



City of Milwaukee

Council Agenda

COMMON COUNCIL

City Hall
200 East Wells Street
Milwaukee, WI 53202

Tuesday, February 9, 2016

9:00 AM

Common Council Chambers, 3rd Fl., City Hall

Michael J. Murphy, 10th 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

VACANT, 7th District

Robert G Donovan, 8th District

Robert W. Puente, 9th District

Mark A. Borkowski, 11th District

Jose G. Perez, 12th District

Terry L. Witkowski, 13th District

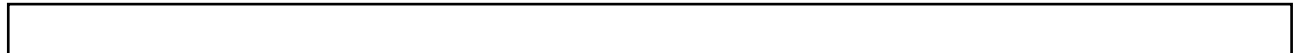
T. Anthony Zielinski, 14th District

Russell W. Stamper, II, 15th 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. Zielinski, Chair; Ald. Coggs, Vice-Chair
 - Public Works, Ald. Bauman, Chair; Ald. Bohl, Vice-Chair
 - Finance and Personnel, Ald. Kovac, Chair; Ald. Coggs, Vice-Chair
 - Judiciary and Legislation, Ald. Hamilton, Chair; Ald. Witkowski, Vice-Chair
 - Public Safety, Ald. Witkowski, Chair; Ald. Puente, Vice-Chair
 - Zoning, Neighborhoods and Development, Ald. Bohl, Chair; Ald. Perez, Vice-Chair
 - Community and Economic Development, Ald. Davis, Chair; Ald. Stamper, II, Vice-Chair
 - Steering and Rules, Ald. Murphy, Chair; Ald. Kovac, 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 City Clerk's Office 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.



COMMENDATORY AND CONDOLATORY RESOLUTIONS:

1. **151523** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/09/2016**

Communications from the City Clerk relating to various commendatory/condolatory resolutions to be acknowledged and affirmed by the Common Council.

THE LICENSES COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

- | | | | |
|----|---|--------------------------------|----------------------------------|
| 2. | <u>151387</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 01/19/2016 |
| | An ordinance relating to food peddler permits. | | |
| 3. | <u>151458</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 01/19/2016 |
| | A substitute ordinance revising various recycling, salvaging or towing license regulations. | | |

APPROVAL OF THE FOLLOWING:

- | | | | |
|----|---|--------------------------------|----------------------------------|
| 4. | <u>151303</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 12/15/2015 |
| | Motion relating to the recommendations of the Licenses Committee relative to licenses. | | |
| | <i>Detailed information relating to the contents of this file may be found by searching under this number at http://milwaukee.legistar.com/legislation.</i> | | |
| | <i>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.</i> | | |

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

5. **151144** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/24/2015**

Motion relating to the recommendations of the Public Works Committee relative to licenses.

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

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PASSAGE OF THE FOLLOWING:

6. **150354** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/23/2015**

A substitute ordinance renaming a portion of East Polk Street, from Erie Street to its eastern terminus, to East Summerfest Place in the 4th Aldermanic District.

7. **150356** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 06/23/2015**

An ordinance relating to body colors for affiliated taxicabs.

8. **151292** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 12/15/2015**

A substitute ordinance relating to minimum allowable rates for meter fare taxicabs.

ADOPTION OF THE FOLLOWING:

9. **140373** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/24/2014**

Substitute resolution amending a special privilege to Breakwater Condominium Association Incorporated for addition of raised planters, pet waste disposal bins, and moveable planters in the public right-of-way for the premises at 1313 North Franklin Place, in the 4th Aldermanic District.

10. **150853** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 10/13/2015**

Substitute resolution to vacate North Granville Road from West Good Hope Road north to relocated North Granville Road, in the 5th Aldermanic District.

11. **150855** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 10/13/2015**

Substitute resolution to vacate the unimproved portion of the east-west alley in the block bounded by West Cherry Street, West Vliet Street, North 48th Street and North 49th Street, in the 10th Aldermanic District.

12. **151365** **SPONSORED BY: Ald. Davis** **INTRODUCED ON: 01/19/2016**
- Resolution relative to the cost participation and installation of street lighting in conjunction with the Federal State Aid paving of West Fond du Lac Avenue from North 68th Street to West Capitol Drive in the 2nd and 7th Aldermanic Districts at a total estimated cost of \$793,707.23, with one hundred percent of the total cost funded by the Wisconsin Department of Transportation.
13. **151409** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
- Resolution authorizing the City of Milwaukee to enter into a Memorandum of Understanding with the Milwaukee Metropolitan Sewerage District for the purposes of establishing the maintenance responsibilities of the two parties with respect to the upper and lower retaining walls along reconstructed Congress Avenue and the bridges located over Lincoln Creek at 37th and Congress and North Sherman Boulevard and Congress.
14. **151410** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
- Resolution authorizing the Commissioner of Public Works and Comptroller to execute a State Municipal Agreement with the Wisconsin Department of Transportation for geometric and traffic signal improvements and to fund preliminary engineering for a project on West Fond du Lac Avenue at six intersections in the 7th and 15th Aldermanic Districts with a total estimated cost of \$225,000, with an estimated grantor share of \$202,500, and an estimated City share of \$22,500.
15. **151413** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
- Resolution directing the Commissioner of Public Works to enter into an agreement with the Wisconsin Department of Transportation for the development, implementation and funding of traffic control and other safety measures necessary to mitigate traffic diversion on City streets due to construction activity on the Zoo Interchange Project in 2016 and 2017, with the total cost being \$100,000 of which 100% is grantor funded.
16. **151417** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
- 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 \$18,000 for a total estimated cost of these projects being \$457,000.
17. **151418** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
- 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 \$4,133,900 for a total estimated cost of \$5,280,000.
18. **151419** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**

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

22. **151274** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/15/2015**
A substitute charter ordinance relating to benefits for employees represented by the Milwaukee Police Association as a result of contract settlements.
23. **151440** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
A substitute ordinance to further amend the 2016 rates of pay of offices and positions in the City Service.
24. **151441** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
A substitute ordinance to further amend the 2016 offices and positions in the City Service.
25. **151451** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
A substitute charter ordinance relating to benefits for employees represented by the Milwaukee Police Supervisors Organization as a result of contract settlements.

ADOPTION OF THE FOLLOWING:

26. **150046** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/21/2015**
Substitute resolution authorizing attendance at conventions, seminars and other travel.
27. **151408** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution authorizing the City Comptroller to transfer additional funds to the previously established project for the Wisconsin Department of Transportation and the City of Milwaukee for cost participation for the design and construction of five projects at various locations in various Aldermanic Districts with a total estimated cost increase for the projects of \$190,000, with an estimated City share of \$190,000.

PLACING ON FILE THE FOLLOWING:

28. **151378** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/15/2015**
Communication from the Department of Employee Relations relating to amending the 2016 Salary and Position Ordinances relative to clerical or administrative corrections.
29. **151386** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/15/2015**
Communication from the Department of Employee Relations relating to amending the 2016 Salary Ordinance relative to information technology positions in the Police Department.

30. 151437 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

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

31. 151483 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Communication from the Department of Employee Relations relative to amending the 2016 Salary Ordinance relating to the labor agreement between the City of Milwaukee and Milwaukee Police Supervisors' Organization.

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

32. **151472** **SPONSORED BY: Ald. Murphy and Ald. Kovac** **INTRODUCED ON: 01/19/2016**
An ordinance relating to lead abatement charges.

ADOPTION OF THE FOLLOWING:

33. **150910** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/02/2015**
Substitute resolution authorizing the return of real estate located at 2119 N. 35th Street in the 15th Aldermanic District to its former owner 2119 North 35th St LLC.
34. **150955** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/02/2015**
Substitute resolution authorizing the return of real estate located at 3015 N. 9th Street in the 6th Aldermanic District to its former owner Matilda Ross (Application made by Mona Williams, Guardian).
35. **151272** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/15/2015**
Substitute resolution authorizing the return of real estate located at 4540 N. Teutonia Avenue in the 1st Aldermanic District to its former owner TYN Investments LLC.
36. **151347** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Substitute resolution authorizing the return of real estate located at 7050 N. 37th Street in the 1st Aldermanic District to its former owner Steven M. Cooper.
37. **151361** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Substitute resolution authorizing the return of real estate located at 2977-2979 N. Martin L. King Jr Drive in the 6th Aldermanic District to its former owner LaRonnie W. Gilliam.
38. **151381** **SPONSORED BY: Ald. Bohl, Ald. Witkowski, Ald. Hamilton and Ald. Bauman** **INTRODUCED ON: 01/19/2016**
Resolution amending the 2015-2016 state legislative package relating to requiring community notification and the formation of community advisory committees for adult family homes.
39. **151411** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Substitute resolution authorizing the return of real estate located at 4212 N. 49th Street in the 7th Aldermanic District to its former owner Dorothy Persons.
40. **151432** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**

Substitute resolution authorizing the return of real estate located at 2369-2371 N. 6th Street in the 6th Aldermanic District to its former owner Jantira Nakhapakorn.

41. 151433 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Substitute resolution authorizing the return of real estate located at 2744 N. 9th Street in the 15th Aldermanic District to its former owner Jantira Nakhapakorn.

42. 151459 SPONSORED BY: Ald. Stamper INTRODUCED ON: 01/19/2016

Resolution authorizing an agreement between TJM Holdings, LLC and the City of Milwaukee concerning assignment under Wisconsin Statutes 75.106 of the City's right to Wisconsin Statutes 75.521 in-rem foreclosure judgment against 1644-48 North 12th Street, in the 15th Aldermanic District.

43. 151465 SPONSORED BY: Ald. Witkowski INTRODUCED ON: 01/19/2016

Substitute resolution relating to Wisconsin Department of Transportation decisions to close highway median openings.

PLACING ON FILE THE FOLLOWING:

44. 151385 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Substitute resolution authorizing the return of real estate located at 8082 N. Pingree Avenue in the 9th Aldermanic District to its former owner Rosie Phillips (Application made by Wells Fargo C/O Gray & Associates).

45. 151454 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Substitute resolution authorizing the return of real estate located at 4660 N. 29th Street in the 1st Aldermanic District to its former owner Midwest Commercial Funding LLC.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

46. 151383 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Resolution relating to the appeal of LaKeisha Cole for damages due to police negligence. (6th Aldermanic District)

47. 151466 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/19/2016

Resolution relating to the appeal of Sharon Shell for property damage.

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

48. 151359 **SPONSORED BY: Ald. Kovac, Ald. Coggs
and Ald. Bauman** **INTRODUCED ON: 12/15/2015**
A substitute ordinance relating to overnight parking in certain designated areas.
(Committee vote: Three "ayes", two "noes")

49. 151388 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
A substitute ordinance relating to parking controls.

ADOPTION OF THE FOLLOWING:

50. 151360 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution authorizing acceptance and funding of a 2015/2016 Milwaukee Area Violent
Crime Task Force grant.

51. 151370 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution authorizing the Milwaukee Police Department to accept and fund a Crisis
Intervention Training grant through the Greater Milwaukee Foundation.

52. 151373 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution authorizing the acceptance of additional funding for the Zoo Interchange
Traffic Mitigation Project overtime agreement with the Wisconsin Department of
Transportation.

REFERRED TO THE COMMON COUNCIL WITHOUT RECOMMENDATION:

53. 151389 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
A substitute ordinance relating to traffic controls.

PLACING ON FILE THE FOLLOWING:

54. 150947 **SPONSORED BY: Ald. Bohl** **INTRODUCED ON: 10/13/2015**
A substitute ordinance relating to a private ambulance dispatch fee.

55. 151464 **SPONSORED BY: Ald. Witkowski and
Ald. Bohl** **INTRODUCED ON: 01/19/2016**
Communication from the Milwaukee Water Works and the Milwaukee Health Department
relating to water quality in the area of the Milwaukee Harbor.

**THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
RECOMMENDS:****ADOPTION OF THE FOLLOWING:**

61. **151053** **SPONSORED BY: Ald. Davis, Ald. Zielinski and Ald. Stamper** **INTRODUCED ON: 11/02/2015**
Resolution creating the Advisory Board of the Milwaukee Youth Council's Restorative Justice Initiative.
(Committee vote: Three "ayes", one "no", one excused)
62. **151398** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution relative to the acceptance and funding of the Fiscal Year 2014 Continuum of Care Program from the U. S. Department of Housing and Urban Development for the Milwaukee City and County Continuum of Care.
63. **151414** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Resolution authorizing acceptance of additional funding of the Milwaukee Continuum of Care grant from the Greater Milwaukee Foundation Inc.
(Committee vote: Three "ayes", one abstention, one excused)

CONFIRMATION OF THE FOLLOWING:

64. **151395** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Appointment of Theodore Loehrke to the Business Improvement District #8 (Historic King Drive) by the Mayor. (6th Aldermanic District)
65. **151396** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Appointment of Mark Flaherty to the Business Improvement District #21 (Downtown Management District) by the Mayor. (4th Aldermanic District)
66. **151397** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Appointment of Thomas Irgens to the Business Improvement District #21 (Downtown Management District) by the Mayor. (4th Aldermanic District)

PLACING ON FILE THE FOLLOWING:

67. **140274** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/03/2014**
Communication from the Department of Administration-Office of Environmental Sustainability relating to a quarterly report of contributions and expenditures to the Common Council of the HOME GR/OWN program.

68. 151087 **SPONSORED BY: Ald. Davis, Ald. Zielinski and Ald. Stamper** **INTRODUCED ON: 11/24/2015**
Communication from the Milwaukee Youth Council relating to a proposed restorative justice program.
69. 151450 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/19/2016**
Communication from the Department of City Development relating to the 2015 Healthy Neighborhoods Initiative accomplishments.

THE STEERING & RULES COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

70. **151368** **SPONSORED BY: Ald. Kovac** **INTRODUCED ON: 01/19/2016**
An ordinance relating to procurement by the charter school review committee.

CONFIRMATION OF THE FOLLOWING:

71. **151334** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/15/2015**
Appointment of Ruben Burgos to the Charter School Review Committee by the Mayor.
(14th Aldermanic District)

MATTERS FOR IMMEDIATE ADOPTION:

72. **151516** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/09/2016**
Resolution approving a final certified survey map for HCP Real Estate LLC.
73. **151555** **SPONSORED BY: Ald. Hamilton** **INTRODUCED ON: 02/09/2016**
Resolution directing the Department of Administration - Intergovernmental Relations Division to oppose Wisconsin SB 554 relating to the sale of municipal water or sewer utilities to investor-owned public utilities.