



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Council Agenda

### COMMON COUNCIL

Wednesday, March 25, 2009

9:00 AM

Common Council Chambers

**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

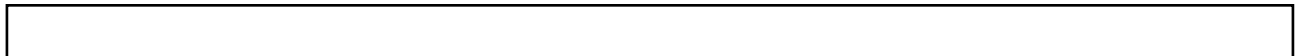
**Terry L. Witkowski**, 13th District

**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
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.







**8. Appointments to the Milwaukee Commission on Domestic Violence and Sexual Assault:**

- a. **081549**                      **SPONSORED BY: THE CHAIR**    **INTRODUCED ON: 03/03/2009**  
Appointment of Marilyn Booker to the Milwaukee Commission on Domestic Violence and Sexual Assault by the Milwaukee County District Attorney.
- b. **081559**                      **SPONSORED BY: THE CHAIR**    **INTRODUCED ON: 03/03/2009**  
Appointment of Amy Kistner to the Milwaukee Commission on Domestic Violence and Sexual Assault by the Mayor. (14th Aldermanic District)

**PLACING ON FILE THE FOLLOWING:**

9. **081322**                      **SPONSORED BY: Ald. Bauman**    **INTRODUCED ON: 01/16/2009**  
Communication from the Department of Public Works relating to the enforcement of missing vehicle registration stickers and plates that display evidence of a vehicle's current registration.

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

1. **080218**      **SPONSORED BY: Ald. Hamilton, Ald. Wade, Ald. Kovac, Ald. Coggs, Ald. Davis and Ald. Bauman**      **INTRODUCED ON: 05/20/2008**  
A substitute ordinance relating to participation of city residents in public works contracts, requirements for developers receiving direct financial assistance from the city, and local business enterprise contracting standards.
2. **080685**      **SPONSORED BY: Ald. Hamilton, Ald. Wade, Ald. Kovac and Ald. Coggs**      **INTRODUCED ON: 09/16/2008**  
A charter ordinance relating to award of contracts to lowest bidders in conjunction with standards for preference for local business enterprises.
3. **081404**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 02/10/2009**  
A substitute ordinance to further amend the 2009 rates of pay of offices and positions in the City Service under control of the Common Council.
4. **081405**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 02/10/2009**  
A substitute ordinance to further amend the 2009 offices and positions in the City Service under control of the Common Council.
5. **081522**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
An ordinance amending the elevator landing inspection fee.

**ADOPTION OF THE FOLLOWING:**

6. **081336**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/16/2009**  
Substitute resolution rescinding reserved commitments and appropriating funds from the 2008 Common Council Contingent Funds for the purpose of closing the 2008 financial books due to unanticipated shortfalls in current year operating expenses.
7. **081438**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 02/10/2009**  
Substitute resolution relating to the acceptance of funding from the Milwaukee Metropolitan Sewerage District to proceed with conducting a disparity study.
8. **081480**      **SPONSORED BY: Ald. Zielinski, Ald. Hamilton, Ald. Bauman and Ald. Kovac**      **INTRODUCED ON: 02/10/2009**  
Substitute resolution appropriating \$700 for membership in the Sweatfree Consortium.  
*--(Note: committee vote: 4 ayes, 1 no)*

9. **081503**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Resolution approving the form of the Preliminary Official Statement used in connection with the sale of City of Milwaukee, Wisconsin, debt.
10. **081506**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Substitute resolution authorizing the issuance of general obligation notes to pay a general and current municipal expense associated with grant programs.
11. **081509**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Substitute resolution relative to expenditure of funds to be recovered by greater than anticipated revenue (Metro Sewer User Charge Fund 0460).
12. **081555**      **SPONSORED BY: Ald. Murphy**      **INTRODUCED ON: 03/03/2009**  
Substitute resolution appropriating \$177,506 from the 2008 Parking Contingent Fund account to the 2008 Payment in Lieu of Taxes account.

**PLACING ON FILE THE FOLLOWING:**

13. **081407**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 02/10/2009**  
Communication from the Department of Administration - Budget and Management Analysis Division regarding various vacancy requests, fund transfers and equipment requests.
14. **081551**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Communication from the Department of Employee Relations relating to 2010 benefits.
15. **081552**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Communication from the Department of Employee Relations relating to the Wellness Promotion Update.
16. **081583**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Communication from the Department of Employee Relations relative to classification studies scheduled for City Service Commission action.

**THE FINANCE AND PERSONNEL COMMITTEE FURTHER RECOMMENDS:**

**---The following item may be referred from the SPECIAL Finance & Personnel Committee meeting held on Wednesday, March 25, 2009 at 8:30 A.M.**

17. **081334**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/16/2009**  
Substitute resolution authorizing carryover of certain fund balances from 2008 to 2009 in accordance with Section 65.07(1)(p), Wisconsin Statutes.



- a.     **081258**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 01/16/2009**  
Resolution relating to an appeal from Robert Skalla for property damage and lost wages.
- b.     **081402**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 02/10/2009**  
Resolution relating to an appeal from Shelly Field for property damage. (3rd Aldermanic District)
- c.     **081490**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/03/2009**  
Resolution relating to the claim of Michael & Lisa Higgins relating to property damage.
- d.     **081493**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/03/2009**  
Resolution relating to an appeal from Kevin Ball for property damage. (7th Aldermanic District)
- e.     **081494**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/03/2009**  
Resolution relating to an appeal from Wayne Pringle for property damage. (10th Aldermanic District)
- f.     **081495**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/03/2009**  
Resolution relating to an appeal from Gregory Wenzel for loss of property. (10th Aldermanic District)
- g.     **081496**        **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/03/2009**  
Resolution relating to an appeal from Mark Harris for property damage. (3rd Aldermanic District)  
*---(Note: Committee vote: 4 ayes, 1 noe)*









**8.      080972                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 10/29/2008**

Appointment of Solomon Chris Johnson to the Business Improvement District Board No. 8 (Historic King Drive) by the Mayor. (6th Aldermanic District)

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

1. **081383**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 02/10/2009**  
An ordinance relating to the use and operation of parking meters.
2. **081553**      **SPONSORED BY: Ald. Puente**      **INTRODUCED ON: 03/03/2009**  
An ordinance amending the license period for publicly accessible collection bin provider and bin permits.

**ADOPTION OF THE FOLLOWING:**

3. **Resolutions relating to special privileges:**
  - a. **080656**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/16/2008**  
Substitute resolution granting a special privilege to Park East Milwaukee LLC for various items in the public right-of-way for the premises at 916 East State Street, in the 4th Aldermanic District.
  - b. **081043**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 11/25/2008**  
Substitute resolution amending a special privilege to Marcus Cinemas of Wisconsin LLC for change of ownership of wheel guards and an alley vault and for addition of various items in the public right-of-way for the premises at 212 West Wisconsin Avenue, in the 4th Aldermanic District.
  - c. **081263**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/16/2009**  
Substitute resolution amending a special privilege to Heartland Advisors Inc for change of ownership of various items for the premises at 789 North Water Street, in the 4th Aldermanic District.
4. **081040**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 11/25/2008**  
Substitute resolution assigning the honorary street name, "Mother Lucy Payne", to North 11th Street between West Chambers Street and West Hadley Street, in the 6th and 15th Aldermanic Districts.  
*---(Note: Committee vote: 4 ayes, 1 no)*
5. **081299**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/16/2009**  
Resolution directing the Commissioner of Public Works to execute two (2) agreements with the Wisconsin Department of Transportation regarding the installation and maintenance of bicycle lanes and crosswalks in West Forest Home Avenue (STH 24) between South 68th Street and South 45th Street.

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6. **081319**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/16/2009**  
Substitute resolution assigning the honorary street name, "Pastor Willie F. Brooks, Sr.," to West Brown Street from North 22nd to North 24th Streets in the 15th Aldermanic District.  
---(Note: Committee vote: 4 ayes, 1 no)
7. **081485**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Resolution authorizing the Commissioner of Public Works to permanently remove all traffic control signal equipment at the intersection of West Bolivar Avenue and South 6th Street.
8. **081486**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
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 \$188,000 for a total estimated cost of these projects being \$2,308,265.
9. **081487**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
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 \$9,207,000 for a total estimated cost of \$9,853,700.
10. **081488**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$7,825,000 for a total estimated cost of these projects being \$8,360,000.
11. **081489**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
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 \$968,000 for a total estimated cost of these projects being \$14,336,000.
12. **081491**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**  
Resolution authorizing the construction of street lighting improvements on West College Avenue from South 20th Street to South 13th Street, the intersection of South 6th Street and West Bolivar Avenue and the East side of South 27th Street from West Layton Avenue to West Bottsford Avenue and adjoining streets, as part of the Mitchell Interchange Reconstruction, total estimated cost of \$142,331.51 of which 100% is State funded.
13. **081492**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/03/2009**

Resolution authorizing the Commissioner of Public Works to install new traffic control signals at the three following intersections: East Burleigh Street at North Humboldt Boulevard, West Roosevelt Drive at North Teutonia Avenue, and North Broadway at East St. Paul Avenue.

**14. 081510 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution relative to the 2009 Capital Improvement Program to provide funds for the maintenance of the underground conduit manholes at various locations.

**15. 081511 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution relative to the cost participation under The Congestion Mitigation and Air Quality program for the installation of bicycle lanes by City forces throughout the City of Milwaukee, at an estimated cost of \$480,000, with an estimated grantor share of \$384,000 and an estimated City share of \$96,000.

**16. 081512 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution authorizing the Commissioner of Public Works to execute a project agreement titled "State/Municipal Agreement for a Highway Improvement Project" with the Wisconsin Department of Transportation for the funding of the preliminary engineering for the programming and construction of South 13th Street from West Cleveland Avenue to West Windlake Avenue and of East/West North Avenue from North Dr. Martin Luther King Drive to North Booth Street with 80% Federal/State aid under the State Transportation Program, the estimated total preliminary engineering cost for the projects is \$633,200, of which the City share is \$126,640 and the grantor share is \$506,560.

**17. 081514 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution approving a technical correction to Common Council File No. 060154 to reflect that the grant project is a capital grant and not an operating grant.

**18. 081516 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution directing the Department of City Development to prepare a resolution to vacate the remaining portion of the east-west alley in the block bounded by West Washington Street, South 9th Street and I-94 Freeway land, in the 12th Aldermanic District.

**19. 081517 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/03/2009**

Resolution directing the Department of City Development to prepare a resolution to vacate West Glendale Avenue from North 35th Street to the easterly line of the Soo Line Railroad right-of-way, in the 1st Aldermanic District.

**20. 081554 SPONSORED BY: Ald. Hamilton and Ald. Kovac INTRODUCED ON: 03/03/2009**

Resolution endorsing an urban garden initiative by authorizing three-year garden leases for City-owned vacant lots to Milwaukee Urban Gardens, Inc.

**CONFIRMATION OF THE FOLLOWING:**





