



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Council Agenda

COMMON COUNCIL

Tuesday, July 7, 2009

9:00 AM

Common Council Chambers

Amended 7/6/09

Willie L. Hines, Jr., 15th District

President

Ashanti Hamilton, 1st District

Joe Davis, Sr., 2nd District

Nicholas Kovac, 3rd District

Robert Bauman, 4th District

James Bohl, Jr., 5th District

Milele A. Coggs, 6th District

Willie C. Wade, 7th District

Robert G Donovan, 8th District

Robert W. Puente, 9th District

Michael J. Murphy, 10th District

Joseph A. Dudzik, 11th District

James N. Witkowiak, 12th District

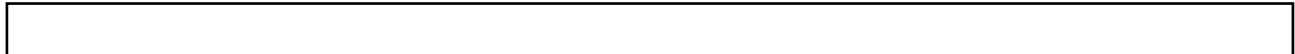
Terry L. Witkowski, 13th District

T. Anthony Zielinski, 14th District

Order of Business

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

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



UNFINISHED BUSINESS:

1. **090127** **SPONSORED BY: Ald. Witkowiak** **INTRODUCED ON: 05/27/2009**

Resolution facilitating commercial revitalization and job creation at Muskego and Greenfield Avenues in the South Cesar Chavez Commercial Corridor by approving the blight designation and acquisition by the Redevelopment Authority of the privately owned properties at 1443 and 1445-47 South Muskego Avenue and authorizing conveyance to Pete's Marketplace, Inc., in the 12th Aldermanic District.

THE LICENSES COMMITTEE RECOMMENDS:**PLACING ON FILE THE FOLLOWING:**

1. **081372** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 01/16/2009**
 An ordinance relating to qualifications for a new Class "D" operator's license.

APPROVAL OF THE FOLLOWING:

2. **090057** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/05/2009**
 Motion relating to the recommendations of the Licenses Committee relative to various licenses.

Detailed information relating to the contents of this file may be found by searching under this number at <http://milwaukee.legistar.com/legislation>.

Alternatively, the complete file including detailed information identifying the specific subject matters to be discussed at the meeting may be inspected at the office of the License Division, Room 105, City Hall, 200 E. Wells St., Milwaukee, 53202, Monday through Friday, between the hours of 8:15 a.m. and 4:30 p.m.

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

1. **090051** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/05/2009**
A substitute ordinance to further amend the 2009 rates of pay of offices and positions in the City Service.
2. **090101** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/15/2009**
A substitute ordinance to further amend the 2009 offices and positions in the City Service.
3. **090204** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Substitute charter ordinance relating to retirement benefits for certain represented employes.

ADOPTION OF THE FOLLOWING:

4. **070017** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/17/2007**
Substitute resolution approving, ratifying and confirming memorandum of understanding between the City Negotiating Team and the Milwaukee Building and Construction Trades Council for the period of August 1, 2007 to July 31, 2010.
5. **070023** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/17/2007**
Substitute resolution to ratify and confirm the final agreement between the City of Milwaukee and Local 494, IBEW, AFL-CIO (Electrical Group).
6. **090187** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution authorizing the issuance and sale of up to \$230,000,000 of revenue anticipation notes or General Obligation Notes for the purpose of financing the operating budget of the Milwaukee Public Schools on an interim basis.
7. **090241** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Substitute resolution relative to application, acceptance and funding of the Milwaukee Breast and Cervical Cancer Awareness Grant from the State of Wisconsin - Department of Health Services.
8. **090242** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Substitute resolution relative to application, acceptance and funding of the Breast and Cervical Cancer Case Management Grant from the State of Wisconsin - Department of Health Services.
9. **090243** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution relative to application, acceptance and funding of the Breast and Cervical Cancer Screening Grant from the State of Wisconsin - Department of Health Services.

10. **090244** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution relative to application, acceptance and funding of the Wisconsin Well Woman Program Wise Woman Grant from the State of Wisconsin - Department of Health Services.

11. **090245** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution relative to application, acceptance and funding of the Congenital Disorders Grant from the State of Wisconsin - Department of Health Services.

12. **090248** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution relative to application, acceptance and funding of the Childhood Lead Poisoning Prevention Grant from the State of Wisconsin Department of Health Services.

13. **090250** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Resolution authorizing the acceptance and expenditure of contributions received by the Milwaukee Police Department from federally forfeited tangible property or cash for increased or enhanced law enforcement efforts.

PLACING ON FILE THE FOLLOWING:

14. **090133** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**

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

15. **090227** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Communication from the Department of Employee Relations relating to classification studies scheduled for City Service Commission action.

16. **090237** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

A charter ordinance relating to retirement benefits and creditable service for employees represented by certain bargaining units.

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

- 1. 090186 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Substitute resolution to settle claims for defense of various police officers.

*---This file includes payment of legal fees for the following police officers:
Jesus Oritz, Dale Anders, Ken Walkowiak, Efrain Cornejo, Michael Martin,
Calvin Watson, Daniel Roufus, Trent Little, Laurel Osiewalski, Christopher Fritz,
Justin Sebestyen, Paul Martinez, Matthew Markowski, Kevin Klemstein, Zebdee
Wilson, Wardell Dobbs, Derrick Harris and Lourdes Fernandez.*
- 2. 090197 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution relative to the cancellation of a special improvement bill placed on the
2006-2008 Tax Rolls.
- 3. 090203 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution authorizing settlement of the claim of Angel Marie Alderman, specifically,
Angel Marie Alderman v. City of Milwaukee, et al.
- 4. 090205 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution cancelling City invoices.
- 5. 090206 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution authorizing payment of the claim of Eric Rom, in the amount of \$3,500.00.
- 6. 090209 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution to cancel real estate taxes levied against certain parcels bearing various key
numbers on the 2008 tax rolls, plus interest applicable to date of repayment, if
appropriate.
- 7. DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:**

 - a. 090198 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution relating to an appeal from Jeffery Kusick for property damage.
 - b. 090202 SPONSORED BY: THE CHAIR INTRODUCED ON: 06/16/2009**

Resolution relating to an appeal from Jon and Dana Doro for property damage. (10th
Aldermanic District)

---(Note: Committee vote: 4 ayes, 1 abstain)

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

PASSAGE OF THE FOLLOWING:

1. **090128** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Substitute ordinance relating to the First Amendment to a General Planned Development, known as Milwaukee County Zoo, for an off-premise electronic changeable message sign, on land located South of West Bluemound Road and East of North Mayfair Road, in the 10th Aldermanic District.

ADOPTION OF THE FOLLOWING:

2. **080937** **SPONSORED BY: Ald. Witkowiak** **INTRODUCED ON: 10/29/2008**
Substitute resolution authorizing an expenditure and approving a Cooperation and Development Agreement with the Redevelopment Authority of the City of Milwaukee for Tax Incremental District No. 71, Mitchell Street/Goldmann's Department Store Project, in the 12th Aldermanic District.
3. **090211** **SPONSORED BY: Ald. Witkowski** **INTRODUCED ON: 06/16/2009**
Substitute resolution approving the boundary for a Tax Incremental District at South 27th Street and West Howard Avenue, in the 13th Aldermanic District.
4. **090213** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 06/16/2009**
Resolution authorizing an extension to Edison Green, LLC for the purchase of the City-owned vacant lot at 1027 North Edison Street for mixed-use development, in the 4th Aldermanic District.
---(Note: Committee vote: 4 ayes, 1 abstain)

PLACING ON FILE THE FOLLOWING:

5. **080089** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/20/2008**
Communication from the Housing Trust Fund Advisory Board relative to its 2007 activities.
6. **080090** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/20/2008**
Communication from the Housing Trust Fund Advisory Board relative to its 2008 activities.
7. **090159** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Communication from the Housing Trust Fund Advisory Board transmitting its 2007 and 2008 Annual Reports.

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

ADOPTION OF THE FOLLOWING:

1. **090073** **SPONSORED BY: Ald. Kovac** **INTRODUCED ON: 05/05/2009**

Substitute resolution authorizing an expenditure and approving a Public Improvement Development and Maintenance Agreement for Business Improvement District No. 41, Downer Avenue, in the 3rd Aldermanic District.

2. **090074** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 05/05/2009**

Substitute resolution authorizing an expenditure and approving a Public Improvement Development and Maintenance Agreement for Business Improvement District No. 36, Riverworks II, in the 6th Aldermanic District.

3. **090251** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution relative to a change in the HUD funding for the Community Development Block Grant 2009 program year.

CONFIRMATION OF THE FOLLOWING:

4. **Appointments to the Neighborhood Improvement District Board #1:**
 - a. **090169** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**

Appointment of Thomas Bernacchi to the Neighborhood Improvement District Board #1 by the Mayor. (4th Aldermanic District)

 - b. **090171** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**

Appointment of Ted Matkom to the Neighborhood Improvement District Board #1 by the Mayor. (4th Aldermanic District)

 - c. **090172** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**

Appointment of Santino Bando to the Neighborhood Improvement District Board #1 by the Mayor. (4th Aldermanic District)

 - d. **090173** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**

Appointment of Daniel McCarthy to the Neighborhood Improvement District Board #1 by the Mayor. (4th Aldermanic District)

5. **Appointments and Reappointments to Business Improvement District Boards:**
 - a. **081737** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/14/2009**

Appointment of Dele Ojelabi to the Business Improvement District Board #28 (North Avenue Gateway) by the Mayor. (15th Aldermanic District)

- b. **090174** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Reappointment of Thomas Bernacchi to the Business Improvement District Board #21 (Downtown Management) by the Mayor. (4th Aldermanic District)
- c. **090175** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Reappointment of Debra Usinger to the Business Improvement District Board #21 (Downtown Management) by the Mayor. (4th Aldermanic District)
- d. **090177** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Reappointment of Dextra Hadnot to the Business Improvement District Board #21 (Downtown Management) by the Mayor. (4th Aldermanic District)
- e. **081735** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/14/2009**
Reappointment of Douglas Weas to the Business Improvement District Board #2 (Historic Third Ward) by the Mayor. (4th Aldermanic District)
- f. **090180** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Reappointment of Michael DeMichele to the Business Improvement District Board #2 (Historic Third Ward) by the Mayor. (6th Aldermanic District)
- g. **090181** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 05/27/2009**
Reappointment of Jim Piwoni to the Business Improvement District Board #2 (Historic Third Ward) by the Mayor. (3rd Aldermanic District)

PLACING ON FILE THE FOLLOWING:

6. **090285** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Communication relating to the Annual Financial Report of the Milwaukee Economic Development Corporation.

THE COMMUNITY AND ECONOMIC COMMITTEE FURTHER RECOMMENDS:

---The following item may be referred from the SPECIAL Community and Economic Development Committee meeting held on Monday, July 6, 2009 at 9:00 A.M.

7. **090272** **SPONSORED BY: Ald. Davis** **INTRODUCED ON: 06/16/2009**
Substitute resolution authorizing the submittal, acceptance and funding of the Neighborhood Stabilization Program 2 under the American Recovery and Reinvestment Act of 2009 from the U. S. Department of Housing and Urban Development through the Community Development Grants Administration (CDGA).

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

1. **081293** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/16/2009**

Substitute resolution to vacate the southernmost 72 feet of alley in the block bounded by North 1st Street, East Garfield Avenue, East North Avenue and North Palmer Street, in the 6th Aldermanic District.
2. **090189** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Resolution releasing the public access easement in the area of vacated South 7th Street north of West Washington Street, in the 12th Aldermanic District.
3. **090192** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$19,000 for a total estimated cost of these projects being \$140,000.
4. **090193** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$732,900 for a total estimated cost of \$762,700.
5. **090194** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$576,000 for a total estimated cost of these projects being \$14,916,000.
6. **090195** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$5,272,000 for a total estimated cost of these projects being \$6,450,000.
7. **090196** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**

Substitute resolution approving construction of projects to be funded by the American Reinvestment and Recovery Act (ARRA) as nonassessable public improvements at various locations and appropriating funds for these purposes, with the City share of these projects for non participating items estimated to be \$305,300.00 and the grantor share estimated to be \$6,357,000.00 for a total estimated cost of \$6,662,300.00.

8. **090201** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution accepting six Water Easements.
9. **090207** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution authorizing the City Comptroller to transfer funds to various State and Federal Aid project subaccounts for the estimated remaining Wisconsin Department of Transportation and City of Milwaukee preliminary engineering and construction costs totaling \$845,617.49, City share is \$550,919.67 and the Grantor's share is \$294,697.82.
10. **090215** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution authorizing the jurisdictional transfer of the City-owned vacant lots at 3620(R) North Holton Street and 2911-15 North Teutonia Avenue from the Department of City Development to the Milwaukee Fire Department, in the 6th Aldermanic District.
11. **090217** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution authorizing the Commissioner of Public Works to issue a permit allowing the installation, maintenance and removal of a temporary art project in the Knapp Street Bridge House and in its adjacent public right-of-way.
12. **090218** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Substitute resolution authorizing the City Comptroller to transfer funds to a State and/or Federal Aid project subaccount for the estimated remaining Wisconsin Department of Transportation and City of Milwaukee preliminary engineering costs totaling \$75,000.00, City share is \$53,241.60 and the Grantor's share is \$21,758.40.
13. **090219** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution approving a plat of right-of-way required to implement the Valley Passage Project and directing the proper City officials to execute the right-of-way plat and associated agreements.
14. **090220** **SPONSORED BY: Ald. Hines Jr.** **INTRODUCED ON: 06/16/2009**
Resolution to inform the Common Council of the City's Compliance Maintenance Annual Report for the year 2008.
15. **090233** **SPONSORED BY: Ald. Dudzik** **INTRODUCED ON: 06/16/2009**
Resolution amending Common Council File Number 081212 for the purpose of extending the period of authority, responsibilities and activities of the Recycling Task Force.
16. **090254** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/16/2009**
Resolution directing the proper City officers to execute the release of a joint water and underground conduit easement, located in North 10th Street from West Juneau Avenue to West Winnebago Street, in the 4th Aldermanic District.

MATTERS FOR IMMEDIATE ADOPTION:

1. **090296** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 07/07/2009**
 Resolution approving final certified survey maps.

2. **090283** **SPONSORED BY: Ald. Witkowski** **INTRODUCED ON: 07/07/2009**
 Resolution amending Resolution File # 081124 to extend the period of authority,
 responsibilities and activities of the Mobile Home Study Task Force to January 7, 2010.