

# City of Milwaukee

City Hall 200 East Wells Street Milwaukee, WI 53202

## Council Agenda

### **COMMON COUNCIL**

Tuesday, November 23, 2010

#### 9:00 AM

Council Chambers, 3rd Fl., City Hall

#### 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

Steering and Rules, Ald. Hines, Chair; Ald. Murphy, Vice-Chair

- 8. Communications to be Ordered on File
- 9. Matters for Immediate Adoption
- 10. Presentation of ordinances, resolutions, motions and communications
- 11. Announcements

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.

### THE LICENSES COMMITTEE RECOMMENDS:

--- The following items 1 and 2 may be referred from the SPECIAL Licenses Committee meeting held on Tuesday, November 23, 2010 at 8:15 A.M.

1. <u>100900</u> SPONSORED BY: Ald. Bohl

**INTRODUCED ON: 11/03/2010** 

A substitute ordinance relating to the transfer of food license processing from the health department to the city clerk.

2. 100914 SPONSORED BY: Ald. Witkowski

**INTRODUCED ON: 11/11/2010** 

A substitute ordinance extending a moratorium on the issuance of precious metal and gem dealer licenses.

### APPROVAL OF THE FOLLOWING:

3. 100565 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 09/01/2010** 

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 8:15 a.m. and 4:30 p.m.

### THE PUBLIC SAFETY COMMITTEE RECOMMENDS:

### PASSAGE OF THE FOLLOWING:

1. 100806 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

A substitute ordinance relating to parking controls.

2. 100807 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

A substitute ordinance relating to traffic controls.

### ADOPTION OF THE FOLLOWING:

3. 100772 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Resolution supporting the development of a Southeast Region Incident Management Team (SE-IMT) and authorizing City participation in planning and development of the SE-IMT.

### PLACING ON FILE THE FOLLOWING:

4. <u>100232</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 06/15/2010

Communication from the Police Department relating to the 2010 crime statistics and other public safety issues.

5. 100818 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Communication from the Milwaukee Police Department relating to its inspection of public passenger vehicles.

### THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:

### PASSAGE OF THE FOLLOWING:

1. 100618 SPONSORED BY: THE CHAIR INTRODUCED ON: 09/21/2010

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

2. 100775 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 10/12/2010** 

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

3. 100788 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

A charter ordinance relating to state reporting by the employes' retirement system.

### ADOPTION OF THE FOLLOWING:

4. 100789 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Resolution relative to application, acceptance and funding of a 2010 Urban Areas Security Initiative Program Grant.

5. 100846 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Resolution authorizing a Master Continuing Disclosure Certificate for the issuance of debt by the City.

6. 100863 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing and providing for the sale and issuance of Sewerage System Revenue Bonds for capital improvement purposes. (Comptroller)

### PLACING ON FILE THE FOLLOWING:

7. 100793 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Communication from the Ethics Board relative to amending the positions ordinance.

8. 100796 SPONSORED BY: THE CHAIR INTRODUCED ON: 10/12/2010

Communication from the State Legislative Audit Bureau relating to its report: "Medical Education, Research, and Public Health Grants: An Evaluation".

9. 100821 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Communication from the Comptroller's office relating to a Report of Debt and Debt Service for the Years 2005 through 2014.

## 10. <u>100859</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Communication from the Department of Administration - Budget and Management Analysis Division regarding vacancy requests, fund transfers and equipment requests.

## 11. <u>100911</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 11/11/2010

Communication relating to an amendment to a single-source contract for the Fire and Police Commission.

---(Note: Committee vote: 4 ayes, 1 no)

### THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:

### ADOPTION OF THE FOLLOWING:

1. Resolutions authorizing the return of real estate:

a. 100776 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 5036 N. 38th St., in the 1st Aldermanic District to its former owner. (Sheltrina Washington)

b. 100777 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 5379 N. 53rd St., in the 2nd Aldermanic District to its former owner. (Watson Phillips)

c. 100778 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 9367 N. Joyce Ave., in the 9th Aldermanic District to its former owner. (Terrence Rozman)

d. 100785 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 2654 N. 19th St., in the 15th Aldermanic District to its former owner. (Charles Holland)

e. 100786 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 4321-4321A N. 28th St., in the 1st Aldermanic District to its former owner. (Josephine Hicks)

f. 100798 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 8619 N. Servite Dr., #214, in the 9th Aldermanic District to its former owner. (ClearVue Opportunity XIV, LLC)

g. 100802 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 2720 S. 16th St., in the 14th Aldermanic District to its former owner. (Ronald Caldwell)

h. 100804 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 915 S. 17th St., in the 12th Aldermanic District to its former owner. (Green Tree Servicing, LLC)

i. 100805 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Substitute resolution authorizing the return of real estate located at 2402 W. Becher St., in the 8th Aldermanic District to its former owner. (Morgan Stanley ABC Cap 1, Inc.)

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100808 SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** j. Substitute resolution authorizing the return of real estate located at 2544-2546 N. 35th St., in the 15th Aldermanic District to its former owner. (CIRAS, Inc.) k. 100811 SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** Substitute resolution authorizing the return of real estate located at 1020 W. Nash Ave., in the 6th Aldermanic District to its former owner. (Toki Moore) 100812 SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** L. Substitute resolution authorizing the return of real estate located at 3873 N. 37th St., in the 7th Aldermanic District to its former owner. (Talaya Watson) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** <u>100813</u> m. Substitute resolution authorizing the return of real estate located at 3828 N. 51st Blvd., in the 7th Aldermanic District to its former owner. (Derek Kenner) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 100814 n. Substitute resolution authorizing the return of real estate located at 3758 N. 40th St., in the 7th Aldermanic District to its former owner. (Cedric Lanier Banyard) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 100815 0. Substitute resolution authorizing the return of real estate located at 2740 N. 10th St., in the 15th Aldermanic District to its former owner. (Constance Holman) 100816 SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** p. Substitute resolution authorizing the return of real estate located at 5861 N. 71st St., in the 2nd Aldermanic District to its former owner. (HSBC Bank USA National Association) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 100817 q. Substitute resolution authorizing the return of real estate located at 4656 N. 28th St., in the 1st Aldermanic District to its former owner. (Wilson Love) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 100822 r. Substitute resolution authorizing the return of real estate located at 5725 W. Burleigh St., in the 10th Aldermanic District to its former owner. (Mohammad Rafiq) SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 100824 Substitute resolution authorizing the return of real estate located at 2502 W. Locust St., in the 7th Aldermanic District to its former owner. (Christopher Blake) SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010 100825

in the 2nd Aldermanic District to its former owner. (JP Morgan Chase Bank)

Substitute resolution authorizing the return of real estate located at 7937 W. Grantosa Dr.,

u. 100827 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Substitute resolution authorizing the return of real estate located at 2901-2903 N. 23rd St., in the 7th Aldermanic District to its former owner. (2901 N. 23rd St., LLC)

v. 100828 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Substitute resolution authorizing the return of real estate located at 4945 N. 36th St., in the 1st Aldermanic District to its former owner. (Darlene Prince)

2. 100792 SPONSORED BY: Ald. Bohl

**INTRODUCED ON: 11/03/2010** 

Resolution cancelling real estate taxes levied against a certain parcel, 9524 W. Good Hope Road, on the 2009 tax roll.

---(Note: Committee vote: 2 ayes, 1 no)

3. 100820 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Substitute resolution endorsing the proposed 2011-2012 City of Milwaukee State Legislative Package.

## PLACING ON FILE THE FOLLOWING:

4. 100174 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 05/25/2010** 

Resolution relative to legislative bills.

5. 100801 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Communication from the Department of Administration relating to the Complete Count Committee Report of Activities.

### DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

6. Claims against the City:

a. 100795 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Resolution relating to the claim of Atty. Jonathan Safran on behalf of Jeremy Smith relating to property damage and personal injuries. (3rd Aldermanic District)

b. 100867 SPONSORED BY: THE CHAIR

**INTRODUCED ON: 11/03/2010** 

Resolution relating to a claim from Kelly McClain for property damage. (15th Aldermanic District)

# THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE RECOMMENDS:

### PASSAGE OF THE FOLLOWING:

## 1. <u>090919</u> SPONSORED BY: Ald. Witkowski

A substitute ordinance to establish a Development Incentive Zone on land located generally along the east side of South 27th Street between West Howard Avenue and West Loomis Road, in the 13th Aldermanic District.

**INTRODUCED ON: 11/03/2009** 

INTRODUCED ON: 06/15/2010

**INTRODUCED ON: 10/12/2010** 

**INTRODUCED ON: 10/12/2010** 

**INTRODUCED ON: 10/12/2010** 

### 2. 100262 SPONSORED BY: THE CHAIR

A substitute ordinance establishing a pedestrian mall to be known as "Erie Street Plaza" in East Erie Street, adjacent to the harbor entrance, in the 4th Aldermanic District.

### 3. 100766 SPONSORED BY: Ald. Witkowski

A substitute ordinance relating to the Second Amendment to a Detailed Planned Development known as RGS Warehouse, to allow for site plan modifications, on lands located on the west side of South 6th Street and north of West College Avenue, in the 13th Aldermanic District.

### 4. 100768 SPONSORED BY: Ald. Hamilton

A substitute ordinance relating to a change in zoning from Industrial-Light to Industrial-Heavy, to facilitate industrial expansion of Integrated Mail, Inc., on land located north of West Hopkins Street and east of North 35th Street, in the 1st Aldermanic District.

### ADOPTION OF THE FOLLOWING:

# 5. <u>100737</u> SPONSORED BY: Ald. Murphy and Ald. Bauman

Substitute resolution authorizing the execution of a Cooperation Agreement by and between the City of Milwaukee and the Redevelopment Authority of the City of Milwaukee for refinancing the Redevelopment Authority's Series 2001 Revenue Bonds and for financing The South End capital improvements project of Milwaukee World Festival, Inc., in the 4th Aldermanic District.

# THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDS:

### ADOPTION OF THE FOLLOWING:

## 1. 100819 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Resolution to review and approve modifications to the contract used by the Community Development Grants Administration for 2011 community development activity and to authorize execution of contracts and subcontracts by City departments.

### 2. 100868 SPONSORED BY: Ald. Zielinski INTRODUCED ON: 11/03/2010

Resolution authorizing an expenditure from the Department of City Development's Development Fund for economic development purposes, in the 14th Aldermanic District.

### **CONFIRMATION OF THE FOLLOWING:**

## 3. <u>091304</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 01/20/2010

Reappointment of Ivan Gamboa to the Business Improvement District Board No. 38 (South Cesar Chavez Drive) by the Mayor. (8th Aldermanic District)

## 4. <u>091305</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 01/20/2010

Reappointment of Rafael Luciano to the Business Improvement District Board No. 38 (South Cesar Chavez Drive) by the Mayor. (12th Aldermanic District)

### 5. 091306 SPONSORED BY: THE CHAIR INTRODUCED ON: 01/20/2010

Reappointment of Leslie Velez to the Business Improvement District Board No. 38 (South Cesar Chavez Drive) by the Mayor. (11th Aldermanic District)

## 6. <u>100088</u> SPONSORED BY: THE CHAIR INTRODUCED ON: 05/04/2010

Reappointment of Salvatore Glorioso to the Business Improvement District Board #11 (Brady Street) by the Mayor. (3rd Aldermanic District)

### 7. 100883 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Reappointment of Marna Boyle to the Business Improvement District Board No. 10 (Avenues West) by the Mayor. (4th Aldermanic District)

### 8. 100885 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Reappointment of Dan Naumann to the Business Improvement District Board No. 10 (Avenues West) by the Mayor. (4th Aldermanic District)

## 9. 100887 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/03/2010

Reappointment of Rick Wiegand to the Business Improvement District Board No. 10 (Avenues West) by the Mayor. (4th Aldermanic District)

# 10. 100891 SPONSORED BY: THE CHAIR

Appointment of Thomas Axel Lifvendahl to the Business Improvement District Board #27 (West Burleigh Street) by the Mayor. (10th Aldermanic District)

**INTRODUCED ON: 11/03/2010** 

### THE PUBLIC WORKS COMMITTEE RECOMMENDS:

### ADOPTION OF THE FOLLOWING:

SPONSORED BY: THE CHAIR **INTRODUCED ON: 09/21/2010** 1. 100608

> Substitute resolution authorizing the Department of City Development to apply for a Transportation Economic Assistance grant from the Wisconsin Department of Transportation, in the 7th Aldermanic District.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 10/12/2010** 2. <u>100712</u>

> Resolution approving an Underground Conduit Infrastructure Partnership Agreement between the City and AT&T.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 3. **100780** 

Resolution approving a lease agreement with IFI Terminal Milwaukee, LLC.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010 100781** 4.

Resolution approving a lease agreement with South Harbor, LLC.

SPONSORED BY: THE CHAIR 100799 **INTRODUCED ON: 11/03/2010** 5.

> Resolution authorizing the proper City Officers to execute Sewer Easement SE-2822, located in part of the vacated east-west alley in the block bounded by North 20th Street, North 21st Street, West Garfield Avenue and West Brown Street in the 15th Aldermanic District.

6.

**INTRODUCED ON: 11/03/2010** SPONSORED BY: THE CHAIR 100800

Resolution authorizing the proper City Officers to execute Sewer Easement Release SER-2782, located in the vacated portion of the North-South alley that is bounded by East Garfield Avenue, East North Avenue, North Palmer Street and North 1st Street in the 6th Aldermanic District.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 7. 100823

> Resolution accepting Sewer Easements SE-2797A, SE-2797B, SE-2797C, SE-2797D, and SE-2798, in the area north of West Good Hope Road near North Cassie Avenue in the 5th Aldermanic District.

SPONSORED BY: THE CHAIR **INTRODUCED ON: 11/03/2010** 8. 100829

> Resolution authorizing the Commissioner of Public Works and Comptroller to execute a State/Municipal Agreement with the Wisconsin Department of Transportation for the installation of a traffic control signal at West Lapham Boulevard and South 13th Street and to fund preliminary engineering for the project in the 12th Aldermanic District with a total estimated cost of \$25,000, with an estimated grantor share of \$22,500, and an estimated City share of \$2,500.

## 9. <u>100830</u> SPONSORED BY: THE CHAIR

Resolution relative to the cost participation and installation of pedestrian countdown timers at 163 traffic signal controlled local street intersections under two Highway Safety Improvement Program projects in various Aldermanic Districts at a total estimated cost of \$744,304.84, with an estimated grantor share of \$669,874.35, and an estimated City share of \$74,430.49.

**INTRODUCED ON: 11/03/2010** 

### 10. 100837 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 \$95,000 for a total estimated cost of these projects being \$2,735,000.

## 11. 100838 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 \$1,322,900 for a total estimated cost of \$1,436,000.

### 12. 100839 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 \$1,315,000 for a total estimated cost of these projects being \$13,698,000.

## 13. 100840 SPONSORED BY: THE CHAIR

Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$94,000 for a total estimated cost of these projects being \$95,000.

### THE STEERING & RULES COMMITTEE RECOMMENDS:

## ADOPTION OF THE FOLLOWING:

1. 100769 SPONSORED BY: Ald. Hines Jr. and Ald. INTRODUCED ON: 10/12/2010

Murphy

Substitute resolution approving a revised Me2 Request for Proposal for residential financial services and making technical clarifications to Me2 Community Workforce Agreement.

2. <u>100770</u> SPONSORED BY: Ald. Hines Jr. and Ald. INTRODUCED ON: 10/12/2010

Murphy

Substitute resolution authorizing agreement with Wisconsin Energy Conservation Corporation to implement utilization of Energy Efficiency Conservation Block Grant formula grant funds for subsidy of Me2 residential audit subsidies.

## MATTERS FOR IMMEDIATE ADOPTION:

1. 100954 SPONSORED BY: THE CHAIR INTRODUCED ON: 11/23/2010

Resolution approving final certified survey maps.