



**City of Milwaukee**  
**Common Council Minutes**  
**COMMON COUNCIL**

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

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Tuesday, November 25, 2014

9:00 AM

Common Council Chambers, 3rd Fl., City  
Hall

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**Present:** 15 - Hamilton  
Davis  
Kovac  
Bauman  
Bohl  
Coggs  
Wade  
Donovan  
Puente  
Murphy  
Dudzik  
Perez  
Witkowski  
Zielinski  
Stamper

*Meeting convened: 9:14 A.M.*

*The Pledge of Allegiance was said followed by a moment of silence.*

*The question was put: Are there any corrections to the Common Council Journal of Proceedings for the regular meeting of November 5, 2014? There being none, the minutes of the meeting were approved without objections. Ald. Kovac moved to go into a committee of the whole. There were no objections.*

*The first presentation was by Ald. Bohl - Divine Saviors Holy Angels volleyball team, which won the WIAA Division 1 State Girls Volleyball Championship.*

*Escorts: Ald. Coggs, Dudzik and Wade*

*There was a second presentation with Police Chief Edward Flynn being honored for receiving the Webber Seavey Award for MPD's Students Talking It Over with Police (STOP) Program.*

*Escorts: Ald. Witkowski, Puente, Dudzik, Donovan, Davis, Sr. and Wade*

*Ald. Bohl moved that the committee rise. There were no objections.*

*The Council recognized two individuals from the Alzheimer's Association of*

*Southeastern Wisconsin in recognition of November as Alzheimer's Month.*

#### COMMENDATORY AND CONDOLATORY RESOLUTIONS

1. [141242](#) Communications from the City Clerk relating to various commendatory/condolatory resolutions to be acknowledged and affirmed by the Common Council.

Whereas, The residential units in the area beginning with the intersection of Congress Street and 87th Street, south one block to Marion Street, west along Marion Street to a point midway between 91st and 92nd Streets, north back to Congress Street, and east on Congress Street back to the starting point are on average 57 years old while the city average is 84 years old; and

Whereas, The residential buildings in this area that are rental are 50% of the total residential buildings compared to 37% citywide; and

Whereas, The residential units in this area are 63% rental, compared to 58% citywide; and

Whereas, 66% of the code and nuisance complaints in this area occur at rental properties while the city average is 63%; and

Whereas, 74% of the properties that are designated nuisance properties under s. 80-10 of the code are found in violation of the building maintenance or zoning code provisions compared to 6.7% of the residential properties in the city; and

Whereas, Safety education and related inspection programs are known to reduce the number and severity of fires in residential occupancies; now, therefore

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

Part 1: Section 200-53-1 of the code is amended to read:

200-53. Residential Rental Certificate. 1. PURPOSE. Pursuant to s. 62.11 (5), Wis. Stats., and s. 4-10 of the Milwaukee city charter, the common council is responsible for the management and control of city property, acting for the good order of the city and the health, safety and welfare of the public. The common council has determined that there is a need to enact legislation requiring residential rental certificates to protect the public because residential rental dwelling units in the areas defined by [[census tracts 99-102,117-120 and the western portion of census tracts 103 and 116, with the eastern boundary defined by interstate I-43; and those bounded by Edgewood Ave. to Newberry Blvd. and Cambridge Ave. to Hackett Ave.]] >>sub. 2-d<<are in need of inspection to prevent deterioration, taking into account the density of rental units, age of buildings, percentage of complaints occurring at rental units, and condition of the units in the area. Frequent inspection of these units

is necessary to maintain safe, decent and sanitary living conditions for residents living in the rental units and to protect the investment made by the city in the area defined by [[census tracts 99-102,117-120 and the western portion of census tracts 103 and 116, with the eastern boundary defined by interstate I-43, and due to high tenant turnover in the area bounded by Edgewood Ave. to Newberry Blvd. and Cambridge Ave. to Hackett Ave.]] >>sub. 2-d<<.

Part 2. Section 200-53-2-a of the code is amended to read:

2. DEFINITIONS. In this section:

a. "Building maintenance code" means that portion of the building code which establishes the minimum requirements and standards of health, sanitation, safety and occupancy for residential property. These regulations governing the condition and maintenance of residential property, and the responsibility of property owners are set forth in [[ss. 275-32 to 275-82]] >>ch. 275<<.

Part 3. Section 200-53-2-d-3 of the code is created to read:

d. "Designated residential area" means:

d-3. The area defined as inspection district 3, the boundary of which starts at the intersection of 87th and Congress Sts., thence southward to the intersection of 87th and Marion Sts., thence westward on Marion St. to a point midway between 91st and 92nd Sts., thence northward to Congress St., thence eastward on Congress St. to the point of beginning.

Part 4. Section 200-53-2-m to o of the code is created to read:

m. "Habitability violation" means a condition that a landlord is required to disclose to a prospective tenant under state administrative rules related to residential rental practices.

n. "Nuisance property" means a dwelling that, within the prior year, has been either of the following:

n-1. Determined to be a nuisance under s. 80-10-3-a-1, and the time for appealing the determination has passed or the determination was upheld on appeal.

n-2. Subject to an order from the chief of police to modify an abatement plan under s. 80-10-3-a-2.

o. "Chronic nuisance premises" means a dwelling that, within the prior 2 years, has qualified under s. 80-10-6.

Part 5. Section 200-53-3-a and b of the code is amended to read:

### 3. RESIDENTIAL RENTAL CERTIFICATE REQUIRED.

- a. The owner of a dwelling within the designated residential area shall apply for a residential rental certificate for each [[unit in order to rent the unit]] >>unit within the dwelling<<. Unless a unit has a valid residential rental certificate or temporary residential rental certificate, no owner of the unit shall permit any person to occupy the unit as a tenant or otherwise. A residential 2-family building that is owner-occupied is exempt from this requirement.
- b. Changes in ownership interest as the result of a sale, transfer or conveyance of a dwelling within the designated residential area >>,nuisance property, or chronic nuisance premises<< will require the new owner within 30 days of sale, transfer or conveyance, to apply for a residential rental certificate, subject to the provisions of sub. 6-e.

Part 6. Section 200-53-4-a of the code is repealed and recreated to read:

### 4. APPLICATION.

- a. An application for a certificate shall state the owner's legal name, phone number and date of birth, state the street address of the dwelling to be inspected, be signed by the owner, and be filed with the department on forms provided by the department in accordance with the following deadlines:
  - a-1. Not more than 30 days after January 1, 2015, if the dwelling is located in inspection district 3, or the dwelling is a nuisance property or chronic nuisance premises.
  - a-2. Not less than 30 days prior to the expiration of an issued certificate.
  - a-3. Not less than 30 days before converting a building into a dwelling.
  - a-4. Not more than 30 days after acquiring a 2-family building that was exempt from the requirements of this section.
  - a-5. Not more than 30 days after the dwelling is determined to be a nuisance property or qualifies as a chronic nuisance premises.

Part 7. Section 200-53-5-a of the code is amended to read:

### 5. INSPECTION.

- a. [[Upon application, the]] >>The department shall inspect the condition of the dwelling for habitability violations and<< compliance with the building maintenance and zoning code. The department shall make the inspection within 60 days of the date of application unless another date is mutually agreed upon by the department and the owner. Failure to provide access to the property on the agreed inspection date will subject the property owner to the fees specified in s. 200-33-49.5-d. The owner shall inform the tenant of the unit and place a posting on the door of the unit stating the date and time of the inspection at least 2 days prior to the inspection.

Part 8. Section 200-53-5-d of the code is created to read:

d. Properties subject to the requirements of this section shall be exempt from the certificate of code compliance requirement in s. 200-52.

Part 9. Section 200-53-6-a to f of the code is amended to read:

6. ISSUANCE OF CERTIFICATES.

a. >>Four-year certificate.<< The department shall issue a >>4-year<< residential rental certificate only [[after]] >>if the dwelling is not a nuisance property or chronic nuisance premises and only<< [[it has inspected the dwelling or unit and found]] >>if the initial inspection of a dwelling or unit reveals no habitability violations or disqualifying violations.<< [[that its observable conditions conform to the building maintenance and zoning codes and that there are no outstanding orders against it. The certificate shall be valid for 4 years from the date of issuance if the inspection discovered no disqualifying violations.]]

b. >>One-year certificate.<< If upon >>initial<< inspection of the dwelling or unit the department finds >>no habitability violations, but finds<< one or more disqualifying violations >>or that the dwelling or unit does not conform to the building maintenance code or zoning code<<, then the department shall issue a one-year residential rental certificate. [[only once all observable conditions conform with the building maintenance and zoning codes.]] >>If upon inspection of the dwelling or unit, the department finds one or more habitability violations, then the department shall issue a one-year residential rental certificate only after all habitability violations have been corrected.<<

c. >>Reinspection<<. The commissioner may [[issue a temporary certificate if, in the commissioner's opinion, the outstanding violations do not constitute a hazard to the occupants of the dwelling or unit and if a work plan to correct the violations is submitted and approved by the commissioner. The temporary certificate shall be valid for 30 days and the commissioner may grant an extension if a revised work plan to correct the violations is submitted and approved by the commissioner. Failure to abate violations discovered resulting from inspection associated with the application for the certificate shall invalidate the temporary certificate, and no owner of the dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise >>reinspect a dwelling after 30 days if disqualifying violations are observed during an inspection and assess reinspection fees under s. 200-33-48<<.

d. >>Revocation.<< If after issuance of a 4-year certificate the >>dwelling becomes a nuisance property or chronic nuisance premises or the<< department subsequently finds the dwelling or unit has disqualifying violations >>, habitability violations<< or a pattern of repeated building or zoning code violations, the department may revoke the 4-year certificate and in lieu thereof issue a one-year certificate after [[the]] >>any habitability<< violations have been corrected. The dwelling or unit shall again be eligible for a 4-year certificate only upon the expiration of the [[annual]] >>one-year<< certificate, and as of the first subsequent annual inspection, no

disqualifying violations >>or habitability violations<< are found. The commissioner may also revoke either a 4-year or one-year certificate if he or she determines that violations are of a critical nature that constitute an unsafe or unfit condition that results in orders issued under s. 200-11-5 or 200-12.5.

e. >>Transfer of Property.<< In the event of a sale, transfer or conveyance of a property within 3 months of the initial issuance of the certificate, the certificate may be transferred to the new owner until the end of a certificate valid for one year, or one year from the date of issuance of the certificate in the case of a 4 year certificate, provided the new owner submits an application as required by sub. 4. No inspection shall be required pursuant to this paragraph.

f. >>Occupancy Without Certificate.<< No owner of the dwelling or unit in the designated inspection districts which does not possess a valid rental certificate for that dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise. >>No owner of a dwelling that is a nuisance property or chronic nuisance premises which does not possess a valid rental certificate for that dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise.<< Upon discovery of units occupied without a certificate the department will initiate enforcement action to gain access to the property, including inspection warrants, to determine code compliance.

Part 10. Section 200-53-10 of the code is amended to read:

10. REVOCATION. A >>residential rental<< certificate [[of residential rental code compliance]] may be revoked at the discretion of the commissioner if violations which are considered to be an unfit or unsafe condition pursuant to sub. 6-d are observed during a [[complaint investigation]] >>subsequent inspection<<.

Part 11. Section 200-53-13-a of the code is amended to read:

13. PENALTY.

a. An owner failing to apply for a residential rental certificate [[of compliance]] shall be subject to forfeiture of >>not less than<< \$100 for the first failure to apply. The owner shall be subject to a forfeiture of >>not less than<< \$150 for failure to respond to each subsequent notice to apply which shall be sent by the department.

Part 12. This ordinance takes effect January 1, 2015.

**Sponsors:** THE CHAIR

THE LICENSES COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

2. [140862](#) A substitute ordinance relating to licensing requirements and procedures.
- The Mayor and Common Council of the City of Milwaukee do ordain as follows:
- Part 1. Section 79-9-2-a of the code is amended to read:
- 79-9. Private Waste Collector Regulations.
2. PRIVATE COLLECTOR'S LICENSE.
- a. No person, except employes of the department in the regular performance of duty, shall collect or transport waste materials on any street or alley, except those acting under the authority of a licensed private waste collector. Each vehicle used by a collector shall bear a license sticker [[corresponding to the authorized licensed private waste collector]]. The sticker shall be prominently displayed on each vehicle.
- Part 2. Section 84-7-7 of the code is repealed and recreated to read:
- 84-7. Extended Hours Establishments.
7. FINGERPRINTING. All applicants shall be fingerprinted as provided in s. 85-21-1.
- Part 3. Section 100-50-11-g of the code is repealed.
- (Note: The provision being repealed reads as follows:
- 100-50. Public Passenger Vehicle Permits.
11. ISSUANCE.
- g. Authorized Representative. g-1. If a permittee first files a statement with the city clerk signed in the presence of a notary public designating an individual who is authorized to represent the permittee, the authorized representative may pick up from the city clerk a permit issued to the permittee after the permittee has filed an affidavit with the city clerk for a duplicate permit.
- g-2. No permit shall be released to any individual who is authorized under this subsection to represent the permittee without the city clerk first securing 2 adequate items of identification from the authorized representative.)

Part 4. Section 100-50-14-b-2 of the code is amended to read:

14. RENEWAL.

b. Procedure for Renewal.

b-2. If the chief of police files a written report summarizing the arrest and convictions of the applicant which could form a basis for nonrenewal, or there is a written objection to the renewal of the permit by any interested person >>in accordance with the provisions of s. 85-3-3<< , the application shall be forwarded to the licensing committee for its recommendation as to whether or not each permit should be renewed.

Part 5. Section 100-51-6-a of the code is amended to read:

100-51. Vehicle Inspection.

6. INSPECTION ACTIONS.

a. Inspection Sticker. The department of public works shall place in a conspicuous location a nonremovable sticker on [[the exterior of]] each public passenger vehicle thoroughly inspected by the department of public works and found to meet the vehicle standards and equipment requirements established in this subchapter. The city clerk may provide for an inconspicuous inspection sticker for limousines. >>No inspection sticker shall be required for a horse and surrey livery or a pedicab.<<

Part 6. Section 100-51-6-d-1-0 of the code is amended to read:

d. Suspend Permit.

d-1. Without any further action, the [[department of public works]] >>city clerk<< shall immediately suspend the permit and notify the permittee by [[United States]] first class mail [[, postage prepaid mail]] of the suspension whenever the department of public works receives information that any of the following has occurred:

Part 7. Section 100-51.5-3-a-3 of the code is repealed.

(Note: The provision being repealed reads as follows:

100-51.5. Vehicle Standards and Equipment Requirements.

3. TAXICAB REQUIREMENTS (CLASS T).



a. Body Colors.

a-3. Orange - Brew City Cab Cooperative.)

Part 8. Section 100-54-11-a of the code is amended to read:

100-54. Public Passenger Vehicle Driver's License.

#### 11. RENEWAL AND NON-RENEWAL.

a. Procedure for Renewal. Applications for renewal shall be made to the city clerk. The clerk shall refer the application to the chief of police for review. The chief of police may object to renewal of the applicant's license based on the applicant's criminal history and shall object to renewal of the license if, within the most recent license period, the applicant has been convicted of 3 or more moving violations, as defined in s. 343.01(2)(cg), Wis. Stats., arising out of separate incidents or occurrences. If the chief of police indicates that the applicant still meets the licensing qualifications, the city clerk shall issue the license unless a written objection >>to renewal of the license<< has been filed with the city clerk [[at least 45 days prior to the date on which the license expires]] >>in accordance with the provisions of s. 85-3-3<<. [[This objection may be filed by any interested person.]] If a written objection is filed, or if a determination by the city clerk or a designee of the city clerk is made that the applicant no longer meets the licensing qualifications, the application shall be forwarded to the licensing committee for its recommendation to the common council.

Part 9. Part 171 of Common Council File Number 131559 is amended to read:

Part 171. Parts [[2,] 3, [[10, 11,] 14, 15, [[16,] 17, [[19, 20, 21, 25, 26, ] 27, 28, 29, [[37,] 57, [[68, 71,] 90, [[96,] 118, 119, 120, 121, [[122, 123, 124, 125, 126, 127, 128, 129, 130, 138, 139, 140, 141, 142, 143, 144,] 145, 146, 147 [[,] >>and<< 148 [[, 152, 153, 154, 155, 156, 157, 158, 159, 160, 162, 163, 164, 165, 166, 167 and 168]] of this ordinance shall be effective January 1, 2015.

Part 10. Part 172 of Common Council File Number 131559 is created to read:

Part 172. Parts 2, 10, 11, 16, 19, 20, 21, 25, 26, 37, 68, 71, 96, 122, 123, 124, 125, 126, 127, 128, 129, 130, 138, 139, 140, 141, 142, 143, 144, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167 and 168 of this ordinance shall be effective August 1, 2015.

**Sponsors:** THE CHAIR

**A motion was made by ALD. ZIELINSKI that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

3. [141139](#) A substitute ordinance relating to weights and measures device license fees.

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

Part 1. Section 81-135 of the code repealed and recreated to read:

81-135. Weighing and Measuring Device Licenses. Weighing and measuring device licenses shall not be transferable between operators, establishments, devices or vehicles. Weights and measures inspection fees for noncompliant devices shall be as provided in s. 60-70.

1. LENGTH MEASURING DEVICES. a. Length measuring device licenses shall be valid for 24 months from the date of issuance.

b. The fee for each length measuring device license shall be \$60.  
(See s. 82-14)

2. LIQUID MEASURING DEVICES. a. Retail petroleum meter licenses shall be valid for 12 months from the date of issuance.

a-1. The fee for each retail petroleum meter shall be \$60.

a-2. A retail petroleum meter license shall expire at the same time as the filling station license issued under ch. 84.

b. All other liquid measuring device licenses, including vehicle tank and bulk plant meter licenses, shall be valid for 24 months from the date of issuance.

b-1. The fee shall be based on the maximum flow rate of a liquid measuring device.

b-2. The following schedule of fees shall apply to a liquid measuring device license:

| Capacity                    | Fee    |
|-----------------------------|--------|
| 0 - 30 gallons per minute   | \$ 60  |
| 31 - 200 gallons per minute | \$ 250 |
| Over 200 gallons per minute | \$ 250 |

(See s. 82-14)

3. SCALES. a. Scale licenses shall be valid for 24 months from the date of issuance.

b. The following schedule of fees shall apply to scale licenses:

| Capacity              | Fee   |
|-----------------------|-------|
| 0 - 300 pounds        | \$ 55 |
| 301 - 5,000 pounds    | \$190 |
| 5,001 - 40,000 pounds | \$300 |
| Over 40,000 pounds    | \$400 |

(See ss. 82-25, 82-26 and 82-30)

4. SCANNING DEVICES. a. Retail establishment scanning device licenses shall be valid for 24 months from the date of issuance.

b. The following schedule of fees shall apply to retail establishment scanning device licenses:

| Capacity          | Fee   |
|-------------------|-------|
| 1 - 3 devices     | \$130 |
| 4 or more devices | \$250 |

(See s. 82-20)

5. TAXIMETERS. a. A taximeter license shall be valid for 24 months from the date of issuance.

b. The fee for each taximeter license shall be \$130.

c. A taximeter license shall expire at the same time as the taxicab permit issued under ch. 100.

d. No duplicate taximeter licenses may be issued.

(See s. 100-51.5-3)

6. TIMING DEVICES. a. Timing device licenses shall be valid for 24 months from the date of issuance.

b. The fee for each timing device license shall be \$30.

(See s. 82-14)

**Sponsors:** THE CHAIR

**A motion was made by ALD. ZIELINSKI that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

APPROVAL OF THE FOLLOWING:

4. [141014](#) Motion relating to the recommendations of the Licenses Committee relative to licenses.

The Common Council of the City of Milwaukee hereby accepts the recommendations of the Licenses Committee as contained in the listings attached to this file.

**Sponsors:** THE CHAIR

*Included in the file is the following recommendation: Renewal with a thirty day suspension, based on items #2-3 of the police report, of the Class D Operator's license for Piyush Tiwari. No written objections have been filed. Members all indicated they had read the report and recommendations of the Committee. There were no motions on this matter.*

**A motion was made by ALD. ZIELINSKI that this Motion be APPROVED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

THE PUBLIC WORKS COMMITTEE RECOMMENDS:

APPROVAL OF THE FOLLOWING:

5. [141013](#) Motion relating to the recommendations of the Public Works Committee relative to licenses.  
The Common Council of the City of Milwaukee hereby accepts the recommendations of the Public Works Committee as contained in the listings attached to this file.

**Sponsors:** THE CHAIR

*Included in the file are the following recommendations:*

*Renewal with a fifteen (15) day suspension, based on the police report, of the Public Passenger Vehicle Driver's license for Murad S Alhakimi. N*

*Renewal with a ten (10) day suspension, based on the driving record, of the Public Passenger Vehicle Driver's license for Jean Mosima.*

*Nonrenewal, based on nonappearance and the police report, of the Public Passenger Vehicle Driver's license for Saqib Javed.*

*Nonrenewal, based on nonappearance, the police report, and prior testimony, of the Alarm Business and Alarm Sales licenses for Matthew Thomas, agent for Vision Security, LLC for "Vision Security".*

*No written objections have been filed on behalf of any of the above licensees. Members all indicated they had read the report and recommendations of the Committee, except Ald. Donovan who was excused.*

*Ald. Bauman moved to return the application of Mohamad Kadadha back to committee. There were no objections.*

*There were no other motions on this matter.*

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

**Aye,** 14 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

**Excused,** 1 - Ald.Donovan

## ADOPTION OF THE FOLLOWING:

6. [140207](#) Substitute resolution to vacate the unimproved North-South alley in the block north of West Main Street between South 60th Street and South 61st Street, in the 10th Aldermanic District.

Whereas, It is proposed that the unimproved North-South alley in the block north of West Main Street between South 60th Street and South 61st Street 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 Sections 62.73(1) and 840.11, 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 alley as indicated by Exhibit A and bound and described by:

All of the North-South 20.00-foot-wide alley as platted in Block 1 of Cottage Home Park, a recorded subdivision, in the Northeast 1/4 of Section 34, Township 7 North, Range 21 East, described as follows: Commencing at the northwest corner of Lot 1 in said Block 1; thence Southerly, along the east line of said North-South alley, to the southwest corner of Lot 3 in said Block 1; thence Westerly to the southeast corner of Lot 13 in said Block 1; thence Northerly, along the west line of said North-South alley, to the northeast corner of Lot 15 in said Block 1; thence Easterly to the point of commencement 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 Sections 62.73(1) and 66.1005(2), 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 alley had not been vacated; and, be it

Further Resolved, That the proper City officials, including the Commissioner of Public Works, are authorized to sign any easement or other documents necessary to assert the City of Milwaukee's rights under Section 66.1005(2), Wisconsin Statutes, and cause the same to be recorded in the Milwaukee County Register of Deeds Office.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

7. [140337](#) Substitute resolution to vacate the unimproved portion of North 65th Street from West Melvina Street south to a point and the unimproved alley south of West Melvina Street between North 65th Street and North 66th Street, in the 10th Aldermanic District.

Whereas, It is proposed that the unimproved portion of North 65th Street from West Melvina Street south to a point and the unimproved alley south of West Melvina Street between North 65th Street and North 66th Street 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 Sections 62.73(1) and 840.11, 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 rights-of-way as indicated by Exhibit A and bound and described by:

North 65th Street: All that part of North 65th Street, as originally platted in Capitol Manor No. 3, a recorded subdivision in the Northeast 1/4 of Section 10, Township 7

North, Range 21 East, lying between the south line of West Melvina Street extended and the easterly extension of the south line of Lot 2 in block 5 of said Capitol Manor No. 3.

Alley: All that part of the north-south 20-foot-wide alley, as originally platted in Block 5 of Capitol Manor No. 3, a recorded subdivision, in the Northeast 1/4 of Section 10, Township 7 North, Range 21 East, lying between the south line of West Melvina Street extended and the westerly extension of the south line of Lot 2 in said Block 5 are 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 Sections 62.73(1) and 66.1005(2), 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 rights-of-way had not been vacated; and, be it

Further Resolved, That the proper City officials, including the Commissioner of Public Works, are authorized to sign any easement or other documents necessary to assert the City of Milwaukee's rights under Section 66.1005(2), Wisconsin Statutes, and cause the same to be recorded in the Milwaukee County Register of Deeds Office.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

8. [140339](#) Substitute resolution to vacate the unimproved North-South alley in the block bounded by West Galena Street, West Vliet Street, North 51st Street and North



52nd Street, in the 10th Aldermanic District.

Whereas, It is proposed that the unimproved North-South alley in the block bounded by West Galena Street, West Vliet Street, North 51st Street and North 52nd Street 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 Sections 62.73(1) and 840.11, 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 right-of-way as indicated by Exhibit A and bound and described by:

All of the North-South alley as platted in H. L. Taylor's Subdivision, a recorded subdivision, in the Southwest 1/4 of Section 23, Township 7 North, Range 21 East, described as follows: Commencing at the northeast corner of Lot 27 in said subdivision; thence South, along the west line of said North-South alley to the southeast corner of Lot 19 in said subdivision; thence Westerly, along the south line of Lot 19 aforesaid, 35.20 feet to a point; thence Southeasterly to the southwest corner of Lot 10 in said subdivision; thence North, along the east line of said North-South alley, to the northwest corner of Lot 1 in said subdivision; thence Westerly, along the north line of said subdivision, to the point of commencement 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 Sections 62.73(1) and 66.1005(2), 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 right-of-way had not been vacated; and, be it

Further Resolved, That the proper City officials, including the Commissioner of Public Works, are authorized to sign any easement or other documents necessary to assert the City of Milwaukee's rights under Section 66.1005(2), Wisconsin Statutes, and cause the same to be recorded in the Milwaukee County Register of Deeds Office.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

9. [140341](#) Substitute resolution to vacate the unimproved North-South alley in the block west of North 64th Street between West Keefe Avenue and West Nash Street, in the 10th Aldermanic District.

Whereas, It is proposed that the unimproved North-South alley in the block west of North 64th Street between West Keefe Avenue and West Nash Street 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 Sections 62.73(1) and 840.11, 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 alley as indicated by Exhibit A and bound and described by:

All of the North-South 10.00-foot-wide alley as platted in Block 10 of Supreme Heights, a recorded subdivision, in the Northeast 1/4 of Section 10, Township 7 North, Range 21 East, lying between the north line of West Keefe Avenue extended and the south line of West Nash Street extended 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 Sections 62.73(1) and 66.1005(2), 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 alley had not been vacated; and, be it

Further Resolved, That the proper City officials, including the Commissioner of Public Works, are authorized to sign any easement or other documents necessary to assert the City of Milwaukee's rights under Section 66.1005(2), Wisconsin Statutes, and cause the same to be recorded in the Milwaukee County Register of Deeds Office.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

10. [140598](#) Substitute resolution granting a special privilege to Meraki LLC to construct and maintain an ADA ramp and gas meter in the public right-of-way for the premises at 939 South 2nd Street, in the 12th Aldermanic District.
- Whereas, The applicant is renovating the existing building to create a new restaurant and, as part of the project, is constructing a barrier free access ramp; and
- Whereas, A site visit revealed the presence of a gas meter in the public right-of-way; and
- Whereas, Said items 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 Meraki LLC, c/o Chad Meier, 2553 North 63rd Street, Wauwatosa, WI 53213 is hereby granted the following special privileges:

1. To construct and maintain an ADA ramp with platform projecting 4 feet 10 inches into the north, 17-foot wide sidewalk area of West Mineral Street. Said ramp commences at a point approximately west of the westline of South 2nd Street and extends west 31 feet 1 inch.
2. To install and maintain a gas meter with appurtenant piping projecting 1 foot 5 inches into the north, 17-foot wide sidewalk area of West Mineral Street. Said gas meter is centered approximately 48 feet west of the westline of South 2nd Street and occupies a space that is 3 feet 3 inches long.

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, Meraki LLC, shall:

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

File with the Commissioner of Public Works 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 one 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 it shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.

Pay to the City Treasurer an annual fee, which has an initial amount of \$317.99. 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 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.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

11. [140712](#) Resolution granting a special privilege to Blue Ribbon Management LLC to construct and maintain a roof overhang projection into the public right-of-way for the premises at 1036 West Juneau Avenue, in the 4th Aldermanic District.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

12. [140987](#) Resolution authorizing the issuance of a street and alley occupancy permit to CD Smith Construction for work at the proposed Kimpton Hotel at North Broadway and East Chicago Street.

Whereas, CD Smith Construction has been retained to construct the proposed Kimpton Hotel at North Broadway and East Chicago Street; and

Whereas, CD Smith Construction has requested to occupy the entire north/south alley adjacent to the site; and

Whereas, CD Smith Construction will be responsible to contact all affected property owners and businesses informing them that the alley will be closed; and

Whereas, The Commissioner of Public Works may approve temporary occupancy of up to one-third of the width of the alley while temporary use beyond that point must be approved by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the appropriate City officials are hereby authorized to issue a permit to CD Smith Construction allowing occupancy of the entire width of the southerly 140 feet of the north/south alley bounded by East Chicago Street, North Broadway, East Buffalo Street and North Milwaukee Street until March 2016; and, be it

Further Resolved, That CD Smith Construction is also permitted to occupy the sidewalk and curb lane area on East Chicago Street and North Broadway, adjacent to the Kimpton development.

**Sponsors:** Ald. Bauman

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

13. [141058](#) Resolution approving and authorizing the execution of a stipulation between the City of Milwaukee, the Wisconsin Department of Transportation and the Union Pacific Railroad Company for the reconstruction of the South Whitnall Avenue Bridge over the Union Pacific Railroad tracks.

Whereas, A revised project agreement has been executed by the Wisconsin Department of Transportation and the City of Milwaukee for the reconstruction of South Whitnall Avenue Bridge over Union Pacific Railroad tracks using Federal and State Aid under the Local Bridge Replacement and Rehabilitation Program, in accordance with the Common Council Resolution File Number 111359 adopted February 28, 2012; and

Whereas, Negotiations have taken place between the Union Pacific Railroad and the Wisconsin Department of Transportation, acting on behalf of the City of Milwaukee, to negotiate a stipulation regarding the reconstruction and maintenance of the

overpass; and

Whereas, The Wisconsin Department of Transportation has forwarded the draft stipulation document to the City of Milwaukee for formal approval and upon approval; the City of Milwaukee will forward the stipulation document to the Wisconsin Department of Transportation for further processing; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the stipulation between the City of Milwaukee, the Wisconsin Department of Transportation and the Union Pacific Railroad, for the reconstruction and maintenance of the South Whitnall Avenue Bridge over the Union Pacific Railroad tracks is hereby approved, a copy of which is attached to Common Council Resolution File Number 141058 and incorporated in this resolution by reference as though set forth therein in full; and, be it

Further Resolved, That the proper City officials are hereby authorized and directed to execute said stipulation on the City's behalf; and, be it

Further Resolved, That minor changes to the stipulation which do not change its intent are hereby approved.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

14. [141093](#) Substitute resolution authorizing the Department of Public Works to amend the contract with the selected design/build team for the City Hall Foundation Restoration Project-Task 2-Phase 1, Design Development and Construction Documents services and related relocation of City staff and storage in the City Hall basement level.

Whereas, Significant repair and restoration work is needed to address deterioration of key exterior elements of City Hall, including wood foundation piles, pile caps, a water recharge system, below-grade hollow sidewalk walls, and structural concrete beams and sidewalk; and

Whereas, On January 20, 2010, the Common Council adopted Resolution File Number 090891, authorizing the Commissioner of Public Works to use the most appropriate method for contracting the City Hall Foundation Restoration (CHFR) Project; and

Whereas, On March 1, 2011, the Common Council adopted Common Council File Number 101367 amending Resolution File Number 090891 such that a contract for the CHFR Project would not be entered into with the Design-Builder until all current issues with the exterior structural integrity of City Hall's terra cotta were resolved; and

Whereas, After DPW had determined City Hall's terra cotta's structural integrity issues had been resolved, the Common Council on July 24, 2012, adopted Resolution File Number 120362, authorizing the Department of Public Works to enter into a contract for the City Hall Foundation Restoration (CHFR) Project-Task 1: Investigation/ Preliminary Engineering Report; and

Whereas, On December 17, 2013, the Common Council adopted Resolution File Number 131055, authorizing the transfer of \$1,450,000 from the CHFR account to the City Hall Terra Cotta Repair (CHTC) Project's account for the final design of the City Hall terra cotta repair, construction administration, post-construction inspection, and a construction contingency; and

Whereas, The completed CHFR Project-Task 1: Investigation/Preliminary Engineering Report found the condition of City Hall's exposed wood piles varies from sound to having an excess of 3 inches of a soft outer shell, and the rate of deterioration of the wood piles and water recharge systems is uncertain at this time; and

Whereas, In the CHFR Project-Task 1: Investigation/Preliminary Engineering Report the Design-Builder recommends a phased approach in the restoration of City Hall's wood pile foundation system with a subsequent phased abandonment of the associated hollow sidewalk and water recharge systems; and

Whereas, The CHFR Project-Task 1: Investigation/Preliminary Engineering Report identified the wood piles/grillage located on the northwest (Phase 1) and northeast (Phase 2) quadrants of City Hall's main building as areas for immediate restoration work; the southeast (Phase 3) and southwest (Phase 4) quadrants of City Hall's main building as areas of recommended future restoration work; and City Hall's south tower (Phase 5) as an area to be continuously monitored; and

Whereas, The City's owner representative, Facility Value Management (FVM), supports the recommendations of the CHFR Project-Task 1: Investigation/ Preliminary Engineering Report; and

Whereas, The CHFR Project's Task 2-Phase 1 includes the following work:

1. The foundation design development and construction documents for City Hall main building's northwest quadrant wood piles and the abandonment of associated hollow walk and water recharge systems in that area.



2. The partial remodeling of City Hall's 1st floor Treasurer's Office to accommodate the department's seasonal tax collection staff and storage both currently located in City Hall's Room B-5.
  3. The temporary relocation of Department of Employee Relations' City Hall Room B-6 training space to an off-site location.
  4. The temporary relocation of City Clerk's Historic Preservation Office from City Hall Room B-4 to Room B-12.
- ; and

Whereas, The Department of Public Works estimates the cost for completing CHFR Project Task 2-Phase 1 Design Development and Construction Document services and related relocation of City staff and storage in City Hall's basement at \$2,100,000; and

Whereas, The CHFR Project account BU110080800 currently has a balance of approximately \$1,200,000 in available funds; and

Whereas, The CHTC Project's construction work will be completed in 2014; and

Whereas, The CHTC Project account BU110000300 currently has a balance of approximately \$500,000 and project account BU110110704 currently has a balance of approximately \$400,000 in available funds; and

Whereas, DPW will request the Finance and Personnel Committee to approve a transfer of the remaining funding in the CHTC Project accounts back to the CHFR Project account; and

Whereas, FVM and the Design-Builder are ready to proceed with the work; now, therefore, be it

Resolved; By the Common Council of the City of Milwaukee, that the Department of Public Works is authorized to enter into a contract with the selected design/build team for the City Hall Foundation Restoration Project-Task 2-Phase 1, Design Development and Construction Documents services and related relocation of City staff and storage in the City Hall's basement level, such work to include the following:

1. The foundation design development and construction documents for City Hall main building's northwest quadrant wood piles and the abandonment of associated hollow walk and water recharge systems in that area.
2. The partial remodeling of City Hall's 1st floor Treasurer's Office to accommodate the department's seasonal tax collection staff and storage, both currently located in City Hall's Room B-5.
3. The temporary relocation of Department of Employee Relations' City Hall B-6

training space to an off-site location.

4. The temporary relocation of City Clerk's Historic Preservation Office from City Hall Room B-4 to Room B-12.

**Sponsors:** THE CHAIR

*Ald. Davis asked to be recorded as voting "no" on this item later in the meeting to be consistent with his vote at committee.*

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

**Aye,** 14 - Ald.Hamilton, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 1 - Ald.Davis

15. [141104](#) Resolution authorizing acceptance of a quit claim deed from Milwaukee County for a portion of the property at 1301 North Water Street for dedication as public right-of-way for street purposes, in the 3rd Aldermanic District.

Whereas, The Milwaukee County has offered to convey and dedicate to the City of Milwaukee ("City") 4,500 square feet of its property at 1301 North Water Street to open East Knapp Street between North Water Street and North Edison Street for use as public right-of-way for street purposes; and

Whereas, Widening East Knapp Street between the Milwaukee River and North Water Street was envisioned as part of the Park East Redevelopment Plan; and

Whereas, The property to be acquired and dedicated as public right-of-way is illustrated in Exhibit A, a copy of which is attached to this Common Council File, and is described below:

Part of Lot 3 in Block 148 of Partition of the Southeast Fraction in the Southeast 1/4 of Section 20, Township 7 North, Range 22 East, City of Milwaukee, Milwaukee County, Wisconsin, described as follows:

Commencing at the southeast corner of said 1/4 Section; thence North 89°34'27" West, along the south line of said 1/4 Section, 842.532 feet to a point; thence North 00°10'59" East 397.187 feet to a point; thence North 00°03'18" West 79.889 feet to the point of intersection of the present westerly line of North Water Street and the present north line of East Knapp Street and the point of beginning of the lands to be described; thence North 89°29'50" West, along said present north line, 171.12 feet to its point of intersection with the present easterly line of North Edison Street; thence North 36°56'47" East, along said present easterly line, 34.81 feet to a point; thence South 89°29'50" East 150.29 feet to a point in the present westerly line of North Water Street; thence South 00°10'59" West, along said present westerly line, 28.00

feet to the point of beginning; and

Whereas, The deed of conveyance, besides conveying property to the City, also will dedicate the conveyed parcel as public right-of-way for public street purposes; and

Whereas, The City Plan Commission has approved the acquisition and dedication of this property as public right-of-way for street purposes; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City is authorized to accept a quit claim deed from Milwaukee County for property necessary to open East Knapp Street between North Water Street and North Edison Street as public right-of-way for street purposes as legally described above and illustrated in Exhibit A.

**Sponsors:** Ald. Kovac

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

16. [141118](#) 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 \$124,000 for a total estimated cost of these projects being \$3,196,000.

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:

2nd Aldermanic District

Alley between W. Capitol Dr., W. Melvina St., N. 64th St., and N. 65th St. (ST212160102): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$135,000. This project is anticipated to be completed during the 2016 construction season.

3rd Aldermanic District

Alley between E. Bradford Ave., N. Prospect Ave., W. Stowell Ave., and E. Webster Pl. (ST212160107): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$8,000). The total estimated cost for this project including the requested amount is \$50,000. This project is anticipated to be completed during the 2016 construction season.

Alley between N. Humboldt Ave., E. Meinecke Ave., N. Weil St., and E. Wright St. (ST212160105): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$105,000. This project is anticipated to be completed during the 2016 construction season.

N. Weil St. - E. Meinecke Ave. to E. Center St. (ST211140133): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$8,000, Additional Funds). The total estimated cost for this project including the requested amount is \$570,000. This project is anticipated to be completed during the 2015 construction season.

#### 5th Aldermanic District

N. 79th St. - N. 78th St. to W. Hope Ave. (ST211140106): 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 \$80,000. This project is anticipated to be completed during the 2015 construction season.

Alley between W. Chambers St., W. Locust St., N. 76th St., and N. 77th St. (ST212060105): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$105,000. This project is anticipated to be completed during the 2016 construction season.

Alley W. Fiebrantz Ave., W. Hope Ave., N. 82nd St., and N. 83rd St. (ST212160103): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$110,000. This project is anticipated to be completed during the 2016 construction season.

#### 9th Aldermanic District

N. Servite Dr. - W. Dean Rd. to W. Wabash Ct. (Including W. Dean Rd., W. Donna Ct., and W. Wabash Ct.) (ST211130106): 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 -- \$12,000, Additional Funds). The total estimated cost for this project including the requested amount is \$220,000. This project is anticipated to be completed during the 2015 construction season.

#### 11th Aldermanic District

Alley between S. Honey Creek Dr., W. River Bend Dr., W. Verona Ct., S. 71st St., and S. 73rd St. (ST212160104): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$81,000. This project is anticipated to be completed during the 2016 construction season.

#### 12th Aldermanic District

Alley between W. Hayes Ave., W. Lincoln Ave., S. 7th St., and S. 8th St. (ST212160109): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$115,000. This project is anticipated to be completed during the 2016 construction season.

Alley between W. Hayes Ave., W. Lincoln Ave., S. 8th St., and S. 9th St. (ST212160108): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$115,000. This project is anticipated to be completed during the 2016 construction season.

#### Various Aldermanic Districts

Area between N. 64th St./N. Avondale Blvd., W. Center St., N. 68th St., and W. Burleigh St.; and the Area between W. Oklahoma Ave., S. 13th St., W. Morgan Ave., and S. 20th St. (ST230130145): Laying concrete walk. Doing all 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 \$1,510,000. This project is anticipated to be completed during the 2014 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 to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

17. [141119](#) Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$945,000 for a total estimated cost of \$1,046,000.

Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions, determining it necessary and in the public interest to construct and levy special assessments for the following improvements:

2nd Aldermanic District

N. 70th St. - W. Capitol Dr. to W. Congress St. (ST211140131) File Number 140278: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (6-8 foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund -- \$35,000; Nonassessable Reconstruction Paving Fund -- \$270,000). The total estimated cost for this project including the requested amount is \$340,000. This project is anticipated to be completed during the 2015 construction season.

## 5th Aldermanic District

N. 77th St. - W. Keefe Ave. to W. Capitol Dr. (ST211140108) File Number 120112: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (9 foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund -- \$29,000; Nonassessable Reconstruction Paving Fund -- \$225,000). The total estimated cost for this project including the requested amount is \$285,000. This project is anticipated to be completed during the 2015 construction season.

N. 90th St. - W. Burleigh St. to W. Auer Ave. (ST211140141) File Number 120856: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (6 foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund -- \$7,500; Nonassessable Reconstruction Paving Fund -- \$70,000). The total estimated cost for this project including the requested amount is \$86,000. This project is anticipated to be completed during the 2015 construction season.

Alley between W. Capitol Dr., W. Melvina St., N. 96th St., and N. 98th St. (ST212150109) File Number 131585: Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where needed. (Assessable Alley Paving Fund -- \$20,500; Nonassessable Alley Paving Fund -- \$60,000). The total estimated cost for this project including the requested amount is \$90,000. This project is anticipated to be completed during the 2015 construction season.

## 14th Aldermanic District

E. Pryor Ave. - A point east of S. California St. to S. Kinnickinnic Ave. (ST21190238) File Number 121331: Concrete pavement reconstruction, replace all curb and gutter (narrow the roadway from 40' to 36'), replace sidewalk and driveway approaches where necessary, sodding (6 foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund -- \$8,000; Nonassessable Reconstruction Paving Fund -- \$220,000). The total estimated cost for this project including the requested amount is \$245,000. This project is anticipated to be completed during the 2015 construction season.

; and

Whereas, The report of the Commissioner of Public Works has been filed with the City Clerk; and

Whereas, Notices have been sent to all interested persons and public hearings held; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works' Report, as amended at said Public Hearing, is approved and the properties therein identified are benefited; and, be it

Further Resolved, That said Commissioner of Public Works is authorized and directed to proceed with said work in accordance with said report 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; and, be it

Further Resolved, That the proper departments take such action as is required of them to assess the abutting or adjacent properties and collect such assessment in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances; and, be it

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

Further Resolved, That the projects do not involve any parcels of agricultural land which are eligible for deferred special assessments under the provisions of Section 14.30 of the Milwaukee City Charter; 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 projects: N. 70th St. (ST211140131), N. 77th St. (ST211140108), N. 90th St. (ST211140141), Alley W. Capitol Dr. (ST212150109), and E. Pryor Ave. (ST21190238) will be billed after January 1, 2017, but not before 12 months after the project contract has been completed; and, be it

Further Resolved, that project E. Pryor Ave. (ST21190238) is to be allocated in the 2015 budget; and, be it

Further Resolved, That if surplus 2014 funds become available, some or all of the 2015 budget projects may be funded with 2014 funds; and, be it

Further Resolved, That the following project be deleted from the 2015 Paving Program: S. 83rd St. (ST211140110) and E. Potter Ave. (ST211140176).

**Sponsors:** THE CHAIR



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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

18. [141120](#) 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 \$136,000 for a total estimated cost of these projects being \$1,528,000.

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:

6th Aldermanic District

W. Concordia Ave. - N. 20th St. to 115 feet m/l east of N. 21st St. (SM495140093): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$38,000. This project is anticipated to be completed during the 2015 construction season.

N. Richards St. - E. Capitol Dr. to E. Hope Ave. (SM495140092): Sanitary Sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$78,000. This project is anticipated to be completed during the 2015 construction season.

7th Aldermanic District

N. 37th St. - W. Nash St. to W. Vienna Ave. (SM495140090): Relaying storm sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$157,000. This project is anticipated to be completed during the 2015 construction season.

10th Aldermanic District

N. 60th St. - W. Lloyd St. to W. Wright St. (SM495140089): Combined large diameter sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$20,000). The total estimated cost for this project including the requested amount is \$619,000. This project is anticipated to be completed during the 2015 construction season.

## 15th Aldermanic District

W. Walnut St. - N. 24th Pl. to N. 26th St. (SM495140094): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$241,000. This project is anticipated to be completed during the 2015 construction season.

N. 14th St. - W. North Ave. to W. Meinecke Ave. (SM495140091): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$12,000). The total estimated cost for this project including the requested amount is \$195,000. This project is anticipated to be completed during the 2015 construction season.

## Various Aldermanic Districts

Bridge Safety Inspection (BR100140102): Federal and State mandated safety inspection of in-service bridges. (City Share Non-assessable Structure Fund -- \$50,000, Additional Funds) (File Number 131242). The total estimated cost for this project including the requested amount is \$200,000. This project is anticipated to be completed during the 2014 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 to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

19. [141121](#) Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$4,989,000 for a total estimated cost of these projects being \$5,425,000.

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:

#### 1st Aldermanic District

Area bounded by W. Capitol Dr., W. Cornell St., N. Green Bay Ave., and N. 24th Pl. (SM494130206) File Number 131076: Sanitary Sewer lining. (Infiltration/Inflow Reduction Fund -- \$1,940,000). The total estimated cost for this project including the requested amount is \$1,965,000. This project is anticipated to be completed during the 2015 construction season.

Area bounded by W. Hampton Ave., Lincoln Creek Pkwy., N. 23rd St., and N. Teutonia Ave. (SM494130208) File Number 131076: Sanitary Sewer lining. (Infiltration/Inflow Reduction Fund -- \$595,000). The total estimated cost for this project including the requested amount is \$615,000. This project is anticipated to be completed during the 2015 construction season.

N. 27th St. - W. Custer Ave. to 450 feet m/l south of W. Rohr Ave. (SM495140051) File Number 140039: Sanitary Sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$61,000). The total estimated cost for this project including the requested amount is \$73,000. This project is anticipated to be completed during the 2015 construction season.

N. 41st St. - W. Lancaster Ave. to 370 feet m/l north of W. Lancaster Ave. (SM495100246) File Number 101095: Sanitary Sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$23,000). The total estimated cost for this project including the requested amount is \$38,000. This project is anticipated to be completed during the 2015 construction season.

#### 6th Aldermanic District

Area bounded by W. Capitol Dr., W. Keefe Ave., N. Richards St., and N. 8th St. (SM494140204) File Number 140039: Sanitary Sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$2,200,000). The total estimated cost for this project including the requested amount is \$2,225,000. This project is anticipated to be completed during the 2015 construction season.

#### 10th Aldermanic District

Dineen Park Trash Rack (SM495140086) File Number 140818: Relaying storm sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$120,000). The total estimated cost for this project including the requested amount is \$125,000. This project is anticipated to be completed during the 2014 construction season.

Various Aldermanic District

Seal coating of various streets by contract (ST211140163) File Number 140149: (Nonassessable Reconstruction Paving Fund -- \$50,000, Additional Funds). The total estimated cost for this project including the requested amount is \$384,000. This project is anticipated to be completed during the 2015 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 to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

20. [141123](#) Substitute resolution relating to an Operating Agreement with Milwaukee Marathon, Inc., for the staging of the inaugural Milwaukee Marathon in the City of Milwaukee. Whereas, Milwaukee Marathon, Inc., has proposed the staging of a large marathon (distance-running) event -- the "Milwaukee Marathon" -- entirely within the boundaries of the City of Milwaukee; and

Whereas, The inaugural Milwaukee Marathon would take place in November, 2015, starting and finishing at the lakefront; and

Whereas, Milwaukee Marathon, Inc., believes that between 5,000 and 10,000 runners would participate in the Milwaukee Marathon in its first year, and has a goal

of attracting 20,000 runners annually within 5 years; and

Whereas, The economic impact of this type of event on Milwaukee would be substantial, with thousands of participants and their families using or visiting Milwaukee's hotels, restaurants and tourist attractions; and

Whereas, The staging of the Milwaukee Marathon would also require significant City resources, particularly Milwaukee Police Department and Department of Public Works resources relating to traffic control before, during and after the event; and

Whereas, Section 105-55.5 of the Code of Ordinances defines a "special event" as "any planned extraordinary, temporary use of the public right of way or public premises of 25 people or more including but not limited to parades, processions, demonstrations, bicycle or foot races, festivals and block parties"; and

Whereas, Any person, group, organization or association, other than a city official for city business, desiring to hold a special event on the public right-of-way shall apply for a special event permit under s. 105-55.5; and

Whereas, Section 105-55.5-2-c establishes the process and criteria for approval or denial of a special event permit application; and

Whereas, The Commissioner of Public Works is authorized to approve or deny special event permit applications according to the criteria set forth in s. 105-55.5-2-c-1 to 11; and

Whereas, In the absence of an Operating Agreement between the City and Milwaukee Marathon, Inc., a special event permit would not meet the criteria in s. 105-55.5-2-c-1 because the Milwaukee Marathon is of such a size or nature requiring the diversion of so great a number of police officers, ambulances or other emergency services as to deny reasonable emergency services to the city as a whole; and

Whereas, In the absence of an Operating Agreement between the City and Milwaukee Marathon, Inc., a special event permit would not meet the criteria in s. 105-55.5-2-c-2 because the time, route, size and nature of the Milwaukee Marathon will unreasonably disrupt the safe and orderly use of any street or any public place, or material portion thereof, which is ordinarily subject to great congestion or traffic at the proposed time, or substantially interrupt the safe and orderly movement of other traffic; and

Whereas, The Common Council finds that City of Milwaukee taxpayers should not be required to bear the costs of City services provided to support the Milwaukee

Marathon, but, rather, that the City should fully recover those costs from the event sponsor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City Attorney is directed to prepare an Operating Agreement between the City and Milwaukee Marathon, Inc., for the staging of the inaugural Milwaukee Marathon in November, 2015; and, be it

Further Resolved, That the City Attorney shall prepare this Operating Agreement within 30 days of Common Council adoption of this resolution; and, be it

Further Resolved, That the proper City departments, including the Police Department, Fire Department and Department of Public Works, are directed to assist the City Attorney in the preparation of the Operating Agreement; and, be it

Further Resolved, That the provisions of the Operating Agreement shall include, but not be limited to, the following:

1. Milwaukee Marathon, Inc., shall provide evidence of its capability to organize and stage a large, successful marathon, including its possession of sufficient funding to organize and hold a large marathon and sufficient staffing for safe and efficient staging of the event.
2. At least 180 days prior to the event date, Milwaukee Marathon, Inc., shall provide a detailed map of the proposed route, which shall be subject to the satisfaction of the Commissioner of Public Works. The Commissioner shall have the authority to modify the route, time and place of the event pursuant to s. 105-55.5-2-c of the Code of Ordinances.
3. Milwaukee Marathon, Inc., shall submit a complete permit application containing all information required in s. 105-55.5-2-b at least 60 days prior to the event date.
4. To ensure full cost recovery by the City, Milwaukee Marathon, Inc., shall pay the City, at least 60 days prior to the event date, for the estimated City staff time and expenses relating to the staging of the Milwaukee Marathon, as determined by the City ("the Estimate"). If the City's actual expenses exceed the Estimate, Milwaukee Marathon, Inc., shall pay the remaining balance upon invoice by the City.
5. The Police Department and Department of Public Works shall provide Milwaukee Marathon, Inc., with the special-event support, traffic barricades, post-event route clean-up and other City services needed to successfully stage a large marathon.
6. In the event that the City does not have sufficient traffic control equipment,

including, but not limited to, barricades and signage, for the entire marathon route, Milwaukee Marathon, Inc., shall provide the traffic control equipment needed, with such traffic control equipment meeting any specifications established by the City.

7. Milwaukee Marathon, Inc., shall provide insurance, in a form and amount satisfactory to the City Attorney, and shall hold the City harmless from liability and claims associated with the event.

8. Milwaukee Marathon, Inc., shall provide a description of the provisions it will make for first aid and emergency medical treatment during the event, satisfactory to the Commissioner of Public Works, Chief of Police and Fire Chief.

9. Milwaukee Marathon, Inc., shall publicize the Milwaukee Marathon throughout the city, particularly in the aldermanic districts in which the race will be held, and shall provide information to alert residents and motorists along the event route of street closings, detours and potential delays.

10. Issuance of a special event permit by the City shall be contingent upon Milwaukee Marathon, Inc., satisfying its obligations under the Operating Agreement.

; and, be it

Further Resolved, That the City Attorney shall submit the draft Operating Agreement to the Common Council for its review and approval; and, be it

Further Resolved, That the Commissioner of Public Works is authorized to execute the Operating Agreement only upon approval of the draft Operating Agreement by the Common Council.

**Sponsors:** Ald. Bohl, Ald. Wade and Ald. Davis

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

21. [141136](#) Resolution authorizing the City Engineer to apply for a State of Wisconsin Department of Natural Resources Municipal Flood Control Grant, on behalf of Milwaukee Metropolitan Sewerage District, to acquire and raze the property at 980 West College Avenue and restore the area as an open space to prevent future flood related damages.

Whereas, The property at 980 West College Avenue, identified as a severely flood prone property, has had repetitive flood damages, including during the 2008 and 2010 storm events; and

Whereas, The property is located on the flood plain of the North Branch Oak Creek, of which Milwaukee Metropolitan Sewerage District (MMSD) has jurisdiction over and has determined that the only viable solution to the flooding problem at the property is to acquire the property and raze the structure; and

Whereas, The City of Milwaukee (City) qualifies to apply for a Municipal Flood Control grant from the State of Wisconsin Department of Natural Resources (DNR) on behalf of MMSD to acquire and raze the property; and

Whereas, The DNR would provide a maximum cost share of 70% of the total project cost of \$457,500, with MMSD share of \$137,250 and grantor share not to exceed \$320,250; and

Whereas, The property is being acquired with the consent of the of the property owner; and

Whereas, The City and MMSD will allow DNR staff access to inspect the site; and

Whereas, MMSD will maintain records documenting all expenditures made during the Municipal Flood Control Grant project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the City Engineer is authorized to apply for a 2014 Municipal Flood Control Grant on behalf of MMSD; and, be it

Further Resolved, A signed Environmental Hazard Assessment form is included in the application; and, be it

Further Resolved, That the City Engineer is authorized to sign and submit a grant agreement between the City, on behalf of MMSD, and the DNR; and, be it

Further Resolved, That the City Engineer is the authorized agent for the City of Milwaukee for the purpose of entering into a 2014 Municipal Flood Control Grant agreement between the City, on behalf of MMSD, and the DNR.

**Sponsors:** Ald. Witkowski

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



**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

22. [141145](#) Resolution amending Common Council file 060390 relative to application, acceptance, and funding of the Transportation Harbor Assistance Grant for the Port of Milwaukee for Liquid Cargo Pier Rehabilitation & related work.

Whereas, Common Council file 063090 authorized the Port of Milwaukee to apply for, accept, and fund Transportation Harbor Assistance Grant for the Port of Milwaukee for Liquid Cargo Pier Rehabilitation & related work; and

Whereas, The operation of this project from October 29, 2014 to December 31, 2015 is estimated to cost approximately \$1,500,000 with \$1,200,000 coming from the Wisconsin Department of Transportation, Harbor Assistance Fund and \$300,000 coming from the 2014 capital budget; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Port of Milwaukee is authorized to accept the grant without further approval unless terms of the grant change as indicated in the Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized and directed to create the appropriate Capital Grant Project account within the Port Capital Projects Fund 0481, and transfer the City share of \$300,000 from the capital project account PT180000200, Pier Berth Channel Improvements, and transfer the grantor share of \$1,200,000 from the appropriate Special Projects Fund

Capital Grantor Appropriations  
Project SP032140100  
Fund 0306  
Organization 9990  
Program 0001  
Amount \$1,200,000

City Match Funds  
Project PT180000000 to Project PT180000400  
Fund 0481  
Organization 4280  
Program 0001  
Amount \$300,000

; and, be it

Further Resolved, That the Port of Milwaukee is authorized to expend these funds for the specified purpose as indicated in the grant agreement; and, be it

Further Resolved, That the Municipal Port Director is the representative of the Board of

Harbor Commissioners authorized to sign agreements, forms, claims and other required

documents binding upon said Board in connection with the application for the Wisconsin

Harbor Assistance Program funds; and, be it

Further Resolved, That the City of Milwaukee hereby accepts all responsibilities for the

operation and maintenance of the Project upon completion of the work funded under a

Harbor Assistance Program grant; and, be it

Further Resolved, That the City of Milwaukee hereby agrees that it will provide such amounts of matching funds as may be required (up to a maximum amount of \$300,000)

upon the signing of a grant agreement and at a time and manner specified by the Wisconsin Department of Transportation in the Grant Agreement; and, be it

Further Resolved, That the proper City officials and/or the Municipal Port Director are

hereby authorized to enter into contracts, engage consultants and take whatever steps are necessary to complete the Grant without further Common Council approval.

**Sponsors:** Ald. Bauman

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

CONFIRMATION OF THE FOLLOWING:

23. [141062](#) Reappointment of Craig Mastantuono to the Harbor Commission by the Mayor. (3rd Aldermanic District)

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

24. [141063](#) Reappointment of Ron San Felippo to the Harbor Commission by the Mayor.  
(4thAldermanic District)

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

25. [141081](#) Communication relating to the public passenger vehicle inspection process.

**Sponsors:** THE CHAIR

**A motion was made by ALD. BAUMAN that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

26. [141137](#) Communication relating to the third quarter report of MATA Community Media for 2014.

**Sponsors:** THE CHAIR

**A motion was made by ALD. BAUMAN that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

27. [141165](#) Communication from the Department of Public Works relating to the City Hall Foundation Restoration Project.

**Sponsors:** Ald. Bauman

**A motion was made by ALD. BAUMAN that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

28. [141166](#) A communication from the Department of Public Works relating to the impact of special events on cultural and entertainment facilities.

**Sponsors:** Ald. Bauman

**A motion was made by ALD. BAUMAN that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

## THE FINANCE &amp; PERSONNEL COMMITTEE RECOMMENDS:

## PASSAGE OF THE FOLLOWING:

29. [140855](#) A substitute ordinance to further amend the 2015 offices and positions in the City Service.
- The Mayor and Common Council of the City of Milwaukee do ordain as follows:
- Part 1. Section 1 of ordinance File Number 140624 relative to offices and positions in the City Service is hereby amended as follows:
- Under “Health Department”, add footnote “(B)” to read as follows:
- “To expire 12/31/15 unless the Sexually Transmitted Diseases Grant-HIV Prevention, available from the State of Wisconsin Department of Health Services, is extended.”;
- Amend footnote “(C)” to read as follows:
- “To expire 12/31/15 unless the Women’s, Infant’s and Children’s Grant, available from the Wisconsin Department of Health Services, is extended.”;
- Amend footnote “(F)” to read as follows:
- “To expire 12/31/15 unless the Sexually Transmitted Diseases Grant-STD Infertility Prevention, available from the State of Wisconsin Department of Health Services, is extended.”;
- Amend footnote “(J)” as follows:
- “To expire 12/31/15 unless the Maternal and Child Health Grant is extended.”;
- Amend footnote “(Z)” as follows:
- “To expire 12/31/15 unless the Childhood Lead Detection Grant is extended.”;
- Amend footnote “(DD)” as follows:
- “To expire 12/31/15 unless the Immunization Action Plan Grant is extended.”;
- Amend footnote “(HH)” as follows:
- “To expire 12/31/15 unless the Hepatitis B Immunization Grant is extended. A portion of the Health Interpreter Aide may be funded by the Immunization Action Plan

Grant.”;

Amend footnote “(BBB)” to read as follows:

“To expire 12/31/15 unless the Dual Protection Partnership Initiative from the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and the Family Planning Health Services, Inc. (FPHS, Inc.) is extended. Funds one position of Communicable Disease Specialist position in the STD Clinic. May partially fund one position of Nurse Practitioner position.”; and

Amend footnote “(HHH)” as follows:

“To expire 12/31/15 unless the Medical Assistance (MA) Outreach Forward Health Grant from the State of Wisconsin Department of Health Services is extended. Partially funds one position of Public Health Educator II.”.

Under “Disease Control and Environmental Health Services Division, Sexually Transmitted Disease Clinic”, delete ten positions of “Communicable Disease Specialist (X)(F)(BBB)(DDD)” and add nine positions of “Communicable Disease Specialist (X)(B)(F)(BBB)(DDD)”.

Under “Family and Community Health Services Division, Women’s, Infant’s and Children’s Nutrition Program Grant (C)”, delete three positions of “Clinic Assistant (X)(C)” and add four positions of “Clinic Assistant (X)(C)”.

Part 2. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

The provisions of all other parts of this ordinance are deemed to be in force and effect from and after the first day of the first pay period following passage and publication.

Part 3. This ordinance will take effect and be in force from and after its passage and publication.

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

30. [140873](#) A substitute ordinance relating to a periodic property inspection program to monitor

properties for compliance with any variance, special use or limited use, any plan of operation, landscape plan or site plan approved by the board of zoning appeals, and any conditions set forth in the written decisions of the board of zoning appeals.

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

Part 1. Section 295-309-2 of the code is amended to read:

295-309. Enforcement. 2. PERMIT REVOCATION. Any permit issued by the commissioner of [[city development]] >>neighborhood services<< under the terms of this chapter may be revoked by the commissioner of neighborhood services whenever any of the conditions under which the permit was issued are not complied with.

Part 2. Section 295-309-4 of the code is renumbered 295-309-4-a.

Part 3. Section 205-309-4-a-0 of the code is created:

a. Correction of Violation.

Part 4. Section 295-309-4-b of the code is created to read:

b. Periodic Property Inspection Program. b-1. The commissioner of neighborhood services shall establish a periodic property inspection program to monitor properties to confirm that activities and uses of the properties are in compliance with any variance, special use or limited use, any plan of operation, landscape plan or site plan approved by the board of zoning appeals, and any conditions set forth in the written decisions of the board of zoning appeals.

b-2. Inspection intervals shall be determined by the commissioner of neighborhood services based on the nature of the business or operation and its potential for negative impacts upon the health, safety and welfare of the public and the impacts on the quality of life within the immediate neighborhood and surrounding community. The commissioner of neighborhood services reserves the right to increase inspection intervals at a property in the case of documented non-compliance.

Part 5. Section 295-309-6 of the code is amended to read:

6. PENALTIES. Any person, firm or corporation that owns, controls or manages any premises on which there shall be placed or there exists anything in violation of this chapter, assists in the commission of any violation of this chapter, builds contrary to the plans or specifications submitted to and approved by the commissioner >>of neighborhood services<< or omits, neglects or refuses to do any act required by this chapter shall be subject to revocation of such person's permit, certificate of occupancy or previous approval as provided in s. 200-31 and to injunction as

provided in s. 200-19-3. In addition, such person shall be subject to penalties as provided in s. 200-19-1 and 2 or a code enforcement fee as provided in s. 200-33-8.8 assessed against the subject property, which may be collected and assessed as a special charge.

**Sponsors:** Ald. Bohl

**A motion was made by ALD. KOVAC that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

31. [140909](#) A substitute ordinance relating to the standards for residential rental certificates.

**Sponsors:** Ald. Bauman

*Ald. Coggs moved to substitute the file with Proposed Substitute C to address concerns brought up by the Apartment Association of Southeastern Wisconsin following the committee hearing.*

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

- [140909](#) A substitute ordinance relating to the standards for residential rental certificates.

Whereas, The residential units in the area beginning with the intersection of Congress Street and 87th Street, south one block to Marion Street, west along Marion Street to a point midway between 91st and 92nd Streets, north back to Congress Street, and east on Congress Street back to the starting point are on average 57 years old while the city average is 84 years old; and

Whereas, The residential buildings in this area that are rental are 50% of the total residential buildings compared to 37% citywide; and

Whereas, The residential units in this area are 63% rental, compared to 58% citywide; and

Whereas, 66% of the code and nuisance complaints in this area occur at rental properties while the city average is 63%; and



Whereas, 74% of the properties that are designated nuisance properties under s. 80-10 of the code are found in violation of the building maintenance or zoning code provisions compared to 6.7% of the residential properties in the city; and

Whereas, Safety education and related inspection programs are known to reduce the number and severity of fires in residential occupancies; now, therefore

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

Part 1: Section 200-53-1 of the code is amended to read:

200-53. Residential Rental Certificate. 1. PURPOSE. Pursuant to s. 62.11 (5), Wis. Stats., and s. 4-10 of the Milwaukee city charter, the common council is responsible for the management and control of city property, acting for the good order of the city and the health, safety and welfare of the public. The common council has determined that there is a need to enact legislation requiring residential rental certificates to protect the public because residential rental dwelling units in the areas defined by [[census tracts 99-102,117-120 and the western portion of census tracts 103 and 116, with the eastern boundary defined by interstate I-43; and those bounded by Edgewood Ave. to Newberry Blvd. and Cambridge Ave. to Hackett Ave.]] >>sub. 2-d<<are in need of inspection to prevent deterioration, taking into account the density of rental units, age of buildings, percentage of complaints occurring at rental units, and condition of the units in the area. Frequent inspection of these units is necessary to maintain safe, decent and sanitary living conditions for residents living in the rental units and to protect the investment made by the city in the area defined by [[census tracts 99-102,117-120 and the western portion of census tracts 103 and 116, with the eastern boundary defined by interstate I-43, and due to high tenant turnover in the area bounded by Edgewood Ave. to Newberry Blvd. and Cambridge Ave. to Hackett Ave.]] >>sub. 2-d<<.

Part 2. Section 200-53-2-a of the code is amended to read:

2. DEFINITIONS. In this section:

a. "Building maintenance code" means that portion of the building code which establishes the minimum requirements and standards of health, sanitation, safety and occupancy for residential property. These regulations governing the condition and maintenance of residential property, and the responsibility of property owners are set forth in [[ss. 275-32 to 275-82]] >>ch. 275<<.

Part 3. Section 200-53-2-d-3 of the code is created to read:

d. "Designated residential area" means:

d-3. The area defined as inspection district 3, the boundary of which starts at the intersection of 87th and Congress Sts., thence southward to the intersection of 87th and Marion Sts., thence westward on Marion St. to a point midway between 91st and 92nd Sts., thence northward to Congress St., thence eastward on Congress St. to the point of beginning.

Part 4. Section 200-53-2-m to o of the code is created to read:

m. "Habitability violation" means a condition that a landlord is required to disclose to a prospective tenant under state administrative rules related to residential rental practices.

n. "Nuisance property" means a dwelling that, within the prior year, has been either of the following:

n-1. Determined to be a nuisance under s. 80-10-3-a-1, and the time for appealing the determination has passed or the determination was upheld on appeal.

n-2. Subject to an order from the chief of police to modify an abatement plan under s. 80-10-3-a-2.

o. "Chronic nuisance premises" means a dwelling that, within the prior 2 years, has qualified under s. 80-10-6.

Part 5. Section 200-53-3-a and b of the code is amended to read:

### 3. RESIDENTIAL RENTAL CERTIFICATE REQUIRED.

a. The owner of a dwelling within the designated residential area shall apply for a residential rental certificate for each [[unit in order to rent the unit]] >>unit within the dwelling<<. Unless a unit has a valid residential rental certificate or temporary residential rental certificate, no owner of the unit shall permit any person to occupy the unit as a tenant or otherwise. A residential 2-family building that is owner-occupied is exempt from this requirement.

b. Changes in ownership interest as the result of a sale, transfer or conveyance of a dwelling within the designated residential area >>,nuisance property, or chronic nuisance premises<< will require the new owner within 30 days of sale, transfer or conveyance, to apply for a residential rental certificate, subject to the provisions of sub. 6-e.

Part 6. Section 200-53-4-a of the code is repealed and recreated to read:

### 4. APPLICATION.

a. An application for a certificate shall state the owner's legal name, phone number and date of birth, state the street address of the dwelling to be inspected, be signed by the owner, and be filed with the department on forms provided by the department in

accordance with the following deadlines:

- a-1. Not more than 30 days after January 1, 2015, if the dwelling is located in inspection district 3, or the dwelling is a nuisance property or chronic nuisance premises.
- a-2. Not less than 30 days prior to the expiration of an issued certificate.
- a-3. Not less than 30 days before converting a building into a dwelling.
- a-4. Not more than 30 days after acquiring a 2-family building that was exempt from the requirements of this section.
- a-5. Not more than 30 days after the dwelling is determined to be a nuisance property or qualifies as a chronic nuisance premises.

Part 7. Section 200-53-5-a of the code is amended to read:

#### 5. INSPECTION.

- a. ~~[[Upon application, the]]~~ >>The department shall inspect the condition of the dwelling for habitability violations and << compliance with the building maintenance and zoning code. The department shall make the inspection within 60 days of the date of application unless another date is mutually agreed upon by the department and the owner. Failure to provide access to the property on the agreed inspection date will subject the property owner to the fees specified in s. 200-33-49.5-d. The owner shall inform the tenant of the unit and place a posting on the door of the unit stating the date and time of the inspection at least 2 days prior to the inspection.

Part 8. Section 200-53-5-d of the code is created to read:

- d. Properties subject to the requirements of this section shall be exempt from the certificate of code compliance requirement in s. 200-52.

Part 9. Section 200-53-6-a to f of the code is amended to read:

#### 6. ISSUANCE OF CERTIFICATES.

- a. >>Four-year certificate.<< The department shall issue a >>4-year<< residential rental certificate only ~~[[after]]~~ >>if the dwelling is not a nuisance property or chronic nuisance premises and only << ~~[[it has inspected the dwelling or unit and found]]~~ >>if the initial inspection of a dwelling or unit reveals no habitability violations or disqualifying violations.<< ~~[[that its observable conditions conform to the building maintenance and zoning codes and that there are no outstanding orders against it. The certificate shall be valid for 4 years from the date of issuance if the inspection discovered no disqualifying violations.]]~~
- b. >>One-year certificate.<< If upon >>initial<< inspection of the dwelling or unit the department finds >>no habitability violations, but finds<< one or more disqualifying violations >>or that the dwelling or unit does not conform to the building maintenance code or zoning code<<, then the department shall issue a one-year residential rental

certificate. [[only once all observable conditions conform with the building maintenance and zoning codes.]] >>If upon inspection of the dwelling or unit, the department finds one or more habitability violations, then the department shall issue a one-year residential rental certificate only after all habitability violations have been corrected.<<

c. >>Reinspection<<. The commissioner may [[issue a temporary certificate if, in the commissioner's opinion, the outstanding violations do not constitute a hazard to the occupants of the dwelling or unit and if a work plan to correct the violations is submitted and approved by the commissioner. The temporary certificate shall be valid for 30 days and the commissioner may grant an extension if a revised work plan to correct the violations is submitted and approved by the commissioner. Failure to abate violations discovered resulting from inspection associated with the application for the certificate shall invalidate the temporary certificate, and no owner of the dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise >>reinspect a dwelling after 30 days if disqualifying violations are observed during an inspection and assess reinspection fees under s. 200-33-48<<.

d. >>Revocation.<< If after issuance of a 4-year certificate the >>dwelling becomes a nuisance property or chronic nuisance premises or the<< department subsequently finds the dwelling or unit has disqualifying violations >>, habitability violations<< or a pattern of repeated building or zoning code violations, the department may revoke the 4-year certificate and in lieu thereof issue a one-year certificate after [[the]] >>any habitability<< violations have been corrected. The dwelling or unit shall again be eligible for a 4-year certificate only upon the expiration of the [[annual]] >>one-year<< certificate, and as of the first subsequent annual inspection, no disqualifying violations >>or habitability violations<< are found. The commissioner may also revoke either a 4-year or one-year certificate if he or she determines that violations are of a critical nature that constitute an unsafe or unfit condition that results in orders issued under s. 200-11-5 or 200-12.5.

e. >>Transfer of Property.<< In the event of a sale, transfer or conveyance of a property within 3 months of the initial issuance of the certificate, the certificate may be transferred to the new owner until the end of a certificate valid for one year, or one year from the date of issuance of the certificate in the case of a 4 year certificate, provided the new owner submits an application as required by sub. 4. No inspection shall be required pursuant to this paragraph.

f. >>Occupancy Without Certificate.<< No owner of the dwelling or unit in the designated inspection districts which does not possess a valid rental certificate for that dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise. >>No owner of a dwelling that is a nuisance property or chronic nuisance premises which does not possess a valid rental certificate for that dwelling or unit shall permit any person to occupy the dwelling or unit as a tenant or otherwise.<< Upon discovery of units occupied without a certificate the department will initiate enforcement action to gain access to the property, including inspection warrants, to determine code compliance.

Part 10. Section 200-53-10 of the code is amended to read:

10. REVOCATION. A >>residential rental<< certificate [[of residential rental code compliance]] may be revoked at the discretion of the commissioner if violations which are considered to be an unfit or unsafe condition pursuant to sub. 6-d are observed during a [[complaint investigation]] >>subsequent inspection<<.

Part 11. Section 200-53-13-a of the code is amended to read:

13. PENALTY.

a. An owner failing to apply for a residential rental certificate [[of compliance]] shall be subject to forfeiture of >>not less than<< \$100 for the first failure to apply. The owner shall be subject to a forfeiture of >>not less than<< \$150 for failure to respond to each subsequent notice to apply which shall be sent by the department.

Part 12. This ordinance takes effect January 1, 2015.

**Sponsors:** Ald. Bauman and Ald. Coggs

**A motion was made by ALD. COGGS that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

32. [141056](#) A substitute ordinance relating to employee benefits for the position of city laborer. Whereas, On October 14, 2014, the Common Council approved amending the 2014 Salary and Position Ordinances to combine the titles of City Laborer (Seasonal) and City Laborer (Regular) into the title of City Laborer; now, therefore

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

Part 1. Section 350-237-3-b-0 and c-0 of the code is amended to read:

350-237. Exclusion from Benefits.

3. BENEFITS PROVIDED.

b. City laborers [[(seasonal)]] who have not completed 2,080 hours of employment shall be eligible for the following employee benefits upon appointment:

c. City laborers [[(seasonal) who become city laborers (regular) after completing 2,080 hours of work]] shall become eligible for the following additional employment benefits>>after completing 2,080 hours of work<<:

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

33. [141132](#) A substitute ordinance to further amend the 2014 offices and positions in the City Service.

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

Part 1. Section 1 of ordinance File Number 130420 relative to offices and positions in the City Service is hereby amended as follows (Effective Pay Period 1, 2014 - December 22, 2013):

Under “Department of Public Works - Water Works, Water Quality Organization”, add one position of “Water Quality Operations Manager (X)”.

Part 2. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 3. The provisions of Part 1 of this ordinance are deemed to be in force and effect from and after Pay Period 1, 2014 (December 22, 2013).

The provisions of all other parts of this ordinance are deemed to be in force and effect from and after the first day of the first pay period following passage and publication.

Part 4. This ordinance will take effect and be in force from and after its passage and publication.

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

ADOPTION OF THE FOLLOWING:

34. [141091](#) Resolution authorizing the sale and issuance of General Obligation Refunding Notes

and Bonds.

Whereas, The City of Milwaukee (the "City") has issued the following General Obligation bonds (the "Outstanding Bonds"):

| Dated     | Date | Series | Outstanding | 1st Redemption Date |
|-----------|------|--------|-------------|---------------------|
| 3/23/2005 | 2005 | B2     | \$4,135,000 | 2/15/2015           |
| 6/7/2005  | 2005 | A5     | 29,325,000  | 3/1/2015            |
| 12/1/2005 | 2005 | B10    | 7,635,000   | 8/15/15             |
| 8/29/2012 | 2012 | F9     | 15,000,000  | 7/1/15              |
| 8/29/2012 | 2012 | V10    | 15,000,000  | At any time         |

; and

Whereas, The Common Council is interested in refunding a portion of the Outstanding Bonds; and

Whereas, other general obligation debt of the City is sold from time to time, and it is advantageous to combine the issuance of various general obligation debt into one offering; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that it hereby and herewith authorizes the Commission to issue and sell at a private or public sale General Obligation Refunding Bonds and/or Promissory Notes (the "Bonds") under the provisions of § 67.04(3), § 67.05(15), § 67.08(2), and § 67.12(12), Stats., for the purpose of refunding all or parts of the Outstanding Bonds, subject, however, to the terms and conditions hereinafter enumerated; and, be it

Further Resolved, That the Bonds shall;

- (1) be in one or more series of bonds in an aggregate amount not to exceed \$71,095,000;
  - (2) bear interest at a maximum coupon rate not to exceed 7.00% per annum;
  - (3) have a maximum True Interest Cost Rate (TIC) not to exceed 6.00%;
  - (4) be sold at a price of not less than 99% of the principal amount thereof plus accrued interest thereon from their date to the date of delivery and payment therefor;
- and
- (5) be issued on or before June 1, 2016; and, be it

Further Resolved, That the Outstanding Bonds to be considered for refunding, and if refunded, would be called for redemption on the first available redemption date at a redemption price of par plus accrued interest to the date fixed for redemption, are hereby designated as follows:

---

| Dated Date | Series   | Callable Bonds | 1st Redemption Date |
|------------|----------|----------------|---------------------|
| 3/23/2005  | 2005 B2  | \$4,135,000    | 2/15/2015           |
| 6/7/2005   | 2005 A5  | 29,325,000     | 3/1/2015            |
| 12/1/2005  | 2005 B10 | 7,635,000      | 8/15/15             |
| 8/29/2012  | 2012 F9  | 15,000,000     | 7/1/15              |
| 8/29/2012  | 2012 V10 | 15,000,000     | At any time         |

; and be it

Further Resolved, That the Commissioners of the Public Debt shall determine the series and maturities of the Outstanding Bonds to be refunded (the “Refunded Bonds”); and, be it

Further Resolved, That the Bonds, if sold at a private sale, shall be sold to the Public Debt Amortization Fund, and/or such underwriter(s) as is (are) selected by the Commissioners of the Public Debt in accordance with a Bond Purchase Agreement approved by the Commissioners of the Public Debt. Such agreement, as required if a private sale is utilized, is hereby approved in the form as executed and delivered by the proper City officers who are hereby authorized and directed to execute the same; and, be it

Further Resolved, That the Bonds shall be designated, be dated, bear interest, payable semi-annually, at coupon rates as determined by the Commissioners of the Public Debt; that the Commissioners of the Public Debt shall specify the due dates for, and the amounts of, the payment of principal of said bonds, not to exceed 20 years, and interest thereon, the redemption provisions thereof, if any, the Bonds to be callable at par with the initial call date to be no later than ten years from the date of the Bonds and that such payment schedule shall be entered upon the permanent record of the Commissioners of the Public Debt and formally communicated to the City Clerk provided, however, that the payment of the Bonds does not extend beyond the period provided in § 67.07, Stats.; and, be it

Further Resolved, That a direct annual irrevocable tax shall be levied in each year that such Bonds are outstanding, in an amount sufficient to pay, and for the express purpose of paying the interest on the Bonds, as it falls due, and also to pay and discharge the principal thereof at maturity, and shall be extended upon the tax roll of the City of Milwaukee and shall be collected by the officers of the City in the same manner and at the same time as taxes for general City purposes for such years are extended and collected, the proceeds of said taxes shall be used solely for paying the principal and interest on the Bonds so long as any Bonds of said issue remain outstanding; and, be it



Further Resolved, That interest on or principal of the Bonds falling due at any time when there shall be on hand insufficient funds from proceeds of the tax levy for the payment of such interest or principal shall be paid promptly when due from other funds of the City, which funds shall be reimbursed thereof out of the proceeds of the taxes above levied when such taxes shall have been collected; and, be it

Further Resolved, For the purpose of assuring the payment of the principal of and interest on the Outstanding Bonds to be refunded, the proper City officials may, and are authorized to, execute an Escrow Agreement with respect to the proceeds of the Bonds. The City Comptroller is hereby authorized and to select an Escrow Agent and a Verification Accountant with respect to the proceeds of the Bonds and the deposit of securities purchased by the City of Milwaukee. The deposit of the proceeds of the Bonds into the Escrow Account to be established with the Escrow Agent is hereby authorized to be accomplished immediately upon receipt of payment for the Bonds at the closing thereof, and the subsequent use, investment and disbursement thereof by the Escrow Agent in the manner provided in an Escrow Agreement is hereby authorized and approved; and, be it

Further Resolved, That the City authorizes the giving of a notice of redemption for each Refunded Bond to be redeemed by mail, postage prepaid, not less than 30 days prior to the date fixed for redemption, to any registered owner of a Refunded Bond being redeemed as of a record date 45 days prior to the redemption date, and otherwise as may be required by any agreement with a securities depository therefor. Such election to redeem, and direction to the Escrow Agent to give such notice, shall be irrevocable upon issuance of the Bonds; and, be it

Further Resolved, That the Bonds shall be in a form approved by the City Attorney and the Commissioners of the Public Debt and shall be signed by those officers whose signatures are required by law, and shall be a general obligation of the City; and, be it

Further Resolved, That a global certificate shall be issued for each stated maturity of the Bonds and registered only in the name of Cede & Co. as nominee of The Depository Trust Company, New York, New York, for delivery and immobilization by The Depository Trust Company following the closing. The Depository Trust Company will act as securities depository for the Bonds. The City will make payment of principal, redemption premium, if any, and interest on the Bonds on the dates set forth herein to The Depository Trust Company, or its nominee, as registered owner of the Bonds, in same-day funds. Notices, if any, given by the City to the registered owner of the Bonds will be given to The Depository Trust Company. In the event that the securities depository relationship with The Depository Trust Company for the Bonds is terminated and the City does not appoint a successor securities depository, the City will prepare, authenticate and deliver at its expense fully-registered certificated Bonds, in the denominations of \$5,000 or any integral multiple thereof, in

the aggregate principal amount by maturity then outstanding, as directed by the registered owner of the Bonds; provided however, that should any Bond be sold to the Public Debt Amortization fund, the bond may be registered in the name of the Public Debt Amortization Fund; and, be it

Further Resolved, That the City covenants, for Bonds that are issued on a tax-exempt basis, to take all actions necessary to preserve the exclusion of interest on the Bonds from gross income for federal income tax purposes. For such purpose, the City shall comply with the requirements of Sections 103 and 141 through 150 of the Internal Revenue Code of 1986 as amended and the regulations of the Internal Revenue Service adopted thereunder or otherwise applicable thereto. No use of the proceeds of the sale of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused such Bonds to be "arbitrage bonds" as defined in Subsection (d)(2) of Section 103 and Section 148 of the U.S. Internal Revenue Code of 1986. The provisions of this section shall be a covenant with the owners of the Bonds issued on a tax-exempt basis; and, be it

Further Resolved, That the City Comptroller is authorized and directed to (i) transfer the balance in the Debt Service Fund for the Refunded Bonds to the Escrow Account to pay the debt service on the Refunded Bonds and (ii) to apply any such balance not needed to pay debt service on the Refunded Bonds to the Escrow Account to pay a portion of the costs of issuance of the Bonds; and, be it

Further Resolved, That the cost of issuing the Bonds, including the costs of the escrow and verification, and marketing same shall be deducted and paid from the proceeds of the Bond sale; and, be it

Further Resolved, That the Continuing Disclosure Certificate, in substantially the form of the Supplemental Certificate authorized by File Number 100846 adopted on November 23, 2010, is authorized to be executed and delivered by the Comptroller for the Bonds; and, be it

Further Resolved, That the City of Milwaukee authorizes and directs the appropriate officers and employees of the City to take all action necessary or appropriate to comply with and carry out all of the provisions of the Continuing Disclosure Certificate as amended from time to time. Notwithstanding any other provision of the resolution, failure of the City to perform in accordance with the Continuing Disclosure Certificate shall not constitute a default under the resolution and the Continuing Disclosure Certificate may be enforced only as provided therein; and, be it

Further Resolved, That the City hereby authorizes and directs the appropriate officers and employees of the City to take all action necessary or appropriate to the issuance, sale and delivery of the Bonds and to comply with and carry out all of the provisions

of the Continuing Disclosure Certificate, as amended from time to time. Notwithstanding any other provision of this resolution, failure of the City to perform in accordance with the Continuing Disclosure Certificate shall not constitute a default under this resolution and the Continuing Disclosure Certificate may be enforced only as provided therein; and, be it

Further Resolved, That the Bonds may be sold as bonds or promissory notes, and be sold, with or without a separate series designation, in combination with any other general obligation debt sold from time to time; and, be it

Further Resolved, That up to \$71,095,000 of Extendable Municipal Commercial Paper notes, 2012 Program may be issued, within the program limitations previously authorized, at the discretion of the Comptroller to provide temporary financing pending the issuance of the Bonds. No approval of the Public Debt Commission is required for the issuance of the commercial paper. The amount issued as general obligation commercial paper shall not count against the amount of Bonds authorized to be issued; and, be it

Further Resolved, That the 2012 F9, in lieu of refunding, may be called for Mandatory Tender, and the 2012 F9 Bonds be remarketed in: 1) the same mode with a new Final Mandatory Purchase Date and FRN Rate Mode Spreads; or 2) any other mode, including RTV Mode and Fixed Rate Mode; and, be it

Further Resolved, That the 2012 V10, in lieu of refunding, may be called for Mandatory Tender, and the 2012 V10 Bonds be remarketed in: 1) the same mode; or 2) any other mode, including FRN Mode and Fixed Rate Mode; and, be it

Further Resolved, That the 2012 F9 and 2012 V10 may be remarketed in the same mode as one series, with such series designation as may be determined by the Commissioners of the Public Debt, may be remarketed by the original underwriter or current remarketing agent of the 2012 F9 and/or 2012 V10 Bonds, and without regard to the maximum coupon and TIC rates specified in this resolution; and, be it

Further Resolved, That for any Outstanding Bond maturing before December 31, 2016, the redemption price may be paid from excess balance in the Debt Service Fund; and, be it

Further Resolved, that in lieu of purchasing and cancelling debt by the Public Debt Amortization Fund, a like amount of proceeds may be transferred at the direction of the Commissioners of the Public Debt to the Debt Service Fund and/or Escrow Fund and used to redeem called bonds.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

35. [141092](#)

Resolution authorizing the City to self-report under the Securities and Exchange Commission's Municipal Continuing Disclosure Cooperation Initiative.

Whereas, The City has, from time to time, issued debt in public sales, using an offering document that describes the transaction and the City's past compliance with its continuing disclosure obligations to provide regular updates of certain information and operating data, as well as certain enumerated events; and

Whereas, The City has not been able to fully comply with certain filing deadlines contained in its older Continuing Disclosure Agreements (CDA), primarily due to the requirement that the filings be made prior to the time the audits are finalized; and

Whereas, The City's CDAs for more recent securities offerings provide additional time to produce the required material so the City is better positioned to fully comply with the CDA; and

Whereas, The SEC's Municipalities Continuing Disclosure Cooperation (MCDC) Initiative (the "Initiative") where issuers may self-report disclosure violations and receive a standardized settlement in which the issuer neither admits nor denies the finding of the SEC; and

Whereas, While only "material" disclosure failures are considered violations of federal securities laws, the SEC has not provided guidance on what constitutes materiality in this context; and

Whereas, While there is no monetary penalty to the issuer that self-reports under the Initiative, in addition to consenting to the institution of a cease and desist order, the issuer must also indicate its intent to comply with the settlement terms which include:

1. Establish appropriate policies and procedures and training regarding continuing disclosure obligations within 180 days of the institution of the proceedings.
2. Comply with existing continuing disclosure undertakings, including updating past delinquent filings within 180 days of the institution of the proceedings.
3. Cooperate with any subsequent investigation by the Division regarding the false statements, including the roles of individuals and/or other parties involved.
4. Disclose in a clear and conspicuous fashion the settlement terms in any final official

statement for an offering by the issuer within five years of the date of institution of the proceedings.

5. Provide the Commission staff with a compliance certification regarding the applicable undertakings by the issuer on the one year anniversary of the date of institution of the proceedings; and

Whereas, The Comptroller believes that the City is in a position to comply with these settlement terms and such terms will not be unduly burdensome or costly; and

Whereas, The Comptroller, with the assistance of Bond Counsel, and review by the City Attorney, has prepared a proposed self-report: now, therefore be it

Resolved, By the Common Council of the City, that the Comptroller is authorized to file the attached MCDC Self-Report on behalf of the City, with such changes as may be recommended by the City Attorney and accepted by the Comptroller; and, be it

Further Resolved, That the City Attorney and Comptroller are authorized to enter into a settlement with the SEC in accordance with the Initiative

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

36. [141099](#) Substitute resolution relative to the acceptance and funding of the 2015 Maternal and Child Health Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Department of Health Services for the 2015 Maternal and Child Health Grant; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$929,833 of which \$531,333 (57%) would be provided by the grantor and \$398,500 (43%) would be provided by the city and; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health and Family Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

- 1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled 2015 Maternal and Child Health Grant:

|               |               |
|---------------|---------------|
| Project/Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| Budget Year   | 0000          |
| Subclass      | R999          |
| Account       | 000600        |
| Project       | Grantor Share |
| Amount        | \$531,333     |

- 2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement;
- 3. Establish the necessary City Share Project Values; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

- 1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
- 2. Expend from the 2015 grant budget funds for specific items of equipment;
- 3. Expend from the 2015 grant budget funds for training and out-of-town travel by departmental staff;
- 4. Enter into subcontracts as detailed in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance, C.C. File 140624, should be amended as follows:

Under

HEALTH DEPARTMENT

AMEND footnote (J) as follows:

To expire 12/31/15 unless the Maternal and Child Health Grant is extended.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

37. [141102](#)

Substitute Resolution relative to acceptance and funding of the 2015 Medical Assistance (MA) Outreach Forward Health Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Department of Health Services to improve access to and utilization of primary and preventive health care for low income individuals eligible for expanded BadgerCare Plus program services; and

Whereas, The operation of this grant project from 01/1/15 to 12/31/15 would cost \$683,434 comprised of \$341,717 (50%) grantor share and \$341,717 (50%)City or Other Eligible Grant Match Share; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the State of Wisconsin Department of Health Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects fund, the following amounts for the project titled Medical Assistance (MA) Outreach Forward Health Grant:

|               |              |
|---------------|--------------|
| Project/Grant | GR0001500000 |
| Fund          | 0150         |
| Org           | 9990         |
| Program       | 0001         |
| Budget Year   | 0000         |
| Subclass      | R999         |

|         |               |
|---------|---------------|
| Account | 000600        |
| Project | Grantor Share |
| Amount  | \$341,717     |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amounts required under the grant agreement;

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

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

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

Expend from the 2015 grant budget funds for training and out-of-town travel by departmental staff;

Expend from the 2015 grant budget funds for equipment as specified in the grant budget;

Enter into leases and contracts as indicated in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Under

Health Department

Amend footnote (HHH) as follows:

(HHH) To expire 12/31/15 unless the Medical Assistance (MA) Outreach Forward Health Grant from the State of Wisconsin Department of Health Services is extended. Partially funds one position of Public Health Educator II.

**Sponsors:** THE CHAIR

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



**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

38. [141103](#)

Substitute resolution relative to the acceptance and funding of the 2015 Women, Infants and Children’s (WIC) Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the United States Department of Agriculture through the Wisconsin Department of Health Services for supplemental nutritious food and nutrition education; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$1,796,097 comprised of \$1,596,097 (89%) grantor share and \$200,000 (11%) Program Income; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects fund the following amounts for the program titled Women’s, Infant’s and Children’s Grant:

|               |               |
|---------------|---------------|
| Project/Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| BY            | 0000          |
| Subclass      | R999          |
| Acct          | 000600        |
| Project       | Grantor Share |
| Amount        | \$1,796,097   |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project level values; budget to these Project/Grant Values the amount required under the grant agreement; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is

authorized to:

- 1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date; and
- 2. Expend from the 2015 grant budget funds for training and out-of-town travel by departmental staff; and
- 3. Expend from the 2015 grant budget funds for specific items of equipment; and
- 4. Enter into subcontracts and leases as detailed in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Under

HEALTH DEPARTMENT

Family and Community Health Services Division

Women’s, Infant’s and Children’s Nutrition Program Grant (C)

DELETE

Clinic Assistant (X) (C)                    3 positions

ADD

Clinic Assistant (X) (C)                    4 positions

Change footnote (C) to read as follows:

To expire 12/31/15 unless the Women’s, Infant’s and Children’s Grant, available from the Wisconsin Department of Health Services, is extended.

**Sponsors:**        THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

39.        [141105](#)        Substitute resolution relative to the acceptance and funding of the 2015 Hepatitis B

Immunization Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin - Department of Health Services to assure that pregnant women who test positive for hepatitis B are identified and that their infants and household contacts receive appropriate treatment; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$15,000 entirely provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the State of Wisconsin - Department of Health Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Ordinance 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled Hepatitis B Immunization Grant:

|               |               |
|---------------|---------------|
| Project/Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| Budget Year   | 0000          |
| Subclass      | R999          |
| Account       | 000600        |
| Project       | Grantor Share |
| Amount        | \$15,000      |

2. Create the necessary Special Revenue Fund-Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

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

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Under

Health Department

Amend footnote (HH) as follows:

To expire 12/31/15 unless the Hepatitis B Immunization Grant is extended. A portion of the Health Interpreter Aide may be funded by the Immunization Action Plan Grant.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

40. [141109](#)

Substitute resolution relative to the acceptance and funding of the 2015 Immunization Action Plan Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Department of Health Services for the 2015 Immunization Action Plan Grant to increase immunization rates; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$261,898 would be provided entirely by the grantor and; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health and Family Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled 2015 Immunization Action Plan Grant:

|               |              |
|---------------|--------------|
| Project/Grant | GR0001500000 |
| Fund          | 0150         |
| Org           | 9990         |

|             |               |
|-------------|---------------|
| Program     | 0001          |
| Budget Year | 0000          |
| Subclass    | R999          |
| Account     | 000600        |
| Project     | Grantor Share |
| Amount      | \$261,898     |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement;

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

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 2015 grant budget funds for specific items of equipment;
3. Expend from the 2015 grant budget funds for training and out-of-town travel by departmental staff;
4. Enter into subcontracts as detailed in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance, C.C. File 140624, should be amended as follows:

Under

HEALTH DEPARTMENT

AMEND footnote (DD) as follows:

To expire 12/31/15 unless the Immunization Action Plan Grant is extended;

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

No, 0

41. [141112](#)

Substitute resolution relative to the acceptance and funding of the 2015 Lead Detection Grant from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Department of Health Services for the 2015 Lead Detection Grant for early identification of lead poisoned children; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$259,869 and; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health and Family Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled 2015 Lead Detection Grant:

|               |               |
|---------------|---------------|
| Project/Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| Budget Year   | 0000          |
| Subclass      | R999          |
| Account       | 000600        |
| Project       | Grantor Share |
| Amount        | \$259,869     |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement;

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

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the

grant budget and incur costs consistent with the award date;

2. Expend from the 2015 grant budget funds for specific items of equipment;
3. Expend from the 2015 grant budget funds for training and out-of-town travel by departmental staff;
4. Enter into subcontracts as detailed in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance, C.C. File 140624, should be amended as follows:

Under

#### HEALTH DEPARTMENT

AMEND footnote (Z) as follows:

To expire 12/31/15 unless the Childhood Lead Detection Grant is extended;

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

42. [141115](#) Substitute resolution relative to the acceptance and funding of the 2015 Dual Protection Partnership Initiative from the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and the Family Planning Health Services, Inc. (FPHS, Inc.).

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and the Family Planning Health Services, Inc. (FPHS, Inc.) to improve access for low-income women to receive dual protection services and supplies; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$100,000 provided entirely by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and

the Family Planning Health Services, Inc. (FPHS, Inc.) is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2015 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled Dual Protection Partnership Initiative from the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and the Family Planning Health Services, Inc. (FPHS, Inc.):

|               |               |
|---------------|---------------|
| Project/Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| Budget Year   | 0000          |
| Subclass      | R999          |
| Account       | 000600        |
| Project       | Grantor Share |
| Amount        | \$100,000     |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 2015 grant budget for training and out-of-town travel for staff;
3. Expend from the 2015 grant budget for equipment as specified in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Change footnote (BBB) to read as follows:



To expire 12/31/15 unless the Dual Protection Partnership Initiative from the State of Wisconsin Division of Public Health-Family Planning Program (DPH-FP) and the Family Planning Health Services, Inc. (FPHS, Inc.) is extended. Funds one position of Communicable Disease Specialist position in the STD Clinic. May partially fund one position of Nurse Practitioner position.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

- 43. [141116](#) Substitute resolution relative to the acceptance and funding of the 2015 Sexually Transmitted Diseases Grant - HIV Prevention from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Department of Health Services to reduce the incidence of AIDS/HIV in Milwaukee through preventive health education services, partner services and focused disease intervention activities; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$225,000 entirely provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent of the 2015 Special Revenue Grant and Aid Project fund, the following amount for the project titled 2015 Sexually Transmitted Diseases Grant-HIV Prevention:

|               |              |
|---------------|--------------|
| Project Grant | GR0001500000 |
| Fund          | 0150         |
| Org           | 9990         |
| Program       | 0001         |
| Budget Year   | 0000         |
| Subclass      | R999         |
| Account       | 000600       |

|         |               |
|---------|---------------|
| Project | Grantor Share |
| Amount  | \$225,000     |

And to create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amounts required under the grant agreement; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 2015 grant budget for training and out-of town travel for staff;
3. Expend from the 2015 grant budget for equipment as specified in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Under

HEALTH DEPARTMENT  
 Disease Control and Environmental Health Services Division  
 Sexually Transmitted Disease Clinic

DELETE:

Communicable Disease Specialist (X)(F)(BBB)(DDD)            10 positions

ADD:

Communicable Disease Specialist (X)(B)(F)(BBB)(DDD)            9 positions

ADD footnote (B) to read as follows:

To expire 12/31/15 unless the Sexually Transmitted Diseases Grant-HIV Prevention, available from the State of Wisconsin Department of Health Services, is extended.

**Sponsors:**        THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

44. [141117](#) Substitute resolution relative to the acceptance and funding of the 2015 Sexually Transmitted Diseases Grant - STD Infertility Prevention from the State of Wisconsin Department of Health Services.

Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Department of Health Services to reduce the incidence and complications of sexually transmitted diseases through preventive health education services and focused disease intervention activities; and

Whereas, The operation of this grant project from 01/01/15 to 12/31/15 would cost \$340,000 entirely provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent of the 2015 Special Revenue Grant and Aid Project fund, the following amount for the project titled Sexually Transmitted Diseases Grant-STD Infertility Prevention:

|               |               |
|---------------|---------------|
| Project Grant | GR0001500000  |
| Fund          | 0150          |
| Org           | 9990          |
| Program       | 0001          |
| Budget Year   | 0000          |
| Subclass      | R999          |
| Account       | 000600        |
| Project       | Grantor Share |
| Amount        | \$340,000     |

And to create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amounts required under the grant agreement; and, be it

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 2015 grant budget for training and out-of town travel for staff;
3. Expend from the 2015 grant budget for equipment as specified in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 2015 Positions Ordinance C.C. File Number 140624, should be amended as follows:

Under

HEALTH DEPARTMENT

Change footnote (F) to read as follows:

To expire 12/31/15 unless the Sexually Transmitted Diseases Grant-STD Infertility Prevention, available from the State of Wisconsin Department of Health Services, is extended.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

45. [141133](#) Substitute resolution authorizing attendance at conventions, seminars and other travel.

Resolved, By the Common Council of the City of Milwaukee, that attendance of the following person(s) at the following convention(s) and/or seminar(s) is approved, to be paid from departmental budgeted funds, such travel and reimbursement to be in accordance with policy guidelines set forth in 350-181 of the Milwaukee Code of Ordinances:

1. One member of the Common Council, "Aerotropolis Americas Conference", December 8-10, 2014, Denver CO, \$932.20.

; and, be it

Further Resolved, That the dollar amount shown for each authorized convention,

seminar and other travel listed above is simply an ESTIMATE of the convention, seminar and other travel attendance expenses anticipated to be paid or reimbursed by the city, and is primarily included to facilitate the making of the necessary dollar advances for such purposes; and, be it

Further Resolved, That ACTUAL city payment (or reimbursement) for convention, seminar and other travel expenses incurred and reported by the attendee, reporting requirements, control procedures, etc., shall be in accordance with the Authorized Travel Regulations and Procedures Ordinance of the Milwaukee Code of Ordinances.

Further Resolved, That the Common Council President is authorized to attend any of the above conventions that he deems necessary and advisable, to be paid from funds budgeted under section 304-13, Milwaukee Code.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzick, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

46. [141169](#) Substitute resolution appropriating \$675,000 from the 2014 Common Council Contingent Fund to be expended for costs, claims and other expenditures related to police litigation.

Whereas, Exposure of the City to claims, costs and other unanticipated expenditures has increased significantly over the last year as a result of allegations and claims arising from law enforcement activities associated with stop and search incidents; and

Whereas, Police stop and search cases involving as many as 60 or more plaintiffs have contributed to more than a 40% increase in the litigation caseload of the City Attorney's Office since the beginning of 2013 (File Number 140779); and

Whereas, Outside counsel was retained in August, 2014, to assist in addressing this increase in constitutional litigation at a monthly average cost of approximately \$100,000 (File Number 140690); and

Whereas, Transfers of funds from the Damages and Claims Fund Special Purpose Account (SPA) totaling \$300,000 to the Outside Counsel/Expert Witness SPA have not been offset by a reduction in the anticipated annual demand upon the Damages & Claims Fund SPA; and

Whereas, Settlement of the Venable and Bohannon matters (Resolution File Numbers 141018 and 141162, respectively) will require expenditure of an additional \$185,500 from the Damages & Claims Fund SPA; and

Whereas, Expenditures from the Operating Expenditures Account of the City Attorney's Office related to pretrial discovery have more than tripled in 2014 including costs of depositions, court-reporting, transcript preparation, copying and exhibit preparation; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that \$675,000 shall be appropriated from the 2014 Common Council Contingent Fund (001-990-C001-006300)(2014) to the following funds and accounts:

\$425,000 to the Damages & Claims Fund SPA (0001-1490-0001-S118-006300);

\$210,000 to the Outside Counsel/Expert Witness Fund SPA (0001-1490-0001-S157-006300); and

\$ 40,000 to the City Attorney Operating Expenditures Account (0001 1499 0001 R999 006300)

; and, be it

Further Resolved, That the City Comptroller and other City officials are directed to take all steps necessary to fulfill the intent of this resolution.

**Sponsors:** Ald. Hamilton

*Information will be provided to the full Council as these funds are being drawn down and as the funds spent on claims and litigations against the city, specifically those related to the illegal strip searches.*

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

CONFIRMATION OF THE FOLLOWING:

47. [141153](#) Appointment of Bernard Allen to the Public Debt Commission by the Mayor. (3rd Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Appointment be CONFIRMED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

48. [140956](#) Communication from the City Comptroller relating to the Audit of System Vulnerabilities of City Datacenters.
- Sponsors:** THE CHAIR
- A motion was made by ALD. KOVAC that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**
- Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper
- No,** 0
49. [141078](#) Communication from the Comptroller's office relating to a report entitled, Comprehensive Annual Financial Report of the City of Milwaukee for the year ended December 31, 2013.
- Sponsors:** THE CHAIR
- A motion was made by ALD. KOVAC that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**
- Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper
- No,** 0
50. [141094](#) Communication from the Department of Administration - Budget and Management Analysis Division relating to technical corrections to the 2014 Positions Ordinance.
- Sponsors:** THE CHAIR
- A motion was made by ALD. KOVAC that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

51. [141164](#) Communication from the City Comptroller relating to the audit of Public Works Contract Administration.

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0



## THE JUDICIARY &amp; LEGISLATION COMMITTEE RECOMMENDS:

## ADOPTION OF THE FOLLOWING:

52. [131452](#) Resolution endorsing the United for Homes campaign for expanded housing options and greater tax fairness, and supporting The Common Sense Housing Investment Act of 2013.

Whereas, According to the U.S. Interagency Council on Homelessness, “Stable housing is the foundation upon which people build their lives - absent a safe, decent and affordable place to live, it is next to impossible to achieve good health, positive educational outcomes, or reach one’s economic potential”; and

Whereas, There are 195,308 extremely low-income renter households in Wisconsin -households whose income is \$20,165 or less for a family of four; and

Whereas, 76% of extremely low-income renter households in Wisconsin pay more than half of their incomes for rent; and

Whereas, The fair-market rent for a 2-bedroom apartment in Milwaukee County is \$828 per month, while extremely low-income renter households can only afford to pay \$527 per month; and

Whereas, A worker earning the minimum wage in Milwaukee County would have to work 88 hours per week to afford a 2-bedroom apartment; and

Whereas, There is an estimated shortage of 141,824 homes that are affordable and available for extremely low-income renter households in Wisconsin; and

Whereas, This shortage of homes that are affordable and available for extremely low-income renter households is a major cause of homelessness; and

Whereas, The U.S. Congress established the National Housing Trust Fund in 2008 as a dedicated fund intended to provide revenue to build, preserve, rehabilitate and operate housing for people with the lowest incomes, including people who are homeless; and

Whereas, The National Housing Trust Fund has not received any dollars since it was created, despite the growing need for rental housing that extremely low-income households can afford; and

Whereas, Investing in the National Housing Trust Fund will create jobs in the construction trades and in property management; and

Whereas, For every \$5 billion appropriated to the National Housing Trust Fund, approximately \$84.9 million would be allocated to Wisconsin; and

Whereas, The National Low Income Housing Coalition has launched the United for Homes campaign that proposes to:

1. Reduce the size of a mortgage eligible for the mortgage interest deduction to \$500,000 from the current \$1 million, saving the federal government \$197 billion over 10 years.
2. Convert the mortgage interest deduction to a 15% non-refundable tax credit so that homeowners at all income levels will benefit.
3. Increase the number of households who receive the homeownership benefit from the 39 million to 55 million.
4. Direct the National Housing Tax Fund, Section 8, housing tax credits, and Public Housing Capital Fund, to house the poorest Americans, helping every state to end homelessness.

; and

Whereas, The United for Homes Campaign supports H.R. 1213, The Common Sense Housing Investment Act, sponsored by U.S. Representative Keith Ellison which seeks to lower the cap on the size of a mortgage for which the interest can be deducted and to provide housing to extremely low-income families; and

Whereas, Over three-quarters of the benefit for the mortgage interest deduction goes to households with incomes in the top fifth of all taxpayers; and

Whereas, Only slightly more than half of homeowners who pay interest on their mortgages benefit from the mortgage interest deduction; and

Whereas, By converting the mortgage interest tax deduction to a 15% non-refundable credit and lowering the cap of eligible mortgage value from \$1 million to \$500,000, the number of taxpayers with mortgages who qualify for a tax break would increase by 16 million, 99% of whom have incomes under \$100,000 a year; and

Whereas, These modest modifications would reduce the cost of the mortgage interest tax expenditure, thereby freeing up an estimated \$197 billion in federal resources over 10 years for housing assistance to low-income households; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City endorses the United for Homes campaign, and supports expanding mortgage interest tax benefits to more middle-class and lower-income homeowners by converting the mortgage interest tax deduction to a tax credit and by reducing the maximum size of a

mortgage for which interest can be deducted; and, be it

Further Resolved, That Representative Gwen Moore is urged to co-sponsor H.R. 1213, The Common Sense Housing Investment Act of 2013; and, be it

Further Resolved, That Senators Tammy Baldwin and Ron Johnson are asked to use their influence to direct savings resulting from the mortgage interest deduction modifications to the National Housing Trust Fund to build, preserve, rehabilitate, and operate rental housing that is affordable for extremely low-income households; and, be it

Further Resolved, That the City Clerk shall send copies of this resolution to the City's Congressional delegates.

**Sponsors:** Ald. Murphy

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

53. [140537](#) Substitute resolution authorizing the return of real estate located at 1015 S 33rd St, in the 8th Aldermanic District to its former owner. (Istzaida Cortez)

Whereas, The property located at 1015 S 33rd St, previously owned by Istzaida Cortez, has delinquent taxes for 2010-2013 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated June 2, 2014 140537; and

Whereas, Istzaida Cortez would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since June 2, 2014; and

Whereas, Istzaida Cortez has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 1015 S 33rd St, a cashier's check must be submitted in the amount

indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No 14CV-001278. known as the 2014-1 In Rem Parcel 218, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

54. [140933](#) Substitute resolution authorizing the return of real estate located at 2033 W Burleigh Street, in the 7th Aldermanic District to its former owner. (Makini Triplett)  
Whereas, The property located at 2033 W Burleigh Street, previously owned by Makini Triplett, has delinquent taxes for 2009-2013 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated September 15, 2014 140933; and

Whereas, Makini Triplett would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since September 15, 2014; and

Whereas, Makini Triplett has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 2033 W Burleigh Street, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the

adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No 14CV-4427. known as the 2014-3 In Rem Parcel 96, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

55. [141018](#) Resolution authorizing settlement of claims in the lawsuit entitled Precious Venable v. City of Milwaukee, et al, for the amount of \$90,000.

Whereas, Plaintiff Precious Venable filed a civil rights lawsuit against the City of Milwaukee, Chief of Police Edward Flynn, former Sergeant Jason Mucha and former Officer Michael Vagnini in the United States District Court for the Eastern District of Wisconsin, Case No. 13-C-1114; and

Whereas, Precious Venable and the City of Milwaukee have entered into an agreement to settle the claims raised by her in the above-referenced lawsuit for the total amount of \$90,000; and

Whereas, The City Attorney recommends that the City of Milwaukee settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$90,000.00 payable to the order of People's Law Office Trust Account on behalf of Precious Venable, as soon as practicable, in full and final settlement of this lawsuit, to be charged to the Damages and Claims Fund, Account No. 0001-1490-S118-006300; and, be it

Further Resolved, That for and in consideration of the above-referenced payment,

Precious Venable will provide to the City a release of any and all claims arising out of or in any way related to the subject incident, and a stipulation and proposed order to dismiss the claims raised in the pending court action.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

56. [141047](#) Substitute resolution directing the Department of Administration-Intergovernmental Relations Division and the Common Council's Legislative Coordinator to seek introduction and passage of state legislation relating to restricting the use of monetary and non-monetary incentives to recruit students to enroll in elementary and secondary schools.

Whereas, There have been several allegations that privately-run City of Milwaukee and University of Wisconsin-Milwaukee charter schools offer cash payments to parents for referring or enrolling children in an effort to boost enrollment before the third-Friday enrollment count, which determines the level of state funding a school receives; and

Whereas, On October 14, 2014, the Common Council passed File Number 140912, an ordinance prohibiting a City-designated charter school from offering money or any other thing of pecuniary value to a parent, guardian, student, teacher, staff member or any other person as an incentive for recruiting a student; and

Whereas, The Common Council finds it essential that the State Of Wisconsin enact legislation prohibiting the practice of offering monetary or nonmonetary incentives by elementary and secondary schools to parents, guardians, students, staff members or other persons to boost student enrollment, with the aim of increasing state funding; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Department of Administration-Intergovernmental Relations Division and the Common Council's Legislative Coordinator are directed to seek introduction and passage of state legislation that would prohibit any elementary or secondary school from providing monetary or non-monetary incentives to parents, guardians, students, teachers, staff members or other persons in return for recruiting students; and, be it

Further Resolved, That the City Clerk shall send copies of this resolution to all

members of Milwaukee's delegation to the State Legislature.

**Sponsors:** Ald. Murphy

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

57. [141049](#) Substitute resolution authorizing the return of real estate located at 9551 W. Beckett Avenue, in the 2nd Aldermanic District to its former owner. Roger K. Wilks (application made by North American Trading Group INC c/o O'dess and Associates, mortgagee).

Whereas, The property located at 9551 W. Beckett Avenue, previously owned by Roger K. Wilks (application made by North American Trading Group INC c/o O'dess and Associates, mortgagee), has delinquent taxes for 2011-2013 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated July 14, 2014 141049; and

Whereas, Roger K. Wilks (application made by North American Trading Group INC c/o O'dess and Associates, mortgagee) would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since July 14, 2014; and

Whereas, Roger K. Wilks (application made by North American Trading Group INC c/o O'dess and Associates, mortgagee) has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 9551 W. Beckett Avenue, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No 14CV-2443. known as the 2014-2 In Rem Parcel 23, securing the court's order and recording said order with the Milwaukee County

Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

58. [141050](#)

Substitute resolution authorizing the return of real estate located at 1935 N. 34th Street, in the 15th Aldermanic District to its former owner Aretha M. Pollard.

Whereas, The property located at 1935 N. 34th Street, previously owned by Aretha M. Pollard, has delinquent taxes for 2011-2013 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated September 15, 2014 141050; and

Whereas, Aretha M. Pollard would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since September 15, 2014; and

Whereas, Aretha M. Pollard has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 1935 N. 34th Street, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No 14CV-4427. known as the 2014-3 In Rem Parcel 149, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it



Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

59. [141059](#) Substitute resolution authorizing the return of real estate located at 4520 W. Congress Street, in the 7th Aldermanic District to its former owner Renee M. Gregory (Application made by Marine Credit Union, mortgagee)

Whereas, The property located at 4520 W. Congress Street, previously owned by Renee M. Gregory (Application made by Marine Credit Union, mortgagee), has delinquent taxes for 2011-2013 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated September 15, 2014 141059; and

Whereas, Renee M. Gregory (Application made by Marine Credit Union, mortgagee) would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since September 15, 2014; and

Whereas, Renee M. Gregory (Application made by Marine Credit Union, mortgagee) has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 4520 W. Congress Street, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee

County Circuit Court Case No 14CV-4427. known as the 2014-3 In Rem Parcel 24, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

60. [141090](#) Subtitute resolution endorsing the proposed 2015-2016 City of Milwaukee State Legislative Package.
- Whereas, There are a number of state legislative proposals which are of importance to the City of Milwaukee; and
- Whereas, These proposals were created as a result of suggestions by city departments, Common Council members and the Mayor; and
- Whereas, These proposals were reviewed and approved by the Judiciary and Legislative Committee at its meeting of November 17, 2014; and
- Whereas, The attached list of proposals reflects the action by the Judiciary and Legislation Committee at its November 17, 2014 meeting as the nucleus of the City's 2015 - 2016 State Legislative Package; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that it hereby endorses and adopts the attached State Legislative Proposals and Key Policy Issues, attached to this file as though they were part of this file as the basis for the 2015-2016 City State Legislative Package, with the understanding that said package may later be expanded or reduced by resolution of the Common Council as need arises; and, be it
- Further Resolved, That the Division of Intergovernmental Relations be and hereby is directed to seek introduction of these proposals or otherwise seek to accomplish in the 2015-2016 session of the Wisconsin Legislature and to use its best efforts in support of said legislation.

**Sponsors:** THE CHAIR

*Ald. Bohl asked to an abstention to item #42 in the state legislative package.  
There were no objections.*

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

61. [141162](#) Resolution authorizing settlement of claims in the lawsuit entitled Joe Bohannon v. City of Milwaukee, et al.

Whereas, Plaintiff Joe Bohannon filed a civil rights lawsuit against the City of Milwaukee, Chief of Police Edward Flynn, former Sergeant Jason Mucha and former Officer Michael Vagnini, Jeffrey Dollhopf, Officers Matthew Gadzalinski and Erin Perleberg in the United States District Court for the Eastern District of Wisconsin, Case No. 13-C-1224; and

Whereas, Joe Bohannon and the City of Milwaukee have entered into an agreement to settle the claims raised by him in the above-referenced lawsuit for the total amount of \$95,500.00; and

Whereas, The City Attorney recommends that the City of Milwaukee settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$95,500.00 payable to the order of People's Law Office Trust Account on behalf of Joe Bohannon, as soon as practicable, in full and final settlement of this lawsuit, to be charged to the Damages and Claims Fund, Account No.

0001-1490-S118-006300; and be it

Further Resolved, That for and in consideration of the above-referenced payment, Joe Bohannon will provide to the City a release of any and all claims arising out of or in any way related to the subject incident, and a stipulation and proposed order to dismiss the claims raised in the pending court action.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

62. [140496](#) Communication from the Comptroller's Office relating to the Annual Outstanding Receivables Report.

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

63. [140297](#) Resolution relating to the appeal of Troy Stofflet for property damage. (5th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

64. [140685](#) Resolution relating to the appeal of Elton Demeti for property damage.

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

65. [140744](#) Resolution relating to the claim of Billy Siggers for property damage. (5th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

66. [140747](#) Resolution relating to the claim of Dominitz & Skemp, S.C. on behalf of Debi Damron for personal injuries and damages.

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

67. [140943](#) Resolution relating to the appeal of Atty. Louis Baureis on behalf of Tracy Badger for auto damage and personal injuries. (1st Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

68. [140962](#) Resolution relating to the claim of Michael Bangart, II, for personal injuries and damages.

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be REFERRED TO to the JUDICIARY & LEGISLATION COMMITTEE . This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

69. [141035](#) Resolution relating to the appeal of Atty. Phillip Georges on behalf of Monique Humes

for property damage. (5th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. HAMILTON that this Resolution be DISALLOWED AND INDEFINITELY POSTPONED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

## THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

## PASSAGE OF THE FOLLOWING:

70. [141143](#) A substitute ordinance relating to parking controls.

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

Part 1. Section 101-23-2 of the Code relating to No Stopping is amended by adding the following:

On the west side of North 51st Street from West North Avenue to West Meinecke Avenue on School Days from 7:00 AM to 5:00 PM Except Buses

Part 2. Section 101-23-3 of the Code relating to No Parking is amended by striking the following:

“On the north side of West Blue Mound Road from North 90th Street to a point 50 feet east”

“On the south side of West Blue Mound Road from the west curb line of North 91st Street to a point 60 feet west thereof at any time”

“On the south side of West Wisconsin Avenue from North 91st Street to a point 50 feet west at any time”

Part 3. Section 101-23-3 of the Code relating to No Parking is amended by adding the following:

On the south side of West Appleton Avenue from West Hope Avenue to a point 75 feet west

On the north side of West Blue Mound Road from North 90th Street to a point 75 feet east

On the north side of West Blue Mound Road from North 91st Street to a point 75 feet east

On the north side of West Blue Mound Road from North 93rd Street to a point 75 feet east

On the north side of West Blue Mound Road from North 94th Street to a point 75 feet east

On the south side of West Blue Mound Road from North 90th Street to a point 75 feet west

On the south side of West Blue Mound Road from North 91st Street to a point 75 feet west

On the south side of West Wisconsin Avenue from North 91st Street to a point 75 feet west

On the east side of North 92nd Street from West Park Hill Road to a point 75 feet south

On the east side of North 92nd Street from West St Paul Avenue to a point 75 feet south

Part 4. Section 101-23-8 of the Code relating to Taxicab Stands is amended by striking the following:

“#62 on the north side of East North Avenue from a point 120’ west of the west curb line of North Murray Avenue to a point 40’ west thereof (2 cabs).”

Part 5. Section 101-24-1 of the Code relating to Tow-away Zones is amended by adding the following:

On the west side of North 51st Street from West North Avenue to West Meinecke Avenue on School Days from 7:00 AM to 5:00 PM Except Buses

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

71. [141144](#) A substitute ordinance relating to traffic controls.

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

Part 1. Section 101-16-1 of the Code relating to Stop signs is amended by adding the following:

On West Spencer Place at West Ridge Court



On West Plainfield Avenue at South 54th Street

On South 3rd Street at West Freshwater Way

Part 2. Section 101-18-1 of the Code relating to No Heavy Traffic is amended by adding the following:

On North 92nd Street at West Blue Mound Road northbound

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Ordinance be PASSED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

ADOPTION OF THE FOLLOWING:

72. [140716](#) Substitute resolution relative to acceptance and funding of the 2014-15 Preventive Health Grant from the State of Wisconsin Department of Health Services.  
Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Department of Health Services for the 2013-15 Preventive Health Grant to develop a Community Health Improvement Plan for and as a requisite for the Milwaukee Health Department Accreditation process; and

Whereas, The operation of this grant project from 9/01/13 to 09/30/15 would cost \$44,000 which would be provided entirely by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Department of Health and Family Services is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Milwaukee Code of Ordinances Section 304-81; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2014 Special Revenue-Grant and Aid Projects Fund, the following amounts for the project titled 2014-15 Preventive Health Grant:

|               |              |
|---------------|--------------|
| Project/Grant | GR0001400000 |
|---------------|--------------|

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|             |               |
|-------------|---------------|
| Fund        | 0150          |
| Org         | 9990          |
| Program     | 0001          |
| Budget Year | 0000          |
| Subclass    | R999          |
| Account     | 000600        |
| Project     | Grantor Share |
| Amount      | \$44,000      |

2. Create the necessary Special Revenue Fund - Grant and Aid Project/Grant and Project/Grant Levels; budget against these Project/Grant values the amount required under the grant agreement;

Further Resolved, That these funds are budgeted to the Health Department which is authorized to:

1. Expend from the amount budgeted sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 2014 grant budget funds for specific items of equipment;
3. Expend from the 2014 grant budget funds for training and out-of-town travel by departmental staff;
4. Enter into subcontracts as detailed in the grant budget; and, be it

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

73. [141004](#) Resolution relative to acceptance and funding of a 2015 Wisconsin Emergency Medical Services Funding Assistance Program grant.

Whereas, The Wisconsin Emergency Medical Services Funding Assistance Program is a formula-based grant program authorized by Wisconsin State statute 256.12(4) that provides funding to certain ambulance services that provide first-in 911 patient transport ambulance response to a particular geographic area; and

Whereas, Funds are disseminated via a plan that consists of a two part formula

payment that includes a base sum plus a factor based on run volume, service area, population, and EMT (emergency medical technician) roster size; and

Whereas, The City of Milwaukee appears to be eligible for the SFY2015 Wisconsin Emergency Medical Services Funding Assistance Program grant to support EMS refresher course training; and

Whereas, The operation of this grant from July 1, 2014 to June 30, 2015 would cost \$59,663.36, funded entirely by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Fire Department shall accept this grant without further approval unless the terms of the grant changes 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 2014 Special Revenue Grant and Aid Projects, the following amount for the program titled Wisconsin EMS Funding Assistance Program:

| Project/Grant Amount | Fund | Org  | Program | BY   | Subclass | Account | Project     |
|----------------------|------|------|---------|------|----------|---------|-------------|
| GR0001400000         | 0150 | 9990 | 0001    | 0000 | R999     | 000600  | \$59,663.36 |

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;

3. Establish the necessary City Share Project values; and, be it

Further Resolved, That these funds are budgeted for the Milwaukee Fire Department 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 2014 grant budget funds for operating service contracts;
3. Expend from the 2014 grant budget funds for training by department staff.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

74. [141051](#) Resolution authorizing acceptance and funding of a FY2013 Assistance to Firefighters Grant.

Whereas, Pursuant to the Catalog of Federal Domestic Assistance Program 97.044, the City of Milwaukee is eligible for the FY2013 Assistance to Firefighters - Operations and Safety Program grant to purchase two compressors and the Fire Department has received an award notice; and

Whereas, The operation of this grant from 08/11/2014 to 08/10/2015 would cost \$80,000 of which \$72,000 (90%) would be provided by the grantor and \$8,000 (10%) would be provided by the city; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Fire Department 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 2014 Special Revenue-Grant and Aid Projects, the following amounts for the program titled: Assistance to Firefighters Grant

| Project/Grant | Fund | Org  | BY   | Subclass | Account | Project | Amount                       |
|---------------|------|------|------|----------|---------|---------|------------------------------|
| GR0001400000  |      | 0150 | 9990 | 0000     | R999    | 000600  | Grantor Share<br>\$72,000.00 |

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;

3. Establish the necessary City Share Project values; and, be it

Further Resolved, That these funds are budgeted for the Milwaukee Fire Department 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 2014 grant budget funds for specific items of equipment;

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

75. [141142](#) Resolution designating November as Alzheimer's Awareness Month in Milwaukee.

Whereas, Alzheimer's disease is the 6th leading cause of death in the United States killing 500,000 people annually and rising at a faster pace than heart disease, stroke, HIV and breast cancer combined; and

Whereas, Every 67 seconds someone in the United States develops Alzheimer's, with more than 5 million people currently afflicted, two-thirds of whom are women; and

Whereas, In 2013, 15.5 million family members and friends provided 17.7 billion hours of unpaid care to those with Alzheimer's, care estimated at \$220.2 billion; and

Whereas, Alzheimer's disease is not a normal part of aging and is a progressive, degenerative, and fatal disease that attacks brain cells impairing memory, thinking, and behavior; and

Whereas, While there are drug therapies for the treatment of the effects of Alzheimer's disease, there is no known cause or cure; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the month of November is annually designated as Alzheimer's Awareness Month in Milwaukee; and, be it

Further Resolved, That the Department of Employee Relations, the Employee's Retirement System and the Health Department shall be responsible for promoting awareness of Alzheimer's disease among City employees and residents of Milwaukee; and, be it

Further Resolved, That the Common Council urges all residents of Milwaukee to become more informed about the signs and symptoms of Alzheimer's disease as well as the various medical and support resources that are available in the city of Milwaukee; and, be it

Further Resolved, That the City Clerk shall forward a copy of this resolution to the

Alzheimer's Association of Southeastern Wisconsin.

**Sponsors:** Ald. Murphy and Ald. Davis

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

**Aye,** 15 - Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No,** 0

76. [141148](#) Resolution authorizing application, acceptance and expenditure of a Building Neighborhood Capacity Program Award #2 grant.
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the U.S. Department of Justice, through the Center for the Study of Social Policy for a Building Neighborhood Capacity Program grant; and
- Whereas, The operation of this grant program from October 1, 2014 to September 30, 2016 would cost \$450,000 of which \$225,000 (50%) would be provided by the grantor and subgranted by the City of Milwaukee between the Dominican Center for Women, the United Neighborhood Centers of Milwaukee, and one yet undetermined entity; and \$225,000 (50%) would be provided by the MPD Community Partners; and
- Whereas, The City of Milwaukee and the subgrantees will execute the necessary agreements governing the subgrant of funds from the City of Milwaukee to the subgrantees; and
- Whereas, The City of Milwaukee, by subgranting 100% of these grant funds to these various entities will be helping certain distressed communities build the infrastructure and capacity needed for revitalization; and now therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the Police Department 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 Milwaukee Police Department is authorized to enter into the necessary agreements with the subgrantees regarding the dutiful execution of the project and compliance with grant terms and conditions by the subgrantees; and be it
- Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 2014 Special Revenue -Grant and Aid Projects, the following amounts for the program titled: Building Neighborhood Capacity Program Award #2 Grant:

| Proj/Grt     | Fund | Org  | Program | BY   | Subclass | Acct   |
|--------------|------|------|---------|------|----------|--------|
| GR0001400000 | 0150 | 9990 | 0001    | 0000 | R999     | 000600 |

| Project       | Amount    |
|---------------|-----------|
| Grantor share | \$225,000 |

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;

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

Further Resolved, That these funds are budgeted for the Milwaukee Police Department which is authorized to:

1. Subgrant the funds to the subgrantees:
2. Require quarterly budget reports from the subgrantees.

**Sponsors:** Ald. Witkowski

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

77. [140831](#) Communication from the Milwaukee Police Department relating to an update on the Building Neighborhood Capacity Grant.

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

78. [141024](#) Communication from the Police Department relating to data on ShotSpotter effectiveness.

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

79. [141027](#) Communication from Municipal Court relating to the night court sessions.

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0

80. [141147](#) Communication from the Local Initiatives Support Corporation and Safe & Sound relating to their Neighborhood Capacity, Policing and Recognition Program.

**Sponsors:** THE CHAIR

**A motion was made by ALD. WITKOWSKI that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski Ald.Stamper

**No,** 0



## THE ZONING, NEIGHBORHOODS &amp; DEVELOPMENT COMMITTEE RECOMMENDS:

## ADOPTION OF THE FOLLOWING:

81. [140583](#) Substitute resolution authorizing the sale of three City-owned vacant lots to DMZ Community Garden Group LLC for urban agriculture, in the 6th Aldermanic District. Whereas, DMZ Community Garden Group LLC (“DMZ”) has submitted an unsolicited offer to purchase three City-owned vacant lots to develop as urban gardens, as summarized in a Land Disposition Report and a copy of which is attached to this Common Council File; and

Whereas, Section 304-49-7 of the Milwaukee Code of Ordinances allows the City of Milwaukee (“City”) to accept unsolicited offers to purchase property when the City receives fair compensation, whether monetary or non-monetary; and

Whereas, The Department of City Development (“DCD”) has reviewed the offer and the development proposal and has determined that the proposed price and redevelopment represents fair compensation to the City considering the contribution to the neighborhood; and

Whereas, The deed of conveyance to DMZ will contain restrictions requiring that the properties be maintained as green space and not be sold for development without approval of the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of DCD, or designee, is authorized to accept the unsolicited offer to purchase submitted by DMZ for the three City-owned vacant lots for purchase and development as outlined in the Land Disposition Report; and, be it

Further Resolved, That the Commissioner of DCD, or designee, is authorized to close the transaction, release any deed restrictions that inhibit sale to DMZ, execute any other legal documents, on behalf of the City, and to close the transaction according to the terms of the Land Disposition Report; and, be it

Further Resolved, That the sale proceeds shall be credited to the Delinquent Tax Fund Account No. 0001-334106.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

82. [141140](#) Resolution authorizing the Fourth Amendment to the Purchase and Sale Agreement with 1150 North, LLC for the property at 1136-46 East North Avenue, in the 3rd Aldermanic District.

Whereas, By adoption of File No. 061018 on November 30, 2011, the Common Council of the City of Milwaukee authorized the sale of the surplus ward yard at 1136-46 East North Avenue to 1150 North, LLC for construction of a mixed-use building, and it extended the time periods to close by adopting File Nos. 121670, 130734 and 140042; and

Whereas, 1150 North, LLC has been working diligently to obtain financing and plan approval for the development and has requested a six-month extension in its performance period to complete these tasks; and

Whereas, A Fourth Amendment to the Purchase and Sale Agreement, a copy of which is attached to this Common Council File, has been negotiated with 1150 North, LLC to extend the performance period; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Fourth Amendment to the Purchase and Sale Agreement with 1150 North, LLC for the property at 1136-46 East North Avenue is approved; and, be it

Further Resolved, That the Commissioner of the Department of City Development, or designee, is authorized to execute the Fourth Amendment to the Purchase and Sale Agreement; and, be it

Further Resolved, That all other terms and conditions of the original Purchase and Sale Agreement, as amended, remain in full force and effect.

**Sponsors:** Ald. Kovac

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

83. [141141](#) Resolution accepting an unsolicited offer to purchase from Hattie Nichols for the property located at 2554 North 28th Street for rental purposes, in the 15th Aldermanic District.
- Whereas, The City of Milwaukee (“City”) foreclosed on the property at 2554 North 28th Street due to delinquent property taxes; and
- Whereas, The Department of City Development (“DCD”) recommended that the property be marketed for sale; and
- Whereas, Hattie Nichols has submitted an unsolicited offer to purchase the property to rehabilitate it for use as a rental property; and
- Whereas, The former owner currently occupying the property is a relative of Ms. Nichols; and
- Whereas, Ms. Nichols desires to keep the former owner from becoming displaced and will rehabilitate the property as summarized in a Land Disposition Report, a copy of which is attached to this Common Council File; and
- Whereas, Section 304-49-7 of the Milwaukee Code of Ordinances allows the City to accept unsolicited offers to purchase property when the City receives fair compensation, whether monetary or non-monetary; and
- Whereas, DCD has reviewed the offer and the rehabilitation proposal and has determined that the proposal represents fair compensation to the City in terms of investment in the neighborhood; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the unsolicited offer to purchase submitted by Hattie Nichols for the property at 2554 North 28th Street is accepted; and, be it
- Further Resolved, That the Commissioner of DCD, or designee, is authorized to close the transaction according to the terms of the Land Disposition Report; and, be it
- Further Resolved, That the Commissioner of DCD, or designee, is authorized to execute an Offer to Purchase, deed and all needed closing documents, including any needed easements and/or releases of deed restrictions; and, be it
- Further Resolved, That the net sale proceeds, less sales expenses and a 30 percent disposition cost reimbursement to the Redevelopment Authority of the City of Milwaukee, shall be credited to the Delinquent Tax Fund.

**Sponsors:** Ald. Stamper

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

84. [140365](#) Communication from the Department of City Development relating to the Shops of Grand Avenue.

**Sponsors:** Ald. Bauman

**A motion was made by ALD. BOHL that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

85. [140585](#) Resolution authorizing the execution of a Cooperation Agreement among the City of Milwaukee, the Redevelopment Authority of the City of Milwaukee and WAM DC, LLC to assist in the financing, acquisition, repurposing and redevelopment of The Shops of Grand Avenue, in the 4th Aldermanic District.

**Sponsors:** Ald. Bauman

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

86. [141154](#) Communication from the Southeastern Wisconsin Regional Planning Commission relating to its 2013 Annual Report.

**Sponsors:** THE CHAIR

**A motion was made by ALD. BOHL that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

## THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

## ADOPTION OF THE FOLLOWING:

87. [140088](#) Substitute resolution establishing a sister city relationship between the City of Milwaukee and the City of Zadar, Croatia.
- Whereas, The Common Council created the Sister Cities Committee to assist in the establishment and maintenance of sister city relationships pursuant to Sister Cities International guidelines; and
- Whereas, The Sister Cities Committee reviews requests for new relationships, investigates and makes recommendations to the Common Council concerning the establishment of new relationships, and the maintenance or termination of existing sister city relationships; and
- Whereas, The Sister Cities Committee has reviewed the application of Zadar, Croatia, and recommends that a sister city relationship be established pursuant to ch. 335 of the code; and
- Whereas, A sister city relationship between the City of Milwaukee and the City of Zadar, Croatia, will benefit both cities in the areas of economic and agricultural development, health care, education, cultural exchange, social awareness and tourism; and
- Whereas, This sister city relationship will receive local support through the nonprofit Federation of Croatian Societies, Inc.; and
- Whereas, The sister city relationship will receive support in the City of Zadar through the Association of Trades and Crafts Zadar (Udruženje obrtnika Zadar), Zadar City Sports' Community (Športska zajednica Grada Zadra), and the Zadar Writers' Association (Udruga Zadarski pisci); now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the establishment of a sister city relationship between the City of Milwaukee and the City of Zadar, Croatia, is authorized; and, be it
- Further Resolved, That the Mayor shall implement this sister city relationship by entering into the agreement attached to this file; and, be it
- Further Resolved, That this sister city relationship shall expire after 5 years unless extended for another 5 years by Common Council resolution.
- Sponsors:** Ald. Murphy

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

88. [140945](#) Substitute resolution authorizing the acceptance and funding of the City of Milwaukee's 2015 consolidated community development entitlement funding for Neighborhood Strategic Planning Areas from the U. S. Department of Housing and Urban Development through the Community Development Grants Administration (CDGA).
- Whereas, Common Council File Number (CCFN) 140284 authorized the submission of the Consolidate Strategy and Plan and Annual Action Plan for 2015 consolidated community development entitlement funding; and
- Whereas, CCFN 140285 adopted on September 3, 2014 authorized the 2015 Funding Allocation Plan; now therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that these funds are budgeted to the Community Development Grants Administration which is authorized to:
- Expend from the amount budgeted for specified purposes as indicated in the grant budget and incur costs consistent with the award date.
- Enter into subrecipient contracts as detailed in the grant budget.
- ; and, be it
- Further Resolved, That the Community Development Grants Administration is responsible for awarding subrecipient contracts for each of the 2015 approved activities for Neighborhood Strategic Planning Areas as attached; and, be it
- Further Resolved, That these projects are required to submit budget and activity reports in amounts and according to any conditions approved by the Common Council and the Mayor in conformance with File number 74-92-5v to the Community Development Grants Administration and the City Comptroller for their review an approval; and, be it
- Further Resolved, That payments for CDBG costs incurred shall be paid in accordance with approved CDBG reimbursement policy based on the approval by

the Community Development Grants Administration and City Comptroller of a Budget Forecast (CDA-51); and, be it

Further Resolved, That should HUD impose deficit reduction cuts and sequestrations in the 2015 CDBG Program Year, the Mayor and the Community & Economic Development Committee shall have the authority to amend any or all projects in this resolution in order to carry out the 2015 Program Year under the reductions imposed; and, be it

Further Resolved, That the authorization for the projects listed in this resolution are subject to the availability of 2015 Community Development Block Grant funds and the release of funds for this purpose by the U. S. Department of Housing and Urban Development; and, be it

Further Resolved, That the Block Grant Director of the Community Development Grants Administration is hereby authorized on behalf of the City and the Community Development Grants Administration, to execute, deliver, publish, file and record such documents, instruments, notices and records and to take such other actions as shall be necessary or desirable to implement the City's 2015 Community Development Program in accordance with the 2015 Annual Action Plan, including but not limited to the Community Development Grants Administration's determinations as to whether funds be awarded in the form of grants or loans, and determination of payback provisions, interest rates, amortization schedules, collateral security requirements (if any), forgiveness of debt, and release of collateral; and, be it

Further Resolved, That except as modified by this resolution, the guidelines for handling the Community Development Block Grant Program set forth in Common Council File Number 74-92-5v are fully applicable to the 2015 Community Development Entitlement Funding Program.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

89. [140946](#) Substitute resolution authorizing the acceptance and funding of the City of Milwaukee's 2015 consolidated community development entitlement funding for Mandated/Essential Services from the U. S. Department of Housing and Urban Development through the Community Development Grants Administration (CDGA).



**Sponsors:** THE CHAIR

*Error needs to be rectified in the file.*

**A motion was made by ALD. DAVIS that this Resolution be REFERRED TO to the COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE . This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

90. [140948](#) Substitute resolution authorizing the acceptance and funding of the City of Milwaukee's 2015 consolidated community development entitlement funding for Housing Opportunities For Persons With AIDS (HOPWA) from the U. S. Department of Housing and Urban Development through the Community Development Grants Administration (CDGA).
- Whereas, The City of Milwaukee appears to be eligible for Community Development entitlement funding for HOPWA activity estimated at \$587,497 for 2015; and
- Whereas, Common Council File Number (CCFN) 140284 authorized the submission of the Consolidated Strategy and Plan and Annual Action Plan for 2015 consolidated community development entitlement funding; and
- Whereas, CCFN 140285 adopted on September 3, 2014 authorized the 2015 Funding Allocation Plan; and
- Whereas, It has been determined that operation of the HOPWA programs for one year would cost approximately \$587,497 of which \$587,497 would be provided by the Grantor; and
- Whereas, There is no local share required for this grant program; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, That the Mayor of the City of Milwaukee is designated as the authorized representative of the City of Milwaukee, in connection with all matter relating to the City's 2015 HOPWA Program; and, be it
- Further Resolved, That the City of Milwaukee assures and certifies that it will comply with the regulations, policies, guidelines and requirements with respect to the acceptance and use of Federal HOPWA funds as specifically delineated in the Grant Award; and, be it
- Further 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 of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That the City Comptroller is authorized to:

Commit Funds within the Project/Grant Parent of the 2015 Special Revenue Grant and Aid Projects Fund, the following amounts for the program/project titled Housing Opportunities For Persons With AIDS (HOPWA):

| Project/Grant | Fund | Org  | Program   | BY SubClass | Acct   |
|---------------|------|------|-----------|-------------|--------|
| GR0001500000  | 0150 | 9990 | 0001 0000 | R999        | 000600 |

| Project       | Amount    |
|---------------|-----------|
| Grantor Share | \$587,497 |

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

Establish the necessary City Share Project values; and, be it

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

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

Enter into subcontract(s) as detailed in the grant budget; and, be it

Further Resolved, That the Community Development Grants Administration is hereby authorized to incur costs not to exceed \$15,294 for the administration of the City of Milwaukee 2015 HOPWA Program; and, be it

Further Resolved That the Community Development Grants Administration is responsible for awarding subrecipient contracts for the attached 2015 providers and activities for HOPWA; and, be it

Further Resolved, that all department/agencies are required to submit budget and activity reports in amounts and according to any conditions approved by the Common Council and the Mayor in conformance with File Number 74-92-5v to the Community Development Grants Administration and The City Comptroller for their review and approval; and, be it

Further Resolved, That payments for HOPWA costs incurred shall be paid in accordance with approved HOPWA reimbursement policy based on the approval by the Community Development Grants Administration and the City Comptroller of a Budget Forecast (CDA-51); and, be it

Further Resolved, That should HUD impose deficit reduction cuts and sequestrations in the 2015 Program Year, the Mayor and the Community & Economic Development Committee shall have the authority to amend any or all projects in this resolution in order to carry out the 2015 Program Year under the reductions imposed; and, be it

Further Resolved, That except as modified by this resolution, the guidelines for handling the Community Development Block Grant Program set forth in Common Council File Number 74-92-5v is fully applicable to the 2015 Community Development Entitlement funding Program.

**Sponsors:** THE CHAIR

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

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

CONFIRMATION OF THE FOLLOWING:

91. [140064](#) Reappointment of Marna Boyle to the Business Improvement District #10 (Avenues West) by the Mayor. (4th Aldermanic District)

**Sponsors:** THE CHAIR

**A motion was made by ALD. DAVIS that this Appointment be CONFIRMED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

92. [141043](#) Appointment of Zeynab Ali as the 9th Aldermanic District representative to the Youth Council.

**Sponsors:** THE CHAIR

**A motion was made by ALD. DAVIS that this Appointment be CONFIRMED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

93. [141125](#) Reappointment of Alderman Nik Kovac to the Milwaukee Arts Board by the Mayor.

**Sponsors:** THE CHAIR

**A motion was made by ALD. DAVIS that this Appointment be CONFIRMED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

94. [141182](#) Reappointment of Alderman Michael Murphy to the Milwaukee Arts Board by the Mayor.

**Sponsors:** THE CHAIR

**A motion was made by ALD. DAVIS that this Appointment be CONFIRMED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

PLACING ON FILE THE FOLLOWING:

95. [131702](#) Resolution approving a job training program and a business capacity-building program for the Northwestern Mutual project

**Sponsors:** Ald. Coggs and Ald. Wade

**A motion was made by ALD. DAVIS that this Resolution be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

96. [140003](#) Communication relating to a business capacity-building program for the Northwestern Mutual project.
- Sponsors:** THE CHAIR
- A motion was made by ALD. DAVIS that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**
- Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper
- No,** 0
97. [140004](#) Communication relating to a job training program for the Northwestern Mutual project.
- Sponsors:** THE CHAIR
- A motion was made by ALD. DAVIS that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**
- Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper
- No,** 0
98. [140205](#) Communication from Hines, Prism, Gilbane/CG Schmidt and Northwestern Mutual companies relating to the Workforce Development Program Agreement.
- Sponsors:** Ald. Davis
- A motion was made by ALD. DAVIS that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**
- Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper
- No,** 0
99. [140213](#) Resolution accepting the Project Work Plan and the Project Training Plan for the Northwestern Mutual Office Project Workforce Development Program.
- Sponsors:** Ald. Davis, Ald. Coggs, Ald. Wade, Ald. Hamilton and Ald. Murphy
- A motion was made by ALD. DAVIS that this Resolution be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

100. [140961](#) Communication from the Department of City Development relating to review and oversight of business and neighborhood improvement district operating plans.

**Sponsors:** Ald. Davis

**A motion was made by ALD. DAVIS that this Communication be PLACED ON FILE. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

## THE STEERING &amp; RULES COMMITTEE RECOMMENDS:

101. [141175](#) Substitute motion authorizing the TransCenter for Youth, Inc., to operate a second Milwaukee Common Council charter school.
- Whereas, The state charter school statute, s. 118.40, Wis. Stats., and the charter school ordinance, ch. 330, Code of Ordinances, authorize the Common Council to grant authority to operate Milwaukee Common Council charter schools to applicants who meet the requirements of the statute and ordinance; and
- Whereas, On May 3, 2011, the Common Council (File Number 101537) moved that TransCenter for Youth, Inc., may apply for up to 6 charter schools subject to Common Council approval; and
- Whereas, TransCenter for Youth, Inc., has applied to operate a second Milwaukee Common Council charter school as authorized under the Milwaukee charter school ordinance, ch. 330, Code of Ordinances, and the Wisconsin charter school statute, s. 118.40, Wis. Stats.; and
- Whereas, The Charter School Review Committee has made a written positive finding for the applicant for all factors described under s. 330-15, Code of Ordinances, and has recommended that the Common Council grant the application to operate a second Milwaukee Common Council charter school; now, therefore
- It is moved, By the Common Council of the City of Milwaukee, that the Common Council approves the Charter School Review Committee's recommendation and authorizes the TransCenter for Youth, Inc., to operate a second Milwaukee Common Council charter school beginning with the 2015-2016 school year.

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Motion be APPROVED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

## MATTERS FOR IMMEDIATE ADOPTION

102. [141231](#) Motion amending the schedule of regular meetings of the Common Council and its standing committees for the year 2014.
- It is moved, By the Common Council of the City of Milwaukee, that the calendar of Common Council and council committee meetings for the year 2014 (January 1

through December 31, 2014) as approved by Common Council File Number 130659 is amended by moving the Finance & Personnel Committee meeting previously scheduled for December 10, 2014, to Monday, December 15, 2014, starting at 9:00 a.m.

**Sponsors:** Ald. Kovac

**A motion was made by ALD. KOVAC that this Motion-Immediate Adoption be APPROVED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

104. [141257](#) Resolution approving final certified survey maps.

Resolved, By the Common Council of the City of Milwaukee, that the following certified survey maps be and hereby are approved:

| NAME  | TAX KEY NUMBER(S)                                 |
|---|---|
| Stockhouse LLC (DCD #2978)                                      | 3612002000, 3612001000                            |
| St. Matthew CME Church<br>(DCD #3003)                           | 3121586110, 3121585000,<br>3121584000, 3121583000 |
| St. Matthew CME Church<br>(DCD #3004)                           | 3121325100, 3121324000<br>3121323000, 3121322100  |
| Horner Sod Farm Partnership LLP<br>(DCD #3007)                  | 4310109110  |
| James and Sue Wiechmann Revocable<br>Living Trust (DCD #3009)   | 3600068100, 3600072110,<br>3600074000             |
| All Nations Pentecostal Church of<br>Holiness, Inc. (DCD #3011) | 2831146100  |

**Sponsors:** THE CHAIR

**A motion was made by ALD. KOVAC that this Resolution-Immediate Adoption be ADOPTED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl, Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy, Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper



**No, 0**

106. [141290](#) Resolution relating to the reporting deadline of the Local Business Action Team.

Whereas, Common Council File Number 140081, adopted June 24, 2014, established a 13-member Local Business Action Team to recommend strategies to ensure that City regulations and service delivery support the development and growth of local business in Milwaukee; and

Whereas, File Number 140081 also stipulated that the Local Business Action Team shall submit a report of its findings and recommendations to the Common Council within 180 days of the adoption of that file; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that Common Council Resolution File Number 140081, adopted June 24, 2014, is amended by deleting the fifth "Further Resolved" clause and inserting in lieu thereof the following:

“Further Resolved, That the Action Team shall submit a report of its findings and recommendations to the Common Council on or before July 31, 2015, and, upon submission of the report, be automatically dissolved.”

**Sponsors:** Ald. Witkowski

**A motion was made by ALD. KOVAC that this Resolution-Immediate Adoption be ADOPTED. This motion PREVAILED by the following vote:**

**Aye, 15 -** Ald. Hamilton, Ald. Davis, Ald. Kovac, Ald. Bauman, Ald. Bohl, Ald. Coggs, Ald. Wade, Ald. Donovan, Ald. Puente, Ald. Murphy, Ald. Dudzik, Ald. Perez, Ald. Witkowski, Ald. Zielinski  
Ald. Stamper

**No, 0**

105. [141258](#) Resolution relating to the reporting deadline of the Recycling, Salvage and Metal Scrapping Task Force.

Whereas, Common Council Resolution File Number 131798 established a Recycling, Salvage and Metal Scrapping Task Force to review and make recommendations by September 10, 2014, relating to City licensing and regulation of recycling, including junk collection and junk dealing, second-hand vehicle dealing, salvage and wrecking, and metal recycling and scrapping; and

Whereas, Common Council File Number 140688 amended this file by changing the deadline for the task force to provide a report to the Common Council of its findings and recommendations to December 16, 2014; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that Common Council Resolution File Number 131798, adopted on May 13, 2014, is amended by deleting

the second "Further Resolved" clause and inserting in lieu thereof the following:

"Further Resolved, That the task force provide a report to the Common Council of its findings and recommendations on or before January 21, 2014; and, be it"

**Sponsors:** Ald. Murphy

**A motion was made by ALD. KOVAC that this Resolution-Immediate Adoption be ADOPTED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No,** 0

103. [141235](#) Motion relating to amending the zoning map to remove a Site Plan Review Overlay District from lands located northeast of the intersection of South 27th Street and West College Avenue.

Whereas, Section 295-91.0017 of the former (pre-October 1, 2002) Zoning Code established a Site Plan Review Overlay District (n/k/a Site Plan Review Overlay Zone) on lands located on the northeast corner of the intersection of South 27th Street and West College Avenue; and

Whereas, This Site Plan Review Overlay District is no longer necessary, beneficial or relevant to use or development of the site affected; and

Whereas, Pursuant to s. 295-307-2-b of the Code of Ordinances, the Common Council may initiate a zoning map amendment by its own motion; now, therefore,

It is moved, By the Common Council of the City of Milwaukee, that amendment of the zoning map to remove the Site Plan Review Overlay District located northeast of the intersection of South 27th Street and West College Avenue is initiated; and

It is further moved, That the Department of City Development is directed to draft and submit for Common Council introduction an ordinance to amend the zoning map to remove the Site Plan Review Overlay District located northeast of the intersection of South 27th Street and West College Avenue.

**Sponsors:** Ald. Witkowski

**A motion was made by ALD. KOVAC that this Motion-Immediate Adoption be APPROVED. This motion PREVAILED by the following vote:**

**Aye,** 15 - Ald.Hamilton, Ald.Davis, Ald.Kovac, Ald.Bauman, Ald.Bohl,  
Ald.Coggs, Ald.Wade, Ald.Donovan, Ald.Puente, Ald.Murphy,  
Ald.Dudzik, Ald.Perez, Ald.Witkowski, Ald.Zielinski  
Ald.Stamper

**No, 0**

*Meeting adjourned: 10:21 A.M.*

*Inteviw with Council President Michael Murphy*