

City of Milwaukee

City Hall 200 East Wells Street Milwaukee, WI 53202

Meeting Agenda

COMMON COUNCIL

Wednesday, May 30, 2007

9:00 AM

Common Council Chambers

Willie L. Hines, Jr., 15th District

President

Ashanti Hamilton, 1st District
Joe Davis, Sr., 2nd District
Michael S. D'Amato, 3rd District
Robert Bauman, 4th District
James Bohl, Jr., 5th District

Michael McGee, Jr., 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. Witkowiak, Chair; Ald. Bohl, Vice-Chair
Public Safety, Ald. Donovan, Chair; Ald. Puente, Vice-Chair
Finance and Personnel, Ald. Murphy, Chair; Ald. D'Amato, Vice-Chair
Judiciary and Legislation, Ald. D'Amato, Chair; Ald. Hamilton, Vice-Chair
Zoning, Neighborhoods and Development, Ald. D'Amato, Chair;
Ald. Wade, 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. Resolutions for Immediate Adoption
- 10. Presentation of ordinances, resolutions, motions and communications
- 11. Announcements.

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THE LICENSES COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

1. <u>070162</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

An ordinance relating to late and duplicate license fees for weighing and measuring devices.

APPROVAL OF THE FOLLOWING:

2. <u>061504</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 03/22/2007

Motion relating to the recommendations of the Licenses Committee relative to various licenses.

3. <u>061505</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 03/22/2007

Motion relating to the recommendations of the Licenses Committee relative to various licenses.

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THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

APPROVAL OF THE FOLLOWING:

1. 070194 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Motion relating to the recommendations of the Public Safety Committee relative to various licenses.

PASSAGE OF THE FOLLOWING:

2. <u>061539</u> SPONSORED BY: Ald. Donovan

INTRODUCED ON: 03/22/2007

A substitute ordinance relating to ambulance conveyance rates and ancillary charges for services rendered by certified private ambulance companies.

3. 070037 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/17/2007

A substitute ordinance relating to parking controls in various Aldermanic Districts.

4. 070038 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/17/2007

A substitute ordinance relating to traffic controls in various Aldermanic Districts.

5. 070188 SPONSORED BY: Ald. Donovan

INTRODUCED ON: 05/08/2007

A charter ordinance relating to emergency management services.

ADOPTION OF THE FOLLOWING:

6. 070085 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/17/2007

Resolution relative to the application, acceptance and funding of the year 2007 High-Intensity Drug Trafficking Area grant award.

PLACING ON FILE THE FOLLOWING:

7. 061281 SPONSORED BY: THE CHAIR

INTRODUCED ON: 02/06/2007

Communication transmitting the 2004, 2005 and 2006 activities of the Milwaukee Safety

Commission.

8. <u>061291</u> SPONSORED BY: Ald. Witkowiak

INTRODUCED ON: 02/06/2007

A substitute ordinance relating to designated areas in which cruising is prohibited.

9. <u>061492</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 03/22/2007

Motion relating to the revocation of the public passenger vehicle license, permit #201, of James Martin, Agent for New Path Limousine, LLC.

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10. <u>061493</u> SPONSORED BY: THE CHAIR

Motion relating to the revocation of the public passenger vehicle license, permit #202, of James Martin, Agent for New Path Limousine, LLC.

INTRODUCED ON: 03/22/2007

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THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

1. 070035 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/17/2007

Substitute ordinance to further amend the 2007 rates of pay of offices and positions in the City Service under control of the Common Council.

2. 070036 SPONSORED BY: THE CHAIR

Substitute ordinance to further amend the 2007 offices and positions in the City Service

INTRODUCED ON: 04/17/2007

under control of the Common Council.

3. <u>070201</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

A charter ordinance relating to deductions from benefit payments for insurance premiums and their direct payment by the employes' retirement system for public safety officers in the employes' retirement system.

ADOPTION OF THE FOLLOWING:

4. 070070 SPONSORED BY: Ald. Zielinski INTRODUCED ON: 04/17/2007

Resolution authorizing donor options for the City of Milwaukee Employes Combined Giving Campaign.

5. 070132 SPONSORED BY: Ald. Zielinski INTRODUCED ON: 04/17/2007

Substitute resolution reserving and appropriating \$28,000 from the 2007 Common Council Contingent Fund for camera systems related to surveillance of graffiti vandalism and criminal activity.

6. 070209 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

Substitute resolution relative to application, acceptance and funding of the Weinhardt Computerized HIV Intervention Grant from the Medical College of Wisconsin.

7. 070210 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

Substitute resolution relative to application, acceptance and funding of the Fetal Infant Mortality Review Grant from the Black Health Coalition.

8. 070211 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

Substitute resolution relative to application, acceptance and funding of the Bioterrorism-Lab Grant from the Wisconsin State Lab of Hygiene.

9. 070213 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

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Resolution relating to expenditure of funds to be reimbursed by greater than anticipated revenue.

10. <u>070241</u> SPONSORED BY: Ald. Murphy

Substitute resolution relating to bids for group life insurance and reserving a sum not to exceed \$25,000 from the Common Council Contingent Fund for the services of a consultant.

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 04/17/2007

INTRODUCED ON: 05/08/2007

PLACING ON FILE THE FOLLOWING:

11. 070042 SPONSORED BY: THE CHAIR

Communication from the Department of Administration - Budget and Management Analysis Division transmitting various vacancy requests, fund transfers and equipment requests.

12. 070183 SPONSORED BY: THE CHAIR

Communication from the Department of Employee Relations transmitting a communication relative to classification studies scheduled for Fire and Police Commission action.

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THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

1. 070114 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/17/2007

Substitute resolution relating to the appeal of Anita Thompson for property damage.

---(\$1000.00)

2. 070175 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Resolution to settle claim of Cermele & Associates for defense of various police officers.

---(\$12,189.01)

3. 070191 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Substitute resolution relative to various legislative bills.

4. 070205 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 tax roll, plus interest applicable to date of repayment, if appropriate.

5. 070235 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Substitute resolution relating to an appeal from Jeanne Wallner for property damage.

---(NOTE: committee vote: 3 ayes, 1 noes)

---(\$100.00)

CONFIRMATION OF THE FOLLOWING:

6. 070243 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

Appointment of Paul Vornholt to serve as Legislative Liaison Director of the Intergovernmental Relations Division by the Mayor.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

7. Various claims against the city:

a. 070028 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/17/2007

Resolution relating to an appeal from Isabel Puga for property damage. (11th Aldermanic

District)

b. <u>070176</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

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Resolution relating to an appeal from David Barry for property damage. (3rd Aldermanic District) SPONSORED BY: THE CHAIR **INTRODUCED ON: 05/08/2007 070177** Resolution relating to an appeal from Timothy Childs for loss of property. SPONSORED BY: THE CHAIR **INTRODUCED ON: 05/08/2007** 070178 Resolution relating to an appeal from Jennifer Zembruski for property damage. (3rd Aldermanic District) SPONSORED BY: THE CHAIR **INTRODUCED ON: 05/08/2007 070180** Resolution relating to a claim from Houa Vang for property damage. (5th Aldermanic District)

f. <u>070181</u> SPONSORED BY: THE CHAIR

c.

d.

e.

Resolution relating to a claim from Varick Choice alleging that his property and freedom were taken away under false pretenses. (1st Aldermanic District)

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INTRODUCED ON: 05/08/2007

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

PASSAGE OF THE FOLLOWING:

SPONSORED BY: THE CHAIR 1. 061431

An ordinance to create Section 113-32.0108 of the Milwaukee Code of Ordinances relating to the amendment of the Official Map of the City of Milwaukee.

SPONSORED BY: THE CHAIR 2. 070034

INTRODUCED ON: 04/17/2007

INTRODUCED ON: 02/27/2007

Ordinance relating to the change in zoning from General Planned Development to a Detailed Planned Development known as Downer Avenue Redevelopment, Phase 1, on land located on the Southeast Corner of East Belleview Place and North Downer Avenue, in the 3rd Aldermanic District.

SPONSORED BY: Ald. Donovan 3. 070057

INTRODUCED ON: 04/17/2007

Substitute ordinance relating to a change in zoning from Industrial Heavy to Detailed Planned Development on land located West of North 16th Street and North of West Canal Street, in the 8th Aldermanic District.

SPONSORED BY: THE CHAIR 4. 070063

INTRODUCED ON: 04/17/2007

Substitute ordinance relating to the Third Amendment to the Detailed Planned Development, Phase 1, known as Milwaukee Metro Center, on land located on the North Side of West Metro Boulevard and East of U.S. Highway 41 and 45, in the 5th Aldermanic District.

SPONSORED BY: THE CHAIR 070065 5.

INTRODUCED ON: 04/17/2007

Substitute ordinance relating to the Sixth Amendment to the General Planned Development known as Milwaukee Metro Center, on land located South of West Good Hope Road between West Fond du Lac Avenue and U.S. Highway 41 and 45, in the 5th Aldermanic District.

6. 070127 SPONSORED BY: Ald. D'Amato, Ald.

INTRODUCED ON: 04/17/2007

Bauman And Ald. Murphy

Ordinance creating the Milwaukee River Greenway Corridor Interim Study Overlay Zone, generally located along the Milwaukee River between the former North Avenue Dam and the City of Milwaukee Limits at Silver Spring Drive, in the 1st, 3rd and 6th Aldermanic Districts.

ADOPTION OF THE FOLLOWING:

SPONSORED BY: Ald. D'Amato **INTRODUCED ON: 02/27/2007** 7. 061440

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Substitute resolution declaring the City-owned parking lot at 2574-90 North Downer Avenue surplus to municipal needs and authorizing its sale to DAPL, LLC, for mixed-use development, in the 3rd Aldermanic District.

8. <u>070124</u> SPONSORED BY: Ald. D'Amato, Ald. Bauman And Ald. Murphy

Substitute resolution creating a study plan for the Milwaukee River Greenway Corridor Interim Study Overlay Zone, as established by Section 295-1005.0003 of the Milwaukee Code of Ordinances, generally located along the Milwaukee River between the former North Avenue Dam and the City of Milwaukee Limits at Silver Spring Drive, in the 1st, 3rd and 6th Aldermanic Districts.

INTRODUCED ON: 04/17/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 06/14/2005

9. <u>070223</u> SPONSORED BY: Ald. Witkowiak And Ald. Witkowski

Resolution authorizing the sale of the City-owned vacant lots at 1977 South 11th Street and 2223-25 South 18th Street to the Milwaukee Christian Center, Inc., for residential construction, in the 12th and 13th Aldermanic Districts.

10. 070224 SPONSORED BY: Ald. Hines Jr.

Substitute resolution approving the Land Disposition Report for the Walnut Circle housing initiative for development of market-rate, single-family homes for sale to owner-occupants in the vicinity of 20th and Walnut, in the 15th Aldermanic District.

11. 070225 SPONSORED BY: Ald. Hines Jr.

Resolution approving a final Certified Survey Map for the property located on the South Side of West Vine Street and West of North 17th Street, in the 15th Aldermanic District.

12. 070229 SPONSORED BY: Ald. Bauman

Resolution authorizing the sale of the City-owned vacant lot at 2914 West St. Paul Avenue to the West End Development Corporation for residential construction, in the 4th Aldermanic District.

CONFIRMATION OF THE FOLLOWING:

13. 070245 SPONSORED BY: THE CHAIR

Reappointment of Kathryn West to the Redevelopment Authority by the Mayor. (3rd Aldermanic District)

PLACING ON FILE THE FOLLOWING:

14. 050280 SPONSORED BY: Ald. Hines Jr.

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Resolution approving the blight designation and acquisition by the Redevelopment Authority of City-owned vacant lots in the vicinity of 37th and North and approving the Land Disposition Report for these properties and the Redevelopment Authority owned property at 3709-11 West North Avenue for sale to Root Development, LLC for development of Renaissance Food Court, in the 15th Aldermanic District. (Redevelopment Authority)

15. <u>070236</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 04/17/2007

Communication from the Brewery Project relative to a 2007 progress update.

THE ZONING, NEIGHBORHOODS AND DEVELOPMENT COMMITTEE FURTHER RECOMMENDS:

--- The following item may be referred from the SPECIAL Zoning, Neighborhoods and Development Committee meeting held on Wednesday, May 30, 2007 at 8:30 A.M.

16. 070148 SPONSORED BY: THE CHAIR

Appointment of Ms. Kein Burton to the City Plan Commission by the Mayor. (14th Aldermanic District)

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THE PUBLIC WORKS COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

1. Various resolutions relating to special privileges:

a. 980162 SPONSORED BY: THE CHAIR

Substitute resolution granting a special privilege to Wheaton Franciscan Healthcare - St. Joseph's Hospital to allow for the continued placement of brick piers, seat walls, ornamental fencing and an electrical control box in the public right-of-way for the premises at 5000 West Burleigh Street, in the 10th Aldermanic District.

INTRODUCED ON: 05/27/1998

INTRODUCED ON: 07/12/2006

INTRODUCED ON: 04/17/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

b. 060423 SPONSORED BY: THE CHAIR

Substitute resolution amending a special privilege for change of ownership to Prospect Medical Commons Condo Association and for addition of a raised planter, trench drain, bollards, gas pipe, trash cans, sign and diesel fill box for the premises at 2305 North Prospect Avenue, in the 3rd Aldermanic District.

c. 070104 SPONSORED BY: THE CHAIR

Substitute resolution granting a special privilege to V & T Liquors, Inc. for a handicap ramp with platform and handrail in the public right-of-way for the premises at 916-18 West Burleigh Street, in the 6th Aldermanic District.

2. 070184 SPONSORED BY: THE CHAIR

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 \$602,900 for a total estimated cost of \$674,900.

3. 070185 SPONSORED BY: THE CHAIR

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 \$45,000 for a total estimated cost of these projects being \$119,000.

4. 070186 SPONSORED BY: THE CHAIR

Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$5,781,000 a total estimated cost of these projects being \$8,410,000.

5. 070187 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

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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 \$245,000 for a total estimated cost of these projects being \$3,688,000.

SPONSORED BY: Ald. Bauman And Ald. 6. 070202

INTRODUCED ON: 05/08/2007

INTRODUCED ON: 05/08/2007

D'Amato

Resolution authorizing the execution of an amendment to the Quit Claim Deed for the Lakeshore State Park Project.

070206 SPONSORED BY: THE CHAIR 7.

Resolution approving and authorizing the proper City officials to execute Permanent Limited Easement and Donation Waiver of Appraisal documents with the Wisconsin Department of Transportation for their right to have and maintain a sign, which is necessary to support the traffic operations of the Lake Parkway, adjacent to and over portions of the Ellen Street Playlot, in the 14th Aldermanic District.

8. 070215 SPONSORED BY: THE CHAIR

INTRODUCED ON: 05/08/2007

Resolution authorizing a sidewalk replacement by City crews at scattered sites in the City of Milwaukee.

SPONSORED BY: THE CHAIR 9. **070216**

INTRODUCED ON: 05/08/2007

Resolution authorizing a sidewalk replacement project in the Eighth Aldermanic District.

SPONSORED BY: THE CHAIR 10. 070218

INTRODUCED ON: 05/08/2007

Resolution authorizing the Commissioner of Public Works to extend the permit to the City Hall Restoration contractor to occupy the south third of the Market Street roadway.

SPONSORED BY: THE CHAIR 11. <u>070219</u>

INTRODUCED ON: 05/08/2007

Resolution authorizing the Commissioner of Public Works to execute a maintenance agreement between the City of Milwaukee and the Business Improvement District No. 27.

SPONSORED BY: THE CHAIR 12. 070220

INTRODUCED ON: 05/08/2007

Resolution relative to the cost participation and installation of traffic control devices in conjunction with the Federal/State Aid paving of West Villard Avenue from North Teutonia Avenue to North Green Bay Avenue in the 1st Aldermanic District at a total estimated cost of \$15,785.18, with an estimated grantor share of \$12,628.14, and an estimated City share of \$3,157.04.

13. 070226 **SPONSORED BY: Ald. Puente**

INTRODUCED ON: 05/08/2007

Resolution authorizing acceptance of a quit claim deed to dedicate a portion of North Lauer Street at the southeast corner of West Brown Deer Road for public right-of-way, in the 9th Aldermanic District.

THE PUBLIC WORKS COMMITTEE FURTHER RECOMMENDS:

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---The following item may be referred from the SPECIAL Public Works Committee meeting held on Wednesday, May 30, 2007 at 8:30 A.M.

14. <u>070214</u> SPONSORED BY: THE CHAIR

Resolution approving a First Amendment to the lease agreement with Cingular Wireless for placement of personal communications services antennas at 5600 West Oklahoma Avenue.

INTRODUCED ON: 05/08/2007

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THE STEERING & RULES COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

1. <u>070242</u> SPONSORED BY: Ald. Witkowski, Ald. INTRODUCED ON: 05/08/2007

Wade, Ald. Bauman, Ald. Hamilton And

Ald. Davis

Substitute resolution expressing the City of Milwaukee's support for extension of the proposed southeastern Wisconsin commuter rail service to include the 30th Street Rail Corridor to the northern boundary of Milwaukee County.

CONFIRMATION OF THE FOLLOWING:

2. <u>070244</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/08/2007

Appointment of Yovira Moroney to the Charter School Review Committee by the Mayor. (2nd Aldermanic District)

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RESOLUTIONS FOR IMMEDIATE ADOPTION:

070263 SPONSORED BY: THE CHAIR INTRODUCED ON: 05/30/2007

Resolution approving various final certified survey maps.

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