



City of Milwaukee
Common Council Minutes
COMMON COUNCIL

City Hall
200 East Wells Street
Milwaukee, WI 53202

Tuesday, May 11, 1999

9:00:00 AM

Common Council Chambers

PRESENTATIONS

Present: 16 -

Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy, Hines Jr.

Excused: 1 -

Schramm

UNFINISHED BUSINESS

[990162](#)

Motion to approve recommendations of the Utilities and Licenses Committee relative to the denial of the Home Improvement Contractor's license for Tony Zidar, Jr. for the premises at 9609 W. Loomis Road.

Sponsors: THE CHAIR

Recommendation of denial of the Home Improvement Contractor License of Tony Zidar, Jr. for the premises at 9609 W. Loomis Road ("American Concrete Leveling"). An appeal has been filed by the licensee. (Committee Vote: 4 Ayes; 0 Noes; 1 Excused).

THE CLERK swore in the Court Reporter.

THE CHAIR questioned whether all members of the Common Council had read the report, transcript and recommendations by the Utilities and Licenses Committee.

Ayes: 13 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Butler, Scherbert, Witkowiak, Pawlinski, Nardelli, Murphy, and President Kalwitz.

Noes: 2 - Ald. Richards and Breier.

Excused: 2 - Ald. Schramm and Hines.

Mr. Zidar was present.

ALD. GORDON moved that the Common Council do now resolve itself into a

Committee of the Whole for the purpose of hearing from the applicant and Assistant City Attorney Bruce Schrimpf.

PROCEEDINGS OF THE COMMITTEE OF THE WHOLE

Attorney Michael Whitcomb and Assistant Attorney Bruce Schrimpf appeared and addressed the Committee relative to the foregoing matter.

ALD. PAWLINSKI moved the committee do now rise.

THE CHAIR asked Ald. Hines have you read the report, transcript and recommendations by the Utilities and Licenses Committee.

ALD. HINES responded with confirmation.

ALD. GORDON moved for renewal of the Home Improvement Contractor License of Tony Zidar, Jr. for the premises at 9609 W. Loomis Road ("American Concrete Leveling").

Ayes: 10- Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Scherbert, Pawlinski, Hines and President Kalwitz.

Noes: 4 - Ald. Butler, Witkowiak, Nardelli and Murphy.

Excused: 3 - Ald. Schramm, Richards and Breier.

FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981627](#) Substitute ordinance to further amend the 1999 offices and positions in the City Service under control of the Common Council.

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

Part 1. Section 1 of ordinance File Number 980575 relative to offices and positions in the City Service is hereby amended as follows:

Under "Department of Administration-Purchasing Division, Administrative Services", delete one position of "Systems Support Specialist-Senior" and add one position of "Network Coordinator-Associate."

Under "Department of Administration-Central Services Division, Milwaukee Information Systems", delete one position of "Technical Services Manager", one position of "Technical Systems Analyst" and one position of "Systems Lead Analyst"

and add one position of "Information Systems Manager", one position of "Systems Analyst-Senior" and one position of "Systems Analyst-Project Leader"; under "Geographic Information Systems Support Team", delete one position of "GIS Manager", one position of "Systems Project Leader", one position of "Systems Analyst-Sr." and two positions of "Computer Programmer II" and add one position of "Geographic Information Systems Manager", one position of "Systems Analyst-Project Leader", one position of "Systems Analyst-Specialist" and two positions of "Programmer II"; under "Professional and Technical Services Support Team", delete one position of "Data Base Administrator", four positions of "Systems Analyst-Lead", one position of "Technical Systems Analyst", one position of "Microcomputer Specialist-Senior" and two positions of "Computer Programmer II" and add one position of "Systems Analyst Manager", four positions of "Systems Analyst-Project Leader", two positions of "Systems Analyst-Senior" and two positions of "Programmer II"; under "City Care/Network Support Team", delete one position of "Technical Systems Supervisor", one position of "Network Systems Administrator", two positions of "Network Specialist III" and one position of "Customer Services Representative II", and add one position of "Systems Analyst-Project Leader", one position of "Network Systems Integrator", two positions of "Network Analyst-Senior" and one position of "Help Desk Representative II"; and under "Data Center Support Team", delete one position of "Systems Analyst-Lead" and two positions of "Technical Systems Analyst" and add one position of "Systems Analyst-Project Leader" and two positions of "Systems Analyst-Senior."

Under "Assessor's Office, Systems and Administration Division", delete one position of "Assessment Analysis Manager (X)" and add one position of "Business Systems Manager (X)."

Under "Common Council-City Clerk, Central Administration Division", delete one position of "Automated Systems Specialist" and one position of "Microcomputer Specialist" and add one position of "Council Network Administrator" and one position of "Council Network Analyst."

Under "Municipal Court, Management and Administration", delete one position of "Court Systems Administrator" and add one position of "Network Manager."

Under "Department of City Development, General Management and Policy Development Decision Unit, Information Systems Services", delete one position of "Information Systems Services Manager", one position of "Microcomputer Coordinator-Senior" and one position of "Systems Support Specialist-Senior (Y)" and add one position of "Business Systems Supervisor" and two positions of "Network Coordinator-Senior (Y)."

Under "Health Department, Administration Decision Unit, Planning and Service

Integration Section", delete one position of "Systems Coordinator (X)" and add one position of "Network Administrator (X)"; under "Public Health Services Decision Unit, Immunization Action Plan Grant (DD)", delete one position of "Immunization Project Assistant (X)(DD)" and add one position of "Network Analyst-Assistant (X)(DD)."

Under "Library, Administrative Services Decision Unit, Automation Section", delete one position of "Library Network Specialist (X)" and one position of "Network Systems Administrator (X)", and add one position of "Network Analyst-Senior (X)" and one position of "Library Network Manager (X)."

Under "Department of Public Works-Administrative Services Division, Technology Support Services", delete one position of "Public Works Information Systems Manager (Y)", one position of "Fleet Systems Coordinator" and three positions of "Systems Support Specialist-Senior", and add one position of "Network Planning Manager (Y)", one position of "Systems Analyst-Associate", two positions of "Network Coordinator-Senior" and one position of "Telecommunications Analyst-Sr."

Under "Department of Public Works-Water Works, Business Decision Unit, Technical Systems Group", delete one position of "Systems Analyst-Senior" and one position of "Water Technical Systems Supervisor", and add one position of "Water Systems Analyst" and one position of "Network Coordinator-Senior."

Under "City Treasurer, Administration Division, Administrative Services and Information Systems", delete one position of "Systems Coordinator" and one position of "Systems Support Specialist" and add one position of "Business Systems Coordinator" and one position of "Network Coordinator-Assistant."

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

Part 3. The provisions 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. Pratt that this matter be PASSED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

- 2) [981696](#) Substitute ordinance to further amend the 1999 offices and positions in the City Service under control of the Common Council.

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

Part 1. Section 1 of ordinance File Number 980575 relative to offices and positions in the City Service is hereby amended as follows:

Under "Health Department, Administration Decision Unit, Lead Pilot Project Grant", add one position of "Lead Project Coordinator (HUD)(X)", one position of "Program Assistant II (X)" and one position of "Lead Project Assistant (X)"; under "Public Health Services Decision Unit, Lead Pilot Project Grant", add two positions of "Public Health Aide (X)" and one position of "Office Assistant II"; under "Childhood Lead Poisoning Prevention Grant", delete one position of "Public Health Aide (.2 FTE)" and add one position of "Lead Project Assistant" and amend footnote "(W)" as follows: "(W) To expire 6/30/00 unless the Childhood Lead Poisoning Prevention Grant, available from the State of Wisconsin Division of Health and Social Services, is extended."; under "Immunization Action Plan Grant", delete one position of "Program Assistant II (X)" and one position of "Public Health Educator II (X)" and amend footnote "(DD)" as follows: "(DD) To expire 12/31/99 unless the Immunization Action Plan Grant, available from the Wisconsin Department of Health and Social Services, is extended. This grant also funds .2 FTE of the Public Health Nurse position."; under "Consumer Protection and Environmental Health Decision Unit, Lead Pilot Project Grant", add three positions of "Environmental Health Specialist II (X)"; under "Bureau of Laboratories Decision Unit, Lead Pilot Project Grant", add one position of "Chemist" and one position of "Lab Helper (.5 FTE)" and add footnote "(E)" as follows: "(E) To expire 2/28/02 unless the Lead Pilot Project Grant, available from the U.S. Department of Housing and Urban Development, is extended."

Under "Department of Neighborhood Services, Plumbing Inspection", delete one position of "Accounting Assistant I" and add one position of "Office Assistant IV"; and under "Financial Service & Marketing", delete two positions of "Office Assistant II" and add two positions of "Office Assistant III."

Under "Police Department", amend footnote "(N)" as follows: "(N) Milwaukee Metropolitan Drug Enforcement Grant: Four Office Assistant II positions to expire 12/31/99 unless The Milwaukee Metropolitan Drug Enforcement Grant is extended."

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

Part 3. The provisions 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. Pratt that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 3) [990078](#) Substitute ordinance to further amend the 1999 rates of pay of offices and positions in the City Service under control of the Common Council.

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

Part 1. Section 2 of ordinance File Number 980576 relative to rates of pay of offices and positions in the City Service is hereby amended as follows:

Under Salary Grade 002, delete the title "Systems Support Specialist" and add the title "Network Coordinator-Assistant."

Under Salary Grade 004, delete the titles "Systems Support Specialist-Senior" and "Water Technical Systems Supervisor 3/", and add the titles "Network Coordinator-Associate", "Systems Analyst-Assistant" and "Telecommunications Analyst-Assistant."

Under Salary Grade 005, delete the titles "Fleet Systems Coordinator" and "Microcomputer Specialist" and add the title "Council Network Analyst 3/" with footnote "3/" to read: "3/ To be studied for proper job classification and rate of pay by the Department of Employee Relations in May, 2000."

Under Salary Grade 006, delete the title "Systems Analyst" and add the titles "Network Coordinator-Senior" and "Systems Analyst-Associate."

Under Salary Grade 007, delete the titles "Microcomputer Specialist-Senior", "Network Systems Administrator", "Systems Analyst-Senior" and "Technical Systems Analyst", and add the titles "Council Network Administrator 4/" and "Water Systems Analyst" with footnote "4/" to read: "4/ To be studied for proper job classification and rate of pay by the Department of Employee Relations in May, 2000."

Under Salary Grade 008, delete the title "Systems Project Leader", and add the titles "Business Systems Coordinator", "Network Administrator", "Systems Analyst-Senior" and "Telecommunications Analyst-Senior."

Under Salary Grade 009, delete the titles "Court Systems Administrator", "Information Systems Services Manager" and "Technical Systems Supervisor" and add the titles "Library Network Manager 4/" and "Network Systems Integrator" and add footnote "4/" to read: "4/ To be studied for proper job classification and rate of pay by the Department of Employee Relations in May, 2000."

Under Salary Grade 010, delete the titles "Assessment Analysis Manager", "Geographic Information Systems Manager" and "Public Works Information Systems Manager" and add the titles "Business Systems Supervisor" and "Network Manager."

Under Salary Grade 011, delete the title "Data Base Administrator" and add the titles "Business Systems Manager" and "Systems Analyst-Project Leader."

Under Salary Grade 012, add the titles "Geographic Information Systems Manager", "Network Planning Manager" and "Systems Analyst Manager."

Under Salary Grade 014, delete the title "Technical Services Manager."

Under Salary Grade 015, add the title "Information Systems Manager."

Part 2. Section 5 of ordinance File Number 980576 relative to rates of pay of offices and positions in the City Service is hereby amended as follows:

Under Pay Range 425, add the title "Help Desk Representative I 9/" and the footnote "9/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Under Pay Range 435, add the title "Help Desk Representative II 4/" and the footnote "4/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Part 3. Section 8 of ordinance File Number 980576 relative to rates of pay of offices and positions in the City Service is hereby amended as follows:

Under Pay Range 515, delete the title "Computer Programmer I 1/", and the existing footnote "1/" in its entirety, and add the title "Programmer I 1/" and a new footnote "1/ Appointment may be up to the third step of the pay range with the approval of the

Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Under Pay Range 530, delete the title "Immunization Project Assistant."

Delete Pay Range 551 in its entirety.

Under Pay Range 556, add the title "Programmer II 1/" and the footnote "1/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Create a new Pay Range 591 as follows:

"Pay Range 591

Official Rate-Biweekly

\$1,778.13 1,846.74 1,928.61 2,003.02

\$2,080.29 2,160.56

Network Analyst-Senior 1/

1/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Under Pay Range 594, delete the titles "Network Services Coordinator", "Network Specialist I" and add the title "Network Specialist 4/" and the footnote "4/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Under Pay Range 596, delete the titles "Network Specialist II" and "Programmer Analyst", and add footnote designation "1/" following the title "Network Analyst-Assistant" and add the footnote "1/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Delete Pay Range 597 in its entirety.

Under Pay Range 598, delete the title "Network Specialist III" and add the titles

"Network Analyst-Associate 1/", "Programmer Analyst 1/" and the footnote "1/ Appointment may be up to the third step of the pay range with the approval of the Department of Employee Relations and the concurrence of the Chair or Vice-Chair of the Committee on Finance and Personnel."

Part 4. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 5. The provisions 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 6. 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. Pratt that this matter be PASSED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

4) [990071](#) A substitute charter ordinance relating to re-selection of a spouse survivor option.

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

Part 1: Part 1 of charter ordinance common council file no. 971618 passed March 3, 1998 and effective May 24, 1998, is amended to read:

Members who have selected a protective survivorship option under s. 36-05-7-b-4 effective on or after January 1, 1993, naming their spouse as beneficiary, and qualify as general city employes eligible upon retirement for benefits under s. 36-05-1-h-4, and retired members who have selected a spouse survivor option effective on or after January 1, 1993, naming their spouse as beneficiary, and qualify as a beneficiary under s. 36-05-1-h-4 shall be permitted a period of [[one]] >>2<< calendar [[year]] >>years<< from the effective date of this charter ordinance in which to re-select a spouse survivor option.

Part 2. This is a charter ordinance and shall take effect 60 days after its passage and publication, unless within such 60 days a referendum petition is filed as provided in s. 66.01(5), Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

Sponsors: Ald. Kalwitz and Ms. Scherbert

A motion was made by Ald. Pratt that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 5) [990130](#) An ordinance relating to waiver of service contract minimum wage requirements by the central board of purchases.

Sponsors: THE CHAIR

A motion was made by Ald. Richards that this matter be REFERRED TO to the FINANCE & PERSONNEL COMMITTEE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 6) [990151](#) A substitute ordinance relating to continuation of city employe benefits during certain military leaves of absence.

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

Part 1. Section 350-36-2.5-0 of the code is amended to read:

350-36. Military Leave.

2.5. CONTINUATION OF BENEFITS DURING CERTAIN MILITARY LEAVES OF ABSENCE. In addition to the rights of city employes pursuant to this section, during a military leave of absence for performance of duties as a member of a national guard unit of the United States or reserve component of the United States who is called to, or volunteers for, active duty in Bosnia >>or active duty in connection with the presidential executive order of April 27,1999, relating to Operation Allied Force<< in accordance with the calling up of units of the national guard of the United States or members of the reserve components of the United States, for a period of more than 30 days, health [[and/]]or dental benefits >>or both<< for such employe's dependents shall be continued under the following conditions:

Sponsors: Ms. Scherbert

A motion was made by Ald. Pratt that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

ADOPTION OF THE FOLLOWING:

- 7) [971920](#) Substitute resolution authorizing settlement of consolidated actions entitled Indian Council for the Elderly, Inc. et al. v. City of Milwaukee, Case No. 94-C-1156 and United States of America v. City of Milwaukee, Case No. 94-C-104 and authorizing execution of an Intergovernmental Cooperation and Development Agreement by and among the City of Milwaukee, the City of Greenfield, Milwaukee County, the Indian Council of the Elderly, Inc., the Sisters of St. Francis of Assisi, and the School Sisters of St. Francis.
- Whereas, The private plaintiffs and the United States Government have filed lawsuits against the City of Milwaukee alleging violations of the Fair Housing Act; and
- Whereas, The plaintiffs in those lawsuits have agreed to settle the pending litigation in consideration of the payment of an amount not to exceed \$310,000.00 together with execution of an Intergovernmental Cooperation and Development Agreement and implementation of the Project and related actions as set forth therein; and
- Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it to be expeditious and just to settle this lawsuit at the present time; and
- Whereas, The Intergovernmental Cooperation and Development Agreement proposed by and among the private plaintiffs, the City of Milwaukee, the City of Greenfield and Milwaukee County provides for the implementation of an elderly housing project by the private plaintiffs; and
- Whereas, The Intergovernmental Cooperation and Development Agreement contemplates various other actions, including the annexation of a portion of Armour Park located within the City of Greenfield, the rezoning and conveyance of said area to the private plaintiffs for construction of the Project, the release of various park deed restrictions and the fulfillment of other requirements of Milwaukee County, all as set forth in the Intergovernmental Cooperation and Development Agreement; 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 \$310,000.00 payable to Lawyers Title Insurance Company for deposit in escrow and disbursement, in full and final settlement of the above-captioned litigation, upon receipt of releases of claims and other necessary documentation, all as set forth in the Intergovernmental Cooperation and Development Agreement, the settlement amount to be charged to the Damages and Claims Fund Account No.

0001-1490-0001-5118-006300 and the other development costs contemplated by the Intergovernmental Cooperation and Development Agreement, in the amount of approximately \$279,000, to be charged to the Damages and Claims Fund Account No. 0001-1490-0001-5118-006300 as set forth in the attached fiscal note; and, be it

Further Resolved, That the proper City officers are hereby authorized and directed, on behalf of the City, to execute the Intergovernmental Cooperation and Development Agreement, in substantially the form attached to this Common Council File with such minor non-substantive revisions as may be required by the parties and approved by the Office of the City Attorney, and to take such other actions and execute such additional documents, agreements and instruments as may be necessary to implement the terms of the settlement and the Intergovernmental Cooperation and Development Agreement.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 8) [981607](#) Substitute resolution authorizing attendance at conventions and further authorizing appropriation and expenditure of Common Council Contingent Funds.

Resolved, By the Common Council of the City of Milwaukee, that attendance of the following person(s) at the following conventions is approved, and the funds specified are authorized to be allocated from the Contingent Fund, such travel and reimbursement shall be in accordance with the policy guidelines set forth in Section 350-181 of the Milwaukee Code of Ordinances:

1) Three Aldermen (CC-CC) "1999 Institute of Transportation Engineers Annual Meeting"; Las Vegas, Nevada; 7/31-8/4/99; \$5,160.00.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 9) [981743](#) Substitute resolution approving, ratifying and confirming a memorandum of understanding between the City negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO regarding the creation of the Department of Neighborhood Services, commencing January 1, 1999.

Whereas, The total agreement between the City negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO concerning the creation of the Department of Neighborhood Services for the period commencing January 1, 1999 has been reduced to writing; and

Whereas, The memorandum of understanding embodying the agreements reached by the parties to such negotiations, copies of which are attached to Common Council File No. 981743 and incorporated herein as though fully set forth at length, was executed subject to ratification by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the agreement between the City negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO be approved; and, be it

Further Resolved, That the proper city officials are hereby authorized and directed to take the necessary action or to make the necessary recommendations to the common council or the appropriate committees or boards to implement the terms of this agreement; and, be it

Further Resolved, That such sums as are necessary for the implementation of the aforementioned labor contract in accordance with its terms and conditions be obtained for and charged to the appropriate departmental budget accounts in accordance with the customary reporting and accounting requirements.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 10) [990021](#) Substitute resolution approving the memorandum of understanding between the city negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO relative to the settlement terms of a grievance arbitration award involving one (1) Building Inspection employee.

Whereas, Arbitrator Neil M. Gundermann issued an arbitration award on January 29, 1999, in the matter of a grievance appeal filed by Milwaukee District Council 48, AFSCME, AFL-CIO, relative to the suspension of a Building Inspection employee; and

Whereas, The arbitration award provided that Bernard Seilen be made whole for wages lost and any other benefits to which he was entitled under the terms of the collective bargaining agreement; and

Whereas, On March 31, 1999, the city negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO, executed a memorandum of understanding embodying the terms and conditions that implement Arbitrator Gundermann's award for this grievant; and

Whereas, This memorandum of understanding constitutes the full and complete settlement of all issues between the parties in the matter of Arbitrator Gundermann's award and the settlement of the 1997 grievance of Bernard Seilen and copies of this memorandum are attached to this file and incorporated herein as though fully set forth at length; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Memorandum of Understanding between the city negotiating team and Milwaukee District Council 48, AFSCME, AFL-CIO, relative to implementing the January 29, 1999, arbitration award of Neil M. Gundermann be approved; and, be it

Further Resolved, That the proper city officials are authorized and directed to take the necessary action to implement the terms of this memorandum of understanding; and, be it

Further Resolved, That such sums as are necessary for the implementation of the aforementioned memorandum of understanding in accordance with its terms and conditions be obtained for and charged to the appropriate departmental budget accounts in accordance with the customary reporting and accounting requirements.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 11) [990026](#) Substitute resolution authorizing attendance at various seminars/meetings and authorizing expenditure of funds for this purpose.
- Resolved, By the Common Council of the City of Milwaukee, that the attendance of the following individuals at the following seminars or meetings is approved, and the funds specified are authorized to be allocated from the Seminar Fund, such travel and reimbursement to be in accordance with guidelines established by Section 350-181, Milwaukee Code:
- 1) Asst. City Atty. Melanie Swank (City Atty.) "Americans with Disabilities Act Briefing"; Chicago, IL; 4/15-16/99; \$613.14.
 - 2) Seven Asst. City Attys. (City Atty.) "1999 Municipal Attorneys Institute of the League of Wisconsin Municipalities"; Elkhart Lake, WI; 6/16-18/99; \$3,031.79.
 - 3) Two Asst. City Attys. (City Atty.) "1999 State Bar Convention"; Green Bay, WI; 6/23-25/99; \$823.12.
 - 4) Two Aldermen (CC-CC) "Congress for the New Urbanism"; Milwaukee, WI; 6/3-6/99; \$1,200.00.
 - 5) Kimberly Berry (CC-CC) "Managing, Supporting and Troubleshooting the Windows Registry"; Madison, WI; 7/19-20/99; \$1,045.39.
 - 6) Ald. Paul Henningsen (CC-CC) "Funding Brownfields Transactions in Wisconsin"; Milwaukee, WI; 6/9/99; \$189.00.
 - 7) One Asst. City Atty. (City Atty.) "Gun Violence Liability: Taking Aim at the Gun Industry-Are Guns the Next Tobacco?"; Washington, D.C.; 6/4-5/99; \$1,485.00.

and, be it

Further Resolved, That the dollar amount shown for each authorized seminar/meeting listed above is simply an ESTIMATE of the seminar 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 seminar/meeting 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.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 12) [990105](#) Substitute resolution relative to application, acceptance and funding of a 1999 Planning and Designing Modern Roundabouts Seminar Grant.
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Department of Transportation, Bureau of Transportation Safety for the training of engineering and planning staff members, community leaders and elected officials in the area of modern roundabout planning and design; and

Whereas, The presentation of the grant seminar on June 22, 1999 would cost \$11,770 of which \$1,770 (15%) would be provided by the City and \$10,000 (85%) would be 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 Transportation, Bureau of Transportation Safety is authorized and the Department of Public Works shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit Funds within the Project/Grant Parent of the 1999 Special Revenue Grant and Aid Projects, Fund the following amounts for the project/program titled 1999 Planning and Designing Modern Roundabouts Seminar:

Project/Grant Parent	Grantor Share
Project/Grant ChartField	GR000-9-000000
Fund	0150
Organization	9990
Program	0001
Budget Year (BY)	0000

Subclass	R999
Account	000600
Project/Grant Total	\$11,770

2. Create a Special Revenue Fund - Grant and Aid Projects and the necessary Project/Grant ChartField Values at the Project, Segment, Phase and/or Activity Levels; and to budget to the Project, Segment, Phase or Activity level the amount required under the grant agreement;

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

Further Resolved, That these funds are appropriated to the Department of Public Works, Infrastructure Services Division-Transportation Section which is authorized to expend from the amount budgeted for specific purposes as indicated in the grant budget and incur costs consistent with the award date.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 13) [990107](#) Resolution relative to application, acceptance and funding of a Milwaukee Metropolitan Drug Enforcement Grant. (Police Dept.)
- Whereas, Under the terms of CFDA #16.579, the City of Milwaukee appears to be eligible for grant funds from the U.S. Department of Justice, Bureau of Justice Assistance through the Wisconsin Office of Justice Assistance and the Milwaukee County District Attorney's Office for a Metropolitan Drug Enforcement Grant; and

Whereas, The operation of this grant project/program from January 1, 1999 to December 31, 1999 would cost \$369,722 of which \$204,100 (55%) would be provided by the city and \$165,622 (45%) would be provided by the grantor; 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; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/grant parent of the 1999 Special Revenue Accounts-Grant and Aid Projects, the following amounts for the program titled: "Milwaukee Metropolitan Drug Enforcement Grant":

Project/grant	Fund	Org	Program	BY	Subclass	Acct
GR000900000000 000600	0150	9990	0001	0000	R999	

Project	Amount
Grantor share	\$165,622

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 appropriated to the Milwaukee Police 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; and, be it

Further Resolved, That the Common Council directs that the 1999 Positions Ordinance, C.C. File 980575 should be amended as follows:

POLICE DEPARTMENT

Amend footnote (N) as follows: Milwaukee Metropolitan Drug Enforcement Grant: Four Office Assistant II positions to expire 12/31/99 unless The Milwaukee Metropolitan Drug Enforcement Grant is extended."

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 14) [990117](#) Substitute resolution reserving \$300,000 in the Common Council Contingent Fund No. 0001-9990-0001-C0001 for expenses incurred during Interest Arbitration

between the City of Milwaukee and the Milwaukee Police Association.

Whereas, The Milwaukee Police Association, Local #21, IUPA, AFL-CIO, has filed a petition requesting the Wisconsin Employment Relations Commission initiate compulsory final and binding arbitration pursuant to Sec. 111.70(4)(jm) of the Municipal Employment Relations Act, for the purpose of resolving an impasse arising in collective bargaining between it and the City of Milwaukee; and

Whereas, The Wisconsin Employment Relations Commission, having conducted an investigation and having certified that an impasse exists between the Milwaukee Police Association and the City of Milwaukee, has ordered that compulsory final and binding interest arbitration be initiated for the purpose of issuing a final and binding award to resolve the impasse existing between said City of Milwaukee and the Milwaukee Police Association; and

Whereas, The Department of Employee Relations is the city agency whose responsibility it is to conduct on behalf of the City of Milwaukee the above-mentioned interest arbitration; therefore, that agency should be given authorization to contract with the consultants and providers of services of its choice as may be necessary to conduct such interest arbitration; and

Whereas, The total cost of conducting the interest arbitration is estimated at approximately \$300,000; now, therefore, be it

Resolved, By the Common Council that the sum of \$300,000 shall be reserved in the Common Council's 1999 budgeted Contingent Fund, No. 0001-9990-0001-C0001 and that the Comptroller be and hereby is authorized to appropriate on an as-needed basis up to \$300,000 from these reserved funds to a special fund for the purpose of paying expenses arising out of the above-mentioned interest arbitration.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 15) [990120](#) Resolution relative to acceptance and funding of the Lead Pilot Project Grant. (Health Department)
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the U. S. Department of Housing and Urban Development to combat lead-based paint hazards that contribute to childhood lead poisoning; and

Whereas, The Health Department was authorized approval for application to the U. S. Department of Housing and Urban Development by Common Council File 960470; and

Whereas, The operation of this grant project from the 03/01/99 to 02/28/02 would cost \$3,000,000; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to U. S. Department of Housing and Urban Development was authorized by Common Council File 980688 and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amount for the project titled Lead Pilot Project Grant:

Project Grant	GR0009000000
Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$3,000,000

; and, be it

Further Resolved, That these funds are appropriated 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 1999 grant budget funds for specific items of equipment;
3. Expend from the 1999 grant budget funds for training and out-of-town travel by departmental staff;
4. Enter into subcontracts and leases as detailed in the grant budget; and, be it

Further Resolved, That the Common Council directs that the 1999 Positions Ordinance, C.C. File 980575, should be amended as follows:

HEALTH DEPARTMENT

Add:

Lead Pilot Project Grant

ADMINISTRATION DECISION UNIT

(1) Lead Project Coordinator (HUD) (X) (1) Program Assistant II (X) (1) Lead Project Assistant (X)

PUBLIC HEALTH SERVICES DECISION UNIT

(2) Public Health Aide (X) (1) Office Assistant II

CONSUMER PROTECTION AND ENVIRONMENTAL HEALTH DECISION UNIT

(3) Environmental Health Specialist II (X)

BUREAU OF LABORATORIES DECISION UNIT

(1) Chemist (1) Lab Helper (.5 FTE)

Add footnote (E) as follows:

To expire 02/28/02 unless the Lead Pilot Project Grant, available from the U. S. Department of Housing and Urban Development, is extended. Positions are authorized only as reflected in the grant agreement as approved by the Grantor Agency.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

16) [990122](#) Resolution relative to acceptance and funding of a Childhood Lead Poisoning Prevention Grant. (Health Department)

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Division of Health and Family Services for comprehensive and coordinated service delivery to lead-poisoned children; and

Whereas, The operation of this grant project from 07/01/99 to 06/30/00 would cost \$600,000 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 Division 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 Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amount for the project titled Childhood Lead Poisoning Prevention Grant:

Project/Grant	GR0009000000
Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$600,000

; and, be it

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

1. Expend from the amount appropriated sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 1999 grant budget funds for specific items of equipment; and, be it

Further Resolved, That the Common Council directs that the 1999 Positions Ordinance, C.C. File 980575, should be amended as follows:

HEALTH DEPARTMENT

PUBLIC HEALTH SERVICES DECISION UNIT
Childhood Lead Poisoning Prevention Grant

Delete:

(1) Public Health Aide (.2 FTE)

Add:

(1) Lead Project Assistant

and

Amend footnote (W) as follows:

To expire 06/30/00 unless the Childhood Lead Poisoning Prevention Grant, available from the State of Wisconsin Division of Health and Social Services, is extended. Positions are authorized only as reflected in the grant agreement as approved by the Grantor Agency.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 17) [990124](#) Resolution relative to application, acceptance and funding of an Immunization Action Plan Grant. (Health Department)
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the Centers for Disease Control through the Wisconsin Department of Health and Family Services for raising the age-appropriate immunization levels of two-year old children in Milwaukee County; and
- Whereas, The operation of this grant project from 01/01/99 to 12/31/99 would cost \$173,985 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 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 Common Council File 940843 (Grant Ordinance); and,

be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amount for the project titled Immunization Action Plan Grant:

Project Grant	GR0009000000
Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$173,985

; and, be it

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

1. Expend from the amount appropriated sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Enter into subcontracts and leases as detailed in the grant budget;
3. Expend from the 1999 grant budget funds for training and out-of- town travel by departmental staff; and, be it

Further Resolved, That the Common Council directs that the 1999 Positions Ordinance, C.C. File 980575 should be amended as follows:

HEALTH DEPARTMENT
PUBLIC HEALTH SERVICES DECISION UNIT
Immunization Action Plan Grant

Delete:

(1) Program Assistant II (X) (1) Public Health Educator II (X)

Amend footnote (DD) as follows:

To expire 12/31/99 unless the Immunization Action Plan Grant, available from the

Wisconsin Department of Health and Social Services, is extended. This grant also funds .2 FTE of the Public Health Nurse position. Positions are authorized only as reflected in the grant agreement as approved by the Grantor Agency.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 18) [990133](#) Resolution approving a citywide affirmative action plan. (DER)

Whereas, Section 350-203 of the Milwaukee Code of Ordinances provides for the submission of an annual citywide affirmative action plan by the City Service Commission to the Common Council for review and approval; and

Whereas, A citywide affirmative action plan for 1999 has been submitted to the Common Council, and the Common Council supports the findings and recommendations contained in the plan; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council approves the 1999 citywide affirmative action plan attached to this file, and directs all city departments and agencies to implement the recommendations of the plan.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

CONFIRMATION OF THE FOLLOWING:

- 19) [990144](#) Appointment of E. Douglass Williams to the Policemen's Annuity and Benefit Fund by the Mayor. (16th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

PLACING ON FILE THE FOLLOWING:

- 20) [911334](#) Substitute resolution establishing a committee to review city policy concerning the use of prevailing wage rates for city contracts.

Sponsors: Ald. Pratt and Ald. Henningsen

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 21) [930228](#) Substitute resolution requesting the Milwaukee Police Department to implement a pilot program relating to installation of Automated Teller Machines in police stations.

Sponsors: Ald. Pratt and Ald. Gordon

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 22) [971950](#) Communication from the Comptroller transmitting a report relative to the Annual Review of Lending Practices of Financial Institutions.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 23) [981759](#) Communication from the Department of Employee Relations transmitting a communication relative to classification studies scheduled for City Service Commission action.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 24) [990060](#) Communication from the Comptroller's Office transmitting a report relative to adjustments for inventory reserve made to the Tax Stabilization Fund.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 25) [990094](#) Resolution transferring up to \$7,000 from the Common Council Contingent Fund to the City Clerk's office for a feasibility and cost study of renovating the cafeteria in the City Hall complex.

Sponsors: Ald. Henningsen

A motion was made by Ald. Henningsen that this matter be REFERRED TO to the PUBLIC IMPROVEMENTS COMMITTEE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

Ald. Pratt moved to adopt the foregoing COMMON COUNCIL recommendations as indicated and on which separate action was not taken.

THE UTILITIES AND LICENSES COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [990127](#) A substitute ordinance relating to shuttle vehicles providing service to General Mitchell International Airport.

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

Part 1. Section 100-50-1-b of the code is repealed and recreated to read:

100-50. Public Passenger Vehicle Permits.

1. REQUIRED BY VEHICLE OWNER.

b. Exemptions. The following vehicles are exempt from the provisions of this subchapter:

b-1. Vehicles licensed by the Wisconsin department of transportation as human service vehicles as described in ch. Trans 301, Wis. Adm. Code.

b-2. Shuttle vehicles authorized by Milwaukee County to provide in-county shuttle service for General Mitchell International Airport under s. 4.05(4), Milw. County Code.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be PASSED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

APPROVAL OF THE FOLLOWING:

- 2) [981354](#) Substitute motion to approve recommendations of the Utilities and Licenses Committee relative to renewal of the rooming house license issued to Frank F. Dobert for the premises located at 2155 S. Kinnickinnic Avenue, in the 14th Aldermanic District.

Whereas, The Utilities and Licenses Committee held an evidentiary hearing on April 27, 1999 relative to the renewal of the rooming house license of Frank F. Dobert for

the premises located at 2155 S. Kinnickinnic Avenue; and

Whereas, The Utilities and Licenses Committee, after hearing all of the testimony of the Milwaukee Police Department, voted unanimously (5 ayes, 0 noes) to recommend granting of said license; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee, hereby accepts the recommendation of the Utilities and Licenses Committee to grant the rooming house license of Frank F. Dobert for the premises located at 2155 S. Kinnickinnic Avenue, despite police objection.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be APPROVED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 3) [981469](#) Substitute motion to approve recommendations of the Utilities and Licenses Committee relative to granting of the hotel license issued to Scott S. Schlenvogt for the premises located at 809 N. 27th Street, in the 4th Aldermanic District.

Whereas, The Utilities and Licenses Committee held an evidentiary hearing on April 27, 1999 relative to the granting of the hotel license of Scott S. Schlenvogt for the premises located at 809 N. 27th Street; and

Whereas, The Utilities and Licenses Committee, after hearing all of the testimony of the Milwaukee Police Department, voted unanimously (4 ayes, 0 noes, 1 excused) to recommend granting of said license; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee, hereby accepts the recommendation of the Utilities and Licenses Committee to grant the hotel license of Scott S. Schlenvogt for the premises located at 809 N. 27th Street, despite police objection.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be APPROVED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 4) [981470](#) Substitute motion to approve recommendations of the Utilities and Licenses Committee relative to renewal of the rooming house license issued to Miguel Fonseca for the premises located at 514 E. Garfield Avenue, in the 6th Aldermanic District. Whereas, The Utilities and Licenses Committee held an evidentiary hearing on April 27, 1999 relative to the renewal of the rooming house license of Miguel Fonseca for the premises located at 514 E. Garfield Avenue; and

Whereas, The Utilities and Licenses Committee, after hearing all of the testimony of the Milwaukee Police Department, voted unanimously (5 ayes, 0 noes) to recommend granting of said license; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee, hereby accepts the recommendation of the Utilities and Licenses Committee to grant the rooming house license of Miguel Fonseca for the premises located at 514 E. Garfield Avenue, despite police objection.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be APPROVED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 5) [981310](#) Motion to approve recommendations of the Utilities and Licenses Committee relative to issuance, denial, renewal, nonrenewal, suspension or revocation of licenses and extension of premises.

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

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be APPROVED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

PLACING ON FILE THE FOLLOWING:

- 6) [970259](#) Motion relative to a request for the revocation of the Class "A" Liquor and Malt license of Hakam Inc., Tareq Aziz Hamed, Agent, for the premises located at 6608 West Fond du Lac Avenue known as "Food Town".
- Sponsors:** THE CHAIR
- A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- 7) [981255](#) Motion to approve recommendations of the Utilities and Licenses Committee relative to issuance, denial, renewal, nonrenewal, suspension or revocation of licenses and extension of premises.
- Sponsors:** THE CHAIR
- A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- 8) [981353](#)
- Sponsors:** THE CHAIR
- A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- 9) [981356](#) Motion to approve recommendations of the Utilities and Licenses Committee relative to renewal, nonrenewal, suspension or revocation of licensed dwelling facilities.
- Sponsors:** THE CHAIR

A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 10) [981496](#) An ordinance relating to sales on public premises.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 11) [990005](#) Communication from the Public Service Commission transmitting a notice of proceeding and investigation relative to the Wisconsin Energy Corporation.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 12) [990022](#) Communication from the Public Service Commission relative to compliance by Wisconsin Electric Utilities with the U.S. Environmental Protection Agency's New Nitrogen Oxide Emission Requirements.

Sponsors: THE CHAIR

A motion was made by Ald. Gordon that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE UTILITIES AND LICENSES COMMITTEE FURTHER RECOMMENDS APPROVAL OF THE FOLLOWING:

- 13) [981311](#) Motion to approve recommendations of the Utilities and Licenses Committee relative to issuance, denial, renewal, nonrenewal, suspension or revocation of licenses and extension of premises.
- The Common Council of the City of Milwaukee hereby accepts the recommendations of the Utilities and Licenses Committee as contained in the listings attached to this file.

Sponsors: THE CHAIR

Recommendation of renewal with a 10-day suspension of the Class "A" Liquor and Malt License of Mikhail Kleyman for the premises at 4173 N. Green Bay Avenue ("J & J Food Mart") in the 1st Ald. Dist. (Written objections not filed)

Recommendation of renewal with a 10-day suspension of the Class "B" Tavern and Tavern Dance License of Zarko Zigich for the premises at 4126 N. Teutonia Avenue ("Zarko's North Star Nite Club") in the 1st Ald. Dist. (Written objections weret filed)

Recommendation of nonrenewal of the Class "B" Tavern and Cabaret License of Kathy J. Kuczewski for the premises at 546 W. College Avenue ("Runway 94") in the 13th Ald. Dist. (Written objections filed)

Recommendation of nonrenewal of the Class "D" Bartender License of Nathan A. Pfefferkorn. (Written objections not filed)

THE CHAIR questioned whether all members of the Common Council had read the report, transcript and recommendations by the Utilities and Licenses Committee.

ALD. NARDELLI moved for separate action on recommendation of nonrenewal of the Class "D" Bartender License of Nathan A. Pfefferkorn.

Ayes: 16 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy, Hines and Ald. Kalwitz.

Noes: 0.

Excused: 1 - Ald. Schramm.

THE CHAIR asked for a roll call vote on those members who read the recommendation for the bartender:

Ayes: 15 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy, Hines and President Kalwitz.

Noes: 1 - Ald. Nardelli.

Excused: 1 - Ald. Schramm.

Kathy J. Kuczewski

Kathy J. Kuczewski and her counsel were present and wished to appear.

ALD. PAWLINSKI moved that the Common Council do now resolve itself into a Committee of the Whole for the purpose of hearing from Attorney Jeff Scott Olson relative to the foregoing matter.

COMMITTEE OF THE WHOLE

Attorney Jeff Scott Olson and Assistant City Attorney Bruce Schrimpf appeared and addressed the committee relative to the foregoing matter.

ALD. BUTLER moved that the committee do now rise.

The motion prevailed.

ALD. PAWLINSKI read a letter from Kathy Kuczewski to himself to reassure of her intention, and for the record, presented a list of 42 neighbors expressing their objections.

Mikhail Kleyman

Mikhail Kleyman and his Counsel was present and wished to appear.

ALD. WITKOWIAK moved that the Common Council do now resolve itself into a committee of the Whole for the purpose of hearing from Edward N. David and Assistant City Attorney Bruce Schrimpf.

PROCEEDING OF THE COMMITTEE OF THE WHOLE

Attorney Edward David and Assistant Bruce Schrimpf appeared and addressed the committee relative to the foregoing matter.

ALD. D'Amato moved the Committee do now rise.

ALD. PRATT moved to grant the license of Mikhail Kleyman notwithstanding the Utilities and Licenses recommendations.

The motion failed by the following vote:

Ayes: 8 - Ald. Pratt, Henningsen, Johnson-Odom, Pawlinski, Nardelli, Murphy, Hines and President Kalwitz.

Noes: 8 - Ald. D'Amato, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak and Breier.

Excused: 1 - Ald. Schramm.

Zarko Zigich and his counsel were present and wished to appear.

ALD. HINES moved that the Common Council do now resolve itself into a committee of the Whole for the purpose of hearing from Attorney John Birdsall and Assistant City Attorney Bruce Schrimpf.

PROCEEDING OF THE COMMITTEE OF THE WHOLE

Attorney John Birdsall and Assistant Bruce Schrimpf appeared and addressed the committee relative to the foregoing matter.

ALD. GORDON moved the Committee do now rise.

ALD. PRATT moved to grant the license of Zarko Zigich notwithstanding the Utilities and Licenses recommendations.

The motion prevailed by the following vote:

Ayes: 12 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Breier, Nardelli, Hines and President Kalwitz.

Noes: 4 - Ald. Butler, Witkowiak, Pawlinski and Murphy.

Excused: 1 - Ald. Schramm.

Nathan A. Pfefferkorn was not present.

ALD. GORDON moved for nonrenewal of Mr. Pfefferkorn's bartender license.

Ayes: 15 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy, Hines and Kalwitz.

Noes: 2 - Ald. Schramm and Nardelli.

ALD. GORDON moved to adopt File 981311, as amended.

The motion prevailed.

Ayes: 16 - Ald. Pratt, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy, Hines and President Kalwitz.

Noes: 0.

Excused: 1 - Ald. Schramm .

A motion was made by Ald. Gordon that this matter be APPROVED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [980765](#) Substitute resolution relative to various legislative bills.

Whereas, The Judiciary and Legislation Committee of the Common Council has recommended the following positions on the bills hereinafter listed and the Common Council being advised of said matters; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that it hereby approves the following legislative bills and instructs the Division of Intergovernmental Relations to appear before the proper committees to support such bills and use its best

endeavors to have the same enacted into law, viz:

- 154-A, relating to Laser Pointers; Use.
- 205-A, relating to Dangerous Weapons; Minors.
- 209-A, relating to Laser Pointers; Use on Police.
- 268-A, relating to Prostitution.
- 284-A, relating to Sex Offenders.

;and, be it

Further Resolved, That the Common Council of the City of Milwaukee is opposed to the following legislative bill and hereby instructs the Division of Intergovernmental Relations to appear before the proper committees in opposition to said bill and use its best endeavors in opposition to the same viz:

- 114-S, relating to State Lottery Credit (OPPOSE THE AMENDMENT).
- 230-A, relating to Milwaukee Board of School Directors; Superintendent of Schools.
- 256-A, relating to Campaign Finance Reform. (OPPOSE, UNLESS AMENDED).

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 2) [990001](#) Resolution authorizing payment of the claim of Jerome Jackson, C.I. File No. 97-L-194. (City Attorney)

Whereas, The claimant, Jerome Jackson, through his attorney, Karp Law Offices, has filed a claim for damages against the City of Milwaukee pursuant to sec. 66.189, Stats., for injuries and damages incurred on May 12, 1997 as a result of a vehicle accident with an uninsured motorist; and

Whereas, The claimant has agreed to settle his claim in the amount of \$6,500.00; and

Whereas, Pursuant to Common Council Resolution File No. 890916, the City Attorney's Office retained the services of the law firm of Crivello, Carlson, Mentkowski & Steeves, S.C., to administer the City of Milwaukee's uninsured motorist self-insurance plan; and

Whereas, The law firm of Crivello, Carlson, Mentkowski & Steeves, S.C.,

recommends and the Common Council of the City of Milwaukee deems it expeditious and just to settle this claim; 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 check in the amount of \$6,500.00, payable to Jerome Jackson and Karp Law Offices, S.C. Trust Account, in full and final settlement of said claim, said check to be delivered to the City Attorney upon his request, said amount to be charged to the Damages and Claims Fund, Account No. 006300; and be it

Further Resolved, That the law firm of Crivello, Carlson, Mentkowski & Steeves, S.C., shall upon payment to claimant obtain a release of claim and deliver the original release to the City Attorney.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

3) [990028](#) Resolution authorizing cancellation of three city claims/invoices. (City Attorney)

Whereas, The Office of the City Attorney has been unable to enforce collection of three invoices because the debts owed to the City of Milwaukee were discharged in Bankruptcy Court; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the following invoices are cancelled.

Department Invoice Amount Defendant

SS-Fleet 40032	\$ 2,083.70	George Mixon
SS-Fleet 44646	\$13,150.00	Willie Johnson
ES-IN 67624	\$ 7,523.21	Carl H. Hays

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

4) Substitute/resolutions to settle claims:

a) [990029](#) Substitute resolution to settle claim of Christopher Doorn relative to property damage.

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers be and they hereby are authorized and directed to issue a city check in the total sum of \$157.00 payable to Christopher Doorn, 1871 N. Humboldt Avenue, 53202, to reimburse him for property damage; and, be it

Further Resolved, That the check is to be delivered upon presentation of a proper release, approved by the City Attorney; said amount to be charged to Account No. 636505, Fund - 0001, Organization - 1490, Program - 2631, Sub Class - S118.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

b) [990067](#) Substitute resolution to settle claim of Ronald Minami relative to property damage.

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers be and they hereby are authorized and directed to issue a city check in the total sum of \$168.36 payable to Ronald Minami, 9840 W. Palmetto Avenue, 53222, to reimburse him for property damage; and, be it

Further Resolved, That the check is to be delivered upon presentation of a proper release, approved by the City Attorney; said amount to be charged to Account No. 636505, Fund - 0001, Organization - 1490, Program - 2631, Sub Class - S118.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 1 - Nardelli

Excused: 1 - Schramm

- c) [990072](#) Substitute resolution to settle claim of Michael Toepfer relative to property damage.

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers be and they hereby are authorized and directed to issue a city check in the total sum of \$389.00 payable to Michael Toepfer, 3120 South Vermont Avenue, 53207, to reimburse him for property damage; and, be it

Further Resolved, That the check is to be delivered upon presentation of a proper release, approved by the City Attorney; said amount to be charged to Account No. 636505, Fund - 0001, Organization - 1490, Program - 2631, Sub Class - S118.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- d) [990073](#) Substitute resolution to settle claim of Kenneth Roszak relative to property damage.

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers be and they hereby are authorized and directed to issue a city check in the total sum of \$2,671.00 payable to Kenneth Roszak, 3152 S. 32nd Street, 53215, to reimburse him for property damage; and, be it

Further Resolved, That the check is to be delivered upon presentation of a proper release, approved by the City Attorney; said amount to be charged to Account No. 636505, Fund - 0001, Organization - 1490, Program - 2631, Sub Class - S118.

Sponsors: JUDICIARY & LEGISLATION COMMITTEE

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- e) [990134](#) Resolution to settle claims of Eggert Law Offices, S.C., for defense of various Police Officers.

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers be and they hereby are authorized and directed to issue a city check in the total sum of \$12,864.51 payable to Eggert Law Offices, S.C., 1840 North Farwell Avenue, Suite 303, 53202, to reimburse them for legal fees for defense of the following Police Officers.

NAME AMOUNT

Christopher Ederesinghe \$ 462.00

Trent Santos 726.00

Andrew Jones 929.00

William Potterton and Jeff Timmerman 755.26

Jeff Cook 440.00

Jutiki Jackson 1,058.00

Alexis West 334.25

Tom Ruege 242.00

Goeffrey Keen 165.00

Lou Fernandez 451.00

Dean Duffy, Carlo Davila and Patrick Fortune 594.00

Jeff Maio 220.00

Alfonso Morales, Dan Teske and David Kolatski 583.00

Kathleen Bischoff and Javier Gonzalez 286.00

Scott Lange, Dora Wirth, Brian Ketterhagen and 748.00
Steven Braunreiter

Scott Marlock and John Czerwinski 528.00

Theresa Ambrose and Scott Lange 462.00

Keith Zimmer, George Lay, Tim McNair, Michael 451.00
Loechler and Dennis Trzinski

Melvin Givens and Patrick Johnson 1,100.00

Michael Lutz 143.00

Gonzalo Barinaga 352.00

Gonzalo Barinaga 319.00

Michael Rousseau 374.00

Gary Post and Daniel Weber 1,142.00

TOTAL \$12,864.51

; and, be it

Further Resolved, That the check is to be delivered upon presentation of a proper release, approved by the City Attorney; said amount to be charged to the Damages and Claims Account #636505, Fund-0001, Organization-1490, Program - 2631, sub Class-S118.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 5) [990039](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 1996, 1997 & 1998 tax rolls, plus interest applicable to date of repayment, if appropriate. (Assessor's Office)

Whereas, Assessments were made against certain parcels of real estate for the years 1996, 1997 & 1998 as contained in Common Council Resolution File No. 990039; and

Whereas, The Board of Review has decreased these assessments as shown in this file; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, That the proper city officers are authorized and directed to issue city checks in the amounts as shown in this file, payable to the City Treasurer or taxpayer as applicable, to be refunded to the taxpayer where appropriate, plus interest at the rate of 9.6% applicable from date of payment to date of repayment, said amounts to be charged to the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and said checks to be delivered to the Tax Billing and Collection Division of the Treasurer's Office for disbursement; and, be it

Further Resolved, That the proper city officers are authorized and directed to reflect the reduction in State Tax Credits as shown in this file by means of journal entries, charging the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300, and crediting the State Tax Credit Fund; and, be it

Further Resolved, That interest for Key No. 253-0101-000-4 shall be applicable from date of payment to January 20, 1999 for the year 1998, and be it

Further Resolved, That delinquent interest and penalties on any account covered by this resolution are hereby canceled.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 6) [990075](#) Resolution authorizing settlement of lawsuit entitled Allen R. Lane v. Board of Fire and Police Commissioners for the City of Milwaukee, Case No. 98-CV-001935 and Case No. 98-CV-002599. (City Attorney)

Whereas, The plaintiff, Allen R. Lane, was disciplined by the Milwaukee Police Department, and appealed said discipline to the Board of Fire and Police Commissioners ("FPC"), who sustained the Chief's charges and Allen R. Lane appealed the FPC decision to the Circuit Court of Milwaukee County, Milwaukee, Wisconsin; and

Whereas, The Circuit Court, Honorable Diane S. Sykes, reversed the decision of the FPC; and

Whereas, The Circuit Court, Honorable Diane S. Sykes, ordered that the defendant reimburse plaintiff's costs and reasonable attorney's fees in connection with the

defense and appeal at the rate of \$150.00 per hour, a rate the court found to be reasonable; 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 \$18,689.11 payable to the order of Machulak, Hutchinson, Robertson, O'Dess & Reilly, S.C., Attorneys at Law in the full and final settlement of this lawsuit, upon receipt of a release of claim approved as to form and execution by the City Attorney, that said funds shall be appropriated from the Damages and Claims Fund: Fund 0001, Org 1490, Program 0001, Sub- Class S118, Account 006300.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

7) [990079](#) Resolution approving a revised Municipal Court deposit schedule. (Municipal Court)

Whereas, Section 800.03(3), Wis. Stats., states that "The amount of the deposit shall be set by the municipal judge, but shall not be effective until approved by the governing body of the municipality", to wit, the Common Council of the City of Milwaukee, and it is necessary to approve a revised Municipal Court deposit schedule; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council approves and adopts the revised deposit schedule of the Municipal Court which is attached to this file.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

8) [990119](#) Resolution relative to the refund of Sanitation collection charges billed and paid in 1998. (Sanitation Div.)

Whereas, Sanitation collection charges were billed and paid against parcels of real estate in 1998, and

Whereas, Ordinance 79-2 requires the Sanitation Division to charge for garbage collections at apartment buildings of five or more units beginning January, 1998; and

Whereas, The Sanitation Division had misidentified this building as an eight unit building when it is only a four unit building; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper city officers are authorized and directed to cancel and refund the Sanitation collection charges by issuing a city check to the possessor of the paid Sanitation collection bill for Tax Key Number as follows:

526-0216-000 (also known as 3301 S. 84th St.) for six quarterly payments totaling \$986.04 and the amount in this resolution is to be charged to Fund Number 001 Org 5650 Prog 0001 Account 009400.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 9) [990164](#) Substitute resolution seeking introduction and passage of state legislation to exempt energy-related investments from the sum of the assets of all non-utility affiliates in a holding company system.

Sponsors: Ald. Henningsen

A motion was made by Ald. Frank that this matter be REFERRED TO to the JUDICIARY & LEGISLATION COMMITTEE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Gordon

CONFIRMATION OF THE FOLLOWING:

- 10) [990137](#) Appointment of Jay Urban to the Equal Rights Commission by the Mayor. (3rd Aldermanic District)
- Sponsors:** THE CHAIR
- A motion was made by Ald. Frank that this matter be CONFIRMED. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- 11) [990138](#) Reappointment of Cynthia Grace Brown to the Administrative Review Appeals Board by the Mayor. (16th Aldermanic District)
- Sponsors:** THE CHAIR
- A motion was made by Ald. Frank that this matter be CONFIRMED. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- PLACING ON FILE THE FOLLOWING:
- 12) [981701](#) Communication from the Equal Rights Commission transmitting their 1997 Annual Report.
- Sponsors:** THE CHAIR
- A motion was made by Ald. Frank that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Schramm
- 13) [990034](#) Appeal of Chester Jones relative to claim for property damage. (16th Aldermanic District)
- Sponsors:** THE CHAIR

A motion was made by Ald. Frank that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 14) [990035](#) Communication from the Board of Ethics transmitting their 1998 Annual Report.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 15) [990157](#) Communication relative to monetary benefits that the City of Milwaukee would receive from the Forest County Potawatomi through the State of Wisconsin because of the Potawatomi casino operation in the City of Milwaukee.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

DISALLOW AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

- 16) Various claims against the City:

- a) [990011](#) Appeal of Robert Rehorst relative to claim for property damage. (5th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- b) [990012](#) Appeal of Lucio Flores relative to claim for property damage. (12th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- c) [990024](#) Appeal of Daniel Anderson relative to claim for property loss. (13th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- d) [990030](#) Communication from the City Attorney's Office transmitting a communication from John Miller Carroll Law Offices, on behalf of Sister Jean Muhammad relative to claim for property loss.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- e) [990031](#) Appeal of Bob Tambellini, Jack White Design, Inc. relative to claim for property damage.

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- g) [990081](#) Appeal of Dennis Leak relative to claim for property damage. (15th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- h) [990082](#) Appeal of Darwin Lampkins relative to claim for personal injuries. (1st Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Frank that this matter be DISALLOWED AND INDEFINITELY POSTPONED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981362](#) A substitute ordinance relating to horse-drawn carriage rides, limiting routes and hours of operation and requiring licensed veterinarians to be on call to euthanize, by lethal injection, severely injured horses involved in carriage ride accidents.
- Whereas, Horse and surrey liveries contribute to the ambiance, tourist appeal and economic revitalization of downtown Milwaukee; and
- Whereas, The City of Milwaukee currently licenses horse and surrey liveries and their drivers and performs annual surrey vehicle inspections; and
- Whereas, The Common Council seeks to avoid inhumane treatment of horses injured in accidents involving horse and surrey vehicles; and
- Whereas, The Common Council finds that, when euthanasia is necessary, the most humane form of euthanasia for a horse injured in such an accident is painless lethal injection by a licensed veterinarian; and
- Whereas, To ensure the most humane and professional treatment of horses injured in horse and surrey vehicle accidents, including assurance of the availability of qualified professionals to administer euthanasia when necessary, horse and surrey liveries should be required to keep licensed veterinarians on call; and
- Whereas, Because horse-drawn carriages typically travel more slowly than motorized traffic and are not always recognizable to motorists (especially in the dark), they create the potential for traffic accidents, particularly on one-way streets; and
- Whereas, During the months of November, December, January and February, the early time at which the sun sets means that horse-drawn carriages operating between 6 p.m. and 6:30 p.m. will share downtown streets with rush-hour traffic during a time of darkness, thus creating potential traffic hazards; and
- Whereas, The safety of pedestrians and motorists in downtown Milwaukee can be enhanced by discouraging, through restricting travel to not more than one block at a time, use of the busy one-way thoroughfares of Wells Street and State Street by horse-drawn carriages; now, therefore
- The Mayor and Common Council of the City of Milwaukee do ordain as follows:
- Part 1. Section 100-50-2-d to f of the code is renumbered 100-50-2-e to g.
- Part 2. Section 100-50-2-d of the code is created to read:
- 100-50. Public Passenger Vehicle Permits.

1. REQUIRED BY VEHICLE OWNER.

d. Horse and Surrey Permit Applications. Every applicant for a horse and surrey livery permit shall provide, on the permit application, the name and address of a licensed veterinarian whom the applicant attests will be kept on call to administer veterinary services to the applicant's horses at any time when the horse and surrey livery service is operating. The application shall also specify the telephone number or numbers at which the licensed veterinarian can be reached 24 hours a day.

Part 3. Section 100-61-2 of the code is amended to read:

100-61. Horse and Surrey.

2. HOURS OF OPERATION. No horse and surrey livery service shall be conducted between 7 a.m. and 9 a.m. and 3 p.m. and 6 p.m. on weekdays >>, except during the months of November, December, January and February, when no horse and surrey livery service shall be conducted between 7 a.m. and 9 a.m. and 3 p.m. and 6:30 p.m. on weekdays<<.

Part 4. Section 100-61-6 and 7 of the code is created to read:

6. OPERATION ON CERTAIN STREETS RESTRICTED. No horse and surrey livery shall be operated on East State Street, West State Street, East Wells Street or West Wells Street for more than one block length at a time. Whenever a horse and surrey livery operates for one block on one of the specified streets, it shall then turn onto an intersecting street.

7. SERIOUS INJURY. a. Whenever a horse and surrey animal is injured in an accident so severely that the police department believes euthanasia may be necessary, the police department shall immediately contact the horse and surrey livery permittee, inform the permittee of the situation and, in consultation with the permittee, determine whether euthanasia is required.

b. If the police department and the permittee agree that euthanasia is required and determine that the licensed veterinarian on call is able to come to the accident site in a period of time that will not prolong excessive suffering by the animal, the permittee shall immediately summon the veterinarian to the accident site. Euthanasia shall then be permitted only when both of the following conditions are met:

b-1. The euthanasia is performed by a veterinarian licensed by the state of Wisconsin who concurs with the determination of the police department and the permittee that euthanasia is necessary.

b-2. The euthanasia is administered by painless lethal injection.

c. The police department may euthanize a horse and surrey animal with close-range gunfire directed at the animal's brain under any of the following circumstances:

c-1. The police department and the permittee agree than euthanasia is required but determine that the veterinarian cannot come to the accident site in a period of time that will not prolong excessive suffering by the animal.

c-2. The police department is unable to make contact with the permittee, and the police department determines that, in order to prevent excessive suffering by the animal, the animal must be euthanized immediately.

c-3. The police department determines that the animal poses an immediate and serious threat to public safety.

Sponsors: Ald. Henningsen

A motion was made by Ald. Murphy that this matter be PASSED. The motion carried by the following vote:

Aye: 14 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

No: 2 - Frank Nardelli

Excused: 1 - Schramm

2) [981698](#) A substitute ordinance relating to parking controls in various Aldermanic Districts.

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

Part 1. Section 101-23-3 of the Code relating to No Parking is amended by striking the following:

"On the east side of N. 35th Street from the south curb line of W. Garfield Avenue to a point 90 feet north thereof at any time"

"On the south side of W. State Street from the Milwaukee River to N. 10th Street from 7:00 AM to 9:00 AM and 3:00 PM to 6:00 PM during the periods of street construction activities along W. Kilbourn Avenue"

"On the west side of N. Richards Street from a point 70 feet south of the south curb line of E. Vienna Avenue to a point 105 feet south thereof at any time"

"On W. Vliet Street from a point 106 feet west of the west curb line of N. 8th Street to a point 33 feet west thereof at any time"

"On the west side of N. 20th Street from the first east/west alley south of W. Rogers Street to a point 150 feet further south thereof at any time"

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

On the west side of S. 20th Street from the first east/west alley south of W. Rogers Street to a point 150 feet further south thereof between 8:00 AM and 6:00 PM

Part 3. Section 101-23-4-c of the Code relating to One Hour Parking is amended by striking the following:

"On the north side of N. Water Street from the W. Cherry Street Bridge to N. Market Street except where No Parking is in effect"

Part 4. Section 101-23-4-c of the Code relating to One Hour Parking is amended by adding the following:

On the west side of N. Bremen Street from E. Burleigh Street to a point 70 feet south

Part 5. Section 101-23-4-d of the Code relating to Two Hour Parking is amended by striking the following:

"On E. St. Paul Avenue from N. Water Street to a point 30 feet east of the dock line of the Milwaukee River between the hours of 7:00 AM and 6:00 PM"

"On the north side of W. Walnut Street from N. 2nd Street to the alley east thereof"

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 3) [981699](#) A substitute ordinance relating to traffic controls in various Aldermanic Districts.
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 101-12-2 of the Code relating to No U Turns is amended by adding the following:

On S. Howell Avenue at E. Bradley Avenue Southbound

Part 2. Section 101-12-4-b of the Code relating to Multiple Turn Lanes is amended by striking the following:

"N. Water Street left turns onto E. Cherry Street Northbound"

Part 3. Section 101-13-8 of the Code relating to School Speed 20 MPH is amended by adding the following:

On E. Burleigh Street from N. Bremen Street to N. Pierce Street

Part 4. Section 101-15 of the Code relating to Yield signs is amended by adding the following:

On W. Vienna Avenue at N. 52nd Street

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 4) [990118](#) A substitute ordinance relating to assessment of a special charge and imposition of a lien for unpaid solid waste collection charges.
- Whereas, The department of public works (DPW) collects solid waste throughout the city in order to maintain public health, safety and welfare; and
- Whereas, Since January 1, 1998, the owners of certain multiunit dwellings have been required to pay part of the costs of DPW solid waste collection, pursuant to s. 79-2-1-b, Milw. code, and the majority of such owners have responsibly and timely remitted payment; and
- Whereas, A minority of property owners have refused to pay for DPW solid waste collection, despite repeated billings; and
- Whereas, The only currently authorized sanction for non-payment is cessation of city collection of solid waste from premises whose payments are in arrears; and

Whereas, Ceasing to collect solid waste is an unacceptable sanction for non-payment of fees because non-collection would create a danger to the public health, safety and welfare; and

Whereas, The department of public works is authorized to collect other unpaid costs by assessing a special charge against the affected property and, if the charge is not paid, imposition of a lien against the property to be paid with the next property tax payment; and

Whereas, Imposition of a special charge and lien for unpaid solid waste collection fees would be an appropriate means of achieving payment without adversely affecting the public health, safety and welfare; now, therefore

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

Part 1. Section 79-2-1-b-4 of the code is created to read:

79-2. Collection Regulations. 1. GENERAL REGULATIONS; MULTIUNIT DWELLINGS.

b-4. Whenever any fee authorized to be collected under this paragraph has been billed but has not been timely paid, the commissioner may impose a special charge against the property for the amount of the unpaid fee as provided in s. 79-16-2-b.

Part 2. Section 79-6-8 of the code is amended to read:

79-6. Collection Charges.

8. DOMESTIC WASTE; MULTIUNIT DWELLINGS. Domestic waste from multiunit dwellings with 5 or more units may be collected by the department at a charge established by the commissioner, pursuant to s. 79-2-1-b. The department shall bill apartment owners in advance of any waste being collected. [[Waste may be collected only after an invoice for the service has been paid to the department.]]

Part 3. Section 79-16-2 of the code is renumbered 79-16-2-a.

Part 4. Section 79-16-2-b of the code is created to read:

79-16. Penalty.

2. LIEN.

b. If any owner fails, omits, neglects or refuses to pay any fee assessed under s.

79-2-1-b for solid waste collection, pursuant to s. 66.60(16), Wis. Stats., a special charge may be assessed against the subject property for all unpaid fees. A special charge made under this subsection shall be due and payable 30 days after billing or, if not paid within that time, become a lien on the subject property as provided in s. 66.60(16)(b), Wis. Stats. Such lien shall take effect as of the date of the delinquency. Such lien shall automatically be extended upon the current or next tax roll as a delinquent tax against the property and all proceedings in relation to the collection, return and sale of the property for delinquent real estate taxes shall apply to such charge. Such charge shall not be payable in installments.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 5) [990131](#) A substitute ordinance relating to ambulance conveyance rates and ancillary fees for ambulance service equipment and procedures.

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

Part 1. Section 75-15-14-b of the code is repealed and recreated to read:

75-15. AMBULANCE CERTIFICATION REGULATIONS.

14. AMBULANCE RATE.

b. Upon request, the legislative reference bureau shall provide the commissioner with information from health-related cost indexes, including the medical care component of the Milwaukee consumer price index issued by the U.S. bureau of labor statistics.

Part 2. Section 75-15-14-c and d of the code is amended to read:

c. A rate of ~~[[\$231.50]]~~ >> \$244.15 << shall be charged for conveyance plus a charge of \$6.49 per mile, mileage to be defined as the distance traveled with the patient in the ambulance from the point of patient origin to destination.

d. In those instances where a certified ambulance provider has a contract with any health maintenance organization with respect to establishment of fees for ambulance services for persons insured through the organization, the fees established in the contract shall take precedence over those in ~~[[sub. 12-s and this paragraph]]~~ >> par.

c and sub. 15 << and the provider shall charge only those fees established in the contract.

Part 3. Section 75-15-15 and 16 of the code is renumbered 75-15-17 and 18.

Part 4. Section 75-15-15 of the code is created to read:

15. AMBULANCE ANCILLARY CHARGES. Pursuant to sub. 12-s, certified ambulance providers are authorized to charge the following ancillary charges:

a. Airway	
a-1. Oropharyngeal	\$ 1.69
a-2. Nasopharyngeal	6.68
b. Bag mask ventilator, adult or pediatric	33.41
c. Bandaging	
c-1. Trauma dressing	3.98
c-2. Kling 4"	1.70
c-3. 5/9" dressing	0.41
d. Blanket	7.76
e. Burn sheet	8.03
f. Cervical collar	22.88
g. Cold pack	1.53
h. Combitube	42.50
i. Defibrillator pad	21.60
j. Electrodes	2.03
k. Epinephrine	35.15
L. Gloves	1.62
m. Head immobilizer	13.43
n. Hot pack	1.78
o. KED strap	20.18
p. Laryngoscope blades	6.41
q. Linens	4.95
r. Non-transport fee	75.00
s. OB kit with silver swaddler	19.85
t. Oxygen	33.00
u. Oxygen delivery devices	
u-1. Tubing	0.81
u-2. Mask (Adult)	2.77
u-3. Mask (Pediatric)	3.71
u-4. Cannula (Adult)	2.70
u-5. Cannula (Pediatric)	3.71
v. Personal protective equipment	
v-1. Gown	3.98

v-2. Goggles	8.03
w. Prosplints	
w-1. Full arm, large	20.39
w-2. Full arm, small	19.71
w-3. Combo	27.27
w-4. Full leg, large	42.79
w-5. Full leg, small	36.78
w-6. Wrist and forearm	12.28
x. Pocket mask	17.55
y. Resuscitation bag & mask	33.41
z. Splints	
z-1. 12"	3.04
z-2. 18"	4.52
z-3. 24"	6.08
za. Sterile saline or water	3.02
zb. Suction	5.06
zb-2. Suction tip	2.36
zb-3. Tubing	2.63

Part 5. Section 75-15-16 of the code is amended to read:

16. CONVEYANCE OF POLICE PRISONERS. Certified ambulance providers under contract with city for payment for conveyance of police prisoners for medical treatment in situations where a prisoner is unable to pay for conveyance shall be paid a rate equal to 60% of the conveyance rate and mileage charge in sub. 14 and 60% of the services fees charge in sub. [[12-s]] >>15<<.

Part 6. Resolution file number 970812, adopted September 23, 1997, relating to revision of ancillary fees for certified ambulance service providers, is rescinded.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

ADOPTION OF THE FOLLOWING:

- 6) [990114](#) Resolution authorizing the Milwaukee Police Department to accept donations of equipment for use by the Sensitive Crimes Unit (Police Department).

Whereas, The Common Council passed File Number 930380 on July 6, 1993, an ordinance codifying the City's procedural guidelines regarding the receipt, appropriation and expenditure of contributions; and

Whereas, The National Center for Missing and Exploited Children, in partnership with Canon Corporation, has offered to donate new computer equipment to the Department to further support the Sensitive Crimes Units' work on missing and exploited child cases; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Police Department is authorized to accept a donation of computer equipment from the National Center for Missing & Exploited Children, in accordance with established City policies and procedures for acceptance of contributions.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 7) [990121](#) Resolution relative to acceptance and funding of the Childhood Lead Detection Grant. (Health Department)

Whereas, The City of Milwaukee appears to be eligible for grant funds from the State of Wisconsin Division of Health and Family Services for data management, community outreach, nursing care management and technical services; and

Whereas, The operation of this grant project from 07/01/99 to 06/30/00 would cost \$376,258 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 Division 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 Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amount for the project titled Lead Detection Grant:

Project Grant GR0009000000

Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$376,258

; and, be it

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

1. Expend from the amount appropriated sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 1999 grant budget funds for specific items of equipment;
3. Expend from the 1999 grant budget funds for travel and out-of-town training as may become necessary to attain the grant's goals.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 8) [990123](#) Resolution relative to application, acceptance and funding of the Sexually Transmitted Diseases Grant. (Health Department)

Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Division of Health and Family 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 01/01/99 to 12/31/99 would cost \$89,929 provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Wisconsin Division 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 Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amount for the project titled Sexually Transmitted Diseases Grant:

Project Grant	GR0009000000
Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$89,929

; 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.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 9) [990125](#) Resolution relative to application, acceptance and funding of the Breast Cancer Awareness - Milwaukee Foundation Grant. (Health Department)
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the Milwaukee Foundation for mammography screenings to low-income and under-served women; and

Whereas, The operation of this grant project from 01/01/99 to 12/31/99 would cost \$26,894 provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Milwaukee Foundation is authorized and the Health Department shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to commit funds within the Project/Grant Parent 1999 Special Revenue Grant and Aid Project fund, the following amounts for the project titled Breast Cancer Awareness Program - Milwaukee Foundation:

Project Grant	GR0009000000
Fund	0150
Org	9990
Program	0001
Budget Year	0000
Subclass	R999
Account	000600
Project	Grantor Share
Amount	\$26,894

; and, be it

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

1. Expend from the amount appropriated sums for specified purposes as indicated in the grant budget and incur costs consistent with the award date;
2. Expend from the 1999 grant budget funds for specific items of equipment;
3. Expend from the 1999 grant budget funds for training and out-of-town travel by departmental staff; and
4. Enter into subcontracts and leases as detailed in the grant budget.

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

CONFIRMATION OF THE FOLLOWING:

- 10) [990135](#) Appointment of Jerome Radtke to the Safety Commission by the Mayor. (13th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Murphy that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [990088](#) Substitute resolution relative to a proposal from Steeltech Manufacturing, Inc. regarding its second mortgage loan from the City of Milwaukee and assigning the loan to the Redevelopment Authority of the City of Milwaukee for final disposition. Whereas, As of April 1, 1992, the City of Milwaukee ("City") and the Milwaukee Economic Development Corporation ("MEDC") entered into a Cooperation Agreement for the Steeltech Manufacturing, Inc. Urban Development Action Grant ("UDAG") from the U. S. Department of Housing and Urban Development ("HUD"); and

Whereas, Pursuant to said Agreement, the City provided to MEDC \$1.4 million which it received from HUD, and MEDC loaned the funds to Steeltech to partially finance the construction of its facility at 2700 West North Avenue in the City (the "UDAG Loan"); the UDAG Loan is secured by a second mortgage on the facility; and

Whereas, As of March 9, 1993, at the request of HUD, the City and MEDC entered into Amendment No. 1 to the Cooperation Agreement, which Amendment provided for the assignment of the UDAG Loan to the City; and

Whereas, Steeltech is substantially past due on the UDAG Loan, and it is substantially past due on secured and unsecured loans and claims from all of its creditors in the total amount of \$27.7 million; and

Whereas, Steeltech is proposing to its creditors that in full satisfaction of their claims,

the creditors accept a specified payout in cash and/or stock in a newly capitalized company (the "Proposal"); and

Whereas, The UDAG Loan is subordinated to a first mortgage securing \$5,905,000 of currently outstanding bonds (plus approximately \$1.2 million of past due payments and interest thereon) issued by the Redevelopment Authority of the City of Milwaukee ("Authority") under the Job Opportunity Bond Program; these bonds are backed by certain reserves of that Program and ultimately by the moral obligation of the City; and

Whereas, Steeltech has offered the City \$280,000 in cash plus stock in a newly capitalized company in exchange for the satisfaction of the UDAG Loan; and

Whereas, This amount is in proportion with the proposal made to, and accepted by, substantially all other secured subordinated creditors with respect to their loans, a summary of which is attached to this Common Council File; and

Whereas, In the absence of some form of debt restructuring, Steeltech's assets are likely to be liquidated pursuant to an involuntary bankruptcy action; and, given the subordinated collateral held by the City and the probable liquidation value of that collateral, it is unlikely that the City will receive any tangible payment if a bankruptcy takes place; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that in the interest of coordinating matters relative to the City and the Authority's interests in debts due from Steeltech, the UDAG Loan is assigned to the Authority and the Executive Director of the Authority, in consultation with the City Attorney and the City Comptroller, is authorized to negotiate any terms and conditions related to the satisfaction of the UDAG Loan and to take action with respect to the proposal; and, be it

Further Resolved, That the cash proceeds received in satisfaction of the UDAG Loan shall be transferred, by the Authority, to the Neighborhood Improvement Development Corporation and utilized for community development projects in accordance with HUD regulations.

Sponsors: Ald. Henningsen and Ald. Gordon

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 1 - Butler

Excused: 1 - Schramm

2) [990112](#) Resolution relating to acceptance and funding of a Wisconsin Arts Board Regranting Program Grant. (DCD)

Whereas, The City of Milwaukee ("City") appears to be eligible for grant funds from the Wisconsin Arts Board ("Grantor") for art programming; and

Whereas, It appears that City involvement in this grant and aid program will result in a major benefit to the City by awarding grants to Milwaukee art organizations or neighborhood-based organizations that conduct art programming; and

Whereas, The Department of Administration, Intergovernmental Relations Division, has determined that operation of this Grant program from June 30, 1999 to June 30, 2000 will cost approximately \$40,000, of which \$20,000 or 50 percent will be provided by the Grantor; and

Whereas, The local share of this Grant program, \$20,000 or 50 percent, will be provided from the following sources:

In-Kind City Share: \$20,000

Out-of-Pocket City Share: \$-0-

Local, Non-City Share: \$-0-

; and

Whereas, The Department of Administration, Intergovernmental Relations Division, has determined that the benefits to the City from this Grant program appear to exceed the City's share of costs and other obligations to be incurred under this program; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that acceptance of said Grant from the Wisconsin Arts Board, under the terms specified above to be administered by the Department of City Development (Milwaukee Arts Board), is authorized; and, be it

Further Resolved, That the proper City officials and/or the Commissioner of the Department of City Development are authorized to accept such Grant without further Common Council approval unless any of the following occur:

1. The purpose of such Grant program changes significantly.
2. The amount of the Out-of-Pocket City Share increases from the amount specified above.

3. The ratio of Out-of-Pocket City Share to Grantor's Share increases from that specified above; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 1999 Special Revenue - Grant and Aid Projects Fund, the following amounts for the program titled Wisconsin Arts Board Regranting Program Grant:

Project/Grant: GR0009000000

Fund: 0150

Organization: 9990

Program: 0001

By: 0000

Subclass: R999

Account: 000600

Project: Grantor Share

Amount: \$20,000

2. Create the necessary project and project level values and budgets to these project 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 for the Department of City Development 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 funds received from the Wisconsin Arts Board be deposited in accordance with procedures established by the City Comptroller; and, be it

Further Resolved, That the Commissioner of the Department of City Development

shall have the authority to authorize transfers within the program budget so long as the amount expended for any purpose shall not exceed the amount authorized by the budget by 10 percent and such transfers are in accordance with grantor regulations; and, be it

Further Resolved, That the Commissioner of the Department of City Development, on behalf of the City, is authorized to enter into subcontracts and leases as detailed in the program budget and in accordance with City purchasing procedures and Grant and Aid Guidelines for awarding such contracts.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 3) [990113](#) Resolution relating to the issuance of Industrial Development Revenue Bonds (Goodwill Industries of Southeastern Wisconsin, Inc. Project). (DCD)
- Whereas, The City of Milwaukee, Wisconsin (the "City"), is a municipal corporation organized and existing under and pursuant to the laws of the State of Wisconsin and is authorized by Section 66.521, Wisconsin Statutes, as amended (hereinafter sometimes referred to as the "Act"):
- (a) To issue revenue bonds to finance all or any part of the costs of the construction, equipping, reequipping, acquisition, purchase, installation, reconstruction, rebuilding, rehabilitation, improving, supplementing, replacing, maintaining, repairing, enlarging, extending or remodeling of a project which qualifies under the Act and the improvement of the site therefor.
- (b) To enter into a revenue agreement with an eligible participant pursuant to which the eligible participant agrees to cause said project to be constructed and to pay the city an amount of funds sufficient to provide for the prompt payment when due of the principal of and interest on said revenue bonds.
- (c) To finance an industrial project which is located entirely outside the geographic limits of the municipality, but only if the revenue agreement with respect to such project also relates to another project of the same eligible participant, some part of which is located within such limits; and

Whereas, Goodwill Industries of Southeastern Wisconsin, Inc., a nonstock, nonprofit

corporation (the "Eligible Participant"), has been considering undertaking projects in the City, the City of Waukesha, Wisconsin, ("Waukesha") and the City of Racine, Wisconsin ("Racine"), and the Eligible Participant has represented to the City that it would be an encouragement and inducement for the Eligible Participant to proceed if the projects could be financed with revenue bonds; and

Whereas, The Eligible Participant has represented that the intended use of the projects is for the purpose of job training, counseling, storage, processing, and assembly of various projects in the City, in Waukesha and in Racine and that the projects would consist of constructing an addition to the current facility for processing and assembly, the acquisition and installation of production equipment, the replacing of the roof on the existing building, and the renovation of workshop restroom facilities at the City facility; constructing and equipping a new facility for job training, counseling, and storage in Waukesha; constructing an addition to the current facility for processing and assembly at the Racine facility (hereinafter called the "Projects"); and

Whereas, The Eligible Participant has estimated that the cost of the Projects in the City would be approximately \$2,000,000, but with allowance for modifications, design changes and inflation, could be as high as \$2,500,000; and

Whereas, The Eligible Participant has estimated that the cost of the Projects in Waukesha would be approximately \$3,375,000, but with allowance for modifications, design changes and inflation, could be as high as \$3,700,000; and

Whereas, The Eligible Participant has estimated that the cost of the Projects in Racine would be approximately \$2,500,000, but with allowance for modifications, design changes and inflation, could be as high as \$3,000,000; and

Whereas, Prior to the date of adoption of this Resolution, a statement which provides a good faith estimate of attorney fees which are expected to be paid from proceeds of the revenue bonds shall have been filed with the City Clerk and with the Department of Commerce of the State of Wisconsin; and

Whereas, It is in the public interest of the City to promote, attract, stimulate, rehabilitate and revitalize commerce, industry and manufacturing, to promote the betterment of the environment and the economy of the City and to stimulate a large flow of private investment funds into the City; and

Whereas, Prior to the issuance of the bonds, the governmental units of Racine and Waukesha, which contain sites of facilities to be financed by the issue, shall approve the issue; and

Whereas, Section (11)(b)1. of the Act contains provisions requiring competitive

bidding for certain construction contracts with regard to the construction of projects financed under the Act; and

Whereas, Section (11)(b)2. of the Act empowers the governing body of a municipality to waive the requirements of Section (11)(b)1. with respect to a particular project; and

Whereas, It is the finding and determination of the Common Council of the City of Milwaukee ("Common Council") that the Projects are qualified "projects" within the meaning of the Act and that the Eligible Participant is an "eligible participant" within the meaning of the Act; and

Whereas, It is the finding and determination of the Common Council that the City would derive public benefits from the Projects and their operations, including by way of illustration but not limitation the following: the provision and retention of gainful employment opportunities for the citizens of the City, the stimulation of the flow of investment capital into the City with resultant beneficial effects on the economy in the City, and the strengthening of the Eligible Participant's presence in the region; and

Whereas, It is the finding and determination of the Common Council that the public interest will be served if the City were to encourage and induce the Eligible Participant to undertake the Projects in the City, in Waukesha, and in Racine; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that:

1. Subject to the conditions specified in paragraph 2, the City shall pursue and consummate a financing having the following elements:

(a) The City shall issue revenue bonds pursuant to the Act at one or more times in one or more series in such aggregate principal amount not in excess of \$9,200,000 as the Eligible Participant shall request; provided, however, that the actual aggregate principal amount shall not be greater than the sum of the then estimated aggregate cost of providing the Projects, plus the amount necessary to fund any reserve deemed necessary or desirable, plus the estimated financing and bond issuance costs (said bonds being hereinafter called the "Bonds").

(b) The Bonds shall be limited obligations of the City payable by the City solely out of revenues derived from the Eligible Participant or otherwise provided for pursuant to the terms of a loan or similar agreement (hereinafter called the "Revenue Agreement") to be entered into between the City and the Eligible Participant.

(c) The Revenue Agreement shall require the Eligible Participant to acquire, construct

or install the Projects and to provide the City with revenues sufficient to pay, when due, the principal of, premium, if any, and interest on the Bonds.

(d) The Revenue Agreement shall require the Eligible Participant to submit to the Department of Commerce within twelve months after the Projects are completed or two years after the Bonds are issued, whichever is sooner, the net number of jobs eliminated, created or maintained on the Project sites and elsewhere in the State of Wisconsin as a result of the Projects.

(e) Any contract for construction work for the Projects shall include a clause prohibiting discrimination in employment and subcontracting.

(f) The Bonds shall have such maturities, interest rates and redemption limitations as the Eligible Participant and the initial Bond purchaser(s) shall propose.

(g) The Eligible Participant shall enter into one or more agreements with the City to use its "best efforts," as defined in such agreement(s), to use certified disadvantaged businesses in the acquisition and installation of the Projects in the City.

2. The issuance of the Bonds by the City shall be on the following conditions:

(a) The Bonds shall not constitute an indebtedness of the City within the meaning of any State constitutional provision or statutory limitation.

(b) The Bonds shall not constitute or give rise to a pecuniary liability of the City or a charge against its general credit or taxing powers.

(c) The Eligible Participant shall be responsible for finding a purchaser or purchasers for all of the Bonds.

(d) Prior to the issuance of the Bonds: (i) the electors of the City shall have been given the opportunity to petition for a referendum on the matter of the Bond issue as required by the Act; (ii) either no such petition shall be timely filed or such petition shall have been filed or said referendum shall have approved the Bond issue; and (iii) the Common Council, by further resolution, shall have authorized and approved the terms of the Bonds and the Revenue Agreement.

(e) The Bonds shall be issued pursuant to the Act and the delivery of the Bonds shall be accompanied with the approving legal opinion of the law firm of Foley & Lardner or such other nationally recognized firm of bond attorneys as shall be acceptable to the City and the Eligible Participant.

3. All out-of-pocket costs in connection with the issuance and sale of the Bonds shall

be paid either from the proceeds of the Bonds or by the Eligible Participant.

4. The City Clerk shall cause notice of adoption of this Resolution to be published once in the City's official newspaper for the publication of notices pursuant to Chapter 985 of the Wisconsin Statutes and shall cause evidence of publication (including a copy of the notice as published) indicating the date of publication of such public notice to be filed with the Secretary of the Department of Commerce of the State of Wisconsin within twenty days following publication of such notice.

5. This Resolution is an "initial resolution" within the meaning of the Act and official action toward issuance of the Bonds for purposes of Sections 103 and 141 through 150 of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

6. The appropriate officials of the Department of City Development are authorized to hold a public hearing on the question of the issuance of the Bonds so as to fulfill the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended. Notice of the public hearing shall be published as a class 1 notice in the official newspaper of the City at least fourteen days prior to the scheduled date for such hearing.

7. This Resolution shall be effective immediately upon its passage and approval. Unless the Bonds shall have been issued prior thereto, the authorities and authorizations given by this Resolution shall expire on the second anniversary date of the date of adoption of this Resolution or on such later date as the Common Council may specify by resolution adopted either before or after such date.

8. It is the finding and determination of the Common Council that the City will not control the design, costs, construction or operation of the Projects; that no public moneys will be expended for the Projects; that the City will have no beneficial ownership in the Projects; that the primary reason for requiring competitive bidding for construction of municipal projects is to protect the taxpayers against excessive expenditures of public funds and that such reason, although sound as applied to public works, is not applicable to the Projects in which no general funds or tax revenues of the City will be used or put at risk; that it would be more efficient and expedient for the accomplishment of the public purposes of the revenue bond issue if the Eligible Participant were to have complete control over the letting of contracts for construction for the Projects. Therefore, the City does waive the provisions of Section (11)(b)1. of the Act with regard to the Projects.

9. The City Clerk shall cause paragraph 8 to be published together with the public notice required by paragraph 4.

10. In the event that all or a portion of the Projects in the City which are, as of the date of adoption of this resolution, subject to real estate taxation are subsequently determined to be exempt from such taxation, the Eligible Participant shall enter into an agreement providing for an annual payment in lieu of taxes to the City. Such payment shall be an amount acceptable to the City and the Eligible Participant, and continue for as long as the Bonds remain outstanding.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 4) [990116](#) Resolution consenting to the Intercreditor Agreement between Firststar Bank Milwaukee, N.A. and the United States Department of Commerce, Economic Development Administration, relative to the YWCA Women's Enterprise Center at 1915 North Dr. Martin Luther King Jr. Drive. (DCD)

Whereas, On August 31, 1994, the United States Department of Commerce, Economic Development Administration ("EDA"), the City of Milwaukee ("City"), the Redevelopment Authority of the City of Milwaukee ("Redevelopment Authority") and the YWCA of Metropolitan Milwaukee entered into a grant agreement through which EDA awarded \$2.2 million to the YWCA for the purpose of funding its Women's Enterprise Center located at 1915 North Dr. Martin Luther King Jr. Drive; and

Whereas, The grant is secured by a first mortgage in the amount of \$2.2 million on the project; and

Whereas, The YWCA plans to expand the Women's Enterprise Center, financing such expansion through the issuance of up to \$4 million of Redevelopment Authority tax exempt revenue bonds, payment on which will be secured by a letter of credit issued by Firststar Bank Milwaukee, N.A. ("Firststar"); and

Whereas, Both EDA and Firststar require a first mortgage on the project and have asked the City as party to the original grant agreement, to consent to the Intercreditor Agreement, a copy of which is attached to this Common Council File; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the subject Intercreditor Agreement is approved and the proper City officials are authorized and directed to consent to such Agreement on behalf of City.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

5) [990152](#) Resolution relative to application, acceptance and funding of a 1999 Milwaukee County Youth Employment Program (Summer "MCYEP") Grant. (DCD-OEYS) Whereas, The City of Milwaukee appears to be eligible for grant funds from the Milwaukee County Youth Employment Program, through Milwaukee County, that would be used for the City's Milwaukee Internship Program; and

Whereas, The operation of this grant project/ program from June 1, 1999 through August 31, 1999 would cost \$30,786 of which \$1,229 (4%) would be provided by the City and \$29,557 (96%) would be provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to Milwaukee County, Milwaukee County Youth Employment Program is authorized and the Office of Youth Initiatives shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 1999 Special Revenue Grant and Aid Projects. Fund the following amounts for the program/project titled 1999 Milwaukee County Youth Employment Program (Summer "MCYEP") Grant:

Project/Grant Parent	Grantor Share
Project/Grant ChartField	GR000-9-000000
Fund	0150
Organization	9990
Program	0001
Budget Year (BY)	0000

Subclass	R999
Account	000600
Project/Grant Total	\$29,557

2. Create a Special Revenue Fund - Grant and Aid Projects and the necessary Project/ Grant ChartField Values at the Project, Segment, Phase and/or Activity Levels; and to budget to the Project, Segment, Phase or Activity level 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 Department of City Development, Office of Employment and Youth Services, which is authorized to:

Expend from the amount budgeted for specific purposes as indicated in the grant budget and incur costs consistent with the award date.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 6) [990153](#) Resolution relative to application, acceptance and funding of a 1999 Milwaukee County Youth Employment Program--After School Program ("MCYEP") Grant. (DCD-OEYS)
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the Milwaukee County Youth Employment Program through Milwaukee County for its After School Youth Employment Program; and
- Whereas, The operation of this grant project/ program from September 1, 1999 through December 31, 1999 would cost \$1,024 of which \$34 (3%) would be provided by the City and \$990 (97%) would be provided by the grantor; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that application to Milwaukee County, Milwaukee County Youth Employment Program is authorized

and the Office of Youth Initiatives shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 1999 Special Revenue Grant and Aid Projects. Fund the following amounts for the program/project titled 1999 Milwaukee County Youth Employment Program--After School Program ("MCYEP") Grant.

Project/Grant Parent	Grantor Share
Project/Grant ChartField	GR000-9-000000
Fund	0150
Organization	9990
Program	0001
Budget Year (BY)	0000
Subclass	R999
Account	000600
Project/Grant Total	\$ 990

2. Create a Special Revenue Fund - Grant and Aid Projects and the necessary Project/ Grant ChartField Values at the Project, Segment, Phase and/or Activity Levels; and to budget to the Project, Segment, Phase or Activity level 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 Department of City Development, Office of Employment and Youth Services, which is authorized to:

Expend from the amount budgeted for specific purposes as indicated in the grant budget and incur costs consistent with the award date.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

7) [990154](#) Resolution relative to the application, acceptance and funding of a 1999 Private Industry Council Summer Youth Employment Job Training Partnership Act (JTPA) Grant. (DCD-OEYS)

Whereas, The City of Milwaukee appears to be eligible for grant funds from the Private Industry Council of Milwaukee County for its Summer Youth Employment Program; and

Whereas, The operation of this grant project/program from June 1, 1999 through October 15, 1999 would cost \$102,701, of which \$7,291 (7%) would be provided by the city and \$95,410 (93%) would be provided by the grantor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that application to the Private Industry Council of Milwaukee County is authorized and the Office of Employment and Youth Services shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit funds within the Project/Grant Parent of the 1999 Special Revenue Grant and Aid Projects. Fund the following amounts for the program/project titled 1999 Private Industry Council Summer Youth Employment Job Training Partnership Act (JTPA) Grant.

Project/Grant Parent	Grantor Share
Project/Grant ChartField	GR000-9-000000
Fund 0150	
Organization	9990
Program	0001

Budget Year (BY)	0000
Subclass	R999
Account	000600
Project/Grant Total	\$95,410

2. Create a Special Revenue Fund - Grant and Aid Projects and the necessary Project/ Grant ChartField Values at the Project, Segment, Phase and/or Activity Levels; and to budget to the Project, Segment, Phase or Activity level 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 Department of City Development, Office of Employment and Youth Services, which is authorized to:

Expend from the amount budgeted for specific purposes as indicated in the grant budget and incur costs consistent with the award date.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

CONFIRMATION OF THE FOLLOWING:

- 8) [981736](#) Appointment of Bob Ferriday to the Business Improvement District No. 8 (Historic King Drive) by the Mayor. (6th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 9) [990136](#) Appointment of Norman Barrientos to the Milwaukee Arts Board by the Mayor.

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 10) [990140](#) Reappointment of Doris Green to the Milwaukee Arts Board by the Mayor. (7th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Nardelli that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 11) [990141](#) Reappointment of Anne Kingsbury to the Milwaukee Arts Board by the Mayor. (3rd Aldermanic District)

Sponsors: THE CHAIR

- 12) [990143](#) Appointment of Gordon Steimle to the Business Improvement District #16 (West North Avenue) by the Mayor. (16th Aldermanic District)

Sponsors: THE CHAIR

PLACING ON FILE THE FOLLOWING:

- 13) [990147](#) Resolution approving Amendment No. 3 to the Riverwalk Development Agreement for Business Improvement District No. 2 (Historic Third Ward) in the 4th Aldermanic District. (DCD)

Sponsors: Ald. Henningsen

A motion was made by Ald. Nardelli that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981619](#) Ordinance relating to the change in zoning from Multi-Family Residence (R/C/40) to Residential and Office (RO/D/40), on land located on the North side of West State Street and the East side of North 35th Street, in the 16th Aldermanic District. (DCD)
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. There is added to the Milwaukee Code of Ordinances a new section to read as follows:

Section 295-220(3).0009. The zoning map is amended to change the zoning for the area bounded by the centerline of West State Street, the centerline of North 35th Street, a line 122.50 feet North and parallel to the north line of West State Street extended, a line 44.76 feet East and parallel to the east line of West State Street, from Residential (R/C/40) to Residential and Office (RO/D/40).

Sponsors: Ald. Murphy

A motion was made by Ald. Henningsen that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 2) [990090](#) An ordinance relating to payment of a state administrative fee and regulations for operators of hotels, motels and tourist rooming houses.
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 200-33-26-d of the code is amended to read:

200-33. Fees.

26. LICENSED DWELLING FACILITIES.

d. Hotels. The fee for a hotel permit shall be \$200 per year. >>In addition the applicant shall pay the state of Wisconsin administrative fee, the amount of which is on file with the department of neighborhood services<<.

Part 2. Section 275-20-1.5 of the code is created to read:

275-20. Licensing of Licensed Dwelling Facilities.

1.5. ADOPTION OF STATE CODE. Except as otherwise provided in this subchapter, the city of Milwaukee adopts ch. HRS 195, Wis. Adm. Code, as amended, as part of this code.

Sponsors: Ald. Henningsen

A motion was made by Ald. Henningsen that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 3) [990155](#) An ordinance repealing a sunset provision relating to creation of a monthly code enforcement fee for failure to comply with an order to record a property as required by the city's residential and commercial-building recording program.

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

Part 1. Section 3 of common council file #971021, passed November 4, 1997, is repealed.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be PASSED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

ADOPTION OF THE FOLLOWING:

- 4) [981620](#) Resolution approving the final plat of Municipal Subdivision No. 11, generally located on the East side of North 19th Street and South of West Vine Street, in the 17th

Aldermanic District. (DCD)

Resolved, By the Common Council of the City of Milwaukee that the final plat of Municipal Subdivision No. 11, being a division of Lots 34, 35, 36, 37, 38, 39, 40 and the South 15 feet of Lot 41, Block 218 in Mallon's Subdivision of part of the Southwest 1/4 of the Northeast 1/4 of Section 19, Town 07 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin, having been approved by the City Plan Commission and the Commissioner of Public Works, is approved.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

5) Various resolutions authorizes the sale of vacant, tax deed lots owned by the City of Milwaukee in the 10th and 14th Ald. Dists.

a) [990040](#) Resolution declaring as surplus the vacant, tax deed lot located at 3939 North Teutonia Avenue and accepting an Offer to Purchase from the adjoining owners, Luther Williams and Rosie Williams, for use as green space in the 10th Aldermanic District. (DCD-Real Estate)

Whereas, The adjoining owners, Luther Williams and Rosie Williams, with their property located at 3941-43 North Teutonia Avenue, have offered to purchase the vacant, tax deed lot located at 3939 North Teutonia Avenue, Tax Roll Key No. 270-1764-9, from the City of Milwaukee containing 3,000 square feet for the amount of \$150 for use as green space; and

Whereas, This vacant, tax deed lot is being sold in an "as is" condition; and

Whereas, The City Plan Commission has approved the acceptance of said Offer, the sale of said lot to be consummated in the manner provided for in the sale of other tax deed/City-owned lots pursuant to Section 304-49 of the Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that said vacant lot is declared surplus, said Offer is accepted, and the proper City officials are authorized and directed to perform such acts as may be required to consummate the sale of said lot and that the proceeds be credited to the Reserve For Tax Deficit Fund Account No. 02-211-2700.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- b) [990041](#) Resolution declaring as surplus the vacant, City-owned/tax deed lot located at 2439-39A South 5th Place and accepting an Offer to Purchase from the adjoining owners, John W. Rosso and Kent B. Shy and Cathy Cook, for use as green space in the 14th Aldermanic District. (DCD-Real Estate)
- Whereas, The adjoining owners, John W. Rosso and Kent B. Shy and Cathy Cook, with their properties located at 2435 South 5th Place and 2441-41A South 5th Place, have offered to purchase the vacant, City-owned lot located at 2439-39A South 5th Place, Tax Roll Key No. 498-0547-2, from the City of Milwaukee containing 1,440 square feet for the amount of \$144 each for use as green space; and
- Whereas, This vacant, City-owned/tax deed lot is being sold in an "as is" condition; and
- Whereas, Should either adjoining owner not comply with the intent of this resolution, the full lot may be sold to the adjoining owner in compliance without further Common Council action; and
- Whereas, The City Plan Commission has approved the acceptance of said Offers, the sale of said lot to be consummated in the manner provided for in the sale of other tax deed/City-owned lots pursuant to Section 304-49 of the Milwaukee Code of Ordinances; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee that said vacant lot is declared surplus, said Offers are accepted, and the proper City officials are authorized and directed to perform such acts as may be required to consummate the sale of said lot and that the proceeds be credited to Reserve for Tax Deficit Fund Account No. 01-191-99-44.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- c) [990043](#) Resolution declaring as surplus the vacant, tax deed lots located at 1206 and 1214 West Ring Street and 3257-59 and 3261 (part) North 12th Street and accepting an Offer to Purchase from Cordelia Taylor for construction of a single-family, owner-occupied home in the 10th Aldermanic District. (DCD-Real Estate)

Whereas, Ms. Cordelia Taylor has offered to purchase the vacant, tax deed lots located at 1206 and 1214 West Ring Street and 3257-59 and 3261 (part) North 12th Street, Tax Roll Key Nos. 283-0474-2, 283-0475-8, 283-0473-7 and 283-0472-1 (part), from the City of Milwaukee for the amount of \$500 containing 10,625 square feet for construction of a single-family, owner-occupied home; and

Whereas, Ms. Taylor has submitted building and site plans that have been approved by the Department of City Development; and

Whereas, This sale is contingent upon the following:

1. Submittal of financial terms to complete the project as proposed.
2. Closing must occur within six (6) months from the date of adoption of this resolution.
3. Construction must commence no later than twelve (12) months from date of closing or properties will automatically revert back to the City of Milwaukee's ownership; and

Whereas, These vacant, tax deed lots are being sold in an "as is" condition; and

Whereas, The City Plan Commission has approved the acceptance of said Offer, the sale of said lots to be consummated in the manner provided for in the sale of other tax deed lots pursuant to Section 304-49 of the Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that said lots are declared surplus, said Offer is accepted, and the proper City officials are authorized and directed to perform such acts as may be required to consummate the sale of said lots and that the proceeds be credited to the Reserve For Tax Deficit Fund Account No. 02-211-2700.

Sponsors: Ald. Butler

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 6) [990042](#) Resolution declaring as surplus and authorizing the sale of improved, City-owned/tax deed properties located in various aldermanic districts. (DCD-Real Estate)

Whereas, The Commissioner of the Department of City Development recommends the sale of the following City-owned/tax deed properties in "as is" condition via the open listing method:

PROPERTY ADDRESS, LISTING PRICE, ALDERMANIC DISTRICT

3030 North 10th Street, TK #312-0311-9 \$12,000 6th

2948-50 North 12th Street, TK #312-2520-1 \$8,000 10th

3425 North 12th Street, TK #283-0192-X \$12,800 10th

3027 North 14th Street, TK #311-2907-8 \$10,800 10th

3205 North 14th Street, TK #284-1024-0 \$8,800 10th

3418 North 16th Street, TK #284-2074-1 \$14,000 10th

3439 North 17th Street, TK #284-1204-9 \$12,000 10th

1226 North 26th Street, TK #364-2508-2 \$6,800 4th

2501 North 34th Street, TK #326-1495-4 \$6,800 7th

1749-51 North 35th Street, TK #348-0031-X \$6,800 17th

2910 West Fond du Lac Avenue, TK #309-0383-6 \$6,000 7th

2962 North Fratney Street, TK #281-1090-9 \$47,600 6th

2716-18 West Meinecke Avenue, TK #326-1197-4 \$9,600 7th

626 West Melvina Street, TK #272-2518-3 \$16,000 6th

2212-14 West National Avenue, TK #434-1515-9 \$12,800 12th

4406 South Pine Avenue, TK #593-9953-2 \$79,600 13th

3518-20 North Port Washington Avenue, TK #273-1313-8 \$12,000 6th

5124 West Stark Street, TK #210-1208-7 \$18,000 1st

4241 North Teutonia Avenue, TK #245-1912-X \$20,000 1st

2070 West Vilter Lane, TK #470-0025-3 \$36,000 8th

3000-02 North 11th Street, TK #312-0120-0 \$12,000 10th

; and

Whereas, Any adjoining City-owned/tax deed vacant lot may be sold with an improved property to enhance its disposition and by this resolution is declared surplus; and

Whereas, The City Plan Commission and the Public Improvements Committee have determined that said properties have no possible municipal use and are surplus to the City's needs and recommends sale of them to the highest acceptable offer; and

Whereas, The Zoning, Neighborhoods and Development Committee has determined that said properties should be sold via the open listing method pursuant to Section 304-49 of the Milwaukee Code of Ordinances under the following terms and conditions:

- A. The Offer conforms in all respects with the sales procedure.
- B. The net offer (offer less sale's commission) is greater than 75 percent of the listing price.
- C. The buyer is not delinquent in the payment of real estate taxes on any properties that he/she may own in the City of Milwaukee.
- D. The buyer has not been convicted, within twelve (12) months preceding the date of the Offer, of failure to comply with an order from the Commissioner of the Department of Neighborhood Services of the City of Milwaukee to correct code violations; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that said properties are

declared surplus and that the Commissioner of the Department of City Development or designee is authorized and directed to advertise and list said properties for sale to the highest acceptable offer; and, be it

Further Resolved, That the Commissioner of the Department of City Development or designee is authorized and directed to accept Offers to Purchase on behalf of the City of Milwaukee and to perform such acts as are necessary to close the transactions under the terms and conditions as set forth above; and, be it

Further Resolved, That if no offer is received for any property after advertising it on two occasions, the asking price will be reduced by up to 25 percent; and, be it

Further Resolved, That as a condition of the sale of surplus property, purchasers are required to bring property into compliance with applicable building codes within the time specified by the Department of Neighborhood Services or said property may revert back to the ownership of the City of Milwaukee upon action by the Common Council; and, be it

Further Resolved, That the proceeds remaining from the sale of surplus property after payment of commissions and other closing related expenses be credited to the Reserve For Tax Deficit Fund Account No. 02-211-2700.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

7) [990044](#) Substitute resolution approving the Land Disposition Report for the property at 2121 South Kinnickinnic Avenue for sale to Gammon Road LLC for retail development in the 14th Aldermanic District (Redevelopment Authority).

Whereas, On April 15, 1999, the Redevelopment Authority of the City of Milwaukee ("Authority") held a Public Hearing on the proposed sale of land at 2121 South Kinnickinnic Avenue, as required by Wisconsin Statutes; and

Whereas, Pursuant to Wisconsin Statutes and as a condition precedent to the sale, lease or transfer of land, the Authority submits herewith a Land Disposition Report describing the terms and conditions of the proposed sale; and

Whereas, The developer proposes to build a 20,000 square foot commercial building

with an estimated taxable value in excess of \$1.5 million, and the sale is contingent upon the City of Milwaukee delivering the land in satisfactory environmental condition; and

Whereas, The soil and groundwater have been adversely impacted by past uses and the clean-up cost is estimated to be \$420,000; however, the net revenue to be derived from the sale of the property, estimated to be approximately \$180,000, will be inadequate to cover the cost of environmental remediation; and

Whereas, The Development Opportunities Fund was established to provide capital budget funding to stimulate privately sponsored development activity under certain circumstances and for projects such as this; and

Whereas, Funds are available in the Development Opportunities Fund Project No. UR03680000; and

Whereas, The Common Council of the City of Milwaukee desires to make the funds available so that a Remedial Action Plan can be prepared and submitted to the Department of Natural Resources within a timeframe permitting for clean-up of the site and construction of the improvements in the Fall of 1999; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Land Disposition Report dated April 27, 1999, with respect to the proposed sale of the following described parcel is approved:

PROJECT

Blight Elimination

PROPERTY ADDRESS

2121 South Kinnickinnic Avenue

REDEVELOPER

Gammon Road LLC

; and, be it

Further Resolved, That the City Comptroller is authorized and directed to allocate the sum of \$250,000 from the Development Opportunities Fund Project No. UR03680000 or Development Fund Project No. UR03390000 to finance the cost associated with the environmental clean-up of the above-described property; and, be

it

Further Resolved, That the City Comptroller, in cooperation with the Department of City Development, is authorized and directed to establish any and all subaccounts, in accordance with generally accepted accounting practices consistently applied and City of Milwaukee guidelines, necessary to maintain the fiscal control required to carry out the intent and purpose of this resolution.

Sponsors: Ald. Breier

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

8) Resolutions approving Land Disposition Reports for properties in the 12th and 17th Dists.

a) [990045](#) Resolution approving the Land Disposition Report for the properties at 222 East Florida Street (part) and 340 East Florida Street for sale to the adjoining property owners for use as parking in the 12th Aldermanic District (Redevelopment Authority). Whereas, On April 15, 1999, the Redevelopment Authority of the City of Milwaukee held a Public Hearing on the proposed sale as required by Wisconsin Statutes; and

Whereas, Pursuant to Wisconsin Statutes and as a condition precedent to the sale, lease or transfer of land, the Redevelopment Authority submits herewith a Land Disposition Report describing the terms and conditions of the proposed sale; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Land Disposition Report dated April 15, 1999, with respect to the proposed sale of the following parcels is approved.

PROJECT

South Water Street - West National Avenue

PARCEL ADDRESSES

222 East Florida Street (part)

340 East Florida Street

REDEVELOPERS

G.J. Inc.

Wisconsin Industries Profit Sharing Trust

IXC Communications, Inc.

Carol I. Stein

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- b) [990046](#) Resolution approving the Land Disposition Report for the property at 600 West Canal Street (aka 131 North 6th Street) for lease to ANJ Corporation in the 12th Aldermanic District (Redevelopment Authority).
- Whereas, On April 15, 1999, the Redevelopment Authority of the City of Milwaukee ("Authority") held a Public Hearing on the proposed lease as required by Wisconsin Statutes; and
- Whereas, Pursuant to Wisconsin Statutes and as a condition precedent to the sale, lease or transfer of land, the Authority submits herewith a Land Disposition Report describing the terms and conditions of the proposed lease; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee that the Land Disposition Report dated April 15, 1999, with respect to the proposed lease of the following described parcel is approved.

PROJECT

Menomonee Valley "E"

PARCEL NUMBER

Disposition Parcel No. 398-24-1

PROPERTY ADDRESS

600 West Canal Street (aka 131 North 6th Street)

REDEVELOPER

ANJ Corporation

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- c) [990047](#) Resolution approving the Land Disposition Report for the property at 2428 West State Street for sale to Coerper's 5 O'Clock Club, Inc. for use as green space for its adjoining property in the 17th Aldermanic District (Redevelopment Authority).
Whereas, On April 15, 1999, the Redevelopment Authority of the City of Milwaukee ("Authority") held a Public Hearing on the proposed sale as required by Wisconsin Statutes; and

Whereas, Pursuant to Wisconsin Statutes and as a condition precedent to the sale, lease or transfer of land, the Authority submits herewith a Land Disposition Report describing the terms and conditions of the proposed sale; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Land Disposition Report dated April 15, 1999, with respect to the proposed sale of the following described parcel is approved.

PROJECT

Midtown Conservation

PARCEL NUMBER

Disposition Parcel No. 389-22-2

PROPERTY ADDRESS

2428 West State Street

REDEVELOPER

Coerper's 5 O'Clock Club, Inc.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 9) [990056](#) Substitute resolution permitting a minor modification to the Detailed Planned Development known as Walton's Calumet Square, located at 7701 West Calumet Road, in the 9th Aldermanic District.

Whereas, Section 295-814(5) of the Milwaukee Code of Ordinances permits variation to planned developments after approval of the Common Council; and

Whereas, The amended detailed plan for a commercial planned development known as Walton's Calumet Square was approved by the Common Council on December 21, 1990, under File No. 901099; and

Whereas, The developer proposes to use the northeast corner of the parking lot for the sale or lease of new and used motor vehicles up to four times per year and four days per sale; and

Whereas, The proposed use is consistent with the spirit and intent of the approved plans and will not adversely affect surrounding development; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the minor modification to the approved plan permitting the sale or lease of new and used motor vehicles up to four times per year and four days per sale through December 31, 1999 is approved.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 10) [990111](#) Resolution amending Common Council File No. 971891 to extend for an additional two (2) years the one dollar City-owned vacant lot sale program. (DCD-Real Estate)
- Whereas, The City of Milwaukee via Common Council File No. 901699, adopted on March 5, 1991, and renewed by Common Council File Nos. 912020, 921705, 931649, 941639, 951631, 961842, and 971891, authorized the Department of City Development to administer a streamlined, one dollar City-owned vacant lot sale program for adjoining residential property owners; and

Whereas, Since the program is successful in eliminating blighting influences in the target area and since the sale of these lots results in a decrease in the City's overall annual land management expenses, the Department of City Development has recommended that the program be extended for an additional two (2) years; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that upon the recommendation of the City Plan Commission, the Department of City Development is authorized and directed to extend for two (2) years from the date of adoption of this resolution, the one dollar City-owned vacant lot sale program under the same terms and conditions contained in Common Council File No. 901699, adopted on March 5, 1991; and, be it

Further Resolved, That any vacant lot sales processed and/or closed since expiration of the last enabling resolution and prior to adoption hereof shall be deemed valid in all respects.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 11) [990146](#) Resolution approving schematic and final plans and specifications for Stage 2 of the Westown Housing Development (TID No. 30). (DCD)
- Whereas, The City of Milwaukee ("City"), the Redevelopment Authority of the City of Milwaukee and the Milwaukee Redevelopment Corporation entered into an April 19, 1996, Westown Housing Development Agreement; and

Whereas, The Westown Housing Development Agreement requires the Milwaukee

Redevelopment Corporation to submit to the City schematic and final plans and specifications for Stage 2 of the Project; and

Whereas, The Milwaukee Redevelopment Corporation desires to secure the consent of the City for such plans; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the schematic and final plans and specifications as outlined in Exhibit A, a copy of which are attached to this Common Council File, are approved.

Sponsors: Ald. Henningsen

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 12) [990150](#) Substitute resolution approving the Assignment, Assumption and Amendment Agreement relating to Amendment No. 3 to the Riverwalk Development Agreement for Business Improvement District No. 2 (Historic Third Ward) and Amendment No. 2 to the Development Agreement for Riverwalk Plaza Condominium in the 4th Aldermanic District.
- Whereas, The City of Milwaukee ("City") and Historic Riverwalk Plaza, LLC ("HRP") entered into a Development Agreement for Riverwalk Plaza Condominium dated as of February 19, 1998 pursuant to which HRP agreed to construct and the City agreed to finance certain improvements identified therein, including a riverwalk to be located behind the properties located at 141 and 201 North Water Street and the westernmost end of East Chicago Street abutting the Milwaukee River; and
- Whereas, The City and the Board of Business Improvement District No. 2 ("Board") entered into a Riverwalk Development Agreement dated June 23, 1998 pursuant to which the Board agreed to design and construct and the City agreed to finance a Riverwalk System along the east bank of the Milwaukee River in the City's Historic Third Ward; and
- Whereas, Though the Riverwalk System excluded the HRP Riverwalk, HRP agreed to cooperate with the Board with respect to the final design of the HRP Riverwalk and to defer final completion of the HRP Riverwalk in order to incorporate the Board's design elements for the Riverwalk System; and
- Whereas, The Board has substantially completed its design for the Riverwalk System

and has developed plans for the HRP Riverwalk that will integrate and harmonize the HRP Riverwalk design with that of the Riverwalk System. The City, HRP, and the Board believe it to be prudent and expeditious for the Board, rather than HRP, to complete construction of the HRP Riverwalk in accordance with the plans developed by the Board, and thus, desire to amend the HRP Development Agreement and the Riverwalk Development Agreement so as to transfer HRP's development obligations and the City's funding obligations for the HRP Riverwalk from HRP to the Board, all in accordance with the terms of the Assignment, Assumption and Amendment Agreement, a copy of which is attached to this Common Council File; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Assignment, Assumption and Amendment Agreement is approved; and, be it

Further Resolved, That the proper City officials are authorized and directed to execute said Agreement on behalf of the City; and, be it

Further Resolved, That all City officials, departments, boards and commissions are authorized and directed to take such steps as are necessary to carry out the intent and purpose of this resolution.

Sponsors: Ald. Henningsen

A motion was made by Ald. Henningsen that this matter be ADOPTED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

CONFIRMATION OF THE FOLLOWING:

- 13) [990139](#) Appointment of David Berkley, Sr. Esquire, to the Historic Preservation Commission by the Mayor. (9th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 14) [990142](#) Appointment of Rev. Roy Nabors to the Board of Zoning Appeals by the Mayor.
(17th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

PLACING ON FILE THE FOLLOWING:

- 15) [981748](#) Communication from the Comptroller's office transmitting a report, entitled, "Annual Review of Lending Practices and Financial Institutions for 1999".

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

- 16) [990037](#) Communication from the Comptroller's Office transmitting the Comptroller's Annual Financial Institution Lending Report for 1999.

Sponsors: THE CHAIR

A motion was made by Ald. Henningsen that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 1 - Schramm

THE PUBLIC IMPROVEMENTS COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

1) [990108](#) An ordinance relating to street construction and work on public ways.

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

Part 1. Section 115-1-11 of the code is amended to read:

115-1. Definitions.

11. PUBLIC UTILITY means and embraces every corporation, company, individual, association and their lessees, trustees or receivers appointed by any court that may own, operate, manage or control any plant or equipment whatsoever within the city for the production, transmission, delivery or furnishing of heat, light, water or power or for providing or furnishing telephone, telegraph, radio [[or]] >>, << television >> or cable << service, either directly or indirectly, to or for the public.

Part 2. Section 115-18 of the code is amended to read:

115-18. Correction of Improper Construction. Whenever an installation is constructed >> or a maintenance activity undertaken << in violation of this chapter, the commissioner shall order such installation to be removed and properly placed >> and the area restored <<. Upon refusal of the person making >> or maintaining << such installation to do so within the time set forth in the order, the commissioner shall cause the necessary work to be done and charge the expense to such person.

Part 3. Section 115-18.5 of the code is created to read:

115-18.5. Maintenance of Facilities. All facilities located on, under or over any public way, public place or any property owned by the city or any public board, commission, authority or agency for which a franchise, privilege or permit has been issued, shall at all times be kept and maintained in a safe, adequate and substantial condition and in good order and repair. Permittees shall, at all times, employ ordinary care and use commonly accepted methods and devices for preventing failures and accidents which are likely to cause damage, injury or nuisance to the public.

Part 4. Section 115-32-2 of the code is renumbered 115-32-3.

Part 5. Section 115-32-2 of the code is created to read:

115-32. Obstruction on Public Ways.

2. The location of any permitted obstruction shall not be construed or deemed to be a vested interest. A permittee shall remove or modify an obstruction at its own expense whenever the city determines that the public convenience would be enhanced by such

removal or modification.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be PASSED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 3) [990159](#) A substitute ordinance to grant avigation easements to Milwaukee County for use as a free and unobstructed flight paths over public schools located at 1420 West Goldcrest Avenue, 2222 West Henry Avenue, and 3666 South Clement Avenue, and approving sound insulation installation agreements.

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

Part 1. FINDINGS. In accordance with the provisions of secs. 66.048(3) and (4), Wis. Stats., (1997-1998), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee, through the proper City officers, enter into avigation easements with Milwaukee County for the preservation for the use and benefit of the public, a right of free and unobstructed flight for aircraft using General Mitchell International Airport over public schools located at 1420 West Goldcrest Avenue, 2222 West Henry Avenue, and 3666 South Clement Avenue, and approves sound insulation installation agreements, and the Common Council of the City of Milwaukee hereby finds that the area defined by the avigation easements will serve the public interest in promoting safe and convenient air travel.

Part 2. Copies of the easements and sound insulation installation agreements substantially in the same form as will be finally executed, which are hereby approved, are attached hereto and made part of Common Council File No. 971633.

Part 3. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

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

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be PASSED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

ADOPTION OF THE FOLLOWING:

4) Substitute resolutions granting special privileges:

a) [981694](#) Substitute resolution to grant a special privilege to Downer Investments Partnership to place a covered walk on the south side of East Bellevue Place within the public right-of-way at 2551-97 North Downer Avenue, in the 3rd Aldermanic District in the City of Milwaukee.

Whereas, The applicant desires to place and maintain a covered walk at an East Bellevue Place entrance to the premises located at 2551-97 North Downer Avenue; and

Whereas, Said covered walk may only legally encroach into the public right-of-way by the granting of a special privilege resolution by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Downer Investments Partnership, 316 East Silver Spring Drive, Milwaukee, WI 53217, is hereby granted the following special privilege:

To erect and maintain a covered walk at the property known as 2551-97 North Downer Avenue. Said covered walk, 8 feet 3 inches in width, is to be centered approximately 70 feet west of the westline of North Downer Avenue and shall encroach approximately 12 feet into the present 14-foot wide fully concrete paved or brick paver sidewalk area on the south side of East Bellevue Place at the 2551-97 North Downer Avenue premises.

The covered walk shall be supported by the building and by two vertical supports near each corner closest to the curb along each side of the covered walk. Each vertical support nearest the curb will be centered approximately 2 feet from the present curbline. There shall be an approximately 8-foot 3-inch wide opening between the vertical supports, which parallel the curb face. The minimum vertical clearance between the skirt of the covered walk and the sidewalk below shall be 8 feet.

Said covered walk shall generally be constructed in accordance with the policies set forth in Common Council Resolution File Number 62-1211-a, adopted July 24, 1962, with the exception of the minimum walk width policy. The covered walk frame

shall be designed and supported to withstand snow and other loads of not less than 25 pounds per square foot and wind pressure of 20 pounds per square foot applied in any direction. No guy wires, brackets or diagonal braces shall be permitted lower than 8 feet above the sidewalk level. The covering shall be of approved material.

All fixtures and materials for illumination of covered walk shall be indicated upon the construction plans and approved prior to installation. No sign or advertising device shall be hung from, attached to, printed or painted on any part of the covered walk. The name, street number, or character of the business may be indicated only on the vertical portion of the covering and shall not exceed 6 inches in height.

The grantee will be required to keep a "Loading Zone" or have a "No Parking" status adjacent to the covered walk as long as the covered walk occupies the public right-of-way.

Prior to installation, permits shall be obtained from the Departments of Public Works and Neighborhood Services for the covered walk structure itself and from the Department of Public Works to occupy the right-of-way during construction, as necessary.

Said covered walk shall be constructed, installed, used and maintained to the approval of the Department of Public Works and 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, Downer Investment Partnership, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.
2. File with the City Clerk a bond of a surety company duly incorporated in the State of Wisconsin, or duly licensed to do business in this State, in the sum of \$1,000.00 such bond to be approved by the City Attorney. The applicant shall also file with the City Clerk 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. Both bond and insurance policy shall provide that they shall not be canceled until after at least thirty days' notice in writing to the City Clerk.
3. Pay to the City Treasurer an annual fee which has an initial amount of \$75.00. The

subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. 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 any 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 and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.045 of the Wisconsin Statutes (1979), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. 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 Building Inspection shall have the authority to seek, by resolution, revocation of said special privilege.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- b) [990003](#) Substitute resolution granting a special privilege to Delta-Ha, Inc. to install and maintain an informational/directional sign located within the public right-of-way adjacent to the property at 6263 North Teutonia Avenue, in the 9th Aldermanic District in the City of Milwaukee.

Whereas, Delta-Ha, Inc. has proposed to install an informational/directional sign at the west side of North Teutonia Avenue, adjacent to their facility at 6263 North Teutonia Avenue, in order to indicate the location of the entrance to their facility; and

Whereas, The sign will be located such that its placement will not impede the visibility of motorists using North Teutonia Avenue or West Douglas Avenue; and

Whereas, Said privately owned informational/ directional sign may only be permitted in the public way by the granting of a special privilege by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Delta-Ha, Inc., 6263 North Teutonia Avenue, Milwaukee, WI 53209, is hereby granted the following special privilege:

To install and maintain an informational/ directional sign 40 inches high X 120 inches long, located approximately 18 feet west of the west curblineline of North Teutonia Avenue and approximately 103 feet north of the north curblineline of West Douglas Avenue. Said two-sided sign shall face north/south and the sign bottom shall be no less than 8 feet above the underlying grade.

Said sign shall be supported by two metal poles bolted to sunken concrete caissons. Said sign shall be erected to the approval of the Departments of Public Works and Neighborhood Services and all necessary permits shall be procured from the Departments of Neighborhood Services and Public Works. No alteration or replacement of the sign may be made without the written approval of the Commissioners of Public Works and 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, Delta-Ha, Inc. shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.
2. File with the City Clerk a bond of a surety company duly incorporated in the State of Wisconsin, or duly licensed to do business in this State, in the sum of \$1,000.00 such bond to be approved by the City Attorney. The applicant shall also file with the City Clerk 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. Both bond and insurance policy shall provide that they shall not be canceled until after at least thirty days' notice in writing to the City Clerk.
3. Pay to the City Treasurer an annual fee which has an initial amount of \$35.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.
4. 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 any 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 and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.045 of the Wisconsin Statutes (1979), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. 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. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

[990048](#)

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

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be AMENDED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

5)

[990048](#)

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

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

N. 52nd St. - 300 feet m/l west of W. Stark St. to W. Fairmount Ave. WT41091330 (821-4666-9) File Number 980034: Water main alteration. (Nonassessable Water Fund -- \$120,000)

2nd Aldermanic District

N. 56th St. - W. Congress St. to W. Lincoln Creek Dr. WT41091331 File Number 990049: Water main alteration. (Nonassessable Water Fund -- \$110,000)

N. 64th St. - W. Ruby Ave. to W. Medford Ave. WT41091336 (821-4672-1) File Number 980034: Water main alteration. (Nonassessable Water Fund -- \$115,000)

5th Aldermanic District

W. Grantosa Dr. (South Side) - N. 86th St. to 200 feet m/l east of N. 87th St. WT41091298 (821-4634-4) File Number 980034: Water main alteration. (Nonassessable Water Fund -- \$85,000)

6th Aldermanic District

E. Garfield Ave. - 50 feet m/l west of N. Palmer St. to 50 feet m/l east of N. Palmer St. SW17190313 (859-0672-6) File Number 990049: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$97,000)

N. Hubbard St. - N. Commerce St. to E. Reservoir Ave. (Including vacated N. Hubbard St.) SW17190304 (859-0663-7) File Number 971958: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$947,000)

N. 7th St. - W. Center St. to 300 feet m/l north of W. Center St. SW17190295 (859-0654-8) File Number 971958: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$238,000)

8th Aldermanic District

W. Arthur Ave. - S. 10th St. to S. 11th St. SW17190326 (859-0686-2) File Number 980910: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$82,000)

S. 10th St. - W. Hayes Ave. to W. Harrison Ave. SW17190237 (859-0513-0) File

Number 971680: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$142,000)

9th Aldermanic District

W. Green Tree Rd. at Lincoln Creek SW17190344 File Number 990049: Relay storm sewer. (Nonassessable Relief and Relay Sewer Fund -- \$50,000)

10th Aldermanic District

W. Townsend St. - N. 27th St. to N. 28th St. SW17190301 (859-0660-0) File Number 971958: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$300,000)

13th Aldermanic District

S. 25th St. - W. Layton Ave. to W. Barnard Ave. WT41091397 File Number 990049: Relay water main. (Nonassessable Water Fund -- \$125,000)

14th Aldermanic District

E. Linus St. (Ext'd) - S. Logan Ave. to S. Bay St. SW17190310 (859-0669-X) File Number 971958: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$156,000)

15th Aldermanic District

W. Kiehnau Ave. (Ext'd) - N. 107th St. to 125 feet m/l east of N. 108th St. and N. 107th St. - 150 feet m/l south of W. Kiehnau Ave. (Ext'd) to W. Kiehnau Ave. (Ext'd) SW17090117 (811-0038-5) File Number 990049: Relay storm sewer. (Nonassessable Relief and Relay Sewer Fund -- \$32,000)

16th Aldermanic District

N. 36th St. - W. McKinley Ave. to W. Vliet St. SW17190296 (859-0655-3) File Number 971958: Relay storm sewer. (Nonassessable Relief and Relay Sewer Fund - - \$475,000)

N. 44th St. - 900 feet m/l south of W. Blue Mound Rd. to W. Blue Mound Rd. SW17190327 (859-0687-8) File Number 980910: Relay storm sewer. (Nonassessable Relief and Relay Sewer Fund -- \$112,000)

16th and 17th Aldermanic District

W. Vliet St. - N. 36th St. to N. 37th St. SW17190297 (859-0656-9) File Number 971958: Relay combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$196,000)

17th Aldermanic District

W. Meinecke Ave. - N. 38th St. to N. 39th St. WT41091400 File Number 990049: Water main alteration. (Nonassessable Water Fund -- \$60,000)

;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 City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital purpose subaccounts; and, be it

Further Resolved, that the following project be cancelled from the 1999 Paving Program:

15th Aldermanic District

W. Kiehnau Ave. - 150 feet m/l east of N. 108th St. to N. 108th St. ST21090123 (839-0895-6) File Number 981175

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 6) [990049](#) Substitute resolution determining it necessary to make various nonassessable public improvements at various locations.

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:

2nd Aldermanic District

N. 56th St. - W. Congress Ave. to W. Lincoln Creek Dr. WT41091331: Relaying water main.

3rd Aldermanic District

E. Edgewood Ave. - N. Cramer St. to N. Murray Ave. SW17190309 (859-0668-4): Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$15,500)

E. Hartford Ave. - N. Downer Ave. to N. Hackett Ave. SW17100135: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

4th Aldermanic District

E. Knapp St. - N. Water St. to N. Market St. SW17100146: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$5,500)

E. Wisconsin Ave. (North Side) - N. Jackson St. to 160 feet m/l east of N. Jackson St. SW17100139: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,000)

N. 29th St. - W. McKinley Blvd. to W. Cherry St. SW17100136: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,500)

N. 31st St. - W. Mt. Vernon Ave. to W. St. Paul Ave. SW17100145: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,500)

4th and 17th Aldermanic Districts

W. Juneau Ave. - N. 12th St. to N. 12th Ln. SW17100119: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,500)

6th Aldermanic District

N. Bremen St. - E. Hadley St. to E. Locust St. SW17100117: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

E. Chambers St. - N. Palmer St. to N. Richards St. SW17100127: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

N. Dousman St. - E. Meinecke Ave. to E. Wright St. SW17100125: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

E. Garfield Ave. - 50 feet m/l west of N. Palmer St. to 50 feet m/l east of N. Palmer St. SW17190313 (859-0672-6): Relaying combined sewer.

N. Hubbard St. - N. Palmer St. to E. Vine St. TD02284015: Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work.

E. Meinecke Ave. - N. Holton St. to N. Fratney St. SW17100140: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,500)

N. 2nd St. - A point m/l north of W. Clarke St. to W. Center St. SW17190298: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,500)

7th Aldermanic District

N. 24th Pl. - W. Lloyd St. to 220 feet m/l north of W. Lloyd St. SW17100144: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,500)

N. 24th St. - W. Hadley St. to W. Locust St. SW17100133: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,500)

N. 25th St. - W. Lloyd St. to W. Garifield Ave. SW17100116: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

7th and 10th Aldermanic Districts

W. Chambers St. - N. 24th St. to N. 25th St. SW17100137: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

8th Aldermanic District

W. Harrison Ave. - S. 8th St. to S. 13th St. and S. 8th St. - Kinnickinnic River to W. Harrison Ave. SW17100172: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$50,000)

W. National Ave. - S. 26th St. to S. Layton Blvd. SW17100141: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$5,000)

9th Aldermanic District

W. Bradley Rd. - N. 55th St. (Ext'd) to N. Edgeworth Dr. SW17100109: Relaying sanitary sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

W. Green Tree Rd. at Lincoln Creek SW17190344: Relaying storm sewer.

10th Aldermanic District

N. Teutonia Ave. - W. Chambers St. to W. Burleigh St. SW17100142: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

W. Townsend St. - N. 22nd St. to N. 23rd St. SW17100131: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$5,000)

N. 17th St. - W. Ring St. to W. Concordia Ave. SW17100138: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

11th Aldermanic District

S. 51st St. - 300 feet m/l south of W. Oklahoma Ave. to W. Euclid Ave. SW17100166: Relaying storm sewer. (Nonassessable Relief and Relay Sewer Fund - - \$2,000)

12th Aldermanic District

W. Rogers St. - S. 8th St. to 330 feet m/l west of S. 8th St. SW17100130: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

S. 11th St. - W. Becher St. to W. Grant St. SW17100121: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,500)

13th Aldermanic District

S. 25th St. - W. Layton Ave. to W. Barnard Ave. WT41091397: Relaying water main.

14th Aldermanic District

E. Stewart St. - S. Kinnickinnic Ave. to S. Hilbert St. SW17100168: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$8,000)

E. Stewart St. - S. Hilbert St. to S. Allis St. SW17100169: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$8,000)

S. Williams St. - E. Linus St. to E. Homer St. SW17100115: Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$10,000)

Alley between E. Bennett Ave., S. Shore Dr., S. Superior St., and E. Texas Ave.
SW17100120: Relaying combined sewer. (Nonassessable Relief and Relay Sewer
Fund -- \$6,500)

15th Aldermanic District

W. Kiehnau Ave. (Ext'd) - N. 107th St. to 125 feet m/l east of N. 108th St. and N.
107th St. - 150 feet m/l south of W. Kiehnau Ave. (Ext'd) to W. Kiehnau Ave.
(Ext'd) SW17090117: Installing storm sewer.

16th Aldermanic District

N. Hawley Rd. - 125 feet m/l south of W. Galena St to W. Washington Blvd. to W.
Washington Blvd. SW17100143: Relaying combined sewer. (Nonassessable Relief
and Relay Sewer Fund -- \$11,000)

W. Highland Blvd. - N. 37th St. to N. 38th St. SW17100170: Relaying combined
sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

W. Highland Blvd. - N. 40th St. (Ext'd) to 470 feet m/l west of N. 40th St. (Ext'd)
SW17100171: Relaying combined sewer. (Nonassessable Relief and Relay Sewer
Fund -- \$8,500)

W. National Ave. - S. 33rd St. to S. 34th St. SW17100128: Relaying combined
sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

17th Aldermanic District

W. Galena St. - N. 21st St. to N. 23rd St. SW17100129: Relaying combined sewer.
(Nonassessable Relief and Relay Sewer Fund -- \$6,000)

W. Lisbon Ave. - N. 36th St. to N. 37th St. SW17100124: Relaying combined
sewer. (Nonassessable Relief and Relay Sewer Fund -- \$5,000)

W. McKinley Ave. - N. 18th St. to N. 19th St. SW17100126: Relaying combined
sewer. (Nonassessable Relief and Relay Sewer Fund -- \$6,000)

W. Meinecke Ave. - N. 38th St. to N. 39th St. WT41091400: Relaying water main.

N. 9th St. - W. Hadley St. to W. Locust St. SW17100102: Relaying combined
sewer. (Nonassessable Relief and Relay Sewer Fund -- \$8,500)

N. 9th St. - W. Wright St. to 320 feet m/l north of W. Wright St. SW17100134:
Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$5,000)

N. 18th St. - 215 feet m/l north of W. McKinley Ave. to W. Vliet St. SW17100132:
Relaying storm sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,500)

N. 24th St. - 250 feet m/l south of W. Walnut St. to W. Walnut St. SW17100118:
Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$4,500)

City of Greenfield

W. Layton Ave. - S. 84th St. to S. 108th St. WT41091398: Relaying water main and alterations. (Nonassessable Water Fund -- \$10,000)

W. Layton Ave. - S. 99th St. to S. 108th St. WT41091399: Relaying water main.
(Nonassessable Water Fund -- \$10,000)

;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 City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital purpose subaccounts.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

7) Resolutions approving reports for public improvements on which Public Hearing requirements have been waived:

a) [990050](#) Resolution approving the report for public improvements on which Public Hearing requirements have been waived in W. Donna Dr. in the 15th Aldermanic District. (Infrastructure Services Div.)

Whereas, The Common Council of the City of Milwaukee adopted a preliminary resolution determining it necessary and in the public interest to construct and levy

special assessments for the following improvements:

W. Donna Dr. - 550 feet m/l, east of N. 111th St. to N. 111th St. ST21090127
(839-0902-2) File Number 981525: New concrete pavement construction, construct all curb and gutter, seeding, and grading. (Assessable New Paving Fund -- \$17,135)

W. Donna Dr. - 330 feet m/l west of N. 107th St. to N. 111th St. SW17090131
(961-0318-4) File Number 980432: Installing sanitary sewer and laterals.
(Assessable New Sewer Fund -- \$10,000)

W. Donna Dr. - 330 feet m/l west of N. 107th St. to N. 111th St. SW17090130
(961-0317-9) File Number 980432: Installing storm sewer and laterals. (Assessable New Sewer Fund -- \$7,715)

W. Donna Dr. - 330 feet m/l west of N. 107th St. to N. 111th St. WT42090046
(828-1641-9) File Number 980432: Install water main. (Assessable New Water Fund -- \$13,695)

in the 15th Aldermanic District of the City of Milwaukee; and

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

Whereas, Waiver of notice and hearing of the abutting property owner has been filed; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the report of the Commissioner of Public Works be approved; 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 66.60 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 City departments take such action as is required of them to assess the abutting properties and collect such assessment in the manner directed by said Section 115-42; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital purpose subaccount.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- b) [990051](#) Resolution approving the report for public improvements on which Public Hearing requirements have been waived in E. Irving Pl. in the 13th Aldermanic District. (Infrastructure Services Div.)

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

E. Irving Pl. - N. Prospect Ave. to N. Cambridge Ave. ST21190213 (879-0853-2) File Number 970750: Asphalt pavement resurfacing, replace all curb and gutter, replace sidewalk and driveway approaches where needed, sodding, and grading. (Nonassessable Reconstruction Paving Fund -- \$65; Assessable Reconstruction Paving Fund -- \$490) (SUFFICIENT FUNDS TRANSFERRED BY RESOLUTION FILE NUMBER 981178, ADOPTED DECEMBER 18, 1998)

in the 13th Aldermanic District of the City of Milwaukee; and

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

Whereas, Waiver of notice and hearing of the abutting property owner at 1621 E. Irving Pl. has been filed; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the report of the Commissioner of Public Works be approved; 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 66.60 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 City departments take such action as is required of them to assess the abutting properties and collect such assessment in the manner directed by said Section 115-42.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 8) [990052](#) Substitute resolution determining it necessary to make various assessable public improvements at various locations.
- 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 66.60 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. Appleton Ave., W. Beckett Ave., W. Melvina Ave., W. Vienna Ave. (Southerly 205 feet m/l) ST21200148: Concrete alley pavement reconstruction, and grading. (Nonassessable Alley Paving Fund -- \$5,000)

10th Aldermanic District

Alley between W. Capitol Dr., W. Roosevelt Dr., N. 40th St., N. 41st St. ST21200149: Concrete alley pavement reconstruction, and grading. (Nonassessable Alley Paving Fund -- \$5,000)

15th Aldermanic District

W. Fond du Lac Ave. (South Side) - N. 95th St. to 225 feet m/l northwest of N. 95th St. ST21090130: Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable New Paving Fund - -\$1,000)

N. 108th St. - W. Kiehnau Ave. to W. Green Tree Rd. SW17090116 (811-0037-X): Installing sanitary sewer.

17th Aldermanic District

N. 40th St. - W. North Ave. to 150 feet m/l north of W. North Ave. ST21190247

(879-0912-2): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work.

Alley between W. Meinecke Ave., W. North Ave., N. 39th St., N. 40th St.
(North-South Leg) ST21290162 (889-0913-4): Paving the alley with concrete.
Doing all the necessary grading pertaining to said work.

;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.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 9) [990053](#) Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations.

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:

7th Aldermanic District

Alley between W. Hadley St., W. Locust St., N. Sherman Blvd. and N. 44th St.
ST21290157 (887-0647-4) File Number 86-348: Concrete alley pavement reconstruction, replace some abutting sidewalk and driveway approaches, storm water drainage facilities where needed, and grading. (Nonassessable Alley Paving Fund -- \$42,640; Assessable Alley Paving Fund -- \$33,770)

15th Aldermanic District

N. 108th St. - W. Kiehnau Ave. to 100 feet m/l south of W. Green Tree Rd.
ST21090111 (839-0894-0) File Number 980790: Asphalt pavement construction,
sodding, tree removal where necessary, and grading. (Nonassessable Reconstruction
Paving Fund -- \$38,505; Assessable Reconstruction Paving Fund -- \$42,915)

N. 108th St. - W. Kiehnau Ave. to 100 feet m/l south of W. Green Tree Rd.
SW17090116 (811-0037-X) File Number 990052: Install sanitary sewer.
(Nonassessable New Sewer Fund -- \$30,190; Assessable New Sewer Fund --
\$30,810)

N. 108th St. - W. Kiehnau Ave. to 100 feet m/l south of W. Green Tree Rd.
WT42090001 (829-4693-4) File Number 981611: Install water main.
(Nonassessable Water Fund -- WT41091374 -- \$15,170; Assessable Water Fund -
- WT42090001 -- \$39,830)

W. Kiehnau Ave. - 160 feet m/l east of N. 108th St. to N. 108th St. WT41091375
(829-4697-6) File Number 981419: Install water main. (Nonassessable Water Fund
-- \$30,000)

17th Aldermanic District

N. 40th St. - W. North Ave. to 150 feet m/l north of W. North Ave. ST21190247
(879-0912-2) File Number 990052: Asphalt pavement resurfacing, replace curb and
gutter, sidewalk and driveway approaches as necessary, and sodding. (Nonassessable
Reconstruction Paving Fund -- \$14,735; Assessable Reconstruction Paving Fund --
\$8,885)

Alley between W. Meinecke Ave., W. North Ave., N. 39th St. and N. 40th St.
(North-South Leg) ST21290162 (889-0913-4) File Number 990052: Concrete alley
pavement reconstruction, replace some abutting sidewalk and driveway approaches,
and storm water drainage facilities where needed. (Nonassessable Alley Paving Fund
-- \$9,855; Assessable Alley Paving Fund -- \$6,940)

;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 66.60 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 and directed to transfer such funds which are available for this purpose to the appropriate capital purpose subaccounts; 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 projects Alley W. Hadley St. (887-0647-4), N. 108th St. (839-0894-0), N. 108th St. (811-0037-X), N. 108th St. (829-4693-4), W. Kiehnau Ave. (829-4697-6), N. 40th St (879-0912-2) and Alley W. Meinecke Ave. (889-0913-4) will be billed after January 1, 2001, but not before 12 months after the project contract has been completed.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 10) [990059](#) Resolution authorizing the Commissioner of Public Works to issue an excavation permit on pavement less than three years old in North Prospect Avenue adjacent to O'Donnell Park for the purpose of installing cathodic protection test stations. (DPW) Whereas, Milwaukee County incorporated a cathodic protection system in O'Donnell Park to protect sheet piling from deterioration due to rust; and

Whereas, It appears that this cathodic protection system may be transmitting stray

electric current that is being picked up by the City's water main in adjacent North Prospect Avenue; and

Whereas, Such stray current has the potential to damage City facilities; and

Whereas, Milwaukee County proposes to install cathodic protection test stations in North Prospect Avenue to monitor the situation; and

Whereas, Installation will require several open cuts in the street pavement; and

Whereas, The open cuts will affect pavement that is less than three years old and subject to a pavement guarantee; and

Whereas, The test stations must be installed as soon as possible to insure protection of City water facilities; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is hereby authorized and directed to issue an excavation permit to allow the installation of cathodic protection test stations in guaranteed pavement on North Prospect Avenue; and, be it

Further Resolved, That the pavement restoration of the affected street shall be accomplished in accordance with the specifications and restrictions established by the Department of Public Works of the City of Milwaukee.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 11) [990086](#) Substitute resolution authorizing and directing the proper City officers to execute Sewer Easement Releases SER-462, SER-463 and SER-466, located in the vacated East/West alley in the block bounded by West Michigan Street, North Plankinton Avenue, West Wisconsin Avenue and the Milwaukee River.
- Whereas, On February 23, 1901, the City of Milwaukee was granted Sewer Easement Number SE-462, located in the vacated East/West alley in the block bounded by West Michigan Street, North Plankinton Avenue, West Wisconsin Avenue and the Milwaukee River; and

Whereas, On April 30, 1901, the City of Milwaukee was granted Sewer Easement Number SE-463, located in aforesaid east/west alley; and

Whereas, On February 28, 1901, the City of Milwaukee was granted Sewer Easement Number SE-466, located in aforesaid east/west alley; and

Whereas, The sewer and fire pipe in this alley for which the abovementioned sewer easements were written have since been abandoned; and

Whereas, With the sewer and fire pipe abandoned, Sewer Easements SE-462, SE-463 and SE-466 are no longer required to protect the interests of the City; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers are hereby authorized and directed to execute Sewer Easement Releases SER-462, SER-463 and SER-466, copies of which are attached to this Common Council File No. 990086 and are incorporated in this substitute resolution by reference as though set forth in full; and, be it

Further Resolved, That after said Sewer Easement Releases have been executed by the proper City officers, they shall be forwarded to the office of the City Attorney for approval as to execution and then to the office of City Real Estate for recording and proper distribution.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 12) [990099](#) Resolution authorizing the allocation of funds from the Riverfront and Other Downtown Planning and Improvements Fund for the purpose of funding public street lighting improvements adjacent to the new Milwaukee Magazine offices on East Chicago Street between North Milwaukee and North Jefferson Streets. (DPW)
- Whereas, The Historic Third Ward continues to experience revitalization and reinvestment; and

Whereas, One important ingredient in the Historic Third Ward's ongoing success is its unique streetscaping including its distinctive street lights; and

Whereas, Milwaukee Magazine is relocating to a newly renovated building located on the south side of East Chicago Street between North Milwaukee and North Jefferson Streets; and

Whereas, The recently constructed Third Ward parking structure is located directly across East Chicago Street from the magazine's new offices; and

Whereas, Third Ward style street lights have been installed adjacent to the parking structure; and

Whereas, It would be desirable to complete the street lighting on this block by installing Third Ward street lights adjacent to the new Milwaukee Magazine building; and

Whereas, It is estimated that acquisition and installation of Third Ward style street lights along the south side of East Chicago Street between North Jefferson and North Milwaukee Streets would cost approximately \$40,000; and

Whereas, Funds for this work are available in the Riverfront and Other Downtown Planning and Improvements Fund (PR01880000); now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officials are hereby authorized and directed to allocate \$40,000 from the Riverfront and Other Downtown Planning and Improvements Fund (PR01880000) for the purpose of acquiring and installing Historic Third Ward style street lights on the south side of East Chicago Street between North Jefferson and North Milwaukee Streets; and, be it

Further Resolved, That the City Comptroller, in cooperation with the Commissioners of the Department of City Development and the Department of Public Works, is hereby authorized and directed to establish any and all project/segment/phase numbers in accordance with City guidelines as are necessary to maintain the fiscal control to carry out the intent and purpose of this resolution.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 13) [990100](#) Resolution authorizing the allocation of funds from the Riverfront and Other Downtown Planning and Improvements Fund for the purpose of funding pedestrian and boat docking improvements at Highland Plaza East in conjunction with the downtown Milwaukee Riverwalk project. (DPW)
- Whereas, The City of Milwaukee and Business Improvement District #15 have together funded and constructed the downtown riverwalk system; and
- Whereas, The original riverwalk project extending from Clybourn Avenue on the south to the Schlitz Park office complex on the north is nearing completion; and
- Whereas, One remaining element of the overall project yet to be completed is Highland Plaza East located at the eastern terminus of the new Highland Avenue pedestrian bridge; and
- Whereas, The plaza site is a former City of Milwaukee surface parking lot; and
- Whereas, The initial riverwalk plan assumed that the plaza would be completed in conjunction with redevelopment of the Rojahn Florist warehouse building immediately to the plaza's south; and
- Whereas, Redevelopment of the warehouse is now not expected in the near future; and
- Whereas, The plaza must be completed so that the riverwalk's continuity is not disrupted and so that the existing unattractive remnant of the former surface parking does not detract from the overall riverwalk system; and
- Whereas, A total of \$60,000 is available within the riverwalk project budget to develop the plaza; and
- Whereas, In order to complete the plaza to the standards established for the rest of the riverwalk, a total of \$100,000 would be required; and
- Whereas, Funds to augment the \$60,000 already committed are available in the Riverfront and Other Downtown Planning and Improvements Fund (PR01880000); now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee that the proper City officials are hereby authorized and directed to allocate \$40,000 from the Riverfront and Other Downtown Planning and Improvements Fund (PR01880000) for the purpose of completing Highland Plaza East along the Milwaukee River; and, be it
- Further Resolved, That these funds shall be expended in conformance with the rules,

procedures and standards established for the riverwalk improvement project as spelled out in the amended Riverwalk Development Agreement for Business Improvement District #15; and, be it

Further Resolved, That the City Comptroller, in cooperation with the Commissioners of the Department of City Development and the Department of Public Works, is hereby authorized and directed to establish any and all project/segment/phase numbers in accordance with City guidelines as are necessary to maintain the fiscal control to carry out the intent and purpose of this resolution.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 14) [990101](#) Resolution authorizing the Commissioner of Public Works to issue a permit to Mortenson Construction, general contractor for the Hilton Hotel expansion project, allowing temporary occupancy of West Wisconsin Avenue between North 5th and North 6th Streets. (DPW)
- Whereas, The Marcus Corporation is expanding its Hilton Hotel along the south side of W. Wisconsin Avenue between N. 5th and N. 6th Streets; and
- Whereas, Marcus has hired Mortenson Construction to build the hotel addition; and
- Whereas, Mortenson has requested a permit to occupy West Wisconsin Avenue between North 5th and North 6th Streets between the hours of 6:00 p.m. and 6:00 a.m. beginning on May 24th and going through the morning of May 28th; and
- Whereas, Occupancy of the street during the requested time periods will allow the contractor to complete work on the north side of the new building that can only be accomplished through the use of a crane located in the closed street area; and
- Whereas, The contractor has cooperated with the Department of Public Works to establish a work schedule that will minimize the public's inconvenience resulting from the street closure; and
- Whereas, The Commissioner of Public Works is authorized to issue permits for temporary occupancy of up to one-third of public rights-of-way while temporary use beyond that must be approved by the Common Council; now, therefore, be it

Resolved, That the Commissioner of Public Works is hereby authorized to issue a permit to Mortenson Construction allowing the contractor to occupy West Wisconsin Avenue between North 5th and North 6th Streets between the hours of 6:00 p.m. and 6:00 a.m. during the week of May 24th to May 28th.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 15) [990104](#) Resolution to authorize acceptance and expenditure of a Hazard Mitigation Grant from the Federal Emergency Management Agency. (DPW)
Whereas, Southeastern Wisconsin Counties experienced flooding on August 6, 1998 due to severe storms; and

Whereas, A Presidential Disaster Declaration was declared, which made funding available for mitigation activities through the Hazard Mitigation Grant Program and as authorized by Resolution 981261 the Commissioner of Public Works submitted a formal application for flood hazard mitigation funds to the Federal Emergency Management Agency (FEMA) on December 21, 1998; and

Whereas, The Department of Neighborhood Services has identified two residential properties in the Lincoln Creek area as being substantially damaged as defined in Section 295-7-176 of the Milwaukee Code of Ordinances; and

Whereas, The grant application has now been approved by FEMA in the amount of \$170,000 (as detailed below),

FEMA	\$127,500
Wisconsin Emergency Mgmt	\$ 21,250
Local Share	\$ 21,250

; and

Whereas, The FEMA grant also allocates \$4,400 in administrative allowance; and

Whereas, Milwaukee County has by resolution File No. 98-657 allocated funds which it received from Housing and Urban Development (HUD) to the City of

Milwaukee in the amount of \$320,000 (\$47,500 to the Valley Park Neighborhood and \$272,500 to the Lincoln Creek Neighborhood) to be used for the local share of flood proofing in the Valley Park area and to be used to supplement the City of Milwaukee's flood proofing and mitigation efforts in the Lincoln Creek Neighborhood; and

Whereas, The City of Milwaukee has already accepted these Milwaukee County funds by Resolution 981262 for the purposes designated by Milwaukee County and the funds are sufficient to fund the local share of this grant; and

Whereas, This FEMA funding for the acquisition of substantially damaged properties in the Lincoln Creek area would be administered by the Department of Public Works, with the Department of City Development performing the duties involved in the acquisition of these properties and the relocation of the occupants; and

Whereas, The operation of this 1998 Hazard Mitigation Grant would cost \$174,400 of which 100% would be provided by the grantors as follows

FEMA	\$ 127,500
Wisconsin Emerg. Mgmt.	\$ 21,250
FEMA Admin. Allowance	\$ 4,400
Milw. County HUD	\$ 21,250

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is hereby authorized to accept from the Federal Emergency Management Agency the Hazard Mitigation Grant funds designated to provide for the acquisition of substantially damaged properties in the Lincoln Creek area; and, be it

Further Resolved, That the Department of Public Works is authorized to expend the FEMA Hazard Mitigation Grant funding (\$148,750) for the acquisition, relocation and demolition of residential properties in the Lincoln Creek area; and, be it

Further Resolved, That the \$4,400 allocated in conjunction with the FEMA Hazard Mitigation Grant for administrative allowance be utilized by the Department of Public Works for the administration of the grant; and be it

Further Resolved, That the Common Council of the City of Milwaukee authorizes the acquisition of up to two residential properties to raze or relocate the improvements and retain the land in inventory; and, be it

Further Resolved, That the Commissioner of the Department of City Development or

his designee, is authorized and directed to execute documents required in the transfer of these properties to the City of Milwaukee; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit Funds within the Project/Grant Parent of the 1999 Special Revenue Grant and Aid Projects Fund the following amounts for the program/project titled 1998 Hazard Mitigation Grant

Project/Grant Parent	Grantor Share
Project Grant	GR000-9-000000
Fund	0150
Organization	9990
Program	0001
Budget Year (BY)	0000
Subclass	R999
Account	000600
Project/Grant Total	\$153,150

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

Further Resolved, That the City Comptroller is authorized to create a Special Revenue Fund - Grant and Aid Projects and the necessary Project/Grant ChartField Values at the Project, Segment Phase and/or Activity Levels; and to budget to the Project, Segment, Phase or Activity Level the amount(s) required under the grant agreement(s); and, be it

Further Resolved, That these funds are budgeted for the Department of Public Works 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. Enter into contracts as may be required.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 16) [990109](#) Substitute resolution authorizing and directing the Commissioner of Public Works to execute a document titled "State/Municipal Agreement for a Highway Improvement Project" with the Wisconsin Department of Transportation for programming and construction of South Whitnall Avenue from South Clement Avenue to Old South Brust Avenue with Federal/State Aid.

Whereas, Preliminary approval has been requested and received for the Wisconsin Department of Transportation (WISDOT) along with a Project Agreement to be executed by the City of Milwaukee for the programming and construction of South Whitnall Avenue from South Clement Avenue to Old South Brust Avenue with Federal/State Aid; and

Whereas, Portions of South Whitnall Avenue lie within the City of St. Francis and an agreement with regard to the sharing of costs for the improvement will be required with the City of St. Francis; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works (CPW) is hereby authorized and directed to execute an agreement for the programming and construction of South Whitnall Avenue from South Clement Avenue to Old South Brust Avenue with Federal/State Aid, copies of which are attached to Common Council Resolution File Number 990109, and are incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That the CPW is hereby authorized and directed to undertake or engage a consultant to undertake preliminary engineering for the improvement of the aforementioned project and to reimburse the WISDOT for preliminary engineering costs they incur for the improvement; and, be it

Further Resolved, That the CPW is hereby authorized and directed to enter into an agreement with the WISDOT pertaining to the cost participation for the installation and/or modification of traffic control facilities in conjunction with the improvements of the aforementioned project, if necessary; and, be it

Further Resolved, That the CPW is hereby authorized and directed to install the traffic control facilities necessary in conjunction with the aforementioned project following the execution of the traffic control agreement the cost of which will be included in future resolutions, if necessary; and, be it

Further Resolved, That the City Comptroller is hereby authorized to create within the Capital Improvement Fund, Grant and Aid Projects, the necessary Project/Grant Chartfield Values for preliminary engineering for the project (Expenditure) and transfer to any of these accounts the amount required under the grant agreement and City Accounting Policy but not to exceed a 10 percent increase of the total amounts reserved for the grantor's share and local share or \$5,000, whichever is greater, as

follows:

Infrastructure Services Division
South Whitnall Avenue
South Clement Avenue to
Old South Brust Avenue

City Share
ST32090000
Fund 0333
\$9,000

Grantor Share
SP03290100
Fund 0306
\$60,000

St. Francis Share
SP03290100
Fund 0306
\$9,000

Grantor Share (Non-Reimbursable)
SP03290100
Fund 0306
\$12,000

Estimated Total
\$90,000

; and, be it

Further Resolved, That the CPW is hereby authorized and directed to negotiate and execute an agreement for the sharing of costs of the improvement of South Whitnall Avenue with the City of St. Francis, said agreement covering their share of preliminary engineering, plan preparation and construction costs for the portions of the improvement which are under their jurisdiction; and, be it

Further Resolved, That the City Engineer is hereby authorized and directed to approve and make periodic payments to the WISDOT upon receipt of invoices for the City's share of costs of the above projects.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

17) [990128](#)

Resolution approving an Eighth Amendment to the Riverwalk Development Agreement for Business Improvement District No. 15. (DPW)

Whereas, The City of Milwaukee and the Business Improvement District #15 Board entered into a Riverwalk Development Agreement for the District dated as of May 23, 1994; and

Whereas, This Agreement established the standards, rules and procedures for construction of the downtown riverwalk; and

Whereas, The Agreement has been amended seven previous times; and

Whereas, The City and Board of BID #15 now desire to enter into this Eighth Amendment to the Development Agreement in order to provide \$40,000 of additional funding so that the Highland Plaza East section of the downtown riverwalk can be completed; and

Whereas, The source of the \$40,000 in additional funds would be the Department of City Development's Riverfront and Other Downtown Planning and Improvements fund; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officials are authorized and directed to execute the Eighth Amendment to the Riverwalk Development Agreement for Business Improvement District #15, a copy of which is attached to this Common Council file.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 18) [990129](#) Resolution authorizing City of Milwaukee consent to the Riverwalk Easement and Project Agreement with the Historic Riverwalk Plaza LLC and the Riverwalk Plaza Condominium Association, Inc. (DCD)
- Whereas, The Common Council of the City of Milwaukee via File No. 870501, approved the creation of Business Improvement District No. 2 ("BID No. 2") and also approved the initial Operating Plan for BID No. 2 ("Operating Plan") pursuant to Chapter 66.608, Wisconsin Statutes; and
- Whereas, The objective of the Operating Plan was to enhance commercial and residential activity in a section of the City known as the Historic Third Ward; and
- Whereas, The Historic Riverwalk Plaza LLC and the Riverwalk Plaza Condominium Association, Inc. (collectively the "Owner") is the developer of certain real property located at 141 and 201 North Water Street along the Milwaukee River in the City of Milwaukee, State of Wisconsin (the "Property"); and
- Whereas, The Owner is renovating and converting the existing buildings on the Property into an 81-unit condominium development consisting of 79 residential units and two commercial units. In connection with such development, the Owner is also constructing a riverwalk along the western boundary of the Property (the "Riverwalk Improvements") and various improvements upon and/or generally adjacent to vacated Chicago Street between the existing buildings on the Property (the "Street Improvements"), all pursuant to the terms of a Development Agreement for Riverwalk Plaza Condominium between the Owner and the City of Milwaukee dated February 19, 1998 (the "Development Agreement"), which was approved by the Common Council of the City of Milwaukee via File Nos. 971014 and 971313; and
- Whereas, The Owner, the City and BID No. 2 acknowledge that the Riverwalk Improvements will constitute a portion of the overall downtown riverwalk system and that in the Development Agreement, the Owner agreed to cooperate with the BID No. 2 Board to ensure that the Riverwalk Improvements become part of a comprehensive, publicly accessible riverwalk system running along the Milwaukee River through the Historic Third Ward (the "Riverwalk System") and that the components of the Riverwalk System are compatible in design and appearance and uniform in maintenance and usage; and
- Whereas, The Owner and the BID No. 2 Board have entered into a March 19, 1999 Riverwalk Easement and Project Agreement ("Easement and Project Agreement") under which, in lieu of the Owner granting to the City of Milwaukee the Riverwalk Easement set forth in the Development Agreement, the Owner would grant to the Board the easement rights set forth in the Easement and Project Agreement and City officials would execute the consent to the Easement and Project Agreement set forth in that Agreement, a copy of which is attached to this Common Council File; now,

therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officials are authorized to execute the consent to the Riverwalk Easement and Project Agreement with the Historic Riverwalk Plaza LLC, the Riverwalk Plaza Condominium Association, Inc. and the Board of Business Improvement District No. 2.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 19) [990149](#) Resolution directing the Department of City Development to prepare a resolution which vacates all the alleys and North 24th Place in the blocks bounded by West North Avenue, North 25th Street, West Meinecke Avenue and North 24th Street, in the 7th Aldermanic District. (DCD)

Whereas, It has been proposed by the Redevelopment Authority of the City of Milwaukee that all the alleys and North 24th Place in the blocks bounded by West North Avenue, North 25th Street, West Meinecke Avenue and North 24th Street be vacated pursuant to the provisions of Section 66.297 of the Wisconsin Statutes; and

Whereas, The vacation of these alleys and street is necessary for the Redevelopment Authority to sell the property in this area for redevelopment; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Department of City Development is directed to prepare a resolution to vacate said public right-of-way in accordance with Section 81-308-28 of the Milwaukee Code of Ordinances.

Sponsors: Ald. Gordon

A motion was made by Ald. Scherbert that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

CONFIRMATION OF THE FOLLOWING:

- 20) [990145](#) Appointment of Dennis Grzezinski to the Metropolitan Sewerage District by the Mayor. (3rd Aldermanic District)

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be CONFIRMED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

PLACING ON FILE THE FOLLOWING:

- 21) [981122](#) Substitute resolution to grant permission to Macy Holdings, LLC to place an informational sign within the public right-of-way of South 43rd Street for the property of 2459-73 South 43rd Street, in the 8th Aldermanic District of the City of Milwaukee

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 22) [981686](#) An ordinance granting air space leases for a Milwaukee County Sound Insulation Program to benefit the Milwaukee Public Schools at 1420 West Goldcrest Avenue, 2222 West Henry Avenue and 3666 South Clement Avenue.

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 23) [990025](#) Communication from the Department of Public Works transmitting a report relative to

the Residents Preference Program

Sponsors: THE CHAIR

A motion was made by Ald. Scherbert that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

- 24) [990095](#) Resolution relating to directing the Department of Public Works to solicit proposals for operating the cafeteria in the City Hall complex.

Sponsors: Ald. Henningsen

A motion was made by Ald. Scherbert that this matter be REFERRED TO to the PUBLIC IMPROVEMENTS COMMITTEE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Witkowiak

THE STEERING & RULES COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [981639](#) A substitute resolution approving revised timetable and guidelines for charter school applicants and criteria for approval of charter school applications, submitted by the charter school review committee.

Whereas, On May 5, 1998, the Common Council adopted the charter school ordinance, File Number 971759, establishing the Charter School Review Committee (the committee); and

Whereas, The charter school ordinance, ch. 330 of the Code of Ordinances, requires the committee to "establish guidelines for applicants, including reasonable application periods, time periods and deadlines for submission of applications and correction of deficiencies in applications" and also to establish "criteria for approval of applications;" and

Whereas, The committee submitted guidelines for charter school applicants, criteria for approval of charter school applications and a timetable for reviewing applications and the Common Council approved them in Council File Number 971997 on May

27, 1998, and Council File Number 980515 on July 31, 1998; and

Whereas, The committee has determined that the guidelines, criteria and timetable should be revised to improve their clarity and address some omissions in earlier versions, all of which will make them more useful to applicants, the committee and the Common Council; and

Whereas, The committee has submitted these revised guidelines, criteria and timetable to the Common Council for its approval and it is appropriate for the Common Council to approve these revisions, which are attached to this file; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council approves the revised Charter School Application and Timetable as submitted by the Charter School Review Committee (the committee) and attached to this file; and, be it

Further Resolved, That the Common Council authorizes the committee to make minor, nonsubstantive technical changes in the Charter School Application as may be appropriate and to modify the Timetable in future years to avoid conflicts of due dates with weekends and holidays.

Sponsors: THE CHAIR

A motion was made by Ald. Pratt that this matter be ADOPTED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 1 - Butler

Excused: 1 - Schramm

PLACING ON FILE THE FOLLOWING:

- 2) [970708](#) An ordinance relating to city attorney approval of proposed ordinances.

Sponsors: Ald. Henningsen

A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 1 - Butler

Excused: 1 - Schramm

- 3) [971319](#) A charter ordinance relating to countersignature of appropriation resolutions by the comptroller.
- Sponsors:** Ald. Kalwitz
- A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 1 - Butler
- Excused:** 1 - Schramm
- 4) [981584](#) Communication from the Department of Administration relative to the Charter School Status of Marva Collins Preparatory School.
- Sponsors:** THE CHAIR
- A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 1 - Butler
- Excused:** 1 - Schramm
- 5) [990068](#) Communications relative to the financial impact of the Milwaukee Parental School Choice program.
- Sponsors:** THE CHAIR
- A motion was made by Ald. Pratt that this matter be PLACED ON FILE. The motion carried by the following vote:**
- Aye:** 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Frank, Richards, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 1 - Butler
- Excused:** 1 - Schramm

RESOLUTION PRESENTED FOR IMMEDIATE ADOPTION

- [990168](#) Resolution approving various final certified survey maps.
- Sponsors:** ZONING and NEIGHBORHOODS & DEVELOPMENT COMMITTEE
- Ald. Pawlinski moved to amend Common Council File Number 990168, being a resolution approving various final certified survey maps by striking in the*

*Resolved clause the certified survey map of:
David Jankowski, Tax Key Number 670-1554-9*

The motion prevailed.

Ald. Pawlinski moved for immediate adoption of File Number 990168 as amended.

The motion prevailed.

[990168](#)

Substitute resolution approving various final certified survey maps.

Resolved, By the Common Council of the City of Milwaukee, that the following final certified survey maps be and hereby are approved:

NAME	TAX KEY NUMBER(s)
Keiding, Inc.	157-9986-4, -9987-120-0
City of Milwaukee	324-0728, 324-0726 and -0727
City of Milwaukee	324-0714-100, -0715
City of Milwaukee	324-0707-100, -0709-3, 0710-9
City of Milwaukee	324-1589-100-7, -1590-6, -1591-1
Habitat for Humanity	350-0701-x, -0702-5, 1268-5

Sponsors: ZONING and NEIGHBORHOODS & DEVELOPMENT COMMITTEE

A motion was made by Ald. Pawlinski that this matter be ADOPTED to the MAYOR. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Frank

MOTION PRESENTED FOR IMMEDIATE ADOPTION

[990268](#)

Motion to change the date of a regular Common Council Meeting from Friday, July 30, 1999 to Thursday, July 29, 1999 at 9:00 a.m.

Sponsors: Ald. Pratt

A motion was made by Ald. Pratt that this matter be APPROVED. The motion carried by the following vote:

Aye: 15 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Gordon, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

No: 0

Excused: 2 - Schramm Frank