167.85, and an estimated City share of \$1,796.43.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Agreement ,Comptroller's
Certification ,Hearing Notice List

Enactment Number:

Drafter: rwb

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090122

..Number

090122

..Version

Original

..Reference

..Sponsor

THE CHAIR

..Title

Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the

installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District at a total estimated cost of \$17,964.28, with an estimated grantor share of \$16,167.85, and an estimated City share of \$1,796.43.

..Analysis

This resolution authorizes the Commissioner of Public Works and Comptroller to enter into a funding agreement with the Wisconsin Department of Transportation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District at a total estimated cost of \$17,964.28, with an estimated grantor share of \$16,167.85, and an estimated City share of \$1,796.43, and to install these improvements upon execution of the agreement. This resolution also authorizes the Comptroller to establish and transfer funds to the appropriate accounts for the project.

..Body

Whereas, The Common Council of the City of Milwaukee authorized execution of a Project Agreement for the installation traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street under the 2009 Highway Safety Improvement Program (HSIP) under File Number 071689; and

Whereas, The Surface Transportation Program provides cost participation for the construction of traffic control signal improvements in conjunction with Federal/State Aid under the 2009 HSIP; and

Whereas, The HSIP is intended to reduce the number and severity of vehicle and pedestrian crashes; and

Whereas, Traffic signal improvements proposed to be implemented under this project include the installation of mast arm mounted traffic signals for both directions of traffic on West Lincoln Avenue; and

Whereas, The total estimated cost of this project is \$17,964.28 for the installation of traffic signal improvements; and

Whereas, Ten percent of the participating costs, or \$1,796.43, is not reimbursable and is included in the Division's 2009 Capital Purpose Project/Grant Number ST320090000; and

Whereas, Ninety percent of the participating costs, or \$16,167.85, is reimbursable from the Wisconsin Department of Transportation (WISDOT), and should be earmarked for this project in the 2009 Capital Grant and Aids Projects Fund Project/Grant Number SP032090100; and

Whereas, The State cannot proceed with any project cost overruns and/or changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, The Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any such project cost overruns and/or changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to enter into a funding agreement and are directed to execute the contract with WISDOT for the installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street with unit prices based on a predetermined estimate prepared under the Federal/State aided highway program, a copy of which is attached to this resolution, and is incorporated into this resolution as though set forth in full; and, be it

Further Resolved, That upon approval of this contract, the Commissioner of Public Works is directed to install traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street; and,

be it

Further Resolved, That upon approval of this contract, the City Comptroller is hereby authorized to create within the Capital Grant and Aid Projects Fund the appropriate Project/Grant Chartfield Value for this project; and transfer to these accounts the amount required under the agreement and City accounting policy, but not to exceed a ten percent increase of the total amounts reserved for the grantor's share and local share or \$5,000, whichever is greater as follows:

Location:

Project I.D.-2110-05-90

West Lincoln Avenue and South 35th Street Intersection

City of Milwaukee Share

Fund Number-0333

Project/Grant Number-ST320090000

\$1,796.43

Grantor Reimbursable Cash - Traffic Control

Fund Number-0306

Project/Grant Number-SP032090100

\$16,167.85

Total-\$17,964.28

Previously Authorized for Traffic Control Improvements-\$0.00

Current Estimated Cost of the Total Project Including this Resolution-\$17,964.28

Original Estimated Cost of the Total Project (Common Council Resolution File Number 071689)

-\$60,000.00

..Requestor

Department of Public Works

..Drafter

Infrastructure Services Division

RWB: ns

May 18, 2009

May 18, 2009

To the Honorable, the Common Council

Subject: 2009 Highway Safety Improvement Program
West Lincoln Avenue and South 35th Street

Dear Council Members:

The 2009 Capitol Improvement Program includes the installation of traffic signal improvements at the subject intersection under the 2009 Highway Safety Improvement Program (HSIP). These improvements include the installation of mast arm mounted traffic signals for West Lincoln Avenue.

The total estimated cost of the project is \$17,964.28. Ninety percent of the total cost, or \$16,167.85, will be funded by the Wisconsin Department of Transportation (WISDOT). The local share, or \$1,796.43, will be provided through the Division's existing Capital Improvement Program.

We have, therefore, prepared the attached resolution, which authorizes the Commissioner of Public Works and Comptroller to execute a Local Force Account (LFA) – Local contract with WISDOT that allows City forces to install traffic signal improvements under the 2009 HSIP at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns
Attachment
c: Honorable Joseph Dudzik

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: May 18, 2009

FILE NUMBER:

Original Fiscal Note Substitute

SUBJECT: Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Lincoln Avenue and South 35th Street in the 11th Aldermanic District at a total estimated cost of \$17,964.28, with an estimated grantor share of \$16,167.85, and an estimated City share of \$1,796.43.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
 NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO: DEPARTMENTAL ACCOUNT (DA) CONTINGENT FUND (CF)
 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
 PERM. IMPROVEMENT FUNDS (PIF) GRANT & AID ACCOUNTS (G & AA)
 OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032090100	\$16,167.85	\$16,167.85	
	Capitol Project Funds	ST320090000	\$1,796.43	\$0.00	
TOTALS:			\$17,964.28	\$16,167.85	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input checked="" type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Expenditures \$17,964.28	Revenue \$16,167.85
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS		
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS		

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Unit Prices

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

CONTRACT FOR CONSTRUCTION

Local Force Account

Wisconsin Department of Transportation
DT2056 7/2005

Project ID 2110-05-90	Contract Amount \$17,964.28	Contract between WDOT and Local Governmental Unit <input checked="" type="checkbox"/> Municipality
Road Name W. Lincoln Av. - Intersection with S. 35 th St.		<input checked="" type="checkbox"/> City of Milwaukee <input type="checkbox"/> Village of <input type="checkbox"/> Town of
Highway	County - Where Work Performed Milwaukee	<input type="checkbox"/> County - Who is doing the work
<input type="checkbox"/> Work on STH System - SHR Funded (CEF to BHO, Contract to BHO)		<input checked="" type="checkbox"/> Work on Local Units System (CEF to DTSD Region, Contract to BPD)
<input type="checkbox"/> Work on STH System - Non-SHR Funded (CEF to BHO, Contract to BHO)		<input type="checkbox"/> Work on Another Local Units System (CEF to DTSD Region, Contract to BPD)
Type of Work Traffic Signal Improvements		
Approximate Start Work Date August 1, 2009	Approximate Stop Work Date December 31, 2010	

This contract is made and entered into by and between the Wisconsin Department of Transportation, designated the "Department", and the above-identified county or municipality, designated the "Local Governmental Unit", represented by its designees for constructing the above-specified project. The Department finds and determines that it is more feasible and advantageous for highway purposes to construct the identified project with the Local Governmental Unit's organization, forces, and equipment. The Department and Local Governmental Unit mutually agree to the provisions on the attached pages, which are made a part of this contract.

Recommended for Approval

For County or Municipality

(Name) Jeffrey J. Mantes (Date)

(Title) Commissioner of Public Works

(Name) W. Martin Morics (Date)

(Title) Comptroller

(Name) (Date)

(Title)

(Name) (Date)

(Title)

For Wisconsin Department of Transportation

(Regional Director) (Date)

Approved for the State of Wisconsin

(Contract Specialist) (Date)

(Director of Project Development) (Date)

(Governor of Wisconsin) (Date)

The Local Governmental Unit agrees to construct the described project in accordance with the requirements of the Department, the approved plans when required for such project, in accordance with the Standard Specifications for Road and Bridge Construction and approved supplements as may be applicable, and in accordance with the special provisions made a part of this contract. The word "contractor" as used in the specifications and special provisions shall, when applicable, be deemed to mean the Local Governmental Unit.

The provisions of Subsection 108.11 of the Standard Specifications, Liquidated Damages, are deleted from this contract.

The Local Governmental Unit is authorized by the Department and agrees to provide for the purchase, delivery, and storing of all materials required except those excluded from this contract, the furnishing or necessary rental of all equipment and small tools, and the furnishing of all labor necessary to expeditiously complete the work, and to pay all costs incurred pursuant to this contract.

The Department agrees to reimburse the Local Governmental Unit for actual costs of equipment, labor and materials incurred in performing the work up to the contract amount or as amended by contract change orders.

The Department agrees to pay to the Local Governmental Unit and the Local Governmental Unit agrees to accept in full, settlement for the work performed under this contract:

1. The actual cost of labor, at rates currently paid by the Local Governmental Unit for similar work in the area, materials and incidental expense furnished or incurred by the Local Governmental Unit pursuant to this contract, such payment to be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, and verified by the Local Governmental Unit.
2. The recognized costs incident to the employment of labor under this contract (such as worker's compensation insurance, unemployment and retirement contributions and time off with pay) computed and requisitioned in accordance with established policy.
3. An allowance for the use of equipment, tools and incidentals for the work under this contract. Such allowance shall be in accordance with the provisions of, and at the rates either:
 - (a) Specified in the Cost Agreement between the Department and the Local Governmental Unit in effect when the work is performed, except for the

conditions, changes or additions as listed below, or as may be otherwise provided in the Special Provisions of this contract; or,

- (b) Specified in the attached Equipment Rate schedule, or as may be otherwise provided in the special provisions of this contract.

These payments shall be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures and verified by the Local Governmental Unit.

The rates established apply on equipment in good working order. Allowance will be made only for the time during which the equipment is in actual use on the project; no allowance will be made for equipment wholly inadequate or inefficient or in excess of the requirements of the work.

In connection with the performance of work under this contract, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

The Local Governmental Unit agrees to furnish, on the Detailed Statement of Expenditures, an accurate distribution of the costs between the various items of work.

The estimated unit costs of materials being used on this contract are listed as attached.

April 9, 2007

ADDITIONAL PROVISIONS FOR FEDERAL-AID FORCE ACCOUNTS

I GENERAL

1. These contract provisions shall apply to all work performed as part of a Local Force Account (LFA) contract by the Local Public Agency (LPA).
2. A breach of any of the stipulations contained in these Required Contract Provisions shall be sufficient grounds for termination of the contract.
3. **Selection of Labor:** During the performance of this contract, the LPA shall not employ convict labor for any purpose within the limits of the project unless it is labor performed by convicts who are on parole, supervised release, or probation.

II NONDISCRIMINATION ASSURANCE

As required by 49 U.S.C. 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, and U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the Department of Transportation--Effectuation of Title VI of the Civil Rights Act," 49 CFR part 21 at 21.7, the Applicant assures that it will comply with all requirements of 49 CFR part 21; FHWA policies, and other applicable directives, so that no person in the United States, on the basis of race, color, national origin, creed, sex, or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the Applicant receives Federal assistance awarded by the U.S. DOT or FHWA as follows: (1) The Applicant assures that each project will be conducted, property acquisitions will be undertaken, and project facilities will be operated in accordance with all applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21, and understands that this assurance extends to its entire facility and to facilities operated in connection with the project. (2) The Applicant assures that it will take appropriate action to ensure that any transferee receiving property financed with Federal assistance derived from FHWA will comply with the applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21. (3) The Applicant assures that it will promptly take the necessary actions to effectuate this assurance, including notifying the public that complaints of discrimination in the provision of transportation-related services or benefits may be filed with U.S. DOT or FHWA. Upon request by U.S. DOT or FHWA, the Applicant assures that it will submit the required information pertaining to its compliance with these requirements. (4) The Applicant assures that it will make any changes in its 49 U.S.C. 5332 and Title VI implementing procedures as U.S. DOT or FHWA may request. (5) As required by 49 CFR 21.7(a)(2), the Applicant will include in each third party contract or subagreement provisions to invoke the requirements of 49 U.S.C. 5332 and 49 CFR part 21, and include provisions to invoke those requirements in deeds and instruments recording the transfer of real property, structures, improvements.

III ASSURANCE OF NONDISCRIMINATION ON THE BASIS OF DISABILITY

As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," at 49 CFR part 27, implementing the Rehabilitation Act of 1973, as amended, and the Americans with Disabilities Act of 1990, as amended, the Applicant assures that, as a condition to the approval or extension of any Federal assistance awarded by FHWA to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FHWA, no otherwise qualified person with a disability shall be, solely by reason of that disability, excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from Federal assistance administered by the FHA or any entity within U.S. DOT. The Applicant assures that project implementation and operations so

assisted will comply with all applicable requirements of U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, and the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 et seq. at 49 CFR parts 27, 37, and 38, and any applicable regulations and directives issued by other Federal departments or agencies.

IV SAFETY: ACCIDENT PREVENTION

1. In the performance of this contract the LPA shall comply with all applicable Federal, State, and local laws governing safety, health, and sanitation (23 CFR 635). The LPA shall provide all safeguards, safety devices and protective equipment and take any other needed actions as it determines, or as the State Highway Agency (SHA) contracting officer may determine, to be reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work covered by the contract.
2. It is a condition of this contract that the LPA shall not permit any employee, in performance of the contract, to work in surroundings or under conditions which are unsanitary, hazardous or dangerous to his/her health or safety, as determined under construction safety and health standards (29 CFR 1926) promulgated by the Secretary of Labor, in accordance with Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).
3. Pursuant to 29 CFR 1926.3, it is a condition of this contract that the Secretary of Labor or authorized representative thereof, shall have right of entry to any site of contract performance to inspect or investigate the matter of compliance with the construction safety and health standards and to carry out the duties of the Secretary under Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).

V FALSE STATEMENTS CONCERNING HIGHWAY PROJECTS

In order to assure high quality and durable construction in conformity with approved plans and specifications and a high degree of reliability on statements and representations made by engineers, LPA's, suppliers, and workers on Federal-aid highway projects, it is essential that all persons concerned with the project perform their functions as carefully, thoroughly, and honestly as possible. Willful falsification, distortion, or misrepresentation with respect to any facts related to the project is a violation of Federal law. To prevent any misunderstanding regarding the seriousness of these and similar acts, the following notice shall be posted on each Federal-aid highway project (23 CFR 635) in one or more places where it is readily available to all persons concerned with the project:

NOTICE TO ALL PERSONNEL ENGAGED ON FEDERAL-AID HIGHWAY PROJECTS

18 U.S.C. 1020 reads as follows:

"Whoever, being an officer, agent, or employee of the United States, or of any State or Territory, or whoever, whether a person, association, firm, or corporation, knowingly makes any false statement, false representation, or false report as to the character, quality, quantity, or cost of the material used or to be used, or the quantity or quality of the work performed or to be performed, or the cost thereof in connection with the submission of plans, maps, specifications, contracts, or costs of construction on any highway or related project submitted for approval to the Secretary of Transportation; or Whoever knowingly makes any false statement, false representation, false report or false claim with respect to the character, quality, quantity, or cost of any work performed or to be performed, or materials furnished or to be furnished, in connection with the construction of any highway or related project approved by the Secretary of Transportation; or Whoever knowingly makes any false statement or false representation as to material fact in any statement, certificate, or report submitted pursuant to provisions of the Federal-aid Roads Act approved July 1, 1916, (39 Stat. 355), as amended and supplemented; Shall be fined not more than \$10,000 or imprisoned not more than 5 years or both."

VI BUY AMERICA

All steel and iron materials permanently incorporated in this project shall be domestic products and all manufacturing and coating processes for these materials must have occurred within the United States. Coating includes epoxy coating, galvanizing, painting and any other coating that protects or enhances

the value of a material subject to the requirements of Buy America. The exemption of this requirement is the minimal use of foreign materials if the total cost of such material permanently incorporated in the product does not exceed one-tenth of one percent (1/10 of 1%) of the total contract cost or \$2,500.00, whichever is greater. For purposes of this paragraph, the cost is that shown to be the value of the subject products as they are delivered to the project.

VII Prohibition Against Convict Produced Materials (23 CFR 635.417)

No materials produced by convict labor (unless produced by convicts who are on parole, supervised release, or probation from a prison) may be incorporated into any project located on the Federal-aid highway system. This prohibition does not apply to projects on roads that are functionally classified as local or rural minor collectors.

VIII Purchase of Materials

LPA's are required to use fair and open competition in obtaining articles and materials used in this project. They may not use any requirements, preferences, or procurement methods that exclude out-of-State participation or that unfairly favor in-State sources.

IX Requirement For and Access to Records

LPA's must maintain, for at least three years following final payment, complete project records. This includes the thorough documentation of the basis for payment (actual costs of labor, equipment and materials) as well as documentation prescribed in the WisDOT Construction & Materials Manual. In addition LPA's shall make all such records fully available to WisDOT, the Federal Highway Administration, the U.S. Comptroller General, and their authorized representatives. Records must also be available for public access consistent with the Federal Freedom of Information Act (FOIA) and State and local law.

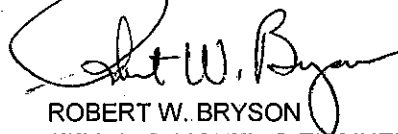
PROJECT UNIT COST ANALYSIS

ESTIMATE OF QUANTITIES
 PROJECT ID 2110-05-90
 W. LINCOLN AV. - INTERSECTION AT S. 35TH ST.
 MILWAUKEE COUNTY

Item No.	Description	Unit	Quantity	Excluded Costs	City Unit	City Total
71032	Sidewalk Replacement 5"	Sq Ft	181	\$286.56	\$7.24	\$1,310.08
71062	312 Signal Housing	Each	2	\$719.26	\$578.16	\$1,156.31
71156	Lead in Cable (Probe)	LF	150	\$50.96	\$2.53	\$378.76
71171	12 #14 LTP	LF	65	\$73.01	\$3.31	\$215.06
71172	17 #14 LTP	LF	860	\$1,307.93	\$3.71	\$3,187.26
71190	Mast Arm, Fabricated	Each	2	\$138.24	\$1,476.42	\$2,952.83
71197	SS 13'	Each	2	\$1,447.12	\$1,116.91	\$2,233.81
71700	Signal Housing Relocated	Each	5	\$66.60	\$275.55	\$1,377.76
71828	SS Extension Relocated	Each	2	\$4.44	\$45.93	\$91.85
71829	Excavation with Hydrovac	Hour	14	\$3,500.00	\$250.00	\$3,500.00
90005GQ	Rectangular Vault	Each	4	\$1,510.16	\$496.46	\$1,985.85
90030Q	2.5" PVC Conduit (Trench)	LF	20	\$8.00	\$6.70	\$134.05
90030S	Remove Overhead Lines	LF	450	\$19.98	\$0.92	\$413.34
90030V	2" PVC Conduit (Trench)	LF	50	\$22.27	\$6.75	\$337.40

TOTAL CITY COST \$17,964.28
 TOTAL EXCLUDED COSTS \$9,154.53
 TOTAL CITY COST FOR COMPARISON \$17,964.28

APPROVED BY:



ROBERT W. BRYSON
 CHIEF TRAFFIC AND LIGHTING ENGINEER

TRANSPORTATION SECTION
 TRAFFIC AND LIGHTING DESIGN UNIT
 JOSEPH C. BLAKEMAN
 REVISED: MAY 8, 2009

* These items are unique and have no comparable standard bid item equivalent. Therefore, they are not included in the comparison to bid cost.

** Please note that the Total City Cost includes the embedded costs of mobilization and traffic control which are included in the times used for calculating City Unit Costs on the attached worksheets.


**Capital Grant Resolution Certification from the
Comptroller's Office**

The Comptroller's Office has reviewed Common Council Resolution File No. 090122 for installation of traffic signal at the intersection of W Lincoln Ave and South 35th Street (Grantor share \$16,167.85 City share \$1,796.43) and approved the resolution as to:

- Sufficiency of funds
- Funding sources (per estimated **grant funding agreement**)
- Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: 

Date: 5/18/09



City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin
53202

Master

File Number: 090123

File ID: 090123

Type: Resolution

Status: In Committee

Version: 0

Reference:

Controlling Body: PUBLIC WORKS
COMMITTEE

File Created: 05/27/2009

File Name:

Final Action:

Title: Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts at a total estimated cost of \$4,126.08, with an estimated grantor share of \$3,713.47, and an estimated City share of \$412.61.

Notes:

Sponsors: THE CHAIR

Enactment Date:

Attachments: Cover Letter ,Fiscal Note ,Agreement ,Comptroller's
Certification ,Hearing Notice List

Enactment Number:

Drafter: rwb

Effective Date:

Contact:

Extra Date 2:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	COMMON COUNCIL	05/27/2009	ASSIGNED TO	PUBLIC WORKS COMMITTEE			
	Action Text: This Resolution was ASSIGNED TO to the PUBLIC WORKS COMMITTEE						
0	PUBLIC WORKS COMMITTEE	05/29/2009	HEARING NOTICES SENT		06/03/2009		
0	PUBLIC WORKS COMMITTEE	06/03/2009					

Text of Legislative File 090123

..Number

090123

..Version

Original

..Reference

..Sponsor

THE CHAIR

..Title

Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the

installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts at a total estimated cost of \$4,126.08, with an estimated grantor share of \$3,713.47, and an estimated City share of \$412.61.

..Analysis

This resolution authorizes the Commissioner of Public Works and Comptroller to enter into a funding agreement with the Wisconsin Department of Transportation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts at a total estimated cost of \$4,126.08, with an estimated grantor share of \$3,713.47, and an estimated City share of \$412.61, and to install these improvements upon execution of the agreement. This resolution also authorizes the Comptroller to establish and transfer funds to the appropriate accounts for the project.

..Body

Whereas, The Common Council of the City of Milwaukee authorized execution of a Project Agreement for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street under the 2009 Highway Safety Improvement Program (HSIP) under File Number 071689; and,

Whereas, The Surface Transportation Program provides cost participation for the construction of traffic control signal improvements in conjunction with Federal/State Aid under the 2009 HSIP; and

Whereas, The HSIP is intended to reduce the number and severity of vehicle and pedestrian crashes; and

Whereas, Traffic signal improvements proposed to be implemented under this project include the installation of a vehicle actuated left turn signal phase for southbound South 35th Street at the West Oklahoma Avenue intersection; and

Whereas, The total estimated cost of this project is \$4,126.08 for the installation of traffic signal improvements; and

Whereas, Ten percent of the participating costs, or \$412.61, is not reimbursable and is included in the Division's 2009 Capital Purpose Project/Grant Number ST320090000; and

Whereas, Ninety percent of the participating project costs, or \$3,713.47, is reimbursable from the Wisconsin Department of Transportation (WISDOT), and should be earmarked for this project in the 2009 Capital Grant and Aids Projects Fund Project/Grant Number SP032090100; and

Whereas, The State cannot proceed with any project cost overruns and/or changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, The Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any such project cost overruns and/or changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to enter into a funding agreement and are directed to execute the contract with WISDOT for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street with unit prices based on a predetermined estimate prepared under the Federal/State aided highway program, a copy of which is attached to this resolution, and is incorporated into this resolution as though set forth in full; and be it

Further Resolved, That upon approval of this contract, the Commissioner of Public Works is directed to install traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street; and be it

Further Resolved, That upon approval of this contract, the City Comptroller is hereby authorized to create within the Capital Grant and Aid Projects Fund the appropriate Project/Grant Chartfield Value for this project; and transfer to these accounts the amount required under the agreement and City accounting policy, but not to exceed a ten percent increase of the total amounts reserved for the grantor's share and local share or \$5,000, whichever is greater as follows:

Location:

Project I.D.-2400-10-90

West Oklahoma Avenue and South 35th Street Intersection

City of Milwaukee Share

Fund Number-0333

Project/Grant Number-ST320090000

\$412.61

Grantor Reimbursable Cash - Traffic Control

Fund Number-0306

Project/Grant Number-SP032090100

\$3,713.47

Total-\$4,126.08

Previously Authorized for Traffic Control Improvements-\$0.00

Current Estimated Cost of the Total Project Including this Resolution-\$4,126.08

Original Estimated Cost of the Total Project (Common Council Resolution File Number 071689)

-\$20,000.00

..Requestor

Department of Public Works

..Drafter

Infrastructure Services Division

RWB: ns

May 18, 2009

May 18, 2009

To the Honorable, the Common Council

Subject: 2009 Highway Safety Improvement Program
West Oklahoma Avenue and South 35th Street

Dear Council Members:

The 2009 Capitol Improvement Program includes the installation of traffic signal improvements at the subject intersection under the 2009 Highway Safety Improvement Program (HSIP). Traffic signal improvements at this location include the installation of left turn arrows for southbound traffic on South 35th Street.

The total estimated cost of the project is \$4,126.08. Ninety percent of the total cost, or \$3,713.47, will be funded by the Wisconsin Department of Transportation (WISDOT). The local share, or \$412.61, will be provided through the Division's existing Capital Improvement Program.

We have, therefore, prepared the attached resolution, which authorizes the Commissioner of Public Works and Comptroller to execute a Local Force Account (LFA) – Local contract with WISDOT that allows City forces to install traffic signal improvements under the 2009 HSIP at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns
Attachment
c: Honorable Robert G. Donovan
Honorable Joseph Dudzik

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: May 18, 2009

FILE NUMBER:

Original Fiscal Note Substitute

SUBJECT: Resolution relative to the cost participation under the 2009 Highway Safety Improvement Program for the installation of traffic signal improvements at the intersection of West Oklahoma Avenue and South 35th Street in the 8th and 11th Aldermanic Districts at a total estimated cost of \$4,126.08, with an estimated grantor share of \$3,713.47, and an estimated City share of \$412.61.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE: ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
 ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
 LIST ANTICIPATED COSTS IN SECTION G BELOW.
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 CAPITAL PROJECTS FUND (CPF) SPECIAL PURPOSE ACCOUNTS (SPA)
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E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032090100	\$3,713.47	\$3,713.47	
	Capitol Project Funds	ST320090000	\$412.61	\$0.00	
TOTALS:			\$4,126.08	\$3,713.47	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

<input checked="" type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS	Expenditures \$4,126.08	Revenue \$3,713.47
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS		
<input type="checkbox"/> 1-3 YEARS	<input type="checkbox"/> 3-5 YEARS		

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Unit Prices

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE

**CONTRACT FOR CONSTRUCTION
Local Force Account**

Wisconsin Department of Transportation
DT2056 7/2005

Project ID 2400-10-90	Contract Amount \$4,126.08	Contract between WDOT and Local Governmental Unit <input checked="" type="checkbox"/> Municipality <input checked="" type="checkbox"/> City of Milwaukee <input type="checkbox"/> Village of <input type="checkbox"/> Town of <input type="checkbox"/> County – Who is doing the work
Road Name W. Oklahoma Av. - Intersection with S. 35 th St.		
Highway	County – Where Work Performed Milwaukee	<input type="checkbox"/> County – Who is doing the work
<input type="checkbox"/> Work on STH System - SHR Funded (CEF to BHO, Contract to BHO)		<input checked="" type="checkbox"/> Work on Local Units System (CEF to DTSD Region, Contract to BPD)
<input type="checkbox"/> Work on STH System – Non-SHR Funded (CEF to BHO, Contract to BHO)		<input type="checkbox"/> Work on Another Local Units System (CEF to DTSD Region, Contract to BPD)
Type of Work Traffic Signal Improvements		
Approximate Start Work Date August 1, 2009		Approximate Stop Work Date December 31, 2010

This contract is made and entered into by and between the Wisconsin Department of Transportation, designated the "Department", and the above-identified county or municipality, designated the "Local Governmental Unit", represented by its designees for constructing the above-specified project. The Department finds and determines that it is more feasible and advantageous for highway purposes to construct the identified project with the Local Governmental Unit's organization, forces, and equipment. The Department and Local Governmental Unit mutually agree to the provisions on the attached pages, which are made a part of this contract.

Recommended for Approval

For County or Municipality

For Wisconsin Department of Transportation

(Name) Jeffrey J. Mantes (Date)

(Regional Director) (Date)

(Title) Commissioner of Public Works

(Name) W. Martin Morics (Date)

(Title) Comptroller

Approved for the State of Wisconsin

(Name) (Date)

(Contract Specialist) (Date)

(Title)

(Name) (Date)

(Director of Project Development) (Date)

(Title)

(Governor of Wisconsin) (Date)

The Local Governmental Unit agrees to construct the described project in accordance with the requirements of the Department, the approved plans when required for such project, in accordance with the Standard Specifications for Road and Bridge Construction and approved supplements as may be applicable, and in accordance with the special provisions made a part of this contract. The word "contractor" as used in the specifications and special provisions shall, when applicable, be deemed to mean the Local Governmental Unit.

The provisions of Subsection 108.11 of the Standard Specifications, Liquidated Damages, are deleted from this contract.

The Local Governmental Unit is authorized by the Department and agrees to provide for the purchase, delivery, and storing of all materials required except those excluded from this contract, the furnishing or necessary rental of all equipment and small tools, and the furnishing of all labor necessary to expeditiously complete the work, and to pay all costs incurred pursuant to this contract.

The Department agrees to reimburse the Local Governmental Unit for actual costs of equipment, labor and materials incurred in performing the work up to the contract amount or as amended by contract change orders.

The Department agrees to pay to the Local Governmental Unit and the Local Governmental Unit agrees to accept in full, settlement for the work performed under this contract:

1. The actual cost of labor, at rates currently paid by the Local Governmental Unit for similar work in the area, materials and incidental expense furnished or incurred by the Local Governmental Unit pursuant to this contract, such payment to be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, and verified by the Local Governmental Unit.
2. The recognized costs incident to the employment of labor under this contract (such as worker's compensation insurance, unemployment and retirement contributions and time off with pay) computed and requisitioned in accordance with established policy.
3. An allowance for the use of equipment, tools and incidentals for the work under this contract. Such allowance shall be in accordance with the provisions of, and at the rates either:

- (a) Specified in the Cost Agreement between the Department and the Local Governmental Unit in effect when the work is performed, except for the

conditions, changes or additions as listed below, or as may be otherwise provided in the Special Provisions of this contract; or,

- (b) Specified in the attached Equipment Rate schedule, or as may be otherwise provided in the special provisions of this contract.

These payments shall be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures and verified by the Local Governmental Unit.

The rates established apply on equipment in good working order. Allowance will be made only for the time during which the equipment is in actual use on the project; no allowance will be made for equipment wholly inadequate or inefficient or in excess of the requirements of the work.

In connection with the performance of work under this contract, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

The Local Governmental Unit agrees to furnish, on the Detailed Statement of Expenditures, an accurate distribution of the costs between the various items of work.

The estimated unit costs of materials being used on this contract are listed as attached.

April 9, 2007

ADDITIONAL PROVISIONS FOR FEDERAL-AID FORCE ACCOUNTS

I GENERAL

1. These contract provisions shall apply to all work performed as part of a Local Force Account (LFA) contract by the Local Public Agency (LPA).
2. A breach of any of the stipulations contained in these Required Contract Provisions shall be sufficient grounds for termination of the contract.
3. **Selection of Labor:** During the performance of this contract, the LPA shall not employ convict labor for any purpose within the limits of the project unless it is labor performed by convicts who are on parole, supervised release, or probation.

II NONDISCRIMINATION ASSURANCE

As required by 49 U.S.C. 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, and U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the Department of Transportation--Effectuation of Title VI of the Civil Rights Act," 49 CFR part 21 at 21.7, the Applicant assures that it will comply with all requirements of 49 CFR part 21; FHWA policies, and other applicable directives, so that no person in the United States, on the basis of race, color, national origin, creed, sex, or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the Applicant receives Federal assistance awarded by the U.S. DOT or FHWA as follows: (1) The Applicant assures that each project will be conducted, property acquisitions will be undertaken, and project facilities will be operated in accordance with all applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21, and understands that this assurance extends to its entire facility and to facilities operated in connection with the project. (2) The Applicant assures that it will take appropriate action to ensure that any transferee receiving property financed with Federal assistance derived from FHWA will comply with the applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21. (3) The Applicant assures that it will promptly take the necessary actions to effectuate this assurance, including notifying the public that complaints of discrimination in the provision of transportation-related services or benefits may be filed with U.S. DOT or FHWA. Upon request by U.S. DOT or FHWA, the Applicant assures that it will submit the required information pertaining to its compliance with these requirements. (4) The Applicant assures that it will make any changes in its 49 U.S.C. 5332 and Title VI implementing procedures as U.S. DOT or FHWA may request. (5) As required by 49 CFR 21.7(a)(2), the Applicant will include in each third party contract or subagreement provisions to invoke the requirements of 49 U.S.C. 5332 and 49 CFR part 21, and include provisions to invoke those requirements in deeds and instruments recording the transfer of real property, structures, improvements.

III ASSURANCE OF NONDISCRIMINATION ON THE BASIS OF DISABILITY

As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," at 49 CFR part 27, implementing the Rehabilitation Act of 1973, as amended, and the Americans with Disabilities Act of 1990, as amended, the Applicant assures that, as a condition to the approval or extension of any Federal assistance awarded by FHWA to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FHWA, no otherwise qualified person with a disability shall be, solely by reason of that disability, excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from Federal assistance administered by the FHA or any entity within U.S. DOT. The Applicant assures that project implementation and operations so

assisted will comply with all applicable requirements of U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, and the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 et seq. at 49 CFR parts 27, 37, and 38, and any applicable regulations and directives issued by other Federal departments or agencies.

IV SAFETY: ACCIDENT PREVENTION

1. In the performance of this contract the LPA shall comply with all applicable Federal, State, and local laws governing safety, health, and sanitation (23 CFR 635). The LPA shall provide all safeguards, safety devices and protective equipment and take any other needed actions as it determines, or as the State Highway Agency (SHA) contracting officer may determine, to be reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work covered by the contract.
2. It is a condition of this contract that the LPA shall not permit any employee, in performance of the contract, to work in surroundings or under conditions which are unsanitary, hazardous or dangerous to his/her health or safety, as determined under construction safety and health standards (29 CFR 1926) promulgated by the Secretary of Labor, in accordance with Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).
3. Pursuant to 29 CFR 1926.3, it is a condition of this contract that the Secretary of Labor or authorized representative thereof, shall have right of entry to any site of contract performance to inspect or investigate the matter of compliance with the construction safety and health standards and to carry out the duties of the Secretary under Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).

V FALSE STATEMENTS CONCERNING HIGHWAY PROJECTS

In order to assure high quality and durable construction in conformity with approved plans and specifications and a high degree of reliability on statements and representations made by engineers, LPA's, suppliers, and workers on Federal-aid highway projects, it is essential that all persons concerned with the project perform their functions as carefully, thoroughly, and honestly as possible. Willful falsification, distortion, or misrepresentation with respect to any facts related to the project is a violation of Federal law. To prevent any misunderstanding regarding the seriousness of these and similar acts, the following notice shall be posted on each Federal-aid highway project (23 CFR 635) in one or more places where it is readily available to all persons concerned with the project:

NOTICE TO ALL PERSONNEL ENGAGED ON FEDERAL-AID HIGHWAY PROJECTS

18 U.S.C. 1020 reads as follows:

"Whoever, being an officer, agent, or employee of the United States, or of any State or Territory, or whoever, whether a person, association, firm, or corporation, knowingly makes any false statement, false representation, or false report as to the character, quality, quantity, or cost of the material used or to be used, or the quantity or quality of the work performed or to be performed, or the cost thereof in connection with the submission of plans, maps, specifications, contracts, or costs of construction on any highway or related project submitted for approval to the Secretary of Transportation; or Whoever knowingly makes any false statement, false representation, false report or false claim with respect to the character, quality, quantity, or cost of any work performed or to be performed, or materials furnished or to be furnished, in connection with the construction of any highway or related project approved by the Secretary of Transportation; or Whoever knowingly makes any false statement or false representation as to material fact in any statement, certificate, or report submitted pursuant to provisions of the Federal-aid Roads Act approved July 1, 1916, (39 Stat. 355), as amended and supplemented; Shall be fined not more than \$10,000 or imprisoned not more than 5 years or both."

VI BUY AMERICA

All steel and iron materials permanently incorporated in this project shall be domestic products and all manufacturing and coating processes for these materials must have occurred within the United States. Coating includes epoxy coating, galvanizing, painting and any other coating that protects or enhances

the value of a material subject to the requirements of Buy America. The exemption of this requirement is the minimal use of foreign materials if the total cost of such material permanently incorporated in the product does not exceed one-tenth of one percent (1/10 of 1%) of the total contract cost or \$2,500.00, whichever is greater. For purposes of this paragraph, the cost is that shown to be the value of the subject products as they are delivered to the project.

VII Prohibition Against Convict Produced Materials (23 CFR 635.417)

No materials produced by convict labor (unless produced by convicts who are on parole, supervised release, or probation from a prison) may be incorporated into any project located on the Federal-aid highway system. This prohibition does not apply to projects on roads that are functionally classified as local or rural minor collectors.

VIII Purchase of Materials

LPA's are required to use fair and open competition in obtaining articles and materials used in this project. They may not use any requirements, preferences, or procurement methods that exclude out-of-State participation or that unfairly favor in-State sources.

IX Requirement For and Access to Records

LPA's must maintain, for at least three years following final payment, complete project records. This includes the thorough documentation of the basis for payment (actual costs of labor, equipment and materials) as well as documentation prescribed in the WisDOT Construction & Materials Manual. In addition LPA's shall make all such records fully available to WisDOT, the Federal Highway Administration, the U.S. Comptroller General, and their authorized representatives. Records must also be available for public access consistent with the Federal Freedom of Information Act (FOIA) and State and local law.

PROJECT UNIT COST ANALYSIS

ESTIMATE OF QUANTITIES

PROJECT ID 2400-10-90

W. OKLAHOMA AV. - INTERSECTION WITH S. 35TH ST.

MILWAUKEE COUNTY

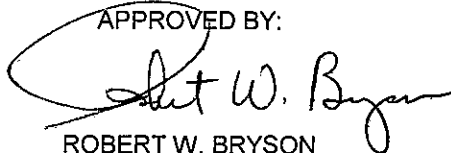
Item No.	Description	Unit	Quantity	Excluded Costs	City Unit	City Total
71060	512 Signal Housing	Each	2	\$1,123.75	\$955.22	\$1,910.44
71155	Loop Detector Slots	LF	150	\$374.49	\$6.87	\$1,030.08
71156	Lead in Cable (Probe)	LF	220	\$74.75	\$2.53	\$555.52
71172	17 #14 LTP	LF	170	\$258.54	\$3.71	\$630.04

TOTAL CITY COST \$4,126.08

TOTAL EXCLUDED COSTS \$1,831.53

TOTAL CITY COST FOR COMPARISON \$4,126.08

APPROVED BY:



ROBERT W. BRYSON

CHIEF TRAFFIC AND LIGHTING ENGINEER

TRANSPORTATION SECTION
TRAFFIC AND LIGHTING DESIGN UNIT

JOSEPH C. BLAKEMAN

REVISED: MAY 8, 2009

* These items are unique and have no comparable standard bid item equivalent. Therefore, they are not included in the comparison to bid cost.

** Please note that the Total City Cost includes the embedded costs of mobilization and traffic control which are included in the times used for calculating City Unit Costs on the attached worksheets.

**Capital Grant Resolution Certification from the
Comptroller's Office**

The Comptroller's Office has reviewed Common Council Resolution File No. 090123 for installation of traffic signal at the intersection of W Oklahoma Ave and S 35th Street (Grantor share \$3,713.47 City share \$412.61) and approved the resolution as to:

- Sufficiency of funds
- Funding sources (per estimated **grant funding agreement**)
- Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: *C. Winicki*

Date: 5/18/09

