

City of Milwaukee

City Hall 200 East Wells Street Milwaukee, WI 53202

Council Agenda

COMMON COUNCIL

Tuesday, May 9, 2017

9:00 AM

AMENDED - May 8, 2017

Common Council Chambers, 3rd Fl., City Hall

Ashanti Hamilton, 1st District

President

Cavalier Johnson, 2nd District Nicholas Kovac, 3rd District Robert Bauman, 4th District James Bohl, Jr., 5th District Milele A. Coggs, 6th District Khalif J. Rainey, 7th District Robert G Donovan, 8th District Chantia Lewis, 9th District Michael J. Murphy, 10th District Mark A. Borkowski, 11th District Jose G. Perez, 12th District Terry L. Witkowski, 13th District T. Anthony Zielinski, 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. Zielinski, Chair; Ald.Perez, Vice-Chair
Public Works, Ald. Borkowski, Chair; Ald. Bauman, Vice-Chair
Finance and Personnel, Ald. Coggs, Chair; Ald. Lewis, Vice-Chair
Judiciary and Legislation, Ald. Murphy, Chair; Ald. Johnson, Vice-Chair
Public Safety, Ald. Donovan, Chair; Ald. Borkowski, Vice-Chai
Zoning, Neighborhoods and Development, Ald. Bohl, Chair;
Ald. Rainey, Vice-Chair
Community and Economic Development, Ald. Stamper, II,, Chair;
Ald. ZielinskiI, Vice-Chair

- 8. Communications to be Ordered on File
- 9. Matters for Immediate Adoption

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 City Clerk's Office 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.

COMMENDATORY AND CONDOLATORY RESOLUTIONS

1. <u>170138</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/09/2017

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

THE LICENSES COMMITTEE RECOMMENDS:

PLACING ON FILE THE FOLLOWING:

2. 161333 SPONSORED BY: THE CHAIR

Motion relating to the recommendations of the Licenses Committee relative to licenses. This file may be referred from a special Licenses Committee meeting to be held at 1:30 p.m. on Monday, May 8, 2017.

INTRODUCED ON: 01/18/2017

INTRODUCED ON: 03/01/2017

APPROVAL OF THE FOLLOWING:

3. <u>161602</u> SPONSORED BY: THE CHAIR

Motion relating to the recommendations of the Licenses Committee relative to licenses.

Detailed information relating to the contents of the foregoing two files may be found by searching under their file numbers at http://milwaukee.legistar.com/legislation.

Alternatively, the complete files 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:

SPONSORED BY: THE CHAIR 4. 161736

INTRODUCED ON: 03/28/2017

Motion relating to the recommendations of the Public Works 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.

PASSAGE OF THE FOLLOWING:

5. 170087 SPONSORED BY: Ald. Witkowski **INTRODUCED ON: 04/18/2017**

A charter ordinance relating to the superintendent of water works.

170089 SPONSORED BY: Ald. Witkowski **INTRODUCED ON: 04/18/2017** 6.

An ordinance relating to the superintendent of water works.

ADOPTION OF THE FOLLOWING:

INTRODUCED ON: 04/18/2017 7. 170003 SPONSORED BY: THE CHAIR

Resolution approving a "Small Cell" master license agreement with Uniti Fiber LLC.

SPONSORED BY: THE CHAIR INTRODUCED ON: 04/18/2017 8. 170004

> Resolution approving a "Small Cell" master license agreement with New Cingular Wireless PCS, LLC.

9. 170015 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/18/2017

> Resolution accepting two Water Easements, and authorizing the proper City officials to execute the documents.

SPONSORED BY: THE CHAIR INTRODUCED ON: 04/18/2017 10. 170017

> 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 \$6,000 for a total estimated cost of these projects being \$120,000.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 04/18/2017** 11. 170018

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 \$1,348,600 for a total estimated cost of \$1,567,000.

12. 170019 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 \$599,000 for a total estimated cost of these projects being 8,385,000.

INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

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INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

13. 170020 SPONSORED BY: THE CHAIR

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 \$4,103,500 for a total estimated cost of these projects being \$6,791,000.

14. 170021 SPONSORED BY: THE CHAIR

Resolution authorizing the Commissioner of Public Works to execute a project agreement titled "Cost Sharing Agreement Between the City of West Allis and the City of Milwaukee" for the cost sharing of the asphalt surface overlay of West Lincoln Avenue from the Union Pacific Railroad Right of Way to South 61st Street in the 11th Aldermanic District with a total estimated cost of \$1,300,000, of which the City's share is \$125,000 and the City of West Allis' share is \$1,175,000.

15. <u>170022</u> SPONSORED BY: THE CHAIR

Resolution authorizing the Commissioner of Public Works to execute a project agreement title "Cost Sharing Memo of Understanding Between the City of Milwaukee and the City of Wauwatosa" for the cost sharing of the replacement of ADA curb ramps as necessary on North 60th Street from West Vliet Street to West Center Street and North 100th Street from West Keefe Avenue to West Lisbon Avenue in the 5th and10th Aldermanic Districts with a total estimated cost of \$1,900,000 (city wide), of which the City's share is \$1,874,500 and the City of Wauwatosa's share is \$25,500.

16. 170031 SPONSORED BY: THE CHAIR

Resolution approving an easement regarding the Burnham Canal to enable environmental remediation, in the 12th Aldermanic District.

17. <u>170036</u> SPONSORED BY: THE CHAIR

Resolution authorizing the Commissioner of Public Works to execute a Maintenance Covenant document between the City of Milwaukee and Milwaukee Metropolitan Sewerage District requiring the City of Milwaukee to keep, preserve, and maintain the green infrastructure located along South Kinnickinnic Avenue between East Lincoln Avenue and East Morgan Avenue, in the 14th Aldermanic District.

18. 170059 SPONSORED BY: Ald. Borkowski

Resolution approving a Lease Agreement with Milwaukee Bulk Terminals, LLC.

19. <u>170066</u> SPONSORED BY: THE CHAIR

Resolution authorizing the proper City officials to execute a Quit Claim Deed (QCD-2869) document conveying sanitary and storm sewers located in vacated North 8th Street between West Juneau Avenue and West Winnebago Street to MKE Hotel LLC, in the 4th Aldermanic District.

INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

20. <u>170067</u> SPONSORED BY: THE CHAIR

Resolution authorizing the proper City officers to execute a Quit Claim Deed (QCD-2872) document conveying the combined sewers located in the land bounded by West Walnut Street, North 12th Street, and Interstate 43 to TJM Holdings LLC, in the 15th Aldermanic District.

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THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

21. 161771 SPONSORED BY: Ald. Donovan and Ald.

INTRODUCED ON: 04/18/2017

Witkowski

A substitute ordinance relating to the monthly health benefit payments of surviving spouses of city employees who died in the line of duty.

22. 170078 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

A substitute ordinance to further amend the 2017 rates of pay of offices and positions in the City Service.

23. 170079 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

A substitute ordinance to further amend the 2017 offices and positions in the City Service.

ADOPTION OF THE FOLLOWING:

24. 161129 SPONSORED BY: THE CHAIR

INTRODUCED ON: 12/13/2016

Resolution approving the form of the Preliminary Official Statement used in connection with the sale of City of Milwaukee debt.

25. 170026 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relative to acceptance and funding of the 2017 High-Intensity Drug Trafficking Area project awards.

26. 170027 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relative to acceptance and funding of a Milwaukee Metropolitan Drug Enforcement Grant (Police Department).

27. 160739 SPONSORED BY: Ald. Hamilton

INTRODUCED ON: 09/20/2016

Substitute resolution authorizing the expenditure of funds from the Keeping the Promise Special Purpose Account for use in Promise Zones.

This file may be referred from a special Finance and Personnel Committee meeting to be held at 8:45 a.m. on Tuesday, May 9, 2017.

PLACING ON FILE THE FOLLOWING:

28. 161732 SPONSORED BY: THE CHAIR

D BY: THE CHAIR INTRODUCED ON: 03/28/2017

Communication from the Department of Employee Relations relating to classification studies scheduled for Fire and Police Commission action.

29. <u>170075</u> SPONSORED BY: THE CHAIR

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

INTRODUCED ON: 04/18/2017

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THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

30. SPONSORED BY: THE CHAIR 161428

Substitute resolution authorizing the return of real estate located at 2453 W. Capitol

Drive, in the 7th Aldermanic District to its former owner Raniyah Dillard.

31. 161606 SPONSORED BY: Ald. Rainey, Ald. INTRODUCED ON: 03/01/2017

INTRODUCED ON: 02/07/2017

Donovan, Ald. Bauman and Ald. Johnson

Substitute resolution directing the Department of Administration-Intergovernmental Relations Division and the Common Council's Legislative Coordinator to seek additional state funding for traffic safety enforcement.

32. 170023 SPONSORED BY: THE CHAIR **INTRODUCED ON: 04/18/2017**

Resolution relative to the payment of a special improvement bill placed on the 2016 Tax Roll and appropriating funds for this purpose with the total cost of the bill being \$385.74.

SPONSORED BY: THE CHAIR 33. 170035

INTRODUCED ON: 04/18/2017

Resolution cancelling real estate taxes levied against certain parcels bearing various key numbers on the 2014, 2015, and 2016 tax rolls, plus interest applicable to date of repayment, if appropriate.

SPONSORED BY: THE CHAIR 34. 170055

INTRODUCED ON: 04/18/2017

Substitute resolution relative to legislative bills

SPONSORED BY: THE CHAIR 35. 170082

INTRODUCED ON: 04/18/2017

Resolution authorizing payment of a judgment entered by U.S. Bankruptcy Court in the lawsuit titled Kevin C. Williams v. City of Milwaukee.

SPONSORED BY: Ald. Kovac, Ald. 170091 36.

INTRODUCED ON: 04/18/2017

Stamper, Ald. Perez, Ald. Hamilton, Ald.

Johnson, Ald. Lewis and Ald. Bauman

Substitute resolution relating to the City of Milwaukee's position on County, State and Federal legislation intended to reduce incarceration and violence.

PLACING ON FILE THE FOLLOWING:

37. 160191 SPONSORED BY: Ald. Zielinski **INTRODUCED ON: 05/24/2016**

Substitute resolution directing the Department of Administration - Intergovernmental Relations Division to seek introduction and passage of legislation increasing penalties for crimes committed with firearms.

38. 161430 SPONSORED BY: THE CHAIR INTRODUCED ON: 02/07/2017

Substitute resolution authorizing the return of real estate located at 3004 N. 30th Street, in the 7th Aldermanic District to its former owner Jennifer Rhodes.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

39. <u>161656</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 03/28/2017

Resolution relating to the appeal of Jesse Ford for property damage. (12th Aldermanic

District)

40. 161673 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/28/2017

Resolution relating to the appeal of Kenneth Daniel for property damage.

41. <u>161724</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 03/28/2017

 $Resolution\ relating\ to\ the\ appeal\ of\ Antoinette\ Jackson\ for\ property\ damage.\ (1st$

Aldermanic District)

42. 161750 SPONSORED BY: THE CHAIR INTRODUCED ON: 03/28/2017

Resolution relating to the appeal of Atty. Ellison Hitt on behalf of Tyler Perales for

personal injuries.

43. 170071 SPONSORED BY: THE CHAIR INTRODUCED ON: 04/18/2017

Resolution relating to the appeal of Steve Adamczyk for property damage. (10th

Aldermanic District)

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THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

44. 161424 SPONSORED BY: Ald. Kovac INTRODUCED ON: 02/07/2017

A substitute ordinance relating to the responsibilities of the planning and policy director for emergency communications.

45. 170037 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

A substitute ordinance relating to parking controls.

46. 170038 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

A substitute ordinance relating to traffic controls.

ADOPTION OF THE FOLLOWING:

47. 170016 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relative to acceptance, and funding of a Seat Belt 2016/17 Enforcement grant (Police Department).

48. 170024 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relative to acceptance and funding of an Alcohol Enforcement 2016-17 grant.

49. 170025 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution authorizing acceptance and expenditure of a 2016 Edward Byrne Memorial Justice Assistance (JAG) Grant.

50. 170028 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relative to acceptance and funding of a 2016/17 Wisconsin Internet Crimes Against Children Grant (Police Department).

51. 170040 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Resolution relative to acceptance and subsequent expenditure of contributions received by the Milwaukee Health Department for water filters to remove lead from drinking water and distribute to the most vulnerable populations in Milwaukee.

PLACING ON FILE THE FOLLOWING:

52. 160930 SPONSORED BY: Ald. Witkowski INTRODUCED ON: 11/01/2016

Substitute resolution relating to the Office of Violence Prevention.

| 53. | 170041 | SPONSORED BY: THE CHAIR | INTRODUCED ON: 04/18/2017 | |
|-----|---------------|---|---------------------------|--|
| | | Communication file from the Health Department related to the 2016 Food Safety Report. | | |
| 54. | <u>170042</u> | SPONSORED BY: THE CHAIR | INTRODUCED ON: 04/18/2017 | |
| | | Communication from the Health Department related to an update on progress towards public health accreditation and development of a community health improvement plan. | | |
| 55. | <u>170101</u> | SPONSORED BY: Ald. Donovan | INTRODUCED ON: 04/18/2017 | |

Communication from the Urban institute relating to the Milwaukee Police Department's camera project.

THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE RECOMMENDS:

PASSAGE OF THE FOLLOWING:

56. <u>161010</u> SPONSORED BY: Ald. Bohl

A substitute ordinance relating to zoning regulations for indoor storage facilities and indoor wholesale and distribution facilities.

INTRODUCED ON: 11/22/2016

INTRODUCED ON: 03/01/2017

INTRODUCED ON: 02/23/2017

INTRODUCED ON: 03/01/2017

INTRODUCED ON: 04/18/2017

INTRODUCED ON: 04/18/2017

57. 161590 SPONSORED BY: Ald. Kovac

A substitute ordinance relating to the change in zoning from Two-Family Residential, RT4, to a Detailed Planned Development for multi-family residential development at 1632-1648 North Franklin Place, located on the east side of North Franklin Place, south of East Brady Street, in the 3rd Aldermanic District.

ADOPTION OF THE FOLLOWING:

58. <u>161573</u> SPONSORED BY: Ald. Bauman

Substitute resolution relating to the permanent historic designation of the property at 807 N. 23rd Street, the Peter and Ida Frattinger House, in the 4th Aldermanic District.

59. <u>161584</u> SPONSORED BY: THE CHAIR

Substitute resolution relating to a Minor Modification to a Detailed Planned Development known as Hotel of the Arts Days Inn to permit additional hotel rooms and an outdoor patio at the Hotel of the Arts Days Inn and Suites at 1840 North 6th Street, located on the east side of North 6th Street, south of West Reservoir Avenue, in the 6th Aldermanic District.

60. 170032 SPONSORED BY: THE CHAIR

Substitute resolution relating to termination of the development agreement and other agreements among the City of Milwaukee, the Redevelopment Authority of the City of Milwaukee, Riverbend Place LLC and The Brewery Works, Inc. related to the Manpower redevelopment project, in the 6th Aldermanic District.

61. 170046 SPONSORED BY: Ald. Stamper

Resolution approving a Land Disposition Report and authorizing the sale of the City-owned tax deed property at 4700-06 West North Avenue, in the 15th Aldermanic District.

THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

62. <u>170053</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Substitute resolution relating to required agreements between the Mayor, designated local elected officials, and Employ Milwaukee, Inc., pursuant to the Workforce Innovation & Opportunity Act (WIOA).

63. 170076 SPONSORED BY: Ald. Stamper

INTRODUCED ON: 04/18/2017

Resolution appropriating up to \$900 from the Community and Economic Development Committee Fund to purchase media services from Urban Media, LLC.

CONFIRMATION OF THE FOLLOWING:

64. <u>161676</u> **SPONSORED BY: THE CHAIR**

INTRODUCED ON: 03/28/2017

Reappointment of J. Michael Bartels to the Business Improvement District #15 (Downtown Riverwalk) by the Mayor. (4th Aldermanic District)

65. <u>161683</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 03/28/2017

Appointment of Rashaad Washington to the Black Male Achievement Advisory Council by the Mayor. (7th Aldermanic District)

66. 161777 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Appointment of Victor Huyke to the Business Improvement District #4 (Mitchell Street Business Strip) by the Mayor. (6th Aldermanic District)

67. 161779 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Appointment of John Mueller to the Business Improvement District #16 (West North Avenue) by the Mayor. (10th Aldermanic District)

68. 170010 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Appointment of Nelson Lang to the Business Improvement District #38 (Cesar E. Chavez Drive) by the Mayor. (11th Aldermanic District)

69. 170029 SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Appointment of Andre' Patrice Carter to the Business Improvement District #19 (Villard Avenue) by the Mayor. (1st Aldermanic District)

70. <u>170085</u> SPONSORED BY: THE CHAIR

INTRODUCED ON: 04/18/2017

Reappointment of Kalan Haywood II to the Restorative Justice Advisory Committee.

MATTERS FOR IMMEDIATE ADOPTION:

71. <u>170137</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/09/2017

Resolution approving final certified survey maps.

72. 170057 SPONSORED BY: Ald. Bohl INTRODUCED ON: 04/18/2017

Resolution authorizing settlement of claims of plaintiffs Six Star Holdings, LLC, Ferol, LLC, Boardroom Entertainment MKE, LLC, and Mookie Exotic, LLC; potential plaintiffs MKE Downtown Ventures, LLC, and Simplified Investments, LLC; Jon Ferraro; and Individual Signatories Joe Modl; Scott Krahn; Craig Ploetz; Dusanka Buzdum; Boro Buzdum; Radomir Buzdum; John Urban; and Roaring 20's Management, LLC and the lawsuits entitled Six Star Holdings, LLC and Ferol, LLC. v. City of Milwaukee; Boardroom Entertainment MKE LLC v. City of Milwaukee, and Mookie Exotic, LLC v. City of Milwaukee.

73. <u>170180</u> SPONSORED BY: THE CHAIR

Motion amending the order of priority for broadcasting meetings of government bodies on the City Channel.

INTRODUCED ON: 05/09/2017

74. 170197 SPONSORED BY: Ald. Zielinski INTRODUCED ON: 05/09/2017

Resolution expressing the City of Milwaukee's support for the continuation of the Milwaukee Workforce Development Area.

Please be advised that less-than-24-hours' notice has been given for this item because it was impracticable to provide such notice.