



City of Milwaukee

Meeting Minutes

200 E. Wells Street
Milwaukee, Wisconsin
53202

PUBLIC IMPROVEMENTS COMMITTEE

ALD. ROBERT BAUMAN, CHAIR

Ald. Joseph Dudzik, Vice-Chair

Ald. Robert Puente, Ald. Willie Wade, Ald. Terry Witkowski

Staff Assistant, Terry MacDonald, (414)-286-2233

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**Italicized comments following the titles of Council files are explanatory only and not intended to limit the scope of the debate or any possible amendments.*

Wednesday, April 20, 2005

9:00 AM

Room 301-B, City Hall

9:00 A.M.

Meeting Convened: 9:09 A.M.

Members Present: ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Roll Call taken at 9:20 A.M.

Members Present: ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Members Excused: ALD. WITKOWSKI

1) [041694](#)

Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations.

[Infr. Serv. Div. Cover Letter.doc](#)

[OFFICIAL NOTICE NO. 118.doc](#)

[OFFICIAL NOTICE NO. 118 - ACTIONS.doc](#)

[Fiscal note.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

2) [041693](#)

Substitute resolution approving construction of nonassessable public improvement projects at various locations.

[Fiscal Note.doc](#)
[Infr. Serv. Div. Cover Letter.doc](#)
[Sub. Fiscal note.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE
Noes: 0
Excused: 1 - ALD. WITKOWSKI

3) [041692](#)

Substitute resolution determining it necessary to make various assessable public improvements at various locations.

[Fiscal Note.doc](#)
[Infr. Serv. Div. Cover Letter.doc](#)
[Sub. Fiscal note.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE
Noes: 0
Excused: 1 - ALD. WITKOWSKI

4) [041695](#)

Substitute resolution determining it necessary to make various nonassessable public improvements at various locations.

[Fiscal Note.doc](#)
[Infr. Serv. Div. Cover Letter.doc](#)
[Sub. Fiscal note.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE
Noes: 0
Excused: 1 - ALD. WITKOWSKI

5) [041708](#)

Resolution requesting variance from procedure as adopted in Common Council Resolution File No. 881665 as this procedure relates to financing assessable work in the Capital Program for Water Main Construction Projects.
(Infrastructure Services Division)

[Fiscal Note.doc](#)
[Infr. Serv. Div. Cover Letter.doc](#)
[Fiscal Analysis.rtf](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the FINANCE & PERSONNEL COMMITTEE. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

9:15 A.M.

6) [031720](#)

Substitute resolution to grant a special privilege to Jensar, Inc. to keep and maintain six monitoring wells in the public rights-of-way for the property located at 6161 North 64th Street, in the 2nd Aldermanic District in the City of Milwaukee.

[Special Privilege Petition and Drawings.PDF](#)

[DPW letter.rtf](#)

[Fiscal note.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

7) [951219](#)

Substitute resolution to grant a special privilege to KPH Investments, LLC to keep and maintain a fence within the public right-of-way of South Baraga Street, which serves as the on-ramp of the north-south freeway, adjacent to the premises located at 1214 South 6th Street, in the 12th Aldermanic District in the City of Milwaukee.

[Special privilege application.pdf](#)

[DPW letter.rtf](#)

[Fiscal note.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

8) [021052](#)

Substitute resolution amending a special privilege for replacing a wood fence with a concrete fence and for change of ownership to Adhan Ahmad for encroachments into the public right-of-way at 1207 South Cesar E. Chavez Drive, in the 12th Aldermanic District in the City of Milwaukee.

[DPW Letter.doc](#)

[Fiscal note.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

9) [030221](#)

Substitute resolution amending a special privilege for change of ownership to Jeffrey and Ellen Bogart for encroachment into the public right-of-way of existing items for the building at 500 South 3rd Street, in the 12th Aldermanic District in the City of Milwaukee.

[Application for Special Privilege.PDF](#)

[DPW letter.rtf](#)

[Fiscal note.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 3 - ALD. BAUMAN, ALD. DUDZIK and ALD. WADE

Noes: 0

Excused: 2 - ALD. PUENTE and ALD. WITKOWSKI

10) [971236](#)

Substitute resolution to grant a special privilege to North American Salt Company to allow the installation of underground communications conduit, which crosses East Bay Street, for linkage of its computer network between the buildings at 1101 East Bay Street and 2001 South Lincoln Memorial Drive, in the 14th Aldermanic District in the City of Milwaukee.

[Special privilege application.pdf](#)

[DPW Letter.doc](#)

[Fiscal note.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

11) [981646](#)

Substitute resolution amending a special privilege to change the name to Mr. Bruce M. Peckerman and Jeanette C. Peckerman for encroachments in the public right-of-way at 920 East Mason Street, in the 4th Aldermanic District in the City of Milwaukee.

[Special privilege application.pdf](#)

[DPW Letter.doc](#)

[Fiscal note.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

12) [031294](#)

Substitute resolution amending a special privilege to change the name to Towne Peterson LLC for encroachments in the public right-of-way at 625 North James Lovell Street, in the 4th Aldermanic District in the City of Milwaukee.

[Special Privilege Application.PDF](#)

[DPW letter.doc](#)

[Fiscal note.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

13) [031694](#)

Substitute resolution to grant a special privilege to Metropolitan-Lovell Street, LLC to keep and maintain eight existing monitoring wells in the public rights-of-way of North James Lovell Street and the adjacent east-west alleys abutting 728 North James Lovell Street, in the 4th Aldermanic District in the City of Milwaukee.

[Petition for Special Privilege and Drawing.PDF](#)

[DPW letter.DOC](#)

[Fiscal note.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

14) [041507](#)

Substitute resolution to grant permission to 173 Broadway, LLC to install and use three doors with excess swing into the public right-of-way for the premises at 167-173 North Broadway, in the 4th Aldermanic District in the City of Milwaukee.

[Petition for Special Privilege.PDF](#)

[Drawings or Maps.doc](#)

[DPW letter.rtf](#)

[Fiscal note.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE and ALD. WADE

Noes: 0

Excused: 1 - ALD. WITKOWSKI

Roll Call taken at 9:58 A.M.

Members Present: ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

9:30 A.M.

15) [041784](#)

Substitute resolution approving an Out-of-Program Agreement between August Urbanek Development and Management, LP and the City of Milwaukee regarding the design, construction, and funding of public improvements to serve Metro Auto Park Addition No. 1.

[Fiscal Note.doc](#)

[DPW Cover Letter.doc](#)

[Agreement.rtf](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

16) [041611](#)

Resolution authorizing the proper City officers to execute an Out-of-Program Agreement between Cedar Development LLC and the City of Milwaukee for design, installation, and inspection of public improvements to serve a single-family residential subdivision located on the south side of West County Line Road at approximately North 95th Street. (DPW)

[Fiscal Note.doc](#)
[DPW Cover Letter.doc](#)
[Agreement.PDF](#)
[Exhibit A.PDF](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

17) [041783](#)

Substitute resolution authorizing the proper City officers to execute an Out-of-Program Agreement between Backus Milwaukee LLC and the City of Milwaukee for construction of public improvements to serve a subdivision with 38 single family home lots to be located southerly of West Brown Deer Road at approximately North 116th Street.

[Fiscal Note.doc](#)
[DPW Cover Letter.doc](#)
[Agreement.rtf](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

18) [041711](#)

Resolution authorizing and directing the Commissioner of Public Works to execute a Revised Project Agreement titled "State/Municipal Agreement for a Highway Improvement Project" with the Wisconsin Department of Transportation (WISDOT) to include updated design and construction costs for the replacement of the West Mill Road Bridge over Little Menomonee River with Federal and State aid under the Local Bridge Replacement Program. (Infrastructure Services Division)

[Fiscal Note.doc](#)
[Infr. Serv. Div. Cover Letter.doc](#)
[Agreement.PDF](#)

A motion was made by Ald. Witkowski that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. WADE and ALD. WITKOWSKI

Noes: 0

Excused: 1 - ALD. PUENTE

19) [041691](#)

Resolution authorizing the proper City Officers to execute Sewer Easement SE-2761 in the area generally described as below I-94 between West Canal Street and the Menomonee River, in the City of Milwaukee in the 12th Aldermanic District. (Infrastructure Services Division)

[Easement.doc](#)

[Fiscal Note.doc](#)

[Map.pdf](#)

[Infr. Serv. Div. Cover Letter.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

9:45 A.M.

20) [041486](#)

An ordinance to create Section 113-32.0106 of the Milwaukee Code of Ordinances relating to the amendment of the Official Map of the City of Milwaukee. (Infrastructure Services)

[Drawings or Maps.doc](#)

[Infr. Serv. Div. Cover Letter.doc](#)

[Map.PDF](#)

[CPC letter.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

21) [041049](#)

Substitute resolution to vacate East Center Street located East of North Humboldt Boulevard to its terminus at the alley, in the 3rd Aldermanic District.

[Fiscal Note.doc](#)

[Exhibit A.PDF](#)

A motion was made by Ald. Witkowski that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

22) [030443](#)

Substitute resolution to vacate a portion of the alley in the block South of East Garfield Avenue between North Bremen Street extended and North Weil Street extended, in the 6th Aldermanic District.

[Fiscal Note.doc](#)

[Exhibit A.PDF](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

23) [040717](#)

Substitute resolution to vacate the north-south 15-foot wide alley and a portion of the east-west 20-foot wide alley in the block bounded by South Cesar E. Chavez Drive, West Mineral Street, West Walker Street and South 15th Street, in the 12th Aldermanic District.

[Fiscal Note.doc](#)

[Exhibit A.PDF](#)

A motion was made by Ald. Witkowski that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

24) [041705](#)

Resolution approving an Intergovernmental Cooperation Project Agreement between the City of Milwaukee ("City") and the Milwaukee Public Schools ("MPS") for the construction of a bio-retention basin at Lloyd Street School, in the 15th Aldermanic District, and authorizing the proper City officials to execute such Agreement on behalf of the City. (DCD)

[Fiscal Note.doc](#)

[Intergovernmental Coop Project Agree.PDF](#)

[Fiscal Analysis.rtf](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

25) [041700](#)

Resolution declaring surplus and authorizing the sale of the improved, tax-deed property at 2744 North 27th Street, in the 7th Aldermanic District. (DCD-Real Estate)

[Fiscal Note.doc](#)

[CPC letter.doc](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION AND ASSIGNED TO to the ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

26) [021260](#)

Substitute resolution vacating the East-West leg of alley in the block bounded by South Layton Boulevard, West Mineral Street, West National Avenue and South 26th Street and dedicating land for alley purposes, in the 8th Aldermanic District.

[Exhibit A.PDF](#)

[CPC letter.doc](#)

A motion was made by Ald. Puente that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

27) [041004](#)

Substitute resolution approving an Agreement with Milwaukee County and the State of Wisconsin relating to the transfer to the City of Milwaukee of the property at 1300 East Conway Street in the 14th Aldermanic District.

[CPC letter.doc](#)

A motion was made by Ald. Witkowski that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

28) [041216](#)

Substitute resolution declaring the Department of Public Works facility at 1912 West Pierce Street surplus to municipal needs and authorizing acceptance of an unsolicited Offer to Purchase from Miller Compressing Company, in the 8th Aldermanic District. (DCD-Real Estate)

[Fiscal Note.doc](#)

[Sub 1 Fiscal Note.doc](#)

[Land Disposition Report.doc](#)

[Revised Land Disposition Report.doc](#)

[Agreement for Purchase and Sale.DOC](#)

[CPC letter.doc](#)

A motion was made by Ald. Witkowski that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

10:00 A.M.

29) [041677](#)

Resolution authorizing and approving a temporary limited easement to the Wisconsin Department of Transportation and a temporary limited easement agreement for purposes of Marquette Interchange reconstruction work, affecting Milwaukee Public Schools property at 1124 North 11th Street in the 4th Aldermanic District.

[City Atty. Letter.DOC](#)

[Easement.DOC](#)

[Fiscal Note.DOC](#)

[Exhibit B.PDF](#)

[Exhibit C.PDF](#)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. WADE and ALD. WITKOWSKI

Noes: 0

Excused: 1 - ALD. PUENTE

30) [041713](#)

Resolution approving Lease Agreement with North American Salt Company.
(Port of Milwaukee)

[Fiscal Note.PDF](#)

[Port Cover Letter.PDF](#)

[Revised fiscal note.doc](#)

[Fiscal Analysis.rtf](#)

[Lease agreement.doc](#)

A motion was made by Vice Chair Dudzik that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 4 - ALD. BAUMAN, ALD. DUDZIK, ALD. WADE and ALD. WITKOWSKI

Noes: 0

Excused: 1 - ALD. PUENTE

31) [041521](#)

Resolution approving amendment to lease agreement with Lake Express, LLC.
(Port of Milwaukee)

[Port of Milwaukee Cover Letter.doc](#)
[Fiscal Note.PDF](#)
[Easement Exhibit.pdf](#)
[Lease.rtf](#)
[Fiscal Analysis.rtf](#)
[Letter from Port of Milwaukee re: revised fiscal note.doc](#)
[Revised fiscal note.doc](#)
[Revised fiscal analysis.rtf](#)
[Revised First Amendment to Lake Express.DOC](#)
[Fiscal Analysis - Second Revision.doc](#)

A motion was made by Vice Chair Dudzik that this matter be HELD TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

Alderman Dudzik as chair.

32) [041744](#)

Resolution requiring Common Council approval before the Department of Public Works initiates a utility outage in the City Hall complex.

[Fiscal Note.rtf](#)

A motion was made by Chair Bauman that this matter be RECOMMENDED FOR ADOPTION. The motion carried by the following vote:

Ayes: 3 - ALD. BAUMAN, ALD. WADE and ALD. WITKOWSKI

Noes: 2 - ALD. DUDZIK and ALD. PUENTE

The following files May Be Placed on File as they are no longer needed:

33) [041285](#)

Resolution authorizing and directing the City Comptroller to transfer funds to pay for utility relocation in association with a removal of an abandoned bridge from a City acquired railroad right-of-way. (Infrastructure Services Division)

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE and ALD. WITKOWSKI

Noes: 0

34) [041310](#)

Resolution relating to the provision of short term parking facilities at the Lake Express ferry terminal.

A motion was made by Ald. Wade that this matter be RECOMMENDED FOR PLACING ON FILE. The motion carried by the following vote:

Ayes: 5 - ALD. BAUMAN, ALD. DUDZIK, ALD. PUENTE, ALD. WADE
and ALD. WITKOWSKI

Noes: 0

**This meeting can be viewed in its entirety in the web-casting archives
found at [www.milwaukee.gov/channel 25](http://www.milwaukee.gov/channel25).**

Meeting Adjourned: 10:37 A.M.

*Terry J. MacDonald
Staff Assistant*