



# City of Milwaukee

## Council Agenda

### COMMON COUNCIL

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

Tuesday, September 25, 2007

9:00 AM

Common Council Chambers

*Amended on 9/24/07*

**Willie L. Hines, Jr.**, 15th District

*President*

**Ashanti Hamilton**, 1st District

**Joe Davis, Sr.**, 2nd District

**Michael S. D'Amato**, 3rd District

**Robert Bauman**, 4th District

**James Bohl, Jr.**, 5th District

**Michael McGee, Jr.**, 6th District

**Willie C. Wade**, 7th District

**Robert G Donovan**, 8th District

**Robert W. Puente**, 9th District

**Michael J. Murphy**, 10th District

**Joseph A. Dudzik**, 11th District

**James N. Witkowiak**, 12th District

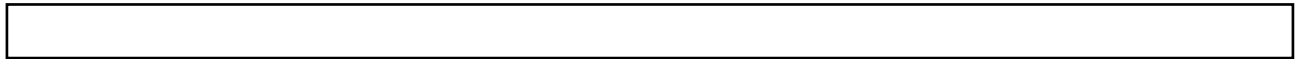
**Terry L. Witkowski**, 13th District

**T. Anthony Zielinski**, 14th District

### Order of Business

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

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- e.     **050651**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 09/07/2005**  
Resolution approving a memorandum of understanding between the U.S. Coast Guard, the State of Wisconsin Department of Natural Resources, and the City of Milwaukee Police Department regarding voluntary cooperation and assistance on homeland security enforcement.
- f.     **060224**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 06/02/2006**  
Resolution creating a Community Anti-Violence Task Force.
- g.     **060645**     **SPONSORED BY: Ald. Puente**     **INTRODUCED ON: 09/06/2006**  
Resolution authorizing the Police Department to accept a donation of "Slow Down" yard signs.
- h.     **060785**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 09/26/2006**  
Communication by the Mayor relative to the success of his current anti-violence initiative in the city of Milwaukee
- i.     **061054**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 11/14/2006**  
Communication by the Milwaukee Police Department relative to the Badger TraCS (Traffic and Criminal) Software System.
- j.     **061067**     **SPONSORED BY: Ald. Zielinski**     **INTRODUCED ON: 11/29/2006**  
Resolution reserving \$300,000 in the 2007 Common Council Contingent Fund for expansion of a school security initiative program to provide City of Milwaukee police services to Milwaukee Public Schools.
- k.     **061159**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 12/12/2006**  
Communication from Mayor Tom Barrett related to the State of the City.
- L.     **031526**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 03/02/2004**  
Resolution which authorizes the Commissioner of Public Works to standardize the criteria for evaluating streets for the two-inch snowfall parking rule.
14.    **061200**     **SPONSORED BY: Ald. Davis And Ald. Witkowski**     **INTRODUCED ON: 01/17/2007**  
Communication relative to the findings of the Fireworks Task Force.
15.    **070758**     **SPONSORED BY: THE CHAIR**     **INTRODUCED ON: 09/05/2007**  
Communication from the Police Department relating to the department's 2007 Neighborhood Safety Initiative Program.









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

1. **041745**      **SPONSORED BY: Ald. Murphy, Ald. Bohl And Ald. Bauman**      **INTRODUCED ON: 04/12/2005**  
Substitute resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state legislation relating to Mayoral appointment of fire and police chiefs in first class cities.
  
2. **070580**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**  
Substitute resolution relating to an appeal from James White for property damage. (6th Aldermanic District)  
---(\$800.00)
  
3. **070592**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**  
Substitute resolution to settle claim of Cermele & Associates for defense of various police officers.  
---(\$16,920.21)  
  
*This file includes payment of legal fees for the following officers: Todd Bohlen, Justin Carloni, Timothy Behning, David Claas, Larry Leibsle, Alan Schleif, Robert Toeller, Michael Dederich, Jeffrey Timmerman, Jeffrey Grambow, Montell Carter, David Dalland, Joseph Goggins, Tim McNair, Ray Harris, Brad Westergard, Virgil Cotton, Tinethea Jones, Bennie Higgins, John Miller, Teresa Patrick, Rafael Rivera, David Waliszewski, Tommy Wilson and Gregory Hunter.*
  
4. **070596**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**  
Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2006 tax roll, plus interest applicable to date of repayment, if appropriate.
  
5. **070653**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
Resolution to authorize the City Attorney to execute additional documents in furtherance of the settlement agreement in the matter of Steven J. Alexander, et al v. City of Milwaukee, et al.
  
6. **070656**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
Resolution authorizing settlement of the claim of Larry Fettig.
  
7. **070670**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
Substitute resolution relating to an appeal from Carol Garson for property damage.  
---(\$69.63)





- e. **060880**      **SPONSORED BY: Ald. Hines Jr.**      **INTRODUCED ON: 10/24/2006**  
 An ordinance relating to the composition and term of office for certain commissioners of the community relations-social development commission.
- f. **061094**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 12/12/2006**  
 Resolution relating to an appeal from Kevin Otto for property damage. (1st Aldermanic District)
- g. **061177**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/17/2007**  
 Resolution relating to an appeal from Ravenswood Auto Center, Inc. for property damage. (10th Aldermanic District)
20. **070431**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 06/19/2007**  
 Resolution relating to a claim from Larry Fettig for property damage. (11th Aldermanic District)
21. **070664**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
 Communication from the City Attorney transmitting a semiannual report as to the determination and disposition of all claims pending and closed through June 30, 2007.
22. **070743**      **SPONSORED BY: Ald. Bauman**      **INTRODUCED ON: 09/05/2007**  
 Resolution authorizing an agreement between the City of Milwaukee and West End Development Corporation for assignment of the City's right to an in-rem foreclosure judgment under s. 75.106, Wis. Stats., against the property at 751 N. 25th St. in the 4th Aldermanic District.
23. **070762**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
 Communication from Jason Helgerson, the State Medicaid Director, related to the Governor's Health Care Agenda.

**DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:**

24. **Various claims against the city:**
- a. **070323**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 05/30/2007**  
 Resolution relating to an appeal from Atty. Scott Taylor on behalf of Priscilla Chronus for recording fees. (5th Aldermanic District)
- b. **070413**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 06/19/2007**  
 Resolution relating to the Claim of Edward Terry, Jr. for property damage. (1st Aldermanic District)
- c. **070581**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**









Substitute resolution directing the proper city officials to prepare documents necessary for an adjustment to the project plan for Tax Incremental District N. 56 (Erie/Jefferson Street) relating to the intersection of Milwaukee, Young and Menomonee Streets and adjoining properties.

**CONFIRMATION OF THE FOLLOWING:**

19. **070634**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**  
Reappointment of Catherine Doyle to the Board of Zoning Appeals by the Mayor. (15th Aldermanic District)
20. **070635**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 07/31/2007**  
Reappointment of Donald Jackson to the Board of Zoning Appeals by the Mayor. (4th Aldermanic District)
21. **070749**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 09/05/2007**  
Reappointment of Sandy Ackerman to the Historic Preservation Commission by the Mayor. (5th Aldermanic District)

**REFER TO COMMON COUNCIL WITHOUT RECOMMENDATION:**

22. **061111**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 12/12/2006**  
Substitute ordinance relating to the change in zoning from Neighborhood Shopping to Detailed Planned Development, on land located on the North Side of East Brown Street and West of North Holton Street, in the 6th Aldermanic District.

**PLACING ON FILE THE FOLLOWING:**

23. **Various absolute files:**
- a. **030138**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 05/13/2003**  
Ordinance establishing a Development Incentive Zone (DIZ) known as Pabst City, located generally North of West Highland Avenue and West of North 8th Street, in the 4th Aldermanic District. (DCD)
- b. **030139**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 05/13/2003**  
Ordinance relating to the change in zoning from Warehousing and Light Manufacturing (C9H) to Mixed Activity (C9G), on land located generally North of West Highland Avenue and West of North 8th Street, in the 4th Aldermanic District.
- c. **031613**      **SPONSORED BY: Ald. Bohl**      **INTRODUCED ON: 03/02/2004**  
A substitute ordinance relating to zoning regulations for day care centers.











Substitute resolution amending a special privilege for change of ownership to Jack L. Marcus, Inc. for encroachment into the public right-of-way of an underground electrical conduit for the premises at 5300 West Fond du Lac Avenue, in the 2nd Aldermanic District.

**f.      070467                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/11/2007**

Substitute resolution amending a special privilege for change of ownership to Hide House 2007, LLC for a bridge and a communications tunnel for the premises at 2625 South Greeley Street, in the 14th Aldermanic District.

**g.      070468                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/11/2007**

Substitute resolution amending a special privilege for change of ownership to Daniel R. Pope for encroachment into the public right-of-way of a concrete retaining wall and concrete steps for the premises at 9034 West Howard Avenue, in the 11th Aldermanic District.

**h.      070480                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/11/2007**

Substitute resolution amending a special privilege for change of ownership to RFP Office, LLC for several items and for addition of two covered walks, a sign and a platform with ramp in the public right-of-way for the premises at 1104-1122 North Old World Third Street, in the 4th Aldermanic District.

**i.      070537                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/11/2007**

Substitute resolution amending a special privilege for change of ownership to C & E Investment Properties, LLC for encroachment into the public right-of-way of a handicap ramp and step for the premises at 1405 West Lincoln Avenue, in the 12th Aldermanic District.

**j.      070584                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Substitute resolution amending a special privilege for change of ownership to Todd and Nancy Sokolowski for a wood deck structure for seating encroaching in the public right-of-way for the premises at 4014-24 South Howell Avenue, in the 14th Aldermanic District.

**k.      070586                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Substitute resolution amending a special privilege for change of ownership to 433 Michigan, LLC for encroachment into the public right-of-way of underground conduit and vertical precast concrete pilasters for the premises at 433 East Michigan Street, in the 4th Aldermanic District.

**L.      070588                      SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Substitute resolution granting a special privilege to J & M Castro, LLC to construct and maintain a covered walk, movable planters, cameras and excess door swings for the premises at 3001 South 6th Street, in the 14th Aldermanic District.





Resolution authorizing and directing the Commissioner of Public Works to submit a project application and to execute an agreement with the Wisconsin Department of Transportation for funding for local street improvements under the Local Roads Improvement Program.

**15.     070711                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 09/05/2007**

Resolution to revise the Local Force Account Contract with the Wisconsin Department of Transportation relative to the cost participation of installing interim lighting, the installation of permanent lighting improvements and the removal of the interim lighting in the area bounded by North 13th Street to North Plankinton Avenue and West St. Paul Avenue to West Wells Street and adjoining streets in conjunction with Marquette Interchange reconstruction with an increase of \$133,396.36 or 23.49% for a new total of \$567,795.40, with 100% grantor funds.

**16.     070725                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 09/05/2007**

Resolution authorizing the Commissioner of Public Works to install fiber and provide network connectivity at the expense of and for the use and benefit of the Milwaukee Institute of Art & Design.

**CONFIRMATION OF THE FOLLOWING:**

**17.     070640                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Reappointment of Reuben Harpole to the Citizens' Advisory Committee on the Naming of public Buildings, Facilities and Streets by the Mayor. (4th Aldermanic District)

**18.     070643                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Reappointment of Representative David Cullen to the Milwaukee Metropolitan Sewerage District by the Mayor. (10th Aldermanic District)

**19.     070644                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Reappointment of Representative Pedro Colon to the Milwaukee Metropolitan Sewerage District by the Mayor. (12th Aldermanic District)

**PLACING ON FILE THE FOLLOWING:**

**20.     070538                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/11/2007**

Substitute resolution authorizing the honorary naming of W. Martin Drive east of N. 55th Street in front of the Milwaukee Radio Group property to Bob and Brian Way.

**21.     070587                    SPONSORED BY: THE CHAIR    INTRODUCED ON: 07/31/2007**

Resolution amending a special privilege for change of ownership to 433 Michigan, LLC for encroachment into the public right-of-way for concrete pilasters for the premises at 433 E. Michigan St., in the 4th Aldermanic District.

**22.     070647                    SPONSORED BY: Ald. Dudzik    INTRODUCED ON: 07/31/2007**

Communication from the Department of Public Works relating to City database for sewer lines.

**THE STEERING & RULES COMMITTEE RECOMMENDS:**

---The following item may be referred from the SPECIAL Steering & Rules Committee meeting held on Tuesday, September 25, 2007 at 8:30 A.M.

1.     **070744**             **SPONSORED BY: THE CHAIR**                             **INTRODUCED ON: 09/05/2007**  
       Motion approving a schedule of regular meetings of the Common Council and its standing committees for the year 2008.

**RESOLUTIONS FOR IMMEDIATE ADOPTION:****070784****SPONSORED BY: THE CHAIR****INTRODUCED ON: 09/25/2007**

Resolution approving various final certified survey maps.

**070806****SPONSORED BY: Ald. D'Amato****INTRODUCED ON: 09/25/2007**

Resolution to authorize the naming of West Manpower Place as a private road internal to the Manpower site located south of West Cherry Street and east of North Dr. Martin Luther King Jr. Drive, in the 3rd Aldermanic District.