



**City of Milwaukee**  
**Common Council Minutes**  
**COMMON COUNCIL**

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

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Tuesday, February 9, 1999

9:00:00 AM

Common Council Chambers

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PRESENTATIONS

**Present:** 16 -

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

**Excused:** 1 -

Gordon

THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981304](#) 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 "Employees' Retirement System", delete one position of "Management Accountant" and one position of "Administrative Services Coordinator"; and add one position of "Management Accountant-Senior" and one position of "Administrative Specialist-Senior."  
  
Under "Health Department, Administration Decision Unit", delete one position of "Network Services Coordinator-Junior" and add one position of "Network Analyst-Assistant."  
  
Under "Police Department, Administration Decision Unit, Personnel and Administration Bureau, Personnel Division", delete one position of "Police Health and Safety Coordinator" and one position of "Deputy Inspector of Police" and add one position of "Administrative Lieutenant of Police (Health and Safety)" and one position of "Police Department Personnel Administrator"; under "Technical Services Bureau, Communications Operations Division", delete the title "Dispatcher" and substitute in lieu thereof the title "Police Dispatcher" and delete footnote "(I)."

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 All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 2) [981305](#) 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 004, add the title "Health Insurance Specialist 6/" with footnote "6/" to read as follows: "6/ Appointment shall be up to the fourth step at the discretion of the Commissioner of Health."

Part 2. Section 3 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 220, add the footnote designation "5/" following the title "Garage Attendant" and add the following footnote to read: "5/ Effective Pay Period 1, 1999, Donald Shuda shall be paid the biweekly rate of \$1,143.92. He shall be frozen at this 1998 rate until such time that this biweekly rate would be less than the maximum rate of the Garage Attendant position. At that time, he shall be paid at the maximum rate of the Garage Attendant position."

Part 3. Section 6 of ordinance File Number 980576 relative to rates of pay of offices and positions in the City Service is hereby amended as follows:

Create Pay Range 478 as follows:

"Pay Range 478

Official Rate-Biweekly

\$1,080.20 1,107.29 1,156.42 1,208.47

\$1,262.84 1,334.07 1,387.91 1,441.47

Police Dispatcher."

Part 4. 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 596, add the title "Network Analyst-Assistant."

Part 5. Section 18 of ordinance File Number 980576 relative to rates of pay of offices and position in the City Service is hereby amended as follows:

Under Pay Range 804, create the footnote designation "1/" next to the title "Police Alarm Operator" and add a footnote reading: "1/ Positions occupied by Police Alarm Operators to be reclassified to Police Dispatcher upon becoming vacant."

Part 6. Section 19 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 836, delete the title "Police Health and Safety Coordinator" and add the title "Administrative Lieutenant of Police (Health and Safety) 1/."

Part 7. 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 (Effective Pay Period 5, 1999 - February 21, 1999):

Under Pay Range 440, delete the title and accompanying footnote "Lead Police Telecommunicator 4/" and create Pay Range 441 as follows:

"Pay Range 441

Official Rate-Biweekly

\$1,047.17 1,068.18 1,091.82 1,116.71

\$1,153.42

Lead Police Telecommunicator"

Part 8. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 9. The provisions of Part 6 of this ordinance are in force from and after Pay Period 5, 1999 (February 21, 1999).

The provisions of all other parts 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 10. 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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

ADOPTION OF THE FOLLOWING:

- 3) [980372](#) Substitute resolution appropriating \$13,050 to the Police Department from the 1998 Special Purpose Account - Reimbursable Services Advance Fund.

Resolved, By the Common Council of the City of Milwaukee, that \$13,050 be and hereby is appropriated from the Reimbursable Services Advance Fund ( Account Number 01-074-8001) to the Police Department (Account Number 01-331-5000 ) for expenses that are reimbursed by the Parking Fund; and, be it

Further Resolved, That the procedures for handling and advancing funds in anticipation of reimbursable revenue be in accordance with those set forth in Common Council File Number 80-1513.

**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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 4) [981103](#) 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) Ald. Paul Henningsen (CC-CC) "Finance & Accounting Basics for Non-Bean Counters"; Milwaukee, WI; 2/10-11/99; \$395.00.

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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 5) [981383](#) Resolution authorizing attendance at conventions and further authorizing appropriation and expenditure of Common Council Contingent Funds during April - December by employees of city departments.
- Whereas, Funding of \$50,000 for convention travel for city employees and Board and Commission members has been included in the 1999 Budget in the Special Purpose sub-class Convention and Travel Expenses Fund; and

Whereas, This resolution is in accordance with travel regulations and procedures in Section 350-181 of the Milwaukee code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that attendance at conventions during January -- March, 1999 as listed on Exhibit A attached to Common Council File No. 980994, is hereby authorized; and, be it

Further Resolved, That the funds for attendance at these conventions is provided from the sub-class Convention and Travel Expense Fund (Fund 0001, Sub-class S800, Account 006300); and, be it

Further Resolved, That the dollar amount shown for each authorized convention listed in Exhibit A is an estimate of the convention attendance expenses and is included to facilitate the necessary dollar advances for such purposes; and, be it

Further Resolved, That ACTUAL city payment (or reimbursement) for convention expenses incurred and reported by the convention attendee, reporting requirements, control procedures, etc., shall be in accordance with the Authorized Travel Regulations and Procedures Ordinance (Section 350-181) of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That the Comptroller is hereby authorized and directed to allocate appropriations to the individual departments from Fund 0001, Sub-class S800, Account 006300 in accordance with exhibit A; and, be it

Further Resolved, That the Comptroller is hereby authorized and directed to request Contingent Funds for any real amounts that exceed the estimated amounts in Exhibit A.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

6) [981384](#)

Substitute resolution authorizing carryover of certain fund balances from 1998 to 1999 in accordance with Section 65.07(1)(p), Wisconsin Statutes.

Whereas, It has been the practice of the Mayor and the Common Council of the City of Milwaukee to maintain as low a tax rate as is possible, consistent with the standard of services requested by the citizens of Milwaukee; and

Whereas, The authorization to carry over certain available fund balances to permit achieving or completing a previously authorized and funded purpose, program, project, or equipment purchase is in the best interests of the City and assists in reducing the amounts that must be levied on taxable property in the City of Milwaukee; and

Whereas, The Budget and Management Division and the Committee on Finance and Personnel have reviewed 1998-1999 carryover requests and recommend in this resolution those carryovers which appear to be in compliance with Section 65.07(1)(p), Wisconsin State Statutes, Capital Guidelines, Grant and Aid Guidelines, Community Development Agency Guidelines, and other prudent criteria; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that it hereby authorizes and directs the City Comptroller to carry over the accounts enumerated in Exhibit A (attached to this file) in the amounts set forth in the recommended column; and, be it

Further Resolved, That the City Comptroller is hereby authorized and directed to close out each 1998 Capital Purpose Account not specifically authorized for carryover by this resolution or other appropriate resolution. Such close-outs shall be in accordance with the requirements of Common Council Resolution File Number 881665, et.al., Section V; and, be it

Further Resolved, That the departments affected by this resolution are hereby authorized to expend the carried over funds in accordance with the intent of the original appropriations; and, be it

Further Resolved, That each amount indicated for carryover for Special Ledger accounts is the maximum balance that can be carried over to 1999. Any balance over those amounts indicated are to revert to the Tax Stabilization Fund, in accordance with Section 304-29-3, Milwaukee Code of Ordinances; and, be it

Further Resolved, That Notwithstanding the above authorizations, that if the Comptroller, at the time of transferring this money to the succeeding years' appropriations determines that any of the above authorized funds exceeds that three-year carryover authorization, the Comptroller is hereby directed to close the funds in excess of the three-year authorization to the appropriate close-out account.

**Sponsors:** THE CHAIR

*Ald. Pratt hereby presented an amended Exhibit A to be attached to this file and move for its acceptance.*

*(This amendment makes technical correction to the budget document to reflect*

*up to date account balances.)*

*The motion prevailed.*

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

*0 Noes*

*1 Excused - Ald. Gordon*

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 7) [981477](#) Substitute resolution appropriating contingent funds to facilitate Closure of the City's 1998 books.

Whereas, Electrical energy expenses were approximately \$283,000 higher than anticipated in the 1998 budget due to a rate increase enacted after budget adoption; now, therefore, be it

Resolved, That the City Comptroller is authorized and directed to transfer up to \$210,000 from the Common Council Contingent Fund (09-910-8000) to the Department of Public Works, Buildings and Fleet Division services account (01-545-6300) and up to \$73,000 to the DPW - Infrastructure Services Division services account (01-523-6300).

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 8) [981481](#) Substitute resolution approving Official Statement issued in conjunction with the sale of City of Milwaukee, Wisconsin, General Obligation Short-Term Promissory Notes,



Series A9 and City of Milwaukee Short-Term Promissory Notes, Series of 1999-A (Borrowing in Anticipation of the Receipt of State Shared Revenues).

Whereas, The City Comptroller on February 4, 1999 issued an Official Statement for the purpose of providing comprehensive financial and economic information respecting the City of Milwaukee as an aid to bidding on February 16, 1999, for City of Milwaukee, Wisconsin, General Obligation Short-Term Promissory Notes, Series A9 and City of Milwaukee Short-Term Promissory Notes, Series of 1999-A (Borrowing in Anticipation of the Receipt of State Shared Revenues); and

Whereas, Financial and economic information has been compiled by the Office of the Comptroller from its annual financial report, property tax records maintained by the Assessor's Office and from other books and records of the City; and

Whereas, Concurrently with the delivery of the two note issues, the City will deliver its certificate signed by its Comptroller stating that the description and statements, including financial statements, as pertaining to the City contained in the Official Statement as of its date and the date of sale and delivery of the two note issues, were and are true and correct in all material respects and do not contain an untrue statement of a material fact or omit to state a material fact required to be included therein or necessary to make the statements contained therein in the light of circumstances in which they were made not misleading; and

Whereas, Such certificate will further confirm to the effect that insofar as the descriptions and statements including financial data, contained in the Official Statement of or pertaining to non-governmental bodies and governmental bodies other than the City are concerned, such description, statements and data have been obtained from sources believed by the City to be reliable, and that the City has no reason to believe that they are untrue or incomplete in any material respect; and

Whereas, It is the intention of the Common Council to approve the aforementioned Official Statement on the basis of the representation of the Comptroller to be included in the certificate signed by the Comptroller and delivered concurrently with the delivery of the two note issues; and

Whereas, The City has identified the specific purposes for which the proceeds of the two note issues will be expended and the dates by which expenditures will be made; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Official Statement issued in relation to the sale of City of Milwaukee, Wisconsin General Obligation Short-Term Promissory Notes, Series A9 and City of Milwaukee Short-Term Promissory Notes, Series of 1999-A (Borrowing in Anticipation of the Receipt of State Shared Revenues) be and hereby is approved; and, be it

Further Resolved, That the City covenants that it will comply with the provisions of the Internal Revenue Code of 1986, Section 103 and Sections 141 to 150, and amendments and applicable regulations adopted thereto if and to the extent required to maintain the exemption of interest on the two note issues from federal income taxation.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 9) [981482](#) Substitute resolution approving an agreement in conjunction with the sale of an amount not to exceed \$120,000,000 City of Milwaukee, Wisconsin short-term promissory notes, Series of 1999-A.

Whereas, Common Council Resolution File No. 981190 adopted December 18, 1998 authorized the issuance of an amount not to exceed \$120,000,000 in short-term promissory notes pursuant to the provisions of sec. 67.12(1), Stats., for the purpose of financing the operating budget on an interim basis pending receipt of State shared revenue payments due in November, 1999; and

Whereas, Pursuant to the terms of such resolution, all shared revenue payments due in November, 1999 and all other general fund revenues included in the budget for calendar year 1999 which are due and not yet paid the City of Milwaukee and which are not otherwise applied are irrevocably pledged for the prompt payment of notes through December 31, 1999; and

Whereas, Pursuant to the resolution, the City has agreed to enter into an agreement under which the City will irrevocably deposit general fund revenues with the trustee to purchase direct obligations of the U.S. Government in an amount sufficient together with earnings thereon to pay the principal and interest due on the notes at maturity; and

Whereas, The Commissioners of the Public Debt have determined to issue short-term promissory notes, Series of 1999-A for delivery on or about March 2, 1999 in the principal amount of \$115,000,000 pursuant to the provisions of sec. 67.12(1), Stats., for the purpose of financing the operating budget on an interim basis pending receipt of State shared revenue payments in November, 1999; and

Whereas, The City and The Chase Manhattan Bank, the City's fiscal agent, are desirous of entering into an agreement wherein and whereby the City will deposit general fund revenues on or before December 31, 1999 with The Chase Manhattan Bank to purchase direct obligations of the U.S. Government thereon to pay the principal and interest due on the notes at maturity; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the addendum to the agreement by and between the City and The Chase Manhattan Bank, a copy of which is annexed to the file, be and hereby is approved, and the proper City officers be and hereby are authorized and directed to execute the same on behalf of the City of Milwaukee.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 10)      [981493](#)      Substitute resolution approving the Memorandum of Understanding between the City of Milwaukee Negotiating Team and Milwaukee District Council 48, AFSCME, AFL-CIO, relative to compensation for a certain employee in the Buildings and Fleet Division of the Department of Public Works.

Whereas, The agreement between the City Negotiating Team and Milwaukee District Council 48, AFSCME, AFL-CIO, has been reduced to writing; and

Whereas, Memorandum of Understanding embodying the agreement reached by the parties to such negotiations, copies of which are attached to Common Council File No. 981493 and incorporated herein as though fully set forth at length, subject to ratification by the Common Council; 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, 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 Memorandum of Understanding in accordance with its terms and conditions be obtained for and charged to the appropriate department 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 11)      [981494](#)      Substitute resolution appropriating up to \$15,000 from the Common Council Contingent Fund to a special purpose account to correct emergency situations in residential units.
- Whereas, Section 200-21 of the Milwaukee Code of Ordinances authorizes the commissioner of neighborhood services to enter upon residential premises, both owner-occupied and renter-occupied, to take actions necessary to provide essential services, make necessary repairs or provide needed maintenance of structures or equipment when the owners of such premises have failed to provide these services, repairs or maintenance and where such failure creates emergency situations that constitute a substantial threat to public health, safety and welfare; and
- Whereas, A special purpose account, the Maintenance of Essential Utility Services-Residential Real Property fund (Account Number 01-045-8001), has been established for the purpose of funding activities of the commissioner of neighborhood services authorized by s. 200-21; and
- Whereas, The 1998 City Budget appropriation for the Essential Utility Services-Residential Real Property special purpose account was \$65,000; and
- Whereas, Due to unforeseen circumstances, including the expenditure of approximately \$20,000 for the repair of sewer laterals and \$7,000-\$10,000 for the installation of new water service in situations where several dwellings share a water source, the 1998 Essential Utility Services-Residential Real Property special purpose account had a balance of -\$11,833 as of January 29, 1999; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the City Comptroller is authorized and directed to transfer up to \$15,000 from the 1998 Common Council Contingent Fund (Account Number 09-910-8000) to the 1998 Essential Utility Services-Residential Real Property special purpose account (Account Number 01-045-8001) to eliminate any negative balance in the latter fund.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

CONFIRMATION OF THE FOLLOWING:

- 12) [981455](#) Reappointment of Tyrone Powell to the Deferred Compensation Plan Board by the Mayor. (5th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 13) [980553](#) Communication from the Department of Employee Relations transmitting a communication relative to classification studies scheduled for Fire and Police 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 14) [981256](#) An ordinance relating to compliance by the Board of Zoning Appeals relative to Chapter 360 of the City Code.

**Sponsors:** Ald. Pratt

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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 15) [981418](#) 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

THE UTILITIES AND LICENSES COMMITTEE RECOMMENDS:

APPROVAL OF THE FOLLOWING:

- [981023](#) 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

*ALD. WITKOWIAK moved to grant the Class "A" Malt License of Larry G. Leiting, Agent for Ridge Liquors, Inc., Cigarette & Tobacco at 1033 N. Van Buren Street. ("Kohl's")*

*ALD. HENNINGSEN moved to return the Class "A" Malt License back to Committee.*

*The motion prevailed.*

*ALD. MURPHY moved to return the Class "D" Bartender application of Shanda M. Kluge back to Committee.*

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

**Aye:** 10 - Pratt, Kalwitz, D'Amato, Henningsen, Johnson-Odom, Richards, Witkowiak, Nardelli, Murphy Hines Jr.

**No:** 6 - Schramm, Frank, Butler, Scherbert, Pawlinski Breier

**Excused:** 1 - Gordon

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. Witkowiak that this matter be APPROVED. The motion carried by the following vote:**

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

**No:** 0

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 2) [981495](#) Communication from the Commissioner of Railroads relative to a petition of the Soo Line Railroad Co. for the closure of the public crossing of its tracks with North 12th Street in the City of Milwaukee.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

THE UTILITIES AND LICENSES FURTHER RECOMMENDS APPROVAL OF THE FOLLOWING:

- 3) [981024](#) 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

*BY ALD. GORDON ---*

*by recommending approval of said motion.*

*THE CLERK swore in the Court Reporter.*

*Recommendation of nonrenewal of the Class "D" Bartender Licenses of the following applicants. Written objections have not been filed by the licensees. (Committee Votes: 5 Ayes; 0 Noes; Expiration Dates: 12-31-98).*

*Jessica L. Burkhardt*

*James P. Cook*

*Sammie Lee Hodges, Sr.*

*Cheryl A. Kerwin*

*Daniel M. Mason*

*Antonio G. Sandoval*

*Joseph M. Barber*

*Diane M. Cahak*

*John L. Chmela*

*Barry M. Collins*

*Marcus C. Duke*

*Andrew J. Goba*

*Patricia J. Jorgensen*

*Michael A. Kessler*

*Carrie L. Linder*

*Arturo Martin*

*Marsha A. Mattes*

*Donell Ragsdale*

*Rodolfo Sandoval*

*Sigmund M. Stanislawski not present.*

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

*Ayes: 12 - Ald. Pratt, D'Amato, Schramm, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy, Hines and President Kalwitz.*

*Noes: 2 - Ald. Nardelli and Johnson-Odom.*

*Excused: 3 - Ald. Henningsen, Gordon and Frank.*

*THE CHAIR questioned whether any of the applicants or their counsel was present and wished to address the Council.*



*Neither were present.*

*Jessica L. Burkhardt not present.*

*James P. Cook not present.*

*Sammie Lee Hodges, Sr. not present.*

*Cheryl A. Kerwin not present.*

*Daniel M. Mason not present.*

*Antonio G. Sandoval not present.*

*Joseph M. Barber not present.*

*Diane M. Cahak not present.*

*John L. Chmela not present.*

*Barry M. Collins not present.*

*Marcus C. Duke not present.*

*Andrew J. Goba not present.*

*Patricia J. Jorgensen not present.*

*Michael A. Kessler not present.*

*Carrie L. Linder not present.*

*Arturo Martin not present.*

*Marsha A. Mattes not present.*

*Donell Ragsdale not present.*

*Rodolfo Sandoval not present.*

*Sigmund M. Stanislawski not present*

*ALD. WITKOWIAK moved for adoption of file 981024.*

*The motion prevailed by the following vote:*

*Ayes: 12 - Ald. Pratt, D'Amato, Schramm, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy, Hines and President Kalwitz.*

*Noes: 0.*

*Excused: 5 - Ald. Henningsen, Johnson-Odom, Gordon, Frank and Nardelli.*

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

**Aye:** 12 - Pratt, Kalwitz, D'Amato, Schramm, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Murphy Hines Jr.

**No:** 0

**Excused:** 5 - Henningsen, Johnson-Odom, Gordon, Frank Nardelli

THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [971732](#) Substitute resolution relative to various legislative bills.

Whereas, The Judiciary and Legislation Committee of the Common Council has recommended the following position on the bill 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 opposes the following legislative bill and instructs the Division of Intergovernmental Relations to appear before the proper committees to oppose such bill and use its best endeavors to have the same enacted into law, viz:

45-AB, relating to Dangerous Weapons in Schools; Hotline.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 2) [981395](#) Substitute resolution to settle claim of Darryl A. Bracey 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 \$270.00 payable to Darryl A. Bracey, P. O. Box 342, Starkville, Mississippi, 39759, 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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 3) [981442](#) Resolution relative to the cancellation of snow removal charges placed on the 1998 Tax Roll. (Sanitation)

Whereas, Snow removal charges were made against a parcel of real estate in 1998; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that proper city officers are authorized and directed to amend the 1998 Tax Roll by cancelling the snow removal charges of \$103.91 due to the following: (1) the decision of the Administrative Review Appeals Board to reduce the charges to \$52, and (2) previous payment of the reduced charge of \$52 by the property owner, to the possessor of the 1998 tax bill for Key Number 309-1201-000-3 also known as 3115 W. Fond du Lac Ave., chargeable to Fund Number 0001, ORG 5650, Prog - 0001, Account 009400; and be it

Further Resolved , That no interest be paid on the delinquent charge in this resolution.

**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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 4) [981488](#) Resolution approving a settlement agreement in a discrimination charge entitled Rita Anderson v. City of Milwaukee, ERD Case No. 199703555, to be paid from the City Attorney's Damages and Claims Fund Special Purpose Account. (City Atty.)  
Whereas, The charging party, Rita Anderson, filed a fair employment charge with the Equal Rights Division, claiming discrimination regarding her discharge from employment; and

Whereas, The parties have agreed to settle this matter in the amount of \$6,242.56, which represents attorneys fees and costs; \$15,620.94, which represents back pay, less interim earnings, from which all appropriate payroll deductions will be made, including state and federal taxes, and City pension contributions; \$28,136.50, which represents payment in lieu of reinstatement and damages; and

Whereas, The City Attorney recommends, and the Common Council of the City of Milwaukee deems it expeditious and just to settle this; 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 \$6,242.56, payable to Murray & Cross, which represents attorney's fees and costs, and \$28,136.50 payable to Ms. Rita Anderson, which represents payment in lieu of reinstatement and damages; and that these funds shall be appropriated from the Damages and Claims Fund, Special Purpose Account Fund 0001 Org 1490 Program 0001 Sub-Class S118 Account 006300; now, therefore, be it

Further 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 \$15,620.94, payable to Ms. Rita Anderson, which represents back pay, less interim earnings, and from which all necessary and appropriate deductions will be made including all federal and state taxes and City pension contributions, in full and final settlement of this lawsuit, upon receipt of a release of claims, approved as to form and execution by the City Attorney, and that these funds shall be appropriated from the City Attorney's Damages and Claims Fund, Special Purpose Account Fund 0001 Org 1490 Program 0001 Sub-Class S118 Account 006300; and, be it

Further Resolved, That the Common Council of the City of Milwaukee approves the expenditure of funds by the proper City Officers of the specific amounts necessary to implement the settlement; and, be it

Further Resolved, That the appropriate City officials are hereby authorized and directed to execute all instruments and documents and to take any other actions as may be necessary to implement the provisions of this Resolution.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 5) [981489](#) Resolution authorizing payment of judgment in the action entitled Davis v. City of Milwaukee, et al., U.S. District Court Case No. 96-C-1099. (City Atty.)
- Whereas, This matter began as a pro se civil rights complaint filed against the City of Milwaukee, the City of Milwaukee Chief of Police and others, and the plaintiff was dismissed from the action when she refused to pursue the case; and
- Whereas, Among the others sued was defendant Allen Lane, a police officer, and the City Attorney's Office declined to represent defendant Lane in the action on the ground that the conduct alleged in the complaint was outside the scope of his employment; and
- Whereas, Defendant Lane subsequently hired counsel and filed a cross-claim in the action against the City of Milwaukee, seeking to have his attorney's fees and costs incurred in the action paid by the City of Milwaukee, and defendant Lane prevailed on his cross-claim; and
- Whereas, The federal court ruled expressly that defendant Lane was within the scope of his employment during the relevant time and that the City of Milwaukee was liable to defendant Lane for his costs and attorney's fees incurred in the action; and
- Whereas, On January 11, 1998, the court entered an amended judgment adjudicating specifically that defendant Lane had incurred \$16,097.85 in costs and attorney's fees in defending himself in the action; and interest on the judgment through the date of payment has accrued in the amount of \$90.20, and the City Attorney recommends and the Common Council of the City of Milwaukee deems it expeditious and just to pay this judgment and the interest payable thereon; 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 pay the judgment in the amount of \$16,097.85 which represents attorney's fees and costs incurred by defendant Lane in defending himself in the captioned matter, plus interest payable on the judgment in the amount of \$90.20, to be funded from the Damages and Claims Fund, Fund 0001 Org 1490 Program 0001 Sub-Class S118 Account 006300, and that a check in the sum of \$16,188.05 be made payable to the trust account of Attorney John E.

Machulak upon receipt of a satisfaction of judgment, approved as to form and execution by the City Attorney; and, be it

Further Resolved, That the Common Council of the City of Milwaukee approves the expenditure of funds by the proper City Officers of the specific amounts necessary to pay the judgment and post-judgment interest; and, be it

Further Resolved, That the appropriate City officials are hereby authorized and directed to execute all instruments and documents and to take any other actions as may be necessary to implement the provisions of this resolution.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

CONFIRMATION OF THE FOLLOWING:

- 6) [981453](#) Appointment of Hannah Dugan to the Ethics Board by the Mayor. (4th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 7) [981454](#) Reappointment of Joseph Chambers to the Ethics Board by the Mayor. (15th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 8) [981073](#) Substitute resolution authorizing the return of real estate located at 821-29 West Atkinson Avenue, in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate.

**Sponsors:** Ald. Frank and JUDICIARY & LEGISLATION COMMITTEE

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 9) [981434](#) Communication from the City Attorney's Office transmitting the 1/1/99 Semi-Annual In Personam 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 10) [981438](#) Appointment of Peter Weissenfluh to serve as Assessment Commissioner in the Office of the Assessor by the Mayor.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 11) [981484](#) Communication from the City Attorney's Office relative to the case of City of Milwaukee v. Ronald Collison.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

DISALLOW AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

- 12) Various claims against the City:

- a) [981263](#) Appeal of Juanita Guard 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- b) [981394](#) Appeal of Rockford Mutual Insurance Company on behalf of Jacqueline Hampton 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- c) [981396](#) Communication from the City Attorney's Office transmitting a communication from



Jerry Jisko 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- d) [981397](#) Communication from the City Attorney's Office transmitting a communication from Travelers Property Casualty on behalf of Landmark Building 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- e) [981398](#) Communication from the City Attorney's Office transmitting a communication from Travelers Property Casualty on behalf of Jacqueline Berger 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- f) [981417](#) Appeal of Kevin D. Griffin 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981342](#) 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 101-13-8 of the Code relating to School Speed Limit 20 MPH is amended by adding the following:

On W. Lakefield Avenue from S. 30th Street to S. 33rd Street

On W. Greenfield Avenue from S. 30th Street to S. 33rd Street

Part 2. Section 101-16-1 of the Code relating to Stop signs is amended by striking the following:

"On S. 23rd Street at W. Carpenter Avenue"

Part 3. Section 101-16-1 of the Code relating to Stop signs is amended by adding the following:

On W. Carpenter Avenue and S. 23rd Street in all directions

On N. 36th Street at W. Ruby Avenue

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 2) [981343](#) 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 south side of W. Scott Street from the east line of S. 35th Street to a point 50' east thereof at any time"

"On the south side of E. St. Paul Avenue from the west curb line of N. Milwaukee Street to a point 60' east thereof at any time"

Part 2. Section 101-23-4-c of the Code relating to One Hour Parking is amended by striking the following:

"On the north side of W. State Street in the 5400 block from 8:00 AM to 5:00 PM"

"On the west side of N. Van Buren Street from E. Detroit Street to E. Clybourn Street"

"On N. Summit Avenue from E. Kenwood Boulevard to E. Hampshire Street from 8:00 AM to 5:00 PM except Saturday and Sunday"

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

"On N. Prospect Avenue from E. Woodstock Place south to the railroad bridge"

"On the west side of N. Stowell Avenue from E. Locust Street to E. Linnwood Avenue on odd calendar dates from 8:00 AM to 4:00 PM except Saturday and Sunday"

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

"On E. State Street from N. Milwaukee Street to N. Jefferson Street from 7:00 AM to 6:00 PM"

"On the south side of W. Vliet Street from N. 37th Street to N. 38th Street from 7:00 AM to 9:00 AM"

Part 5. Section 101-23-10 of the Code relating to Winter Parking is amended by striking the following:

"On the south side of E. Dover Street from S. Greeley Street to S. Kinnickinnic Avenue"

Part 6. Section 101-23-10-a of the Code relating to Winter Parking is amended by striking the following:

"On the south side of E. Dover Street from S. Greeley Street to S. Howell Avenue"

Part 7. Section 101-23-10-c of the Code relating to Winter Parking is amended by striking the following:

"On S. 34th Street from W. National Avenue to W. Scott Street"

Part 8. Section 101-24-1 of the Code relating to Tow-Away Zones is amended by striking the following:

"On the east side of N. 35th Street from W. Vliet Street to W. Lisbon Avenue from 3:30 PM to 5:30 PM except Saturday and Sunday"

"On the west side of N. 35th Street from W. Vliet Street to W. Lisbon Avenue from 7:00 AM to 9:00 AM except Saturday and Sunday"

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 3) [981447](#) An ordinance relating to authorizing the commissioner of the department of city development to issue parking citations.

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

Part 1. Section 308-1-3-c-3 of the code is renumbered 308-1-3-c-4.

Part 2. Section 308-1-3-c-3 of the code is created to read:

308-1. Department of City Development.

3. COMMISSIONER.

c. Jurisdiction.

c-3. The commissioner of the department of city development is authorized to issue parking citations to illegally parked motor vehicles. Pursuant to sub. 6-b, the commissioner may designate special deputies within the department, including employees of the housing authority of the city of Milwaukee, to issue the citations to illegally parked motor vehicles on property under the ownership and control of the housing authority of the city of Milwaukee.

**Sponsors:** Ald. Hines Jr. and Ald. Richards

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

ADOPTION OF THE FOLLOWING:

- 4) [981483](#) Substitute resolution relative to application, acceptance and funding of a Driver History Initiative Project grant.
- Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Department of Transportation (WDOT) to cover the cost to Municipal Court of the development and programming effort to support the WDOT information system for receiving court orders electronically; and
- Whereas, The operation of this grant from 1/1/99 to 12/31/99 would cost \$78,750, of which \$0 (0%) would be provided by the city and \$78,750 (100%) would be provided by the grantor; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the application to the Wisconsin Department of Transportation is authorized and the Municipal Court shall accept this grant without further Common Council approval unless the terms of the grant change as indicated in s. 304-81, Milwaukee Code of Ordinances; and, be it
- Further Resolved, That the City Comptroller is authorized to:
1. Commit funds within the project/grant parent-Special Revenue Grant and Aid Project Fund, the following amounts for the program/project titled the Driver History Initiative Project:

Fund	ORG	Program	Year	Subclass	Account	Proj. Grant
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Amount  
0150 9990 0001 0000 R999 000600 GR0009000000  
78,750

2. Establish the necessary city share project values.

; and, be it

Further Resolved, That these funds are budgeted to Municipal Court 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.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 5) [981487](#) Resolution authorizing the Milwaukee Fire Department to submit a request for emergency training equipment to the United States government and to enter into a loan agreement to borrow such equipment under the Nunn-Lugar-Domenici Act. (Fire Dept.)
- Whereas, Under the federal Nunn-Lugar-Domenici Act, the United States government loans equipment to non-federal government agencies for use in performing training in preparation for acts of terrorism; and
- Whereas, It is in the best interest of the City of Milwaukee and its citizens to be prepared to respond to acts of terrorism; and
- Whereas, The Milwaukee Fire Department has been working with the U.S. Department of Defense to prepare the City for a terrorist act; and
- Whereas, The Fire Department has prepared a list of equipment to be requested from the United States government under the Nunn-Lugar-Domenici Act; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee, that the Milwaukee Fire Department is authorized and directed to submit, on behalf of the City, the training equipment request list presented in Exhibit A to the U.S. Department of Defense in conjunction with the Nunn-Lugar-Domenici Act; and, be it

Further Resolved, That the Milwaukee Fire Department, acting on behalf of the City, is authorized and directed to enter into a loan agreement with the United States government for this equipment, said agreement being as presented in Exhibit B.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 6) [981490](#) Resolution authorizing Safety Incentive Programs for designated field and shop personnel in the Department of Public Works (DPW).

Whereas, Injury Pay paid to DPW employees cost \$700,040 in 1997; and

Whereas, DPW has approximately 2,400 employees, most of whom are field and shop personnel with greater risk of injury on the job; and

Whereas, Safety Incentive Programs have proven successful in a variety of employment situations; and

Whereas, The Commissioner of Public Works, and the division managers of the participating divisions will monitor the effectiveness of the program; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that DPW be authorized to continue the Safety Incentive Programs through 1999.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 7) [981499](#) Resolution authorizing approval and execution of an extension to the paramedic contract between the City of Milwaukee and Milwaukee County. (City Atty.)

Whereas, The City of Milwaukee and Milwaukee County first entered into a contract for paramedic services on August 25, 1977; and

Whereas, The aforementioned contract as amended, was continuously in effect to December 31, 1995; and

Whereas, The City of Milwaukee and Milwaukee County executed a contract for paramedic services for the period of January 1, 1996 through December 31, 1996; and

Whereas, The aforementioned contract was extended for a one-year term from January 1, 1997 through December 31, 1997; and

Whereas, The aforementioned contract was further extended for a one-year term from January 1, 1998 to December 31, 1998, and the parties are desirous of extending the contract for a term of six-months to June 30, 1999; 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 execute the agreement to extend the contract for paramedic services between the City of Milwaukee and Milwaukee County, annexed to the file, on behalf of the City.

**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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

CONFIRMATION OF THE FOLLOWING:

- 8) [981451](#) Reappointment of Joyce Harms to the Bicycle Task Force by the Mayor. (14th 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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0



**Excused:** 1 - Gordon

- 9) [981452](#) Reappointment of Jill Erickson to the Bicycle Task Force by the Mayor. (4th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 10) [981444](#) Communication from the Police Department transmitting their 1997 Annual Report.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

- 11) [981445](#) Communication from the Milwaukee Commission on Domestic Violence and Sexual Assault relative to their 4th Quarter report.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

THE ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) Various resolutions approving a 1999 contribution agreement between the City of Milwaukee and Bid Nos. 2, 4, 5, 8, 10 and 21:
- a) [981428](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 2 (Historic Third Ward).
- Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee ("City"), via Common Council File No. 870501, adopted October 6, 1987, created Business Improvement District No. 2 ("BID No. 2") and adopted the initial Operating Plan; and
- Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and
- Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for an \$18,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and
- Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$18,000 to fund, in part, the activities authorized under the 1999 Operating Plan; and
- Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.
- Sponsors:** Ald. Henningsen
- 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.
- No:** 0
- Excused:** 1 - Gordon
- b) [981429](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 4 (Greater Mitchell Street).
- Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee

("City"), via Common Council File No. 890176, adopted July 28, 1989, created Business Improvement District No. 4 ("BID No. 4") and adopted the initial Operating Plan; and

Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and

Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for a \$25,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$25,000 to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.

**Sponsors:** Ald. Witkowiak

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- c) [981430](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 5 (Westown).

Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee ("City"), via Common Council File No. 890817, adopted November 14, 1989, created Business Improvement District No. 5 ("BID No. 5") and adopted the initial Operating Plan; and

Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and

Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for an \$18,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$18,000 to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.

**Sponsors:** Ald. Henningsen

**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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- d) [981431](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 8 (Historic King Drive).

Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee ("City"), via Common Council File No. 920644, adopted September 12, 1992, created Business Improvement District No. 8 ("BID No. 8") and adopted the initial Operating Plan; and

Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and

Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for a \$21,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$21,000 to fund, in part, the activities authorized under the 1999

Operating Plan; and

Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.

**Sponsors:** Ald. Johnson-Odom

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- e) [981432](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 10 (Avenues West). (DCD)
- Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee ("City"), via Common Council File No. 921091, adopted October 30, 1992, created Business Improvement District No. 10 ("BID No. 10") and adopted the initial Operating Plan; and

Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and

Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for a \$12,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$12,000 to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.

**Sponsors:** Ald. Henningsen

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- f) [981433](#) Resolution approving a 1999 Contribution Agreement between the City of Milwaukee and the Board of Business Improvement District No. 21 (Downtown Management District). (DCD)

Whereas, Pursuant to Section 66.608, Wisconsin Statutes, the City of Milwaukee ("City"), via Common Council File No. 970900, adopted October 14, 1997, created Business Improvement District No. 21 ("BID No. 21") and adopted the initial Operating Plan; and

Whereas, Acting pursuant to Section 66.608(3)(b), Wisconsin Statutes, the Business Improvement District Board ("Board") and the City have thereafter considered and approved annual changes to the Operating Plan; and

Whereas, The Operating Plan as changed for 1999 ("1999 Operating Plan") provides for a \$35,000 contribution from the City to the Board to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City, by the adoption of its 1999 budget, has authorized the expenditure of \$35,000 to fund, in part, the activities authorized under the 1999 Operating Plan; and

Whereas, The City's contribution is made pursuant to Section 66.608(4), Wisconsin Statutes, which authorizes the City to make "appropriations...for the benefit of the business improvement district"; 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 Contribution Agreement, a copy of which is attached to this Common Council File.

**Sponsors:** Ald. Henningsen

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

CONFIRMATION OF THE FOLLOWING:

- 2) [981456](#) Reappointment of Anne Youngclaus Stratton to the Pabst 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 3) [981460](#) Appointment of Constance Haas to the Business Improvement District #13 Oakland Avenue) by the Mayor. (3rd 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

- 1) [981480](#) An ordinance relating to a stationary engineer permit.

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

Part 1. Section 200-33-54 of the code is repealed and recreated to read:

54. STATIONARY ENGINEER. Permits to operate as regulated under s. 223-9

shall be issued on an annual basis and shall be valid from January 1 until December 31.

a. The fee for the initial permit and renewals shall be \$15. Failure to renew a permit within 30 days of expiration shall result in a lapse of the permit to operate.

b. Whenever a permit is allowed to lapse, the applicant shall pay a reinstatement fee of \$35.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

ADOPTION OF THE FOLLOWING:

2) Various resolutions approving and amending Land Disposition Reports in the 17th and 6th Districts:

a) [981157](#) Resolution amending the disposition of the surplus, improved, tax deed properties located at 3225-27 West Lisbon Avenue and 3231-33 West Lisbon Avenue, in the 17th Aldermanic District. (DCD-Real Estate)

Whereas, Common Council File No. 971481, adopted on February 10, 1998, declared surplus and directed that 3225-27 West Lisbon Avenue and the adjoining vacant lot at 3231-33 West Lisbon Avenue, be sold to a nonprofit organization for commercial development purposes, but the nonprofit organization is unable to rehabilitate said property; and

Whereas, The Commissioner of the Department of City Development recommends that said properties be sold via the open listing method:

PROPERTY ADDRESS, LISTING PRICE, ALDERMANIC DISTRICT

3225-27 West Lisbon Avenue, TK #349-2329-3 3231-33 West Lisbon Avenue,  
TK #349-2328-8 (vacant lot) \$10,000 17th

; and

Whereas, Common Council File No. 971851, adopted on April 4, 1998, designated the building at 3225-27 West Lisbon Avenue as a local historic structure and,



therefore, the buyer must obtain all necessary permits and zoning approvals; and

Whereas, The City Plan Commission has determined that said properties have no possible municipal use 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 Building Inspection of the City of Milwaukee to correct code violations; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of the Department of City Development 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 is authorized and directed to accept an Offer to Purchase on behalf of the City of Milwaukee and to perform such acts as are necessary to close the transaction under the terms and conditions as set forth above; and, be it

Further Resolved, That if no offer is received for said properties after advertising them 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, purchaser is required to bring property into compliance with applicable building codes within the time specified by the Building Inspection Department 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- b) [981294](#) Resolution approving the Land Disposition Report for the property at 227 East Vine Street for sale to New Land Enterprises, Inc. for residential development in the 6th Aldermanic District (Redevelopment Authority).

Whereas, On December 17, 1998, 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 December 17, 1998, with respect to the proposed sale of the following described parcel is approved.

PROJECT

Beer Line "B"

PARCEL NUMBER

Disposition Parcel No. 361-01-2

PROPERTY ADDRESS

227 East Vine Street

REDEVELOPER

New Land Enterprises, Inc.

**Sponsors:** Ald. Johnson-Odom

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 3) [981407](#) 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

105-07 West Burleigh Street, TK #313-0211-100-9 \$4,000 6th

1424-26 West Mitchell Street, TK #460-1065-3 \$12,000 12th

1513 West Ring Street, TK #284-1806-1 \$4,800 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 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 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 4) Various resolutions declaring as surplus and accepting an Offer to Purchase in the 7th, 1st, 17th and 4th Districts:
- a) [981297](#) Substitute resolution declaring as surplus the vacant, tax deed lot located at 2805 North 30th Street and accepting an Offer to Purchase from Central Construction,

Inc., for a proposed pre-release corrections facility, in the 7th Aldermanic District. Whereas, Central Construction, Inc., has offered to purchase the vacant, tax deed lot located at 2805 North 30th Street, Tax Roll Key No. 309-1147-0, from the City of Milwaukee containing 1,140 square feet for \$570 to include said lot with all other properties optioned to them to assemble a site for construction of a pre-release corrections facility; and

Whereas, Sale is contingent upon:

1. Proof of ownership of all currently optioned adjoining properties.
2. Approval of proposed detailed planned development by the Planning Division of the Department of City Development; 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 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 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:** Ald. Gordon

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- b) [981408](#) Resolution declaring as surplus the vacant, tax deed lot located at 3000 West Glendale Avenue and accepting an Offer to Purchase from the adjoining owner, We Care Investments, Inc., for use as green space in the 1st Aldermanic District. (DCD-Real Estate)
- Whereas, The adjoining owner, We Care Investments, Inc., with their property located at 4605 North 30th Street has offered to purchase the vacant, tax deed lot located at 3000 West Glendale Avenue, Tax Roll Key No. 230-0430-100-5, from

the City of Milwaukee containing 2,992 square feet for use as green space for \$188;  
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 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 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, Schramm,  
Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak,  
Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- c) [981410](#) Resolution declaring as surplus and accepting the unsolicited Offer to Purchase the commercial, tax deed property located at 2454-60 West Lisbon Avenue, in the 17th Aldermanic District. (DCD-Real Estate)

Whereas, Skyway Painting, Inc., has submitted an unsolicited Offer to purchase said property for \$14,500 to expand their business operations; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that 2454-60 West Lisbon Avenue, Tax Roll Key No. 350-1321-2, is declared surplus and that the Department of City Development is authorized and directed to sell said property to Skyway Painting, Inc., at a fixed price of \$14,500 according to the provisions and addendums, including revisions, of their unsolicited Offer to Purchase; and, be it

Further Resolved, That said sale to Skyway Painting, Inc., has the support and approval of the Midtown Neighborhood Association; and, be it

Further Resolved, That the proper City officials are authorized and directed to perform such acts as may be required to consummate the sale of said property and that the proceeds be credited to the Reserve For Tax Deficit Fund Account No.

02-211-2700; and, be it

Further Resolved, That as a condition of the sale of surplus property, purchaser is 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.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- d) [981411](#) Resolution declaring as surplus and accepting the unsolicited Offer to Purchase the improved, tax deed property located at 330 North 30th Street, in the 4th Aldermanic District. (DCD-Real Estate)

Whereas, Ricky Hunt and Tria Hunt, the current tenants, have offered to purchase said property for \$4,000 and will become owner-occupants; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that 330 North 30th Street, Tax Roll Key No. 401-1216-2, is declared surplus and that the Department of City Development is authorized and directed to accept an unsolicited Offer to Purchase and sell said property to Ricky Hunt and Tria Hunt as owner-occupants for \$4,000; and, be it

Further Resolved, That the proper City officials are authorized and directed to perform such acts as may be required to consummate the sale of said property and that the proceeds be credited to the Reserve For Tax Deficit Fund Account No. 02-211-2700; and, be it

Further Resolved, That as a condition of the sale of surplus property, purchaser is 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.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 5) [981440](#) Resolution approving the Land Disposition Report for the properties at 4038 West Howard Avenue, 3640 South 43rd Street and 3560 South 41st Street for sale to Toldt Development Corporation in the 11th Aldermanic District (Redevelopment Authority).

Whereas, On December 17, 1998, 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 December 17, 1998, with respect to the proposed sale of the following described parcels is approved.

#### PROJECT

Blight Elimination Effort/South 43rd Street - West Morgan Avenue

#### PROPERTY ADDRESSES

4038 West Howard Avenue

3640 South 43rd Street

3560 South 41st Street

#### REDEVELOPER

Toldt Development 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 6) [981486](#) Resolution authorizing acceptance of grant funds from the State of Wisconsin's Department of Administration, Division of Energy and Intergovernmental Relations for the purpose of providing loans to improve the energy efficiency of homes participating in the Targeted Investment Neighborhood Program. (DCD)
- Whereas, On June 23, 1998, the Wisconsin State Legislative's Joint Committee on Finance approved the 1998 Oil Overcharge Plan recommended by Governor Thompson; and
- Whereas, The City of Milwaukee ("City") has an ongoing neighborhood revitalization program to strengthen property values and increase owner-occupancy, i.e., the Targeted Investment Neighborhood ("TIN") Program; and
- Whereas, Common Council File No. 971303, adopted January 9, 1998, authorized the execution of a Management Agreement between the City and the Neighborhood Improvement Development Corporation ("NIDC") to further the preservation and revitalization of Milwaukee neighborhoods, including the management of the TIN Program; and
- Whereas, NIDC is collaborating with the University of Wisconsin-Milwaukee School of Architecture and Urban Planning ("SARUP") to develop new construction designs that meet higher energy efficient standards; and
- Whereas, As part of the 1998 Oil Overcharge Plan, the State of Wisconsin's Joint Finance Committee approved a grant of \$175,000 to the City for the purpose of providing low interest energy efficiency improvements; and
- Whereas, The City's ongoing neighborhood revitalization program has the goal of creating more affordable housing, which includes decreasing energy costs, and the State of Wisconsin's Department of Administration, Division of Energy and Intergovernmental Relations has a Rebuild America Program which promotes and assists Rebuild America Partners with technical assistance toward energy efficiency goals; now, therefore, be it
- Resolved, By the Common Council of the City of Milwaukee that application to the State of Wisconsin's Department of Administration, Division of Energy and Intergovernmental Relations is authorized and the City Department of Neighborhood

Services ("DNS") shall accept this grant without further approval unless the terms of the grant change as indicated in Common Council File No. 940843 (Grant Ordinance); and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Encumber in the parent accounts of the 1999 Special Revenue Accounts - Grant and Aid Projects, the following amounts for the program titled Home Energy Efficiency Financing Program:

Account No. 15-010-0100 Account: In-Kind Share Amount: \$175,000

Account No. 15-010-0101 Account: In-Kind Share Amount: \$-0-

Account No. 15-010-0102 Account: Out-of-Pocket City Share (Current Levy) Amount: \$-0-

2. Create a Special Revenue Fund - Grant and Aid Projects and the necessary expenditure and revenue accounts; appropriate to these accounts the amount required under the grant agreement and transfer the corresponding offsetting estimated revenue; and, be it

Further Resolved, That these funds are appropriated to the DNS 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. Provide the funds awarded to the City to the NIDC for administrative purposes; and, be it

Further Resolved, That the grant funds received from the State of Wisconsin's Department of Administration are deposited in accordance with the applicable Federal guidelines and the procedures established by the City Comptroller; and, be it

Further Resolved, That these funds will be used for the activities described in the attached grant agreement; and, be it

Further Resolved, That the Management Agreement between the City and NIDC which is under review by the Common Council will be amended to include this new program activity, consistent with the procedure agreed to between the Commissioner of DNS and the City Comptroller; and, be it

Further Resolved, That the Common Council of the City of Milwaukee authorizes its neighborhood revitalization program to become a Rebuild America Partner.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 7) [981498](#) Resolution authorizing 1999 Community Development project training expenditures (Office of the Comptroller).

Whereas, The Mayor and the Common Council of the City of Milwaukee have authorized the City Comptroller to implement the project Accounting and Auditing Services within the City of Milwaukee's 1999 Community Development Program in Resolution File Number 981080, adopted on November 24, 1998; and

Whereas, This resolution includes project funds in the amount of:

Project Amount

Accounting and Auditing Services \$458,000 ;and

Whereas, The Mayor and Common Council of the City of Milwaukee have set forth procedural guidelines to be followed by appropriate City officials in the handling of the Community Development Program in Resolution File Number 74-92 5v; now, therefore, be it

Resolved, That the Office of the Comptroller is authorized to expend from the Accounting and Auditing Services project budget an amount not to exceed \$4,313 for training and out-of-town travel by Comptroller's Office staff; and, be it

Further Resolved, That the authorization for these expenditures be contingent on the availability of 1999 Community Development Block Grant funds.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

CONFIRMATION OF THE FOLLOWING:

- 8) [981458](#) Reappointment of Brian Jost to the Standards and Appeals Commission by the Mayor. (12th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 9) [981459](#) Reappointment of Gregory Coffman to the Standards and Appeals Commission by the Mayor. (4th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 10) [981461](#) Reappointment of Michael Collier to the Electrical License and Examining Board by the Mayor. (11th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 11) [981462](#) Reappointment of Louis Tenaglia to the Electrical License and Examining Board by

the Mayor. (11th 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 12) [981463](#) Reappointment of Tom Mellencamp to the Redevelopment Authority by the Mayor. (3rd 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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 13) [981500](#) Appointment of Julie A. Penman to serve as the Commissioner of the Department of City Development by the Mayor.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

THE PUBLIC IMPROVEMENTS COMMITTEE FURTHER RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [980789](#) Resolution accepting a donation of law enforcement memorabilia from retired Milwaukee police officer Donald E. Brockman.  
Whereas, On November 8, 1983, the Common Council adopted a resolution

accepting a donation of 35 displays of law enforcement patches located on the third floor of the Milwaukee Police Department Safety Academy, 6680 North Teutonia Avenue, from now-retired Milwaukee police officer Donald E. Brockman; and

Whereas, For well over a decade, another law enforcement memorabilia collection of Mr. Brockman has been displayed on the second floor of the Safety Academy without ever having been donated to or accepted by the City; and

Whereas, This collection consists of 88 wood-framed displays of varying sizes containing squad car decals, uniform patches, hat shields, breast badges and other police-related items; and

Whereas, Based largely on prices published in the monthly periodical Police Collectors News, the estimated total value of Mr. Brockman's collection is \$15,000; and

Whereas, Mr. Brockman has generously offered to donate this police memorabilia collection to the City of Milwaukee; and

Whereas, The future security of Mr. Brockman's collection can be more easily guaranteed if the collection is the property of the City than if it remains personal property; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City of Milwaukee accepts Donald E. Brockman's donation of the 88 displays of law enforcement memorabilia currently housed on the second floor of the Milwaukee Police Department Safety Academy and described in detail in the attachment to this file; and, be it

Further Resolved, That the Milwaukee Common Council expresses its sincere appreciation to Mr. Brockman for this generous donation; and, be it

Further Resolved, That the proper City officers are authorized and directed to prepare and execute the documents necessary to effect the transfer of the memorabilia collection from Mr. Brockman to the City; and, be it

Further Resolved, That the Milwaukee Police Department is authorized and directed to maintain and safeguard the law enforcement memorabilia collection donated by Mr. Brockman; and, be it

Further Resolved, That a suitably engrossed copy of this resolution shall be presented to retired Milwaukee police officer Donald E. Brockman, an extraordinary and exemplary law officer and citizen.

**Sponsors:** Ms. Scherbert

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

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

**No:** 0

**Excused:** 1 - Gordon

- 2) [981289](#) Resolution to vacate the North 120 feet of the North-South alley located West of North 51st Boulevard between West Keefe Avenue and West Townsend Avenue, in the 10th Aldermanic District. (DCD)

Whereas, It is proposed that the North 120 feet of the North-South alley located West of North 51st Boulevard between West Keefe Avenue and West Townsend Avenue be vacated pursuant to the provisions of Section 66.297 of the Wisconsin Statutes; and

Whereas, This proposed alley vacation has been reviewed in accordance with Section 81-308-28 of the Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the vacation of a public alley, as indicated by Exhibit "A", is vacated; and, be it

Further Resolved, That as provided by Section 80.32(4) of the Wisconsin Statutes, such vacation shall not terminate the easements and rights incidental thereto acquired by or belonging to any county, town, village or city, or to any utility or person in any underground structures, improvements or services, as enumerated or otherwise existing in said unimproved alley and in said description of land above described, both easements and rights and all rights of entrance, maintenance, construction and repair of entrance, maintenance, construction and repair with reference thereto shall continue as if such unimproved alley had not been vacated.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

- 3) [981409](#) Resolution granting a utility easement to Wisconsin Electric Power Company and

Wisconsin Bell, Inc., d/b/a Ameritech-Wisconsin and Time Warner Entertainment Company, L.P., hereinafter referred to as "grantee," a permanent easement upon, over and across a part of grantor's land hereinafter referred to as "easement area," in the Lindsay Heights Subdivision, in the City of Milwaukee. (DCD)

Whereas, The purpose of this utility easement is to construct, erect, operate, maintain and replace overhead utility facilities, including a line of poles, with the necessary anchors, guy wires, and all other appurtenant equipment above ground which grantee deems necessary, to transmit electric energy, signals, television and telecommunication services. Trees, bushes, branches and roots may be trimmed or removed by grantee whenever it decides it is necessary so as not to interfere with grantee's use of the easement area; and

Whereas, The easement area is described as, strips of land, being the Northerly 12 feet of Lots 1, 3, 4 and 6, in Lindsay Heights, being a Redivision of part of Lot 19 and the South 1/2 of Lot 20, in Block 13, of Vliet's Addition, in the Northeast 1/4 of the Northeast 1/4 of Section 19, Township 7 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the utility easement area described above is granted and that the proper City officials are authorized and directed to execute said easement, 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:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 4) [981414](#) Resolution authorizing the purchase of equipment, material, and services for maintaining the Card Access Computer System and CCTV network. (Buildings & Fleet Division)

Whereas, The Buildings and Fleet Division has a computerized security system and various digital field control units which operate and monitor the Card Access Computer System and CCTV network for the Municipal Building, City Hall, 809 Broadway Building, and several outlying buildings; and

Whereas, Building modifications and changing security needs require changes to be made to the Card Access Computer System and CCTV network to control new and modified equipment; and



Whereas, The Card Access Computer System and CCTV network were installed and are serviced by Toepfer Security Corporation; and

Whereas, It would be in the best interests of the City of Milwaukee to procure the equipment, materials, and services necessary to make changes in the operation and for maintenance of the Card Access Computer System and CCTV network from Toepfer Security Corporation to ensure compatibility of equipment and undivided responsibility for operation of the system; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works be authorized and directed as being in the best interests of the City of Milwaukee to procure the equipment, materials, and services necessary to make required changes to the Card Access Computer System and CCTV network from Toepfer Security Corporation during 1999; and be it

Further Resolved, That the costs to procure the equipment, materials, and services shall be charged against funds already budgeted for the maintenance, repair, and alteration of the Card Access Computer System and CCTV network.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

- 5) [981415](#) Resolution authorizing and directing the City Engineer and the Commissioner of Public Works to enter into a contract with a consulting engineering firm to evaluate existing pavements and recommend improvement treatments on approximately 16 miles of City streets. (Infrastructure Services Division)

Whereas, In previous years, the City has engaged a consulting firm to test and provide a report evaluating existing pavement and recommending an improvement treatment on City streets scheduled for paving each year; and

Whereas, The reports have proven helpful in determining the most economical and adequate pavement treatment for the proposed street improvement; and

Whereas, Such a report would be desirable for approximately 16 miles of City streets proposed for improvement in 2000/2001/2002; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the City Engineer are hereby authorized to enter into a contract with a qualified consulting engineering firm to perform tests on existing pavements and to recommend the most economical, adequate street improvements for approximately 16 miles of City streets included in the 2000/2001/2002 Paving Program, at a project cost not to exceed \$17,000, and, be it

Further Resolved, That the City Comptroller is directed to transfer \$17,000 from the Paving-Reconstruction-Resurface Account No. 0333-5230-000600-ST21190000 to the appropriate sub-account, to pay for costs associated with this pavement evaluation contract.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

[981416](#)

Resolution relative to subaccount funding for the 1999 Capital Improvement Program - general engineering, expansion and revision to the Municipal Underground Conduit and Manhole System within various Aldermanic Districts. (Infrastructure Services Division)

Whereas, A program for general engineering, expansion and revision of the Underground Electrical Conduit and Manhole System facilities affected by the 1999 City paving and non paving programs was prepared by the Environmental Engineering Section; and

Whereas, The funds required for this program of projects were appropriated in the 1999 Capital Improvement budget of the Department of Public Works; and

Whereas, These projects are part of the total budgeted program; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works be and is hereby authorized and directed to undertake the following Capital Improvement projects; and, be it

Further Resolved, That the Comptroller's Office is authorized and directed to transfer the following amounts from the budget, Account Number ST28090000, to the general purpose subaccounts indicated below.

## Type of Project

General Engineering in conjunction with planning preliminary and final designs, estimates and reports related to the underground electrical conduit system facilities in conjunction with the 1999 annual improvement program

Project/Grant No. ST28090100

## 1999 Funds

Authorized & \$40,000

Transferred

Within This Resolution

## Type of Project

For expansion and improvement to complete the needs of the City wide underground electrical conduit and manhole system facilities interconnected grid pattern, the following locations were selected in conjunction with the annual 1999 improvement program

- a) N/S Hawley Rd - S City limits to Pt N of W Wells St
- b) N 43rd St(Sherman Blvd) - W Mill Rd to W Good Hope Rd
- c) S 9th St - W Historic Mitchell St to W Greenfield Ave

Project/Grant No. ST28090200

## 1999 Funds

Authorized & \$115,000

Transferred

Within This Resolution

## Type of Project

Revision and expansion of the underground electrical conduit and manhole system facilities related to 1999 pavings (City, County, WisDOT, etc.) City wide

Project/Grant No. ST28090300

## 1999 Funds

Authorized & \$90,000

Transferred

Within This Resolution

## Type of Project

Alterations and adjustments of the underground electrical conduit and manhole system facilities (non-paving) City wide

Project/Grant No. ST28090400

## 1999 Funds

Authorized & \$5,000

Transferred

Within This Resolution

## Total 1999 Funds

Authorized \$250,000

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

- 7) [981419](#) 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:
- 8th and 12th Aldermanic Districts
- S. 10th St. - W. Harrison Ave. to W. Lincoln Ave. ST21190185 (875-0781-2):  
Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000)
- 11th Aldermanic District
- S. 92nd St. - W. Howard Ave. to W. Oklahoma Ave. ST30884101 (896-0018-3):

Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work.

S. 92nd St. - 550 ft. m/l north of W. Holt Ave. to 150 ft. m/l south of W. Holt Ave. (SW17090126): Installing storm sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

15th Aldermanic District

W. Kiehnau Ave. - 150 ft. m/l east of N. 108th St. to N. 108th St. WT41091375 (829-4697-6): Installing water main extension. (Nonassessable Water Fund -- \$5,000)

N. 108th St. - 400 ft. m/l south of W. Green Tree Rd. to W. Green Tree Rd. WT41091374 (829-4693-4): Installing water main extension. (Nonassessable Water Fund -- \$5,000)

17th Aldermanic District

W. Lisbon Ave. - Point east of N. Sherman Blvd. to N. 46th St. (Including W. Garfield Ave. - W. Lisbon Ave. to N. 46th St.) ST30682001 (892-0151-8): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work.

W. Lisbon Ave. - N. 46th St. to W. Appleton Ave. (Including N. 46th St. - W. Garfield Ave. to W. North Ave.) ST30382301 (890-0134-0): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. 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:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

- 8) [981420](#) 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:

7th Aldermanic District

N. 44th St. - W. Clarke St. to W. Center St. (SW17190338): Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$7,000)

8th and 12th Aldermanic Districts

S. 10th St. - W. Lincoln Ave. to W. Harrison Ave. WT41091360 (821-4698-3): Water main alteration. (Nonassessable Water Fund -- \$5,000)

17th Aldermanic District

W. Brown St. - N. 26th St. to N. 29th St. (SW17190337): Relaying combined sewer. (Nonassessable Relief and Relay Sewer Fund -- \$8,000)

All Aldermanic Districts

Sanitary Manhole Rehabilitation (SW17190329): Rehabilitating sanitary manholes. (Nonassessable Relief and Relay Sewer Fund -- \$100,000)

Sanitary Sewer System Flow Monitoring (SW17190335); and, be it

Further Resolved, That all City Departments are authorized to perform engineering, surveys, plan preparation, and determine an estimated cost thereof.

**Sponsors:** THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

- 9) [981421](#) 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

W. Hope Ave. - N. 38th St. to N. Sherman Blvd. WT41091275 (821-4611-9): Relay water main and water main alteration. (Nonassessable Water Fund -- \$75,000)

2nd Aldermanic District

N. 68th St. - W. Vienna Ave. to W. Capitol Dr. WT41091353 (821-4689-4): Relay water main. (Nonassessable Water Fund -- \$105,000)

3rd Aldermanic District

N. Arlington Pl. - E. Brady St. to E. Kane Pl. WT41091272 (821-4608-2): Relay water main and water main alteration. (Nonassessable Water Fund -- \$80,000)

N. Booth St. - E. Nash St. to E. Vienna Ave. WT41091351 (821-4687-3): Relay water main and water main alteration. (Nonassessable Water Fund -- \$110,000)

4th Aldermanic District

W. Clybourn St. - N. 13th St. to N. 19th St. WT41091041 (821-4372-0): Relay water main and water main alteration. (Nonassessable Water Fund -- \$ 85,000)

5th Aldermanic District

E. Eggert Pl. - N. 81st St. to N. 83rd St. WT41091291 (821-4627-6): Relay water main. (Nonassessable Water Fund -- \$115,000)

## 9th Aldermanic District

N. 43rd St. - W. Mill Rd. to W. Good Hope Rd. WT41091020 (821-4168-1):  
Relay water main and water main alteration. (Nonassessable Water Fund --  
\$450,000)

## 11th Aldermanic District

W. Montana St. - S. 64th St. to S. 68th St. WT41091278 (821-4614-5): Relay  
water main. (Nonassessable Water Fund -- \$110,000)

## 14th Aldermanic District

E. Hillcrest Ave. - S. Ellen St. to S. Kinnickinnic Ave. WT41091276 (821-4612-4):  
Relay water main. (Nonassessable Water Fund -- \$145,000)

## 17th Aldermanic District

N. 36th St. - W. Sarnow St. to W. Lisbon Ave. WT41091280 (821-4616-6): Relay  
water main. (Nonassessable Water Fund -- \$50,000)

## All Aldermanic Districts

Sanitary Sewer System Flow Monitoring (SW17190335): Flow Monitoring.  
(Nonassessable Relief and Relay Sewer Fund -- \$385,000)

;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.

**Sponsors:** THE CHAIR

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

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

**No:** 0



**Excused:** 1 - Gordon

- 10) [981441](#) 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:

**3rd Aldermanic District**

N. Arlington Pl. - E. Brady St. to E. Kane Pl. ST21190174 (873-0767-1) File Number 911748: Asphalt pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where needed, sodding, and grading. (Nonassessable Reconstruction Paving Fund -- \$148,855; Assessable Reconstruction Paving Fund -- \$55,465)

N. Fratney St. - E. Center St. to E. Hadley St. ST21190223 (879-0867-9) File Number 970997: Asphalt pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where needed, sodding, grading, and tree removal where necessary. (Nonassessable Reconstruction Paving Fund -- \$94,810; Assessable Reconstruction Paving Fund -- \$13,615)

N. 1st St. - W. Capitol Dr. to 200 ft. m/l north of W. Capitol Dr. ST21190237 (879-0892-5) File Number 980620: New concrete pavement construction, replace curb and gutter and driveway approaches where needed, sodding, and grading. (Nonassessable Reconstruction Paving Fund -- \$28,755; Assessable Reconstruction Paving Fund -- \$10,130; Glendale -- \$12,900)

**10th Aldermanic District**

Alley between W. Chambers St., W. Locust St., N. 38th St., and N. 39th St. ST21290136 (888-0677-5) File Number 960740: Concrete alley pavement reconstruction, replace some abutting sidewalk and driveway approaches, grading, and storm water drainage facilities where needed. (Nonassessable Alley Paving Fund -- \$42,385; Assessable Alley Paving Fund -- \$29,765)

**11th Aldermanic District**

W. Montana St. - S. 66th St. to S. 68th St. ST21190215 (879-0855-3) File Number 970750: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where needed, sodding, and grading. (Nonassessable Reconstruction Paving Fund -- \$53,440; Assessable Reconstruction Paving Fund -- \$7,735)

## 12th Aldermanic District

Alley between W. Grant St., W. Lincoln Ave., S. 15th Pl. and S. 15th St.  
ST21290156 (889-0875-9) File Number 970997: Concrete alley pavement reconstruction, replace some abutting sidewalk and driveway approaches, and grading. (Nonassessable Alley Paving Fund -- \$36,345; Assessable Alley Paving Fund -- \$25,010)

## 15th Aldermanic District

Alley between W. Carmen Ave., W. Thurston Ave., N. 98th St. and N. 99th St.  
ST21290144 (888-0759-0) File Number 970868: Concrete alley pavement reconstruction, replace some abutting sidewalk and driveway approaches, grading, and storm water drainage facilities where needed. (Nonassessable Alley Paving Fund 31-523---212-0001 -- \$60,380; Assessable Alley Paving Fund 71-523---212-0001 -- \$34,265)

;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 N. Arlington Pl. (873-0767-1), N. Fratney St. (879-0867-9), N. 1st St. (879-0892-5), Alley W. Chambers St. (888-0677-5), W. Montana St. (879-0855-3), Alley W. Grant St. (889-0875-9), Alley W. Carmen Ave. (888-0759-0) 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:** 16 - Pratt, Kalwitz, D'Amato, Henningsen, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 11) [981385](#) Resolution authorizing and directing the proper City of Milwaukee officials to execute an agreement with Towne Realty, Inc., allowing use of a portion of the unimproved West Lakefield Drive right-of-way for access to their property at 5801 West Lakefield Drive.

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

**No:** 0

**Excused:** 1 - Gordon

- 12) [981412](#) Communication from the Infrastructure Services Division transmitting a report relative to the final estimate of transportation and connecting highway aids from the Wisconsin Department of Transportation for 1999.

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

**No:** 0

**Excused:** 1 - Gordon

- 13) [981479](#) Substitute resolution relative to the application, acceptance and funding of a Wisconsin Department of Transportation Harbor Assistance Grant Project for the Port of Milwaukee in connection with road and rail crossing rehabilitation on East Jones Street and Lincoln Memorial Drive.
- Whereas, By Common Council Resolution File No. 983055, the Common Council authorized application for and acceptance of a Grant to rehabilitate the road and rail crossing in East Jones Street (formerly Scott Street) and South Lincoln Memorial Drive in the Port area. The resolution indicated the Grant could be accepted unless the amount of Out-of-Pocket City share increased above \$190,000; and

Whereas, Because of a shortage in funds in the HAP Grant Program, the full amount of the State's share was not available. Under the terms of the final Grant offered to the City, the State's share of the \$950,000 project would be \$600,000 (63%) and the City's share would be \$350,000 (37%); and

Whereas, This represents a substantial savings over what it would cost if the City did this project without the Grant; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Port of Milwaukee is authorized to accept the State of Wisconsin Department of Transportation State aid for harbor related work in connection with road and rail crossing rehabilitation East Jones Street and South Lincoln Memorial Drive; and, be it

Further Resolved, That the proper City officials and/or the Municipal Port Director are hereby authorized to sign the aforementioned Grant without further Common Council approval; and, be it

Further Resolved, That the City Comptroller is authorized and directed to change the amounts authorized under Resolution No. 980355 after the adoption of this resolution to the following Grant/Project Chartfield Values;

Description	Fund	Chartfield Value	Amount
Grantor Share			
Capital Projects	0306	SP03290100	\$600,000

Local Share  
Non-Assessable  
Major Streets -  
State/Federal Aid    0333            ST32090000        \$350,000

with additional funds of \$160,000 coming from the 1999 Grant-in-Aid fund; and, be it

Further Resolved, That the City Engineer is authorized and directed to seek Common Council authority to establish the necessary Grant/Project Chartfield Values and to transfer funds authorized.

**Sponsors:**        THE CHAIR

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

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

**No:** 0

**Excused:** 1 - Gordon

THE STEERING & RULES COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 1) [981393](#)        Substitute resolution removing existing limitations on Class III games that the Potawatomi Tribe may operate on the Menomonee Valley land, under a new 5-year compact amendment signed with the State of Wisconsin on December 3, 1998, and authorizing and directing the City Clerk to execute the agreement between the City, the County and the Potawatomi Tribe under which the Potawatomi will provide funding for City and County initiatives.  
  
Whereas, An amendment to the Initial 1992 Compact between the Potawatomi Tribe and the State of Wisconsin was signed on December 3, 1998 which increased the limit on gaming machines the Tribe may operate from the 200 slot machines authorized under the 1992 Compact to up to 1,000 slot machines and 25 blackjack tables at the Menomonee Valley Site, considerably less than the Tribe had requested; and  
  
Whereas, The State of Wisconsin does not limit the number of gaming machines of any of the other 10 tribes in Wisconsin operating 15 casinos, except that the Ho-Chunk nation can only offer blackjack in 2 of its 3 casinos; and  
  
Whereas, Marquette Advisors has estimated that \$634 million flows annually out of Milwaukee to casino venues in other areas including Green Bay, the Wisconsin Dells, the Minneapolis area, riverboats in Illinois and Iowa, Las Vegas and Atlantic City,

only to mention a few; and

Whereas, The City of Kenosha has begun the first phase of formal negotiations with the Menomonee Tribe over a proposed casino at Dairyland Greyhound Park which project, if implemented, would further add to the outflow of money out of Milwaukee for gaming and related purposes; and

Whereas, The Metropolitan Milwaukee Association of Commerce has gone on record requesting that the Governor remove restrictions on the number of gaming machines the Tribe may operate at the Menomonee Valley Site so as to achieve a measure of parity with other tribes in the State; and

Whereas, Organized labor, including the Milwaukee Building and Construction Trades Council, Teamsters Local 200, Teamsters Local 234, Steamfitters Local 601 and the Milwaukee Police Association all publicly support expansion of Indian gaming in the City of Milwaukee; and

Whereas, The Tribe, Milwaukee Building and Construction Trades Council and Grunau Project Development have reached an agreement that ensures that the proposed \$74.4 million expansion of the Potawatomi Bingo Casino will be constructed with union labor, a recognition by the Potawatomi that union work is quality work and that the project reflects the confidence of the Potawatomi in the Milwaukee community; and

Whereas, The Potawatomi currently provide \$20 million a year to the Indian Community School, a self-governed, self-operated, separate entity from the Potawatomi and, beginning in 1999 through the year 2009 will contribute approximately \$27 million per year, with a final contribution of \$45 million a year in 2010 to the school, for a total of \$336 million, if expanded gaming is approved; and

Whereas, The removal of limitations on Class III gaming and expansion of such gaming would enhance and diversify the Milwaukee economy by creating 500,000 construction worker hours and hundreds of permanent job opportunities for Milwaukee residents, thereby helping to improve their overall quality of life; and

Whereas, Under the Compact Amendment, if City and County resolutions supporting the Class III gaming expansion authorized under the Amendment are not adopted within a 120-day period starting on December 3, 1998, the State and the Tribe have 30 days to negotiate another agreement; and

Whereas, If another compact amendment is not agreed to by the Tribe and the State within that 30 day period, the dispute could lead to federal court litigation between the Tribe and the State; and if the court found that the State failed to negotiate in good

faith, the court could order "last best offer" mediation, with no guarantee as to what the final result of the mediation might be; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that subject to the execution of the agreement attached to this file by the Tribe and Milwaukee County, the Common Council approves the removal of existing limitations on Class III games the Tribe may operate on the Menomonee Valley Site; and, be it

Further Resolved, That the City Clerk is authorized and directed to execute the attached agreement with the Tribe, the City of Milwaukee and Milwaukee County for funding of City and County initiatives.

**Sponsors:** THE CHAIR

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

**Aye:** 10 - Pratt, Kalwitz, Schramm, Johnson-Odom, Frank, Scherbert, Witkowiak, Pawlinski, Breier Nardelli

**No:** 6 - D'Amato, Henningsen, Richards, Butler, Murphy Hines Jr.

**Excused:** 1 - Gordon

PLACING ON FILE THE FOLLOWING:

- 2) [981206](#) Communications from various individuals relating to the expansion of the Potawatomi Bingo and Casino facility.

**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, Schramm, Johnson-Odom, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli, Murphy Hines Jr.

**No:** 0

**Excused:** 1 - Gordon

RESOLUTION FOR IMMEDIATE ADOPTION

[981503](#) 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)
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City of Milwaukee	351-1616-100-x and 351-1617-9
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Towne Realty, Inc. 039-9987-100-2

James Barry 134-9850-100-8

**Sponsors:** ZONING and NEIGHBORHOODS & DEVELOPMENT COMMITTEE

**A motion was made by Ald. Schramm that this matter be ADOPTED to the MAYOR. The motion carried by the following vote:**

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

**No:** 0

**Excused:** 1 - Gordon