



City of Milwaukee

Council Agenda

COMMON COUNCIL

City Hall
200 East Wells Street
Milwaukee, WI 53202

Tuesday, October 31, 2023

9:00 AM

Common Council Chamber

Jose G. Perez, 12th District

President

Andrea M. Pratt, 1st District

Mark Chambers, 2nd District

Jonathan Brostoff, 3rd District

Robert Bauman, 4th District

Lamont Westmoreland, 5th District

Milele A. Coggs, 6th District

Khalif J. Rainey, 7th District

JoCasta Zamarripa, 8th District

Larresa Taylor, 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. Spiker, Chair; Ald. Rainey, 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
 - Steering and Rules, Ald. Perez, Chair; Ald. Dimitrijevic, 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.

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COMMENDATORY AND CONDOLATORY RESOLUTIONS

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| 1. | <u>230925</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/31/2023 |
| | | Communication from the City Clerk relating to various commendatory/condolatory resolutions to be acknowledged and affirmed by the Common Council. | |

THE LICENSES COMMITTEE RECOMMENDS:

- 2. 230874 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023**
- Motion relating to the recommendations of the Licenses 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>.*
- Alternatively, the complete file including detailed information identifying the specific subject matters to be discussed at the meeting may be inspected at the office of the License Division, Room 105, City Hall, 200 E. Wells St., Milwaukee, 53202, Monday through Friday, between the hours of 8:15 a.m. and 4:30 p.m.*

THE PUBLIC WORKS COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

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| 3. | <u>230805</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing the Village of Menomonee Falls to provide water service to a property in the City of Milwaukee. | |
| 4. | <u>230827</u> | SPONSORED BY: Ald. Spiker | INTRODUCED ON: 10/10/2023 |
| | | Resolution releasing a No Vehicular Access Restriction from the South limits of South 26th Street to Parcel 2, approximately 172 feet south of West Whitaker Avenue, in the 13th Aldermanic District. | |
| 5. | <u>230832</u> | SPONSORED BY: Ald. Borkowski | INTRODUCED ON: 10/10/2023 |
| | | Resolution approving a Fifth Amendment to Lease Agreement between the City and Verizon Wireless Personal Communications, LP, for placement of personal communications services (PCS) antennas at the City's fire station at 5600 W. Oklahoma Ave. | |
| 6. | <u>230833</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution directing the Commissioner of Public Works to execute a document titled "2nd Revision State/Municipal Agreement for a State-Let Local Bridge Project" with the Wisconsin Department of Transportation (WisDOT) for the rehabilitation of the South 72nd Street Bridge over Honey Creek in Aldermanic District 11 with a total cost increase for the project of \$66,507, with a grantor share of \$16,507 and a City share of \$50,000. | |
| 7. | <u>230844</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution directing the Commissioner of Public Works to execute a document titled "2nd Revision State/Municipal Agreement for a State-Let Local Bridge Project" with the Wisconsin Department of Transportation for the West Grange Avenue Bridge over Canadian Pacific Railway in Aldermanic District 13. | |
| 8. | <u>230846</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing the City Comptroller to transfer additional funds to the previously established project for the Wisconsin Department of Transportation and the City of Milwaukee for cost participation for the design of North Lake Drive between East Newberry Boulevard and East Edgewood Avenue in the 3rd Aldermanic district with a total estimated cost increase for the projects of \$400,000, with an estimated Grantor share of \$0, and an estimated City share of \$400,000. | |
| 9. | <u>230854</u> | SPONSORED BY: Ald. Borkowski | INTRODUCED ON: 10/10/2023 |

Resolution authorizing the City of Milwaukee to approve the Milwaukee Estuary Dredged Material Management Facility Agreement with the Wisconsin Department of Natural Resources and the Milwaukee Metropolitan Sewerage District for the Milwaukee Estuary Area of Concern.

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| 10. | <u>230866</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | 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 \$666,330 for a total estimated cost of \$1,305,000. | |
| 11. | <u>230867</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | 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 \$25,000 for a total estimated cost of these projects being \$500,000. | |
| 12. | <u>230868</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | 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 \$50,000 for a total estimated cost of these projects being \$1,350,000. | |
| 13. | <u>230869</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | 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 \$782,000 for a total estimated cost of these projects being \$1,259,000. | |
| 14. | <u>230872</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing the City of Milwaukee’s Department of Public Works - Milwaukee Water Works (“MWW”) to execute an intergovernmental cooperation agreement between the City of Milwaukee and the Milwaukee Public Schools (“MPS”) regarding MWW’s participation as a host job site to students enrolled in the MPS School-to-Work Transition Program for a period of three years from 2024 - 2027. | |
| 15. | <u>230882</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution extending the Active Streets for Businesses Program. | |
| 16. | <u>230893</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing acceptance of a City-owned utility easement in vacated North Hopkins Street from approximately 150’ North of West Douglas Avenue to the Union Pacific (formerly Chicago & Northwestern) Railroad, in the 9th Aldermanic District. | |

PLACING ON FILE THE FOLLOWING:

- 17. 230405 SPONSORED BY: THE CHAIR INTRODUCED ON: 07/11/2023**

Communication from the Infrastructure Services Division relating to a Statement of Mid-Year Review for Financial Condition of the Sewer Maintenance Fund.

18. 230870

SPONSORED BY: THE CHAIR

INTRODUCED ON: 10/10/2023

Communication from the Department of Public Works, Infrastructure Services Division transmitting the 2024 Assessment Rates Report.

THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

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| 19. | <u>230888</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance to further amend the 2023 rates of pay of offices and positions in the City Service. | |
| 20. | <u>230889</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance to further amend the 2023 offices and positions in the City Service. | |
| 21. | <u>230890</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance to further amend the 2024 rates of pay of offices and positions in the City Service. | |
| 22. | <u>230891</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance to further amend the 2024 offices and positions in the City Service. | |

ADOPTION OF THE FOLLOWING:

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| 23. | <u>230715</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 09/19/2023 |
| | | Substitute resolution amending Common Council File Number 230299 relating to acceptance and funding of the 2023-24 ReCAST grant from the U.S. Department of Health and Human Services. | |
| 24. | <u>230778</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 09/19/2023 |
| | | Substitute resolution authorizing attendance at conventions, seminars and other travel. | |
| 25. | <u>230919</u> | SPONSORED BY: Ald. Bauman | INTRODUCED ON: 10/10/2023 |
| | | Resolution increasing capital grantor share appropriation authority for 2023. | |

CONFIRMATION OF THE FOLLOWING:

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| 26. <u>230913</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| <p>Reappointment of Molly King to the Deferred Compensation Plan Board by the Mayor.
(4th Aldermanic District)</p> | | |

PLACING ON FILE THE FOLLOWING:

27. 230776 SPONSORED BY: THE CHAIR INTRODUCED ON: 09/19/2023

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

28. 230887 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Communication from the Department of Employee Relations amending the Salary and Positions Ordinances relating to clerical or administrative corrections.

29. 230937 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Communication from the Department of Employee Relations amending the Salary Ordinance to add an assignment rate to the Residential and Commercial Code Enforcement Inspectors in the Department of Neighborhood Services.

30. 230938 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Communication from the Department of Employee Relations amending the Salary Ordinance to provide the snow and ice control footnote to various titles within the Department of Public Works.

31. 230940 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Communication from the Fire and Police Commission amending the Salary and Positions Ordinances relating to amendments made to the classification and pay for the position of Fleet Repair Manager in the Fire Department.

THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

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| 32. | <u>230606</u> | SPONSORED BY: Ald. Zamarripa, Ald. Dimitrijevic, Ald. Taylor, Ald. Chambers Jr., Ald. Bauman and Ald. Borkowski | INTRODUCED ON: 09/01/2023 |
| | | Resolution directing the Department of Administration-Intergovernmental Relations Division to seek introduction and passage of state legislation protecting the rights of LGBTQ+ individuals and opposing legislation attacking the rights of LGBTQ+ individuals. | |
| 33. | <u>230617</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 09/01/2023 |
| | | Substitute resolution relative to legislative bills. | |
| 34. | <u>230831</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing settlement of claims in the lawsuit entitled Robert Joseph v. City of Milwaukee. | |
| 35. | <u>230860</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution cancelling real estate taxes levied against certain parcels bearing tax key numbers on the 2020, 2021, and 2022 tax rolls, plus interest applicable to date of repayment, if appropriate. | |
| 36. | <u>230892</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Substitute resolution authorizing settlement of claims in the lawsuit entitled Chad Vance, et al. v. City of Milwaukee, Milwaukee County Court Case Number 2023-CV-1401. | |
| 37. | <u>230902</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution authorizing payment of the claim of Pro Rental Solution, LLC C.I. File No. 1029-2023-1199, | |

PLACING ON FILE THE FOLLOWING:

38. **221914** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 04/18/2023**
Resolution relating to the claim of Wilber on behalf of Darrell Moffett.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

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| 39. | <u>220848</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/11/2022 |
| Resolution relating to the appeal of KS Energy Services for property damage. | | | |
| 40. | <u>221049</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 11/22/2022 |

Resolution relating to the claim of Kishone Perkins.

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| 41. | <u>221146</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 11/22/2022 |
| | | Resolution relating to the claim of Catholic Financial Life. | |
| 42. | <u>221176</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 11/22/2022 |
| | | Resolution relating to the claim of Chubb Group of Insurance Companies on behalf of Beth Duray and Timothy Casey. | |
| 43. | <u>230113</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 05/09/2023 |
| | | Resolution relating to the claim of LaShanda Jordan. | |
| 44. | <u>230162</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 05/31/2023 |
| | | Resolution relating to the claim of the Aemilian Preschool | |
| 45. | <u>230279</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 06/20/2023 |
| | | Resolution to the claim of Justin and Tierra Nemitz. | |

THE PUBLIC SAFETY AND HEALTH COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

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| 46. | <u>230817</u> | SPONSORED BY: Ald. Spiker | INTRODUCED ON: 09/19/2023 |
| | | A substitute ordinance relating to nuisance odor regulations. | |
| 47. | <u>230841</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance relating to parking controls. | |
| 48. | <u>230842</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | A substitute ordinance relating to traffic controls. | |

ADOPTION OF THE FOLLOWING:

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| 49. | <u>230865</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Resolution relating to acceptance and funding of a 2023 Wisconsin State Patrol Division Fall Drug Recognition Expert Field Certification Training grant. | |

PLACING ON FILE THE FOLLOWING:

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| 50. | <u>230772</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 09/19/2023 |
| | | Communication from the Fire and Police Commission relating to the 9-1-1 Wait Times Report for Quarter Two of 2023. | |
| 51. | <u>230782</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 09/19/2023 |
| | | Communication from the Fire and Police Commission relating to Standard Operating Procedures. | |
| 52. | <u>230834</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| | | Communication from the Fire and Police Commission relating to Standard Operating Procedures. | |

**THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
RECOMMENDS:****PASSAGE OF THE FOLLOWING:**

53. 221968 SPONSORED BY: Ald. Dimitrijevic INTRODUCED ON: 04/18/2023

An ordinance approving the Bay View Neighborhood Plan 2040 (Bay View Neighborhood Plan) and amending the Southeast Side Area Plan as part of Milwaukee's Overall Comprehensive Plan, in the 14th Aldermanic District.

54. 230510 SPONSORED BY: Ald. Brostoff INTRODUCED ON: 07/31/2023

A substitute ordinance relating to the First Amendment to the Detailed Planned Development known as Renaissance Farwell to allow changes to the previously approved multi-family residential development located at 1443 and 1451 North Prospect Avenue, on the south side of East Curtis Place between North Prospect Avenue and North Farwell Avenue, in the 3rd Aldermanic District.

ADOPTION OF THE FOLLOWING:

55. 230570 SPONSORED BY: THE CHAIR INTRODUCED ON: 08/08/2023

Substitute resolution granting Permanent Historic Designation to the Burnham-Zube House at 1636 W. National Ave., in the 12th Ald. District

56. 230627 SPONSORED BY: THE CHAIR INTRODUCED ON: 09/01/2023

Substitute resolution relating to a Minor Modification to the Detailed Planned Development known as Garden Apartments for changes to the previously approved residential development at 4450 South 27th Street, located on the east side of South 27th Street, south of West Whitaker Avenue, in the 13th Aldermanic District.

57. 230862 SPONSORED BY: Ald. Coggs INTRODUCED ON: 10/10/2023

Substitute resolution authorizing the sale of vacant lots to Milwaukee Habitat for Humanity, Inc. for its 2024-2026 homebuilding program, in the 6th Aldermanic District.

58. 230878 SPONSORED BY: Ald. Coggs, Ald. INTRODUCED ON: 10/10/2023

**Stamper, Ald. Perez, Ald. Murphy, Ald.
Brostoff, Ald. Bauman and Ald. Zamarripa**

Resolution authorizing the continued implementation of the Anti-Displacement Neighborhood Preference Policy.

CONFIRMATION OF THE FOLLOWING:

59. 230909 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Appointment of Marjorie Rucker to the Board of Zoning Appeals by the Mayor. (15th Aldermanic District)

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

60. 230910 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Appointment of Terry Witkowski to the Board of Zoning Appeals by the Mayor. (13th Aldermanic District)

(Committee Vote: Three "ayes", one "no", and one excused)

61. 230911 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/10/2023

Reappointment of Jennifer Current to the Board of Zoning Appeals by the Mayor. (3rd Aldermanic District)

(Committee Vote: Three "ayes " and two "noes")

[illegible]

Reappointment of Eric Lowenberg to the Board of Zoning Appeals by the Mayor. (14th Aldermanic District)

(Committee Vote: Three "ayes" and two "noes")

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

ADOPTION OF THE FOLLOWING:

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| 63. | <u>230864</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| Resolution approving Year 2024 Operating Plans for various Business Improvement Districts and Neighborhood Improvement Districts, located in the City of Milwaukee. | | | |
| 64. | <u>230873</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 10/10/2023 |
| Resolution relating to the establishment of the Year 2024 Funding Allocation Plan. | | | |
| 65. | <u>230921</u> | SPONSORED BY: Ald. Stamper | INTRODUCED ON: 10/10/2023 |
| Resolution relating to the reallocation of prior year Emergency Solutions Grant funds (ESG), to fund Homeless activities. | | | |
| 66. | <u>230922</u> | SPONSORED BY: Ald. Stamper | INTRODUCED ON: 10/10/2023 |
| Resolution relating to the reallocation of funding from the HOME ARP Match Funds, to fund Tenant Based Rental Assistance. | | | |

THE STEERING & RULES COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

- 67. 230928 SPONSORED BY: Ald. Bauman, Ald. Perez, Ald. Coggs, Ald. Murphy, Ald. Stamper, Ald. Chambers Jr. and Ald. Borkowski**

INTRODUCED ON: 10/10/2023

Substitute resolution directing the appropriate City officials to seek to reopen and renegotiate the Payment In Lieu Of Taxes agreement between the City of Milwaukee and the Wisconsin Center District.

PLACING ON FILE THE FOLLOWING:

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| 68. | <u>191923</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 03/24/2020 |
| <p>Communication relating to the final report and activities of the City-County Task Force on Climate and Economic Equity.</p> | | | |

MATTERS FOR IMMEDIATE ADOPTION:

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| 69. | <u>230981</u> | SPONSORED BY: Ald. Stamper | INTRODUCED ON: 10/31/2023 |
| Resolution approving final certified survey maps. | | | |
| 70. | <u>230982</u> | SPONSORED BY: Ald. Perez, Ald. Dimitrijevic and Ald. Rainey | INTRODUCED ON: 10/31/2023 |
| Resolution expressing the City of Milwaukee’s endorsement and support of the principles of the “We All Belong” campaign. | | | |
| 71. | <u>231007</u> | SPONSORED BY: Ald. Stamper, Ald. Coggs, Ald. Bauman, Ald. Pratt and Ald. Rainey | INTRODUCED ON: 10/31/2023 |
| Resolution directing the Commissioner of the Department of Neighborhood Services to work with Northcott Neighborhood House to develop a deconstruction plan and report the plan to the Council within 30 days. | | | |
| 72. | <u>231015</u> | SPONSORED BY: Ald. Rainey | INTRODUCED ON: 10/31/2023 |
| Resolution designating August 19 - 25, 2024, as Hip-Hop Week MKE in the City of Milwaukee. | | | |