



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Council Agenda

### COMMON COUNCIL

Tuesday, April 12, 2011

9:00 AM

Council Chambers, 3rd Fl., City Hall

*Amended 4/11/10*

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

*President*

**Ashanti Hamilton**, 1st District

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

**Nicholas Kovac**, 3rd District

**Robert Bauman**, 4th District

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

**Milele A. Coggs**, 6th District

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

**Robert G Donovan**, 8th District

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

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

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

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

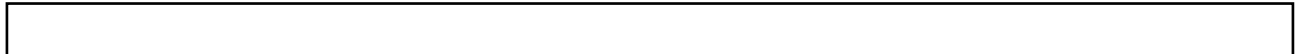
**Terry L. Witkowski**, 13th District

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

### Order of Business

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

PLEASE NOTE: Detailed information relating to the contents of these files may be found by searching under the appropriate file number at <http://milwaukee.legistar.com/legislation>. Alternatively, complete files including detailed information identifying the specific subject matters to be discussed at the meeting may be inspected at the office of the City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, 53202, Monday through Friday, between the hours of 8 a.m. and 4:45 p.m. Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at 286-2998, (FAX) 286-3456, (TDD) 286-2025 or by writing to the Coordinator at Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.



**UNFINISHED BUSINESS:**

1.    **101413**           **SPONSORED BY: THE CHAIR**                                       **INTRODUCED ON: 03/01/2011**  
          Substitute motion relating to the public safety committee's investigation of the OpenSky project.

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

1.     **101008**             **SPONSORED BY: THE CHAIR**                                 **INTRODUCED ON: 11/23/2010**

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 10:00 a.m. and 4:30 p.m.*

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

1.     **101280**             **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 02/08/2011**

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

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*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 10 a.m. and 4:30 p.m.*

**PASSAGE OF THE FOLLOWING:**

2.     **101298**             **SPONSORED BY: Ald. Murphy**   **INTRODUCED ON: 02/08/2011**

A substitute ordinance relating to video cameras in convenience food stores.

3.     **101422**             **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/23/2011**

A substitute ordinance relating to parking controls in various Aldermanic Districts.

4.     **101423**             **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/23/2011**

A substitute ordinance relating to traffic controls.

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

**---The following item may be referred from the SPECIAL Public Safety Committee meeting held on Tuesday, April 12, 2011 at 8:30 A.M.**

5.     **101025**             **SPONSORED BY: Ald. Puente**   **INTRODUCED ON: 11/23/2010**

A substitute ordinance implementing recommendations of the private alarm systems task force.

**ADOPTION OF THE FOLLOWING:**

6.     **101493**             **SPONSORED BY: Ald. Puente**   **INTRODUCED ON: 03/23/2011**

Resolution relative to the application, acceptance and funding of the year 2011 High-Intensity Drug Trafficking Area grant award.

**THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:**

**PASSAGE OF THE FOLLOWING:**

- 1.    **101362**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/01/2011**  

A substitute ordinance to further amend the 2011 rates of pay of offices and positions in the City Service.
- 2.    **101418**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/23/2011**  

A substitute charter ordinance relating to retirement benefits for certain employes of Milwaukee Public Schools.
- 3.    **101429**      **SPONSORED BY: Ald. Bohl, Ald. Donovan and Ald. Witkowski**                              **INTRODUCED ON: 03/23/2011**  

A substitute ordinance relating to the inclusion of reverse auctions in the purchasing appeals process.
- 4.    **101443**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/23/2011**  

A substitute ordinance to further amend the 2011 offices and positions in the City Service.

**ADOPTION OF THE FOLLOWING:**

- 5.    **101254**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 02/08/2011**  

Substitute resolution authorizing carryover of certain fund balances from 2010 to 2011 in accordance with s. 65.07(1)(p), Wis. Stats.
- 6.    **101361**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/01/2011**  

Substitute resolution authorizing attendance at conventions, seminars and other travel.
- 7.    **101378**      **SPONSORED BY: Ald. Murphy**                              **INTRODUCED ON: 03/01/2011**  

Substitute resolution approving guidelines for the investment of the City’s funds in the Employers’ Reserve Fund.
- 8.    **101430**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/23/2011**  

Resolution authorizing the issuance of \$25,000,000 general obligation notes, to pay a general and current municipal expense associated with the Community Development Block Grant and other grant programs.
- 9.    **101434**      **SPONSORED BY: THE CHAIR**                              **INTRODUCED ON: 03/23/2011**  

Substitute resolution rescinding reserved commitments and appropriating \$42,148 from the 2010 Common Council Contingent Fund for closing the 2010 financial books due to unanticipated shortfalls in current-year operating expenses.

**10.**    **101507**                **SPONSORED BY: THE CHAIR**                                **INTRODUCED ON: 03/23/2011**

Substitute resolution relating to acceptance of a gift of computer hardware by the Common Council-City Clerk’s Office from an anonymous donor for use by the Historic Preservation Commission.

**PLACING ON FILE THE FOLLOWING:**

**11.**    **101441**                **SPONSORED BY: THE CHAIR**                                **INTRODUCED ON: 03/23/2011**

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

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

1. **101322**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/01/2011**  
 Substitute resolution authorizing the return of real estate located at 2507 N. 60th Street, in the 10th Aldermanic District to its former owner. (Flagstar Bank FSB C/o Perla L Cardenas and Jason Shumpert)
2. **101447**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**  
 Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2008, 2009 and 2010 tax rolls, plus interest applicable to date of repayment, if appropriate.
3. **101491**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**  
 Substitute resolution authorizing payment from the Remission of Taxes Special Purpose Account for a settlement of the lawsuit of U.S. Venture (formerly US Oil) against the City for a partial refund of 2006 and 2007 real estate taxes.

**PLACING ON FILE THE FOLLOWING:**

4. **101166**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 01/19/2011**  
 Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
5. **101510**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**  
 Communication from the Legislative Reference Bureau relating to the redistricting process.

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

6. **Claims against the city:**
  - a. **101321**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/01/2011**  
 Resolution relating to an appeal from Atty. Hannah Dugan on behalf of Joe Kuykendoll for property damage. (4th Aldermanic District)
  - b. **101408**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**  
 Resolution relating to the claim of the Virginia Hoefler for personal injuries. (8th Aldermanic District)
  - c. **101468**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Resolution relating to an appeal from Candice Armstrong for property damage. (7th Aldermanic District)

- d.     101469                      **SPONSORED BY: THE CHAIR**    **INTRODUCED ON: 03/23/2011**  
Resolution relating to an appeal from Jackie Campbell for property damage. (2nd Aldermanic District)



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

1.     **100375**           **SPONSORED BY: Ald. Murphy and Ald.                           INTRODUCED ON: 07/07/2010**  
                          **Bauman**  
A substitute ordinance relating to the registration and maintenance of properties involved in foreclosure actions.
  
2.     **101102**           **SPONSORED BY: Ald. Bohl   INTRODUCED ON: 12/21/2010**  
A substitute ordinance relating to a change in zoning from General Planned Development to a Detailed Planned Development, for commercial redevelopment, on land located on the north side of West Silver Spring Drive, south and west of West Appleton Avenue, in the 5th Aldermanic District.
  
3.     **101138**           **SPONSORED BY: Ald. Murphy and Ald.                           INTRODUCED ON: 12/21/2010**  
                          **Bauman**  
A substitute ordinance relating to the registration of vacant buildings.
  
4.     **101139**           **SPONSORED BY: Ald. Murphy, Ald.                           INTRODUCED ON: 12/21/2010**  
                          **Bauman and Ald. Wade**  
A substitute ordinance relating to requirements to secure vacant buildings.
  
5.     **101307**           **SPONSORED BY: Ald. Murphy, Ald.                           INTRODUCED ON: 02/08/2011**  
                          **Bauman and Ald. Wade**  
A substitute ordinance relating to owner-occupancy requirements for city sales of habitable neighborhood property.
  
6.     **101424**           **SPONSORED BY: THE CHAIR   INTRODUCED ON: 03/23/2011**  
An ordinance adopting certain state building code provisions relating to hazardous materials and boiler inspection.

**ADOPTION OF THE FOLLOWING:**

7.     **101473**           **SPONSORED BY: Ald. Hines Jr.   INTRODUCED ON: 03/23/2011**  
Resolution approving the blight designation and acquisition of the City-owned vacant lots at 3701 and 3711 West Vliet Street by the Redevelopment Authority of the City of Milwaukee, in the 15th Aldermanic District.

**CONFIRMATION OF THE FOLLOWING:**

8.     **101479**           **SPONSORED BY: THE CHAIR   INTRODUCED ON: 03/23/2011**  
Reappointment of Ald. Willie Wade to the Redevelopment Authority by the Mayor.

9.     **101485**           **SPONSORED BY: THE CHAIR**                                   **INTRODUCED ON: 03/23/2011**

Reappointment of Ann Pieper Eisenbrow to the Historic Preservation Commission by the Mayor. (12th Aldermanic District)

**PLACING ON FILE THE FOLLOWING:**

10.    **100988**           **SPONSORED BY: THE CHAIR**                                   **INTRODUCED ON: 11/23/2010**

Communication from the Department of City Development relating to actions taken to create, improve and market residential lots at the Hartung Quarry site.



9.     **091429**             **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/02/2010**  
Communication from the Sister Cities Committee relating to its 2009 Annual Report and Activities.
10.    **101509**             **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 03/23/2011**  
Communication relating to the implementation plan for the Disparity Study Recommendations

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

1. **101410**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Resolution granting an easement to the Time Warner Cable Corporation on City of Milwaukee owned property at 5701 West McKinley Avenue, and authorizing the proper City officers to execute the easement document.
2. **101417**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Resolution relative to allocating funds for the 2011 Recreation Facilities Construction Program.
3. **101437**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$266,000 for a total estimated cost of these projects being \$3,906,000.
4. **101438**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

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 \$1,635,700 for a total estimated cost of \$1,739,000.
5. **101439**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Substitute 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 \$219,000 for a total estimated cost of these projects being \$12,987,000.
6. **101440**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

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 \$18,469,239 for a total estimated cost of these projects being \$19,033,768.
7. **101448**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Resolution authorizing the Department of City Development to expend funds allocated in the 2011 City Budget for the In Rem Property Program capital improvement project.
8. **101449**      **SPONSORED BY: THE CHAIR**      **INTRODUCED ON: 03/23/2011**

Resolution relative to the cost participation and installation of traffic signal improvements under seven Highway Safety Improvement Program projects in various Aldermanic Districts at a total estimated cost of \$289,362.57, with an estimated grantor share of \$243,756.31, and an estimated City share of \$45,606.26.

**9. 101450 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/23/2011**

Resolution authorizing the City Comptroller to transfer funds to various State and Federal Aid project subaccounts for the estimated remaining Wisconsin Department of Transportation and City of Milwaukee preliminary engineering and construction costs being \$125,911.31, with the City share being \$85,000 and the Grantor's share being \$40,911.31.

**10. 101474 SPONSORED BY: Ald. Hines Jr. INTRODUCED ON: 03/23/2011**

Resolution approving a License Agreement with Growing Power, Inc. to permit an urban produce garden on a portion of excess land at Engine Company No. 5 at 1313 West Reservoir Avenue, in the 15th Aldermanic District.

**PLACING ON FILE THE FOLLOWING:**

**11. 071685 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/09/2008**

Substitute resolution amending a special privilege for change of ownership to Tri-Corp Housing, Inc. of a retaining wall and addition of a building projection into the public right-of-way for the premises at 2713 West Richardson Place, in the 4th Aldermanic District.

**12. 101435 SPONSORED BY: Ald. Cogs and Ald. Kovac INTRODUCED ON: 03/23/2011**

Communication from the Commissioner of Public Works relating to the status of underground utilities, particularly as it concerns recent sinkhole incidents.

**MATTERS FOR IMMEDIATE ADOPTION:**

1.     **101525**           **SPONSORED BY: Ald. Dudzik**   **INTRODUCED ON: 04/12/2011**  
Resolution requesting the Chief of Police to provide police radios to elected City officials upon individual request.
  
2.     **101529**           **SPONSORED BY: THE CHAIR**   **INTRODUCED ON: 04/12/2011**  
Resolution approving final certified survey maps.
  
3.     **101556**           **SPONSORED BY: Ald. Bohl**   **INTRODUCED ON: 04/12/2011**  
Resolution amending Common Council Resolution File Number 100541 relating to the reporting deadline for the Flooding Study Task Force.
  
4.     **101565**           **SPONSORED BY: Ald. Murphy and Ald.**   **INTRODUCED ON: 04/12/2011**  
                                  **Bauman**  
Resolution relating to the City of Milwaukee's position on the Supplemental Draft Environmental Impact Statement for the Zoo Interchange Project.
  
5.     **101566**           **SPONSORED BY: Ald. Cogs**   **INTRODUCED ON: 04/12/2011**  
Resolution opposing the State of Wisconsin - Department of Natural Resources' decision to cut 2011 recycling grant funding.