

City of Milwaukee

City Hall 200 East Wells Street Milwaukee, WI 53202

Council Agenda

COMMON COUNCIL

Tuesday, February 28, 2023

9:00 AM

Common Council Chambers

Jose G. Perez, 12th District

President

VACANT, 1st District
Mark Chambers, 2nd District
Jonathan Brostoff, 3rd District
Robert Bauman, 4th District
VACANT, 5th District

Milele A. Coggs, 6th District Khalif J. Rainey, 7th District JoCasta Zamarripa, 8th District VACANT, 9th District Michael J. Murphy, 10th District Mark A. Borkowski, 11th District Scott P. Spiker, 13th District Marina Dimitrijevic, 14th District Russell W. Stamper, II, 15th District

Order of Business

- 1. Roll Call
- 2. Pledge of Allegiance
- 3. Invocation or Silent Meditation
- 4. Approval of Previous Minutes
- 5. Presentations
- 6. Unfinished Business
- 7. Reports of Standing Committees

Licenses, Ald. Coggs, Chair; Ald. Borkowski, Vice-Chair
Public Works, Ald. Bauman, Chair; Ald. Stamper, II, Vice-Chair
Finance and Personnel, Ald. Dimitrijevic, Chair; Ald. Spiker, Vice-Chair
Judiciary and Legislation, Ald. Borkowski, Chair; Ald. Bauman, Vice-Chair
Public Safety and Health, Ald. Zamarripa, Chair; Ald. Borkowski, Vice-Chair
Zoning, Neighborhoods and Development, Ald. Murphy, Chair; Ald. Bauman, Vice-Chair

Community and Economic Development, Ald. Stamper, II, Chair; Ald. Zamarripa, Vice-Chair

- 8. Communications to be Ordered on File
- 9. Matters for Immediate Adoption
- 10. Presentation of Ordinances, Resolutions, Motions, and Communications
- 11. Announcements

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

COMMENDATORY AND CONDOLATORY RESOLUTIONS

1. <u>221644</u> SPONSORED BY: THE CHAIR

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

INTRODUCED ON: 02/28/2023

INTRODUCED ON: 01/17/2023

INTRODUCED ON: 02/07/2023

THE LICENSES COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

2. 221471 SPONSORED BY: Ald. Coggs

A substitute ordinance relating to the standard of proof required for nonrenewal, suspension and revocation of licenses.

APPROVAL OF THE FOLLOWING:

3. 221613 SPONSORED BY: THE CHAIR

Motion relating to the recommendations of the Licenses Committee relative to licenses. Detailed information relating to the contents of this file may be found by searching under this number at http://milwaukee.legistar.com/legislation.

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

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THE PUBLIC WORKS COMMITTEE RECOMMENDS:

APPROVAL OF THE FOLLOWING:

4. 220436 SPONSORED BY: THE CHAIR

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

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

INTRODUCED ON: 07/12/2022

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

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

ADOPTION OF THE FOLLOWING:

5. 221515 SPONSORED BY: THE CHAIR

Resolution directing the Commissioner of Public Works to execute documents titled "State/Municipal Agreement for a State-Let Local Bridge Project" with the Wisconsin Department of Transportation for the rehabilitation of the Water Street Bridge over the Milwaukee River and to set up funds for design engineering at an estimated total cost of \$430,150 with an estimated City share of \$86,030 and a grantor share of \$344,120.

6. 221516 SPONSORED BY: THE CHAIR

Resolution directing the Commissioner of Public Works to execute documents titled "State/Municipal Agreement for a State-Let Local Bridge Project" with the Wisconsin Department of Transportation for the rehabilitation of the 35th Street Bridge over Pierce Street Phase 1 and the rehabilitation of the 35th Street Bridge over Pierce Street Phase 2, and to set up funds for design engineering at an estimated total cost of \$1,502,883 with an estimated City share of \$300,576 and a grantor share of \$1,202,307.

7. 221565 SPONSORED BY: THE CHAIR

Resolution relating to the acceptance of the average cost of replacing the privately-owned portion of a lead water service line.

8. <u>221571</u> SPONSORED BY: THE CHAIR

Resolution authorizing execution of the Department of Natural Resources Principal Forgiven Financial Assistance Agreement.

9. <u>221581</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

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Resolution authorizing the City Comptroller to transfer additional funds to the previously established project for the Wisconsin Department of Transportation and the City of Milwaukee for cost participation for the construction of South Dana Court Bridge in the 10th Aldermanic district with a total estimated cost increase for the projects of \$60,000, with an estimated Grantor share of \$0, and an estimated City share of \$60,000.

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

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INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

10. 221583 SPONSORED BY: THE CHAIR

Resolution directing the Commissioner of Public Works to execute documents titled "Tunnel Inspection Agreement" and "State/Municipal Financial Agreement for Tunnel Inspections" with the Wisconsin Department of Transportation for the inspection of Kilbourn Avenue Tunnels, South and North - MacArthur Square and 9th Street Tunnel - MacArthur Square and to set up funds for three annual inspections at an estimated total cost of \$450,000 with an estimated City share of \$301,500 and a Federal/state share of \$148,500.

11. 221589 SPONSORED BY: THE CHAIR

Resolution relating to authorizing and directing the Commissioner of Public Works to execute a document titled "1st Revision State/Municipal Agreement for a State-Let STP-U Project" with the Wisconsin Department of Transportation for the programming, design, real estate, and construction of North Sherman Boulevard from West North Avenue to West Burleigh Street.

12. 221590 SPONSORED BY: THE CHAIR

Resolution directing the Commissioner of Public Works to execute a document titled "State/Municipal Agreement for a State-Let STP-U Project" with the Wisconsin Department of Transportation for the programming, design, real estate, and construction of N Sherman Blvd from West Burleigh Street to West Capitol Drive and to set up funds for design engineering and real estate acquisition at an estimated total cost of \$2,653,406 with an estimated City share of \$1,090,681.20 and a grantor share of \$1,562,724.80.

13. 221597 SPONSORED BY: THE CHAIR

Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$1,152,000 for a total estimated cost of \$1,367,000.

14. 221598 SPONSORED BY: THE CHAIR

Resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$35,000 for a total estimated cost of these projects being \$1,160,000.

15. 221599 SPONSORED BY: THE CHAIR

Resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$12,000 for a total estimated cost of these projects being \$108,000.

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16. 221600 SPONSORED BY: THE CHAIR

INTRODUCED ON: 02/07/2023

Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$10,398,837.06 for a total estimated cost of these projects being \$18,747,908.06.

17. 221623 SPONSORED BY: Ald. Borkowski

INTRODUCED ON: 02/07/2023

Resolution approving Port Milwaukee's 2023 Statement of Intentions for the State's Harbor Assistance Program (HAP)

CONFIRMATION OF THE FOLLOWING:

18. <u>221550</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 02/07/2023

Appointment of Kevin Soucie to the Public Transportation, Utilities and Waterways Review Board by the Common Council President.

19. 221602 SPONSORED BY: THE CHAIR

INTRODUCED ON: 02/07/2023

Appointment of Kevin Muhs to the Public Transportation, Utilities, and Waterways Review Board by the Mayor.

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THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

20. 221153 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/22/2022

A substitute ordinance relating to employee wages, benefits, and regulations.

21. 221513 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/17/2023

A substitute ordinance to further amend the 2023 rates of pay of certain offices and positions in the City Service.

(Committee Vote: Four "ayes" and one "no")

22. 221611 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

A substitute ordinance to further amend the 2023 rates of pay of offices and positions in the City Service.

23. <u>221612</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

A substitute ordinance to further amend the 2023 offices and positions in the City Service.

24. 221639 SPONSORED BY: Ald. Coggs INTRODUCED ON: 02/07/2023

An ordinance relating to city wage requirements for service contracts.

ADOPTION OF THE FOLLOWING:

25. 221610 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Substitute resolution authorizing attendance at conventions, seminars and other travel.

(Committee Vote: Four "ayes", zero noes, and one abstention)

CONFIRMATION OF THE FOLLOWING:

26. 221636 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Appointment of Preston Cole as the Department of Administration Director by the Mayor.

PLACING ON FILE THE FOLLOWING:

27. <u>171433</u> SPONSORED BY: Ald. Lewis, Ald. INTRODUCED ON: 12/19/2017

Hamilton, Ald. Stamper, Ald. Perez and

Ald. Johnson

A substitute ordinance relating to the annual salaries of city elected officials.

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COMMON COUNCIL		Council Agenda	Tuesday, February 28, 2023	
28.	<u>171678</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 02/06/2018	
		Communication relating to a progress report from the City's di	versity recruiter.	
29.	<u>181295</u>	SPONSORED BY: Ald. Lewis	INTRODUCED ON: 11/27/2018	
		Substitute resolution relating to opting to have tax and water bi	lls emailed.	
30.	<u>210536</u>	SPONSORED BY: Ald. Lewis	INTRODUCED ON: 07/07/2021	
		Resolution relating to the allocation of American Rescue Plan Act (ARPA) funding to be used for the Office of Veterans' Affairs.		
31.	210694	SPONSORED BY: Ald. Lewis	INTRODUCED ON: 09/01/2021	
		A substitute ordinance relating to special incentive leave for envaccination against the COVID-19 virus.	nployees who receive	
32.	220229	SPONSORED BY: Ald. Dodd	INTRODUCED ON: 06/01/2022	
		Resolution appropriating up to \$4 million from the second tran Capitol Library Branch.	che of ARPA funds for the	
33.	<u>221331</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 12/13/2022	
		Communication from the Department of Employee Relations r studies scheduled for Fire and Police Commission action.	elating to classification	
34.	<u>221608</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 02/07/2023	
		Communication from the Department of Employee Relations r studies scheduled for City Service Commission action.	elating to classification	
35.	<u>221603</u>	SPONSORED BY: Ald. Spiker	INTRODUCED ON: 02/07/2023	
		Substitute resolution relating to the reallocation of a portion of the first tranche of American Rescue Plan Act (ARPA) funding from speed limit reduction signage to the High Impact Paving Program.		
36.	221609	SPONSORED BY: THE CHAIR	INTRODUCED ON: 02/07/2023	
		Communication from the Department of Employee Relations amending the Salary and Positions Ordinances relative to clerical or administrative corrections.		
37.	<u>221646</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 02/07/2023	
		Communication from the Department of Employee Relations amending the Salary Ordinance relative to adding assignment footnotes to the positions of Parking Enforcement Officer, Communications Assistant IV, and Lead Parking Enforcement Officer within the Department of Public Works.		
38.	<u>221647</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 02/07/2023	

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Communication from the Department of Employee Relations amending the Salary Ordinance to permit a 1% longevity increase for eligible City employees.

39. <u>221665</u> SPONSORED BY: THE CHAIR

Communication from the Mayor's Office amending the Salary Ordinance relative to the position of Administration Director in the Department of Administration.

INTRODUCED ON: 02/07/2023

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THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

40. 221512 SPONSORED BY: Ald. Borkowski

INTRODUCED ON: 01/17/2023

Substitute ordinance relating to the per-page fee imposed for black and white photocopies of paper records.

ADOPTION OF THE FOLLOWING:

41. 220516 SPONSORED BY: THE CHAIR INTRODUCED ON: 07/28/2022

Substitute resolution authorizing the return of real estate located at 3360 N 21st Street, in the 6th Aldermanic District to its former owner Louis Tracy (application made by Jeanine Tracy, Heir).

42. 220921 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/11/2022

Substitute resolution relating to the claim of Virginia Braley.

43. <u>221370</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 12/13/2022

Substitute resolution authorizing the return of real estate located at 1537 S 26th Street, in the 8th Aldermanic District to its former owner Vitaliano Perez-Javier.

44. 221487 SPONSORED BY: Ald. Rainey, Ald. INTRODUCED ON: 01/17/2023

Chambers Jr., Ald. Bauman, Ald. Perez

and Ald. Borkowski

Resolution relating to the City's authority to make modifications to state highways for traffic-calming purposes.

45. 221543 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Resolution authorizing payment of the claim of Lazzarus Hunt, in the amount of \$25,000.

46. 221547 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Resolution amending Common Council File Number 220912 approving an agreement between the City and Halling & Cayo, S.C. for legal services and representation relating to recovery of PCB-related damages.

47. 221548 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Substitute resolution relative to various legislative bills.

48. 221562 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Substitute resolution authorizing the return of real estate located at 2741 N 40th Street, in the 15th Aldermanic District to its former owner Rasheema McNight.

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SPONSORED BY: THE CHAIR 49. 221566

INTRODUCED ON: 02/07/2023

Substitute resolution authorizing the return of real estate located at 6254 W Port Avenue, in the 9th Aldermanic District to its former owner Glen C. Cane.

50. SPONSORED BY: THE CHAIR 221567

INTRODUCED ON: 02/07/2023

Resolution authorizing settlement of the lawsuit entitled Aretha Johnson v. City of

Milwaukee, et al., Case No. 21-CV-5017.

SPONSORED BY: THE CHAIR 51. 221601

INTRODUCED ON: 02/07/2023

Resolution authorizing settlement of the lawsuit entitled Leonard C. White v. City of

Milwaukee, et al., Case No. 21-CV-146.

SPONSORED BY: THE CHAIR 52. 221615

INTRODUCED ON: 02/07/2023

This resolution authorizes settlement of the lawsuit entitled Murdoch v. City of Milwaukee,

et al., Case No. 21CV-202

53. SPONSORED BY: THE CHAIR 221624

INTRODUCED ON: 02/07/2023

Resolution authorizing payment for legal services from MWH Law Group LLP regarding

the claims of Nicholas Zales.

54. 221638 SPONSORED BY: THE CHAIR **INTRODUCED ON: 02/07/2023**

Substitute resolution authorizing the return of real estate located at 418 W Center Street, in

the 6th Aldermanic District to its former owner Flamond F.E. Hightower.

CONFIRMATION OF THE FOLLOWING:

SPONSORED BY: THE CHAIR 55. 221479

INTRODUCED ON: 01/17/2023

Appointment of James Bohl to serve as Legislative Liaison Director by the Mayor.

PLACING ON FILE THE FOLLOWING:

SPONSORED BY: THE CHAIR 56. 221658

INTRODUCED ON: 02/07/2023

Communication from the Department of Administration-Intergovernmental Relations Division presenting an overview of Governor Evers' 2023-25 Executive Budget.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

SPONSORED BY: THE CHAIR **INTRODUCED ON: 01/18/2022** 57. 211430

Resolution relating to the claim of Debra Berrones for property damage.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 02/08/2022** 58. 211580

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COMMON COUNCIL		Council Agenda	Tuesday, February 28, 2023	
		Resolution relating to the appeal of Shabana Qureshi for property damage.		
59.	<u>211979</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 04/19/2022	
		Resolution relating to the appeal of Flor M. Vasquez for proper	ty damage.	
60.	<u>220469</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 07/12/2022	
		Resolution relating to the appeal of Randa McGowan for property damage.		

Resolution relating to the claim of Shequida Miller.

SPONSORED BY: THE CHAIR

<u>221413</u>

61.

INTRODUCED ON: 01/17/2023

THE PUBLIC SAFETY AND HEALTH COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

62. 221189 SPONSORED BY: Ald. Bauman INTRODUCED ON: 11/22/2022

An ordinance relating to meter parking regulations in the central business district.

63. 221544 SPONSORED BY: Ald. Brostoff, Ald. INTRODUCED ON: 02/07/2023

Dimitrijevic and Ald. Borkowski

An ordinance relating to overnight parking permits.

64. <u>221569</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

A substitute ordinance relating to parking controls.

65. 221570 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

A substitute ordinance relating to traffic controls.

ADOPTION OF THE FOLLOWING:

66. 221557 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Resolution relating to acceptance and funding of a FY2021 Assistance to Firefighters (AFG) Grant from the U.S. Department of Homeland Security.

67. 221593 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2023

Resolution relating to acceptance and funding of an Implementing Overdose Prevention Strategies at the Local Level Technical Assistance Grant from the Centers for Disease Control and Prevention.

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THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

68. 221584 SPONSORED BY: THE CHAIR

Resolution authorizing and directing a transfer of funds from the Capital Improvements-Advance Planning Fund to a subaccount for comprehensive planning, land use and zoning analysis, GIS mapping, and other related administrative activities.

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 09/01/2021

INTRODUCED ON: 03/01/2022

69. 221586 SPONSORED BY: Ald. Bauman

Substitute resolution relative to acceptance and funding of a Private Property Inflow and Infiltration Grant from the Milwaukee Metropolitan Sewerage District for inspecting and rehabilitating building laterals for vacant houses in the Homes MKE program and authorizing the appropriate City officials to execute agreements related thereto.

70. 221587 SPONSORED BY: Ald. Brostoff

Resolution authorizing the Lease of the Redevelopment Authority of the City of Milwaukee-owned property at 821 East Locust Street to Garden Park Association, Inc., in the 3rd Aldermanic District.

PLACING ON FILE THE FOLLOWING:

71. 210793 SPONSORED BY: Ald. Rainey, Ald.

Spiker and Ald. Perez

Communication relating to the investigation and enforcement of electrical code violations in rental properties.

72. 211769 SPONSORED BY: Ald. Rainey

Communication from the Department of Neighborhood Services reporting data on code violations and electrical fires.

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THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

73. 221628 SPONSORED BY: Ald. Stamper

Resolution to review and approve modifications to the contract used by the Community Development Grants Administration for 2023 community development activity and to authorize execution of contracts and subcontracts by City departments and agencies.

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/07/2023

INTRODUCED ON: 02/28/2023

INTRODUCED ON: 02/28/2023

INTRODUCED ON: 02/28/2023

PLACING ON FILE THE FOLLOWING:

74. <u>221585</u> SPONSORED BY: THE CHAIR

Communication from the Department of City Development relating to the 2022 annual report of neighborhood poster sales in accordance with a license agreement between the City of Milwaukee and Historic Milwaukee Inc.

75. <u>221619</u> SPONSORED BY: Ald. Stamper

Communication from the Comptroller's Office relating to homeownership disparities and mortgage lending activity in the City of Milwaukee.

MATTERS FOR IMMEDIATE ADOPTION:

76. <u>221687</u> SPONSORED BY: Ald. Coggs, Ald.

Perez and Ald. Bauman

Resolution approving final certified survey maps.

77. 221702 SPONSORED BY: Ald. Murphy

Resolution amending the membership of the City-County Heroin, Opioid, and Cocaine Task Force.

78. 221722 SPONSORED BY: Ald. Borkowski and

Ald. Murphy

Resolution relating to acceptance of the settlement proposal and funds from the Juul Labs lawsuit.

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