



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Council Agenda

COMMON COUNCIL

Tuesday, March 1, 2011

9:00 AM

Council Chambers, 3rd Fl., City Hall

AMENDED 3/1/11

Willie L. Hines, Jr., 15th District

President

Ashanti Hamilton, 1st District

Joe Davis, Sr., 2nd District

Nicholas Kovac, 3rd District

Robert Bauman, 4th District

James Bohl, Jr., 5th District

Milele A. Coggs, 6th District

Willie C. Wade, 7th District

Robert G Donovan, 8th District

Robert W. Puente, 9th District

Michael J. Murphy, 10th District

Joseph A. Dudzik, 11th District

James N. Witkowiak, 12th District

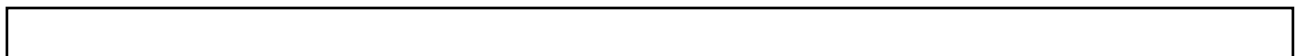
Terry L. Witkowski, 13th District

T. Anthony Zielinski, 14th District

Order of Business

1. Roll Call
2. Pledge of Allegiance
3. Invocation or Silent Meditation
4. Approval of Previous Minutes
5. Presentations
6. Unfinished Business
7. Reports of Standing Committees
 - Licenses, Ald. Bohl, Chair; Ald. Coggs, Vice-Chair
 - Public Safety, Ald. Donovan, Chair; Ald. Puente, Vice-Chair
 - Finance and Personnel, Ald. Murphy, Chair; Ald. Bauman, Vice-Chair
 - Judiciary and Legislation, Ald. Hamilton, Chair; Ald. Witkowski, Vice-Chair
 - Zoning, Neighborhoods and Development, Ald. Witkowiak, Chair; Ald. Wade, Vice-Chair
 - Community and Economic Development, Ald. Davis, Chair; Ald. Zielinski, Vice-Chair
 - Public Works, Ald. Bauman, Chair; Ald. Dudzik, Vice-Chair
 - Steering and Rules, Ald. Hines, Chair; Ald. Murphy, Vice-Chair
8. Communications to be Ordered on File
9. Matters for Immediate Adoption
10. Presentation of ordinances, resolutions, motions and communications
11. Announcements

PLEASE NOTE: Detailed information relating to the contents of these files may be found by searching under the appropriate file number at <http://milwaukee.legistar.com/legislation>. Alternatively, complete files including detailed information identifying the specific subject matters to be discussed at the meeting may be inspected at the office of the City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, 53202, Monday through Friday, between the hours of 8 a.m. and 4:45 p.m. Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at 286-2998, (FAX) 286-3456, (TDD) 286-2025 or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.



UNFINISHED BUSINESS:

1. **101168** **SPONSORED BY: Ald. Hines Jr. and Ald. Coggs** **INTRODUCED ON: 01/19/2011**
Resolution authorizing the Department of Public Works-Operations Division to expend monies appropriated in the 2011 city budget for the Illegal Dumping Tip Hotline.

2. **101221** **SPONSORED BY: Ald. Donovan and Ald. Witkowiak** **INTRODUCED ON: 01/19/2011**
Resolution appropriating \$40,000 from the Development Fund for a retaining wall replacement project at the Council for the Spanish Speaking's Hillview Building.

THE LICENSES COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

1. **101290** **SPONSORED BY: Ald. Bohl** **INTRODUCED ON: 02/08/2011**
A substitute ordinance relating to over-concentration of food dealers.
---(Note: Committee vote: 4 ayes, 1 no)

2. **101291** **SPONSORED BY: Ald. Bohl** **INTRODUCED ON: 02/08/2011**
A substitute ordinance relating to reporting findings of fact for denied food dealer licenses.

3. **101299** **SPONSORED BY: Ald. Bohl** **INTRODUCED ON: 02/08/2011**
A substitute ordinance amending food-related provisions.
---(Note: Committee vote: 4 ayes, 1 no)

APPROVAL OF THE FOLLOWING:

4. **100858** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/03/2010**
Motion relating to the recommendations of the Licenses Committee relative to licenses.
The question was put: Have the members of the Common Council read the Report and Recommendations of the Licenses Committee?

All members present indicated they had done so..

THE PUBLIC SAFETY COMMITTEE RECOMMENDS:**APPROVAL OF THE FOLLOWING:**

- 101219** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2011**
Motion relating to the recommendations of the Public Safety Committee relative to licenses.
The question was put: Have the members of the Common Council read the Report and Recommendations of the Public Safety Committee?

All members present indicated they had done so.

PASSAGE OF THE FOLLOWING:

- 100308** **SPONSORED BY: Ald. Coggs, Ald. Wade and Ald. Puente** **INTRODUCED ON: 07/07/2010**
A substitute ordinance relating to the dumping of waste on public and private property.
- 101247** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
A substitute ordinance relating to parking controls in various Aldermanic Districts.
- 101248** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
A substitute ordinance relating to traffic controls.

ADOPTION OF THE FOLLOWING:

- 101266** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution authorizing the Milwaukee Police Department to apply for, accept, and fund an I-94 E-W Freeway Repaving Project overtime grant agreement with the Wisconsin Department of Transportation.
- 101267** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution authorizing the Milwaukee Police Department to apply for, accept, and fund an I-94 N-S Freeway Project overtime grant agreement with the Wisconsin Department of Transportation.
- 101268** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to application and acceptance of a community policing grant from the State Department of Justice for the Milwaukee Police Department's 2011 Neighborhood Safety Initiative.
- 101269** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**

Resolution relative to application, acceptance and funding of a Project Safe Neighborhoods Homicide Review Commission Prolific Offender grant.

9. **101287**

SPONSORED BY: THE CHAIR

INTRODUCED ON: 02/08/2011

Substitute resolution approving a Law Enforcement and Security Agreement with the Milwaukee Brewers

THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

1. **101279** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
A substitute ordinance to further amend the 2011 offices and positions in the City Service.

ADOPTION OF THE FOLLOWING:

2. **100523** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 09/01/2010**
Substitute resolution authorizing attendance at conventions, seminars and other travel.
3. **101233** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution authorizing the sale and issuance of General Obligation Refunding Notes and Bonds.
4. **101262** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Substitute resolution relative to the application, acceptance and funding of the Lead Hazard Reduction Demonstration Grant from the Department of Housing and Urban Development (HUD).
5. **101264** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relative to application, acceptance and funding of a Milwaukee Metropolitan Drug Enforcement Grant.
6. **101265** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relative to application, acceptance and funding of the 2011 High-Intensity Drug Trafficking Area project awards.

PLACING ON FILE THE FOLLOWING:

7. **091065** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/01/2009**
Communication from the Commissioner of Public Works updating the City's Prevailing Wage Schedule.
8. **101276** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Communication from the Department of Employee Relations relating to classification studies scheduled for Fire and Police Commission action.
9. **101277** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Communication from the Department of Administration - Budget and Management Analysis Division regarding vacancy requests, fund transfers and equipment requests.

THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:**ADOPTION OF THE FOLLOWING:**

1. **101234** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution authorizing payment of the claim of Roberta Mello for property damage.
---(Note: Committee vote: 3 ayes, 1 no, 1 Abstain)

2. **101283** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Substitute resolution relative to legislative bills.

PLACING ON FILE THE FOLLOWING:

3. **101235** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2011**
Communication from the Municipal Court relating to paperless processing of court cases and procedures.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:**4. Claims against the city:**

- a. **101240** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to an appeal from Doris Smith for property damage. (10th Aldermanic District)

- b. **101241** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to an appeal from ASAP Transportation for property damage.

- c. **101252** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to an appeal from Noreen Strand for property damage. (14th Aldermanic District)

- d. **101300** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to an appeal from Bernice Calmes for property damage. (10th Aldermanic District)

- e. **101301** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relating to an appeal from Joseph Kaufman, agent for Supreme Management Services for property damage. (9th Aldermanic District)

**THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
RECOMMENDS:**

PASSAGE OF THE FOLLOWING:

1. **101212** **SPONSORED BY: Ald. Bohl** **INTRODUCED ON: 01/19/2011**
 A substitute ordinance relating to the permitted use of rain barrels.

ADOPTION OF THE FOLLOWING:

2. **101293** **SPONSORED BY: Ald. Coggs, Ald. Wade** **INTRODUCED ON: 02/08/2011**
 and Ald. Hines Jr.
 Resolution authorizing the sale of City of Milwaukee and Redevelopment Authority
 vacant lots to Milwaukee Habitat for Humanity, Inc. to create building sites for its 2011
 housing program, in the 6th, 7th and 15th Aldermanic Districts.

CONFIRMATION OF THE FOLLOWING:

3. **101308** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
 Reappointment of Ivan Gamboa to the City Plan Commission by the Mayor. (8th
 Aldermanic District)

PLACING ON FILE THE FOLLOWING:

4. **091286** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/20/2010**
 Communication from the Housing Trust Fund Advisory Board relative to its 2010
 activities.

**THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
RECOMMENDS:**

ADOPTION OF THE FOLLOWING:

1. **101214** **SPONSORED BY: Ald. Zielinski and Ald.
Hamilton** **INTRODUCED ON: 01/19/2011**
Substitute resolution relating to the use of Large Impact Development funds to fund activities recommended by the African American Male Unemployment Task Force.

2. **101292** **SPONSORED BY: Ald. Murphy** **INTRODUCED ON: 02/08/2011**
Resolution authorizing acceptance and funding of a Wisconsin Arts Board 2011 Regranting Program Grant.

3. **101294** **SPONSORED BY: Ald. Murphy** **INTRODUCED ON: 02/08/2011**
Resolution authorizing expenditures and outlining the conditions for expenditures and funding availability from the 2011 Healthy Neighborhoods Initiative capital account.

CONFIRMATION OF THE FOLLOWING:

4. **101228** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2011**
Reappointment of Ralph Peterman to the Business Improvement District Board #21 (Downtown Management District) by the Mayor. (4th Aldermanic District)

PLACING ON FILE THE FOLLOWING:

5. **100784** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/03/2010**
Communication from the Emerging Business Enterprise Program relating to the 2009 Emerging Business Enterprise Program Department Utilization Report.

6. **101181** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2011**
Communication from the Department of City Development relating to a report detailing cooperative ventures undertaken by the City of Milwaukee and the Milwaukee Area Workforce Investment Board from July 1, 2010 through December 31, 2010.

7. **101259** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Communication from the Milwaukee Commission on Supportive Housing relating to its 2010 annual report.

THE PUBLIC WORKS COMMITTEE RECOMMENDS:**ADOPTION OF THE FOLLOWING:**

1. **090553** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 09/01/2009**
Substitute resolution to vacate an unimproved right-turn lane at the southeast corner of South 76th Street and West Oklahoma Avenue, in the 11th Aldermanic District.
2. **101256** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution approving a conduit occupancy license agreement between the City of Milwaukee and Kentucky Data Link for occupying a portion of the City's communications conduit system.
3. **101257** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution authorizing the Commissioner of Public Works to install fiber and provide network connectivity at the expense of, and for the use and benefit of, Alverno College.
4. **101258** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution relative to the 2011 Capital Improvement Program to provide funds for underground conduit work at various locations.
5. **101270** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
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 \$120,000 for a total estimated cost of these projects being \$3,045,000.
6. **101271** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
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 \$451,100 for a total estimated cost of \$554,200.
7. **101272** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$45,000 for a total estimated cost of these projects being \$2,615,000.
8. **101273** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**
Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$50,000 for a total estimated cost of these projects being \$650,000.

9. **101282** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**

Resolution authorizing the City Comptroller to transfer funds to various State and Federal Aid project subaccounts for the estimated remaining Wisconsin Department of Transportation and City of Milwaukee preliminary engineering and construction costs of \$20,000.00, with City share being \$20,000.00 and the Grantor's share being \$0.00.

10. **101286** **SPONSORED BY: Ald. Witkowski** **INTRODUCED ON: 02/08/2011**

Resolution directing the Commissioner of Public Works to enter into an agreement with the Wisconsin Department of Transportation for the development, implementation and funding of traffic control and other safety measures and City staff meeting attendance necessary to mitigate traffic diversion on City streets due to construction activity on the Mitchell Interchange and I-94 North-South Corridor in 2011 and 2012; with the total cost being \$150,000 of which 100% is grantor funded.

PLACING ON FILE THE FOLLOWING:

11. **101250** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/08/2011**

Communication from the Department of Public Works relative to special event permits.

MATTERS FOR IMMEDIATE ADOPTION:

- 1. 101328 SPONSORED BY: Ald. Wade and Ald. Zielinski INTRODUCED ON: 03/01/2011**

Resolution opposing provisions of the State Budget Adjustment Bill proposed by Governor Walker.
- 2. 101333 SPONSORED BY: Ald. Witkowski INTRODUCED ON: 03/01/2011**

Resolution amending Resolution File Number 091196 to extend the reporting period of the Milwaukee Image and Perception Task Force.
- 3. 101335 SPONSORED BY: Ald. Zielinski and Ald. Hamilton INTRODUCED ON: 03/01/2011**

Resolution amending Resolution File Number 100118 to establish the method for filling vacancies on the African-American Male Unemployment Task Force.
- 4. 101138 SPONSORED BY: Ald. Murphy INTRODUCED ON: 12/21/2010**

An ordinance relating to the registration of vacant buildings.
- 5. 101343 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/01/2011**

Resolution approving final certified survey maps.
- 6. 101367 SPONSORED BY: Ald. Bauman INTRODUCED ON: 03/01/2011**

Resolution amending Resolution File Number 090891, relating to the City Hall Foundation Restoration Project.
- 7. 101373 SPONSORED BY: Ald. Murphy INTRODUCED ON: 03/01/2011**

Resolution expressing Common Council support for the principle of shared sacrifice in addressing the State of Wisconsin's budget shortfall.
- 8. 101379 SPONSORED BY: Ald. Hamilton and Ald. Coggs INTRODUCED ON: 03/01/2011**

Resolution directing the Department of Administration - Intergovernmental Relations Division to seek to defeat the entirety of Special Session Senate Bill 11.