City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Agenda

PUBLIC WORKS COMMITTEE

ALD. ROBERT BAUMAN, CHAIR
Ald. Joseph Dudzik, Vice-Chair
Ald. Willie Wade, Ald. Robert Donovan, and Ald. Robert Puente
Staff Assistant, Tobie Black, 286-2231
Fax: 286-3456, tblack@milwaukee.gov
Legislative Liaison, Aaron Cadle, 286-8666,
acadle@milwaukee.gov

Thursday, September 9, 2010 | **9:00 AM** | **Room 301-B, City Hall**

AMENDED 9/7/10- Item numbered #5 (File Number 100355) has been added.

1. **100493** Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

Sponsors: THE CHAIR

Attachments: Official Notice Number 20
Cover Letter
Hearing Notice List

2. **100492** 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 $222,000 for a total estimated cost of these projects being $4,546,000.

Sponsors: THE CHAIR

Attachments: Cover Letter
Fiscal Note
Letter
Hearing Notice List

3. **100494** 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 $519,000 for a total estimated cost of these projects being $3,665,000.

Sponsors: THE CHAIR

Attachments: Cover Letter
Fiscal Note
Hearing Notice List

4. **100495** Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be $4,629,534 for a total estimated cost of these projects being

$7,927,379.

Sponsors: THE CHAIR

Attachments: Fiscal Note
Cover Letter
Hearing Notice List

5. **100355** An ordinance relating to watercraft speed limits in the outer harbor during special events.

Sponsors: Ald. Zielinski

Attachments: Fiscal Note
Hearing Notice List

6. **100509** Resolution directing the Department of Administration - Office of Emergency Management and Homeland Security to apply for a Hazard Mitigation Grant to repair flood-damaged homes, or purchase and raze them.

Sponsors: Ald. Bohl

Attachments: Hearing Notice List

7. **100360** Substitute resolution to vacate the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street and to accept a quit claim deed to dedicate land for alley purposes, in the 15th Aldermanic District.

Sponsors: THE CHAIR

Attachments: City Plan Commission Letter
Exhibit A
Fiscal Note
Hearing Notice List

8. **100500** Resolution authorizing the Commissioner of Public Works to execute an agreement with the Wisconsin Department of Transportation for the programming and construction of the improvement of US 41 (Stadium Freeway) between West Lisbon Avenue and I-94, and to set up plan review costs, with Federal and State aid under the State Trunk Highway Program, with an estimated cost of $20,000 for plan review, and being 100% City funded.

Sponsors: THE CHAIR

Attachments: Cover Letter
Agreement
Fiscal Note
Hearing Notice List

9. **100527** Resolution authorizing the Commissioner of Public Works and Comptroller to execute a Project Agreement with the Wisconsin Department of Transportation for expansion of a traffic adaptive signal system under the Congestion Mitigation/Air Quality Program and to fund preliminary engineering for the project in the 8th, 11th, and 13th Aldermanic Districts with a total estimated cost of $150,000, with an estimated grantor share of $120,000, and an estimated City share of $30,000.

Sponsors: THE CHAIR

Attachments: Cover Letter
Agreement
Comptroller's Certificate
Fiscal Note
Hearing Notice List

10. **100528** Resolution relative to the cost participation and installation of traffic control signal improvements on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue under a Highway Safety Improvement Program project in the 12th Aldermanic District at a total estimated cost of $149,739.22, with an estimated grantor share of $134,765.30, and an estimated City share of $14,973.92.

Sponsors: THE CHAIR

Attachments: Cover Letter
Agreement
Comptroller's Certificate
Fiscal Note
Hearing Notice List

11. **100529** Resolution relative to the cost participation and installation of pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections under a Highway Safety Improvement Program project in various Aldermanic Districts at a total estimated cost of $433,890.03, with an estimated grantor share of $390,501.03, and an estimated City share of $43,389.00.

Sponsors: THE CHAIR

Attachments: Cover Letter
Agreement
Comptroller's Certificate
Fiscal Note
Hearing Notice List

12. **100401** Resolution authorizing the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company d/b/a Canadian Pacific Railroad, to permit the railroad to occupy City-owned right of way for bridge and track maintenance.

Sponsors: THE CHAIR

Attachments: Cover Letter
Agreement
Fiscal Note
Hearing Notice List

13. **100504** Resolution relative to application, acceptance and funding of a 2010 and 2011 Vehicle Miles of Travel Monitoring Grant.

Sponsors: THE CHAIR

Attachments: Cover Letter
Grant Analysis
Grant Budget
Agreement
Fiscal Note
Hearing Notice List

14. **100379** Resolution regarding Backup Power Generation for the Linnwood Purification Plant.

Sponsors: Ald. Dudzik

Attachments: Fiscal Note
Hearing Notice List

15. **100554** Communication from the Department of Public Works relating to the status of the installation of a public art demonstration project on a portion of East Wisconsin Avenue.

Sponsors: Ald. Dudzik

Attachments: Hearing Notice List

16. **100444** Resolution rescinding various special privileges that are no longer necessary.

Sponsors: THE CHAIR

Attachments: Cover Letter
Fiscal Note
Hearing Notice List

17. **091613** Substitute resolution amending a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue, in the 1st Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photos
Map
Fiscal Note
Hearing Notice List

18. **070173** Substitute resolution amending a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue, in the 3rd Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition and Drawings
Photos
Map
Fiscal Note
Hearing Notice List

19. **090767** Substitute resolution granting a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street, in the 3rd Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photos
Map
Fiscal Note
Hearing Notice List

20. **090959** Substitute resolution amending a special privilege for change of ownership to Milwaukee-MLK LLC for a fence with brick columns and for addition of a covered walk and private light fixtures for the premises at 2053 North Martin L. King Jr. Drive, in the 6th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Special Privilege Petition
Cover Letter
Fiscal Note
Photos
Map
Hearing Notice List

21. **091561** Substitute resolution granting a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue, in the 6th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Special Privilege Petition and Drawing
Photos
Map
Cover Letter
Fiscal Note
Hearing Notice List

22. **091125** Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a security camera, non-code compliant canopy, overhead cables,

underground duct package, and manhole for the premises at 136 West Greenfield Avenue, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photos
Map
Fiscal Note
Hearing Notice List

23. **091126** Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for raised planters and underground conduits and for addition of two concrete pillars for the premises at 1401 South 3rd Street and 1402 South 4th Street, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photos
Map
Fiscal Note
Hearing Notice List

24. **091127** Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for an access card reader and associated underground conduit and addition of a bollard for the premises at 1201 South 3rd Street, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photo
Map
Fiscal Note
Hearing Notice List

25. **091128** Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Map
Excavation and Restoration Permit
Fiscal Note
Hearing Notice List

26. **091237** Substitute resolution granting a special privilege to Wayne Hickson to construct a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Petition and Drawing
Additional Drawings
Photos
Map
Fiscal Note
Hearing Notice List

27. **091427** Substitute resolution granting a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street, in the 4th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photos
Map
Fiscal Note
Hearing Notice List

28. **091492** Substitute resolution amending a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue, in the 4th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Cover Letter
Special Privilege Petition
Photo
Map
Fiscal Note
Hearing Notice List

29. **090199** Resolution to grant a special privilege to Brewery Parking Structure LLC to construct and maintain awnings for the premises at 902 W. Juneau Avenue, in the 4th Aldermanic District.

Sponsors: THE CHAIR

Attachments: Special Privilege Petition

Drawings

---May be placed on file as no longer needed.

This meeting will be webcast live at www.milwaukee.gov/channel25.

Members of the Common Council and its standing committees who are not members of this committee may attend this meeting to participate or to gather information. Notice is given that this meeting may constitute a meeting of the Common Council or any of its standing committees, although they will not take any formal action at this meeting.

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.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code of Ordinances are required to register with the City Clerk's Office License Division. Registered lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at www.milwaukee.gov/lobby.

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100493 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.		
Sponsors:	THE CHAIR		
Indexes:	PUBLIC IMPROVEMENTS		
Attachments:	Official Notice Number 20, Cover Letter, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100494
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title
Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

Requestor
INFRASTRUCTURE SERVICES DEPARTMENT
Drafter
MLD:dr
Report 1
08/23/10

OFFICIAL NOTICE NUMBER 20
PUBLIC HEARING ON PROPOSED IMPROVEMENTS
AND SPECIAL ASSESSMENTS

There will be a public hearing held by the Public Works Committee of the Common Council of the City of Milwaukee concerning the following improvements and special assessments. The Commissioner of Public Works has determined these improvements are necessary and in the public interest.

The hearing will be held at the date and time shown below:

THURSDAY

SEPTEMBER 9, 2010

ROOM 301-B – CITY HALL

9:00 A.M.

10th Aldermanic District

N. 58th St. – A point south of W. Valley Forge Dr. to W. Valley Forge Dr. (ST211110105):

Asphalt pavement resurfacing, replace all curb and gutter, replace sidewalk and driveway approaches where necessary, sodding (6.0-foot width of tree border area), and grading.

You may examine a copy of the report recommending these projects in Room 908, 841 North Broadway, Milwaukee, Wisconsin during the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday, except for Friday, September 3, 2010 and Monday, September 6, 2010.

This notice is published by authority of the Common Council of the City of Milwaukee in accordance with Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances.

Office of the City Clerk, Milwaukee

_____
Ronald D. Leonhardt, City Clerk

August 25, 2010

August 25, 2010

File Number 100493

To the Honorable, the Common Council

Dear Council Members:

The Common Council has adopted preliminary resolutions which determined it necessary and in the public interest to make various public improvements and to make special assessments therefore.

The Commissioner of Public Works is filing this report consisting of a list of projects. This report is subject to amendment at the next Public Works Committee Hearing. The plans and specifications of said improvements are on file in the City Engineer's Office.

I am herewith submitting a report regarding the above matter and recommend adoption of the amended resolution approving same.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

MLD:dr
Afr 1
Attachment

PW FILE NUMBER: 100493

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkoski	Dept. Public Works – Infra.	9/7/10		
Clark Wantoch	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

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File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	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 $222,000 for a total estimated cost of these projects being $4,546,000.		
Sponsors:	THE CHAIR		
Indexes:	ALLEY IMPROVEMENTS, PUBLIC IMPROVEMENTS, STREET IMPROVEMENTS		
Attachments:	Cover Letter, Fiscal Note, Letter, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
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Sponsor
THE CHAIR
Title
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 $222,000 for a total estimated cost of these projects being $4,546,000.
Analysis
This resolution authorizes engineering studies and directs the Commissioner of Public Works to determine any benefits or damages which would result if the projects were to be constructed. After the Commissioner files his report, a Public Hearing will be held on those projects determined assessable. A resolution will be submitted after the Public Hearing authorizing construction. The City cost for engineering these projects is estimated to be $222,000 with the total cost estimated to be $4,546,000.
Body
Resolved, By the Common Council of the City of Milwaukee that it is necessary and in the public interest to do the following described work according to City specifications, and that such public improvements and resulting special assessments be made pursuant to Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances:

1st Aldermanic District

N. 35th St. - W. Villard Ave. to W. Silver Spring Dr. (ST21100111): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $30,000, Additional Funds). The total estimated cost for this project including the requested amount is $468,000. This project is anticipated to be completed during the 2010 construction season.

Alley between W. Capitol Dr., W. Fiebrantz Ave., N. 14th St., and N. 15th St. (ST212100104): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- $5,000, Additional Funds). The total estimated cost for this project including the requested amount is $95,000. This project is anticipated to be completed during the 2011 construction season.

2nd Aldermanic District

W. Leon Terr. - N. 60th St. to W. Hampton Ave./W. Constance Ave. (ST211120154): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $26,000). The total estimated cost for this project including the requested amount is $324,000. This project is anticipated to be completed during the 2012 construction season.

N. 66th St. - W. Capitol Dr. to W. Congress St. (ST211090119): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $25,000, Additional Funds).

The total estimated cost for this project including the requested amount is $360,000. This project is anticipated to be completed during the 2010 construction season.

9th Aldermanic District

W. County Line Rd. - N. 68th St. to N. 91st St. (Rural Cross Section) (ST211100132): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $12,000, Additional Funds). The total estimated cost for this project including the requested amount is $2,312,000. This project is anticipated to be completed during the 2011 construction season.

N. Michele St. - W. Beatrice St. to N. 96th St. (ST211120155): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $15,000). The total estimated cost for this project including the requested amount is $157,000. This project is anticipated to be completed during the 2012 construction season.

N. 81st St. - W. Clovernook St. to W. Acacia St. (ST21190232): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $10,000, Additional Funds). The total estimated cost for this project including the requested amount is $113,000. This project is anticipated to be completed during the 2010 construction season.

N. 82nd Ct. - A point south of W. Clovernook St. to W. Clovernook St. (ST211020107): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $10,000, Additional Funds). The total estimated cost for this project including the requested amount is $100,000. This project is anticipated to be completed during the 2010 construction season.

10th Aldermanic

W. Main St. - S. 70th St. to S. 76th St. (ST211080108): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $31,000, Additional Funds). The total estimated cost for this project including the requested amount is $363,000. This project is anticipated to be completed during the 2011 construction season.

14th Aldermanic District

S. Pennsylvania Ave. - E. Eden Pl. to E. Morgan Ave. (ST211120156): Paving the roadway with concrete. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- $8,000). The total estimated cost for this project including the requested amount is $54,000. This project is anticipated to be completed during the 2012 construction season.

Various Aldermanic Districts

Administration cost for 2011 Sidewalk Paving Engineering (ST230110138): (Nonassessable 2010 Budgeted Funds -- $50,000). The total estimated cost for this project including the requested amount

is $200,000. This project is anticipated to be completed during the 2011 construction season; and, be it

Further Resolved, That the abutting and adjacent properties be assessed a portion of the cost, said assessment to be recommended by the Commissioner of Public Works in his report; and, be it

Further Resolved, That all assessments and payments be made in accordance with Section 115-42 of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That all City departments are authorized to do engineering, surveying, preparing of plans, and estimates of cost thereof, to be utilized in the preparation of said report of the Commissioner of Public Works; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor
Infrastructure Services Division
Drafter
MLD:dr
Apr 1
08/25/10

August 23, 2010

File Number

To the Honorable, the Common Council

Dear Council Members:

Please find attached a "Title Only" resolution for determining it necessary to make various assessable public improvements to be introduced at the next Common Council Meeting. It is our intent to insert the body of the resolution in this jacket prior to the meeting of the Public Works Committee of September 9, 2010.

Respectfully submitted,

Special Deputy Commissioner
of Public Works

MLD:dr
Title only
Apr 1

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

A) DATE: August 25, 2010

FILE NUMBER: 100492

Original Fiscal Note ☒ **Substitute** ☐

SUBJECT: 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 $222,000 for a total estimated cost of these projects being $4,546,000.

B) SUBMITTED BY (name/title/dept./ext.): Mary Dziewiontkoski/Assessment Engineer/Public Works/X2460

C) CHECK ONE:
☒ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
☐ DEPARTMENTAL ACCOUNT (DA)
☐ CAPITAL PROJECTS FUND (CPF)
☐ PERM. IMPROVEMENT FUNDS (PIF)
☐ OTHER SPECIFY)
☐ CONTINGENT FUND (CF)
☐ SPECIAL PURPOSE ACCOUNTS (SPA)
☐ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER Paving	ST211		$167,000		
	ST212		$5,000		
	ST230		$50,000		
TOTALS:			$222,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

☐ 1-3 YEARS	☐ 3-5 YEARS	
☐ 1-3 YEARS	☐ 3-5 YEARS	
☐ 1-3 YEARS	☐ 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION: *The total expenditure includes the cost of engineering, inspection, construction, and city forces. The total cost of this project is $222,000.*

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

August 25, 2010

File Number 100492

To the Honorable, the Common Council

Dear Council Members:

Please find the attached resolution determining it necessary to make various assessable public improvements to be introduced at the next Common Council Meeting.

We have, therefore, prepared and recommend adoption of the attached resolution authorizing the City Comptroller to transfer funds to the appropriate Capital Project/Grant Accounts.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

MLD:dr

Apr 1
Attachment

PW FILE NUMBER: 100492

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkoski	Dept. Public Works – Infra.	9/7/10		
Clark Wantoch	DPW-Infra.	x		
All Council Members				

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

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Title:	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 $519,000 for a total estimated cost of these projects being $3,665,000.		
Sponsors:	THE CHAIR		
Indexes:	HIGHWAYS, PUBLIC IMPROVEMENTS, SEWERS, STREET IMPROVEMENTS		
Attachments:	Cover Letter, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100494
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ORIGINAL
Sponsor
THE CHAIR
Title
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 $519,000 for a total estimated cost of these projects being $3,665,000.
Analysis
This resolution authorizes engineering studies on projects which by City Charter are nonassessable. After design plans and estimates of costs have been prepared, a resolution authorizing construction will be submitted to the Common Council. The City cost for engineering these projects is estimated to be $519,000 with the total cost estimated to be $3,665,000.
Body
Resolved, By the Common Council of the City of Milwaukee, that it is necessary and in the public interest to do the following described improvements according to City specifications:

3rd Aldermanic District

N. Maryland Ave. - N. Prospect Ave. to a point of N. Prospect Ave. (ST211100161): Concrete curb and gutter. (Nonassessable Reconstruction Paving Fund -- $1,000). The total estimated cost for this project including the requested amount is $36,000. This project is anticipated to be completed during the 2010 construction season.

E. North Ave. Sink Hole (SM495100160): (Nonassessable Sewer Maintenance Relay Fund -- $1,000). The total estimated cost for this project including the requested amount is $1,000,000. This project is anticipated to be completed during the 2010 construction season.

4th Aldermanic District

N. Commerce St. - N. Fratney St. to N. Holton St. (SM495100152): Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- $15,000). The total estimated cost for this project including the requested amount is $1,415,000. This project is anticipated to be completed during the 2010 construction season.

E. Kilbourn Ave. at N. Prospect Ave. (ST211100160): Median revision. (Nonassessable Reconstruction Paving Fund -- $1,000). The total estimated cost for this project including the requested amount is $14,000. This project is anticipated to be completed during the 2011 construction season.

15th Aldermanic District

N. 26th St. at W. Vine St. (SM495100154): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- $1,000). The total estimated cost for this project including the requested amount is $700,000. This project is anticipated to be completed during the 2010 construction season.

City Wide

2010 Sewer Structure Construction and Rehabilitation (SM495100153): (Nonassessable Sewer Maintenance Relay Fund -- $500,000). The total estimated cost for this project is $500,000. This project is anticipated to be completed during the 2010 construction season; and, be it

Further Resolved, That all City Departments are authorized to perform engineering, surveys, plan preparation, and determine an estimated cost thereof; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor

Infrastructure Services Division

Drafter

MLD:dr
Npr 1
08/25/10

Administrative Change - 9-7-10 - tb

August 25, 2010

File Number 100494

To the Honorable, the Common Council

Dear Council Members:

Please find the attached resolution determining it necessary to make various nonassessable public improvements to be introduced at the next Common Council Meeting.

We have, therefore, prepared and recommend adoption of the attached resolution authorizing the City Comptroller to transfer funds to the appropriate Capital Project/Grant Accounts.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

MLD:dr

Npr 1
Attachment

CC-170 (REV. 6/86)

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 25, 2010 **FILE NUMBER:** 100494

Original Fiscal Note [x] Substitute [ ]

SUBJECT: 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 $519,000 for a total estimated cost of these projects being $3,665,000.

B) SUBMITTED BY (Name/title/dept./ext.): Mary Dziewiontkoski/Assessment Engineer/Public Works/X2460

C) CHECK ONE:

- [☒] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [ ] DEPARTMENT ACCOUNT(DA)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] OTHER (SPECIFY)
- [ ] CONTINGENT FUND (CF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
	Street ST211		$2,000		
OTHER:	Sewer SM495		$517,000		
TOTALS			$519,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE: The total expenditure includes the cost of engineering, inspection, construction, and city forces. The total cost of these projects is estimated to be $519,000.

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100494

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkoski	Dept. Public Works – Infra.	9/7/10		
Clark Wantoch	DPW-Infra.	x		
All Council Members	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100495 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be $4,629,534 for a total estimated cost of these projects being $7,927,379.		
Sponsors:	THE CHAIR		
Indexes:	PUBLIC IMPROVEMENTS, SEWER IMPROVEMENTS, WATER MAINS		
Attachments:	Fiscal Note, Cover Letter, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100495
Version
ORIGINAL
Reference
100494
Sponsor
THE CHAIR
Title
Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be $4,629,534 for a total estimated cost of these projects being $7,927,379.
Analysis
This resolution directs the installation and construction of certain public improvements which have been determined to be nonassessable by the Commissioner of Public Works. The City cost of the projects approved by this resolution is estimated to be $4,629,534. The total estimated cost of these projects is $7,927,379.
Body
Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions determining it necessary and in the public interest to construct nonassessable improvements; and

Whereas, Plans, specifications and cost estimates have been prepared for the following described improvements:

3rd Aldermanic District

1311 E. Chambers St. (WT4500075600): Riverside Pumps 6A and 6B Contract (C641090047). (Nonassessable Water Fund - $200,000, Additional Funds). The total estimated cost for this project including the requested amount is $833,845. This project is anticipated to be completed during the 2011 construction season.

N. Maryland Ave. - N. Prospect Ave. to a point north of N. Prospect Ave. (ST211100161) File Number 100494: Concrete curb and gutter. (Nonassessable Reconstruction Paving Fund -- $35,000). The total estimated cost for this project including the requested amount is $36,000. This project is anticipated to be completed during the 2010 construction season.

E. North Ave. Sink Hole (SM495100160) File Number 100494: (Nonassessable Sewer Maintenance Relay Fund -- $999,000). The total estimated cost for this project including the requested amount is $1,000,000. This project is anticipated to be completed during the 2010 construction season.

4th Aldermanic District

E. Buffalo St. - N. Water St. to N. Milwaukee St. (WT410081012): File Number 091433: Relay water main. (Nonassessable Water Fund -- $100,000, Additional Funds). The total estimated cost for this project including the requested amount is $550,000. This project is anticipated to be completed during the 2010 construction season.

E. Kilbourn Ave. at N. Prospect Ave. (ST211100160) File Number 100494: Median revision. (Nonassessable Reconstruction Paving Fund -- $13,000). The total estimated cost for this project

including the requested amount is $14,000. This project is anticipated to be completed during the 2010 construction season.

10th Aldermanic District

W. Blue Mound Rd. - N. 79th St. to N. Glenview Ave. (SM495090070) File Number 100217: Sanitary relay and new sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- $2,500,000). The total estimated cost for this project including the requested amount is $4,700,000. This project is anticipated to be completed during the 2010 construction season.

13th Aldermanic District

900 feet m/l east of S. 20th St. - W. Mallory Ave. to W. Grange Ave. (SM49580018) File Number 080237: Relay sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- $83,534). The total estimated cost for this project including the requested amount is $95,534. This project is anticipated to be completed during the 2010 construction season.

15th Aldermanic District

N. 26th St. at W. Vine St. (SM495100154) File Number 100494: Relay combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- $699,000). The total estimated cost for this project including the requested amount is $700,000. This project is anticipated to be completed during the 2010 construction season.

City of Wauwatosa

300 feet north of W. Concordia Ave. - N. Argonne Dr. to N. Menomonee River Pkwy. (WT410031000) File Number 081267: Rescind the authority to water main extension. (Nonassessable Water Fund - $225,000). The water main will not be extended at this time because of a new plan development. The total estimated cost for this project is $225,000. The project was anticipated to be completed during the 2010 construction season. Rescind nonassessable. The final resolution No. 081267 was adopted on February 10, 2009; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is authorized and directed to proceed with said work; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor
Infrastructure Services Division
Drafter
MLD:dr
Nfr 1
08/25/10

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)

A) DATE: August 25, 2010

FILE NUMBER: 100495

Original Fiscal Note ☒ **Substitute** ☐

SUBJECT Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be $4,629,534 for a total estimated cost of these projects being $7,927,379.

B) SUBMITTED BY (name/title/dept./ext.): Mary Dziewiontkoski/Assessment Engineer/Public Works/X2460

C) CHECK ONE:
☒ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
☐ DEPARTMENTAL ACCOUNT (DA)
☐ CAPITAL PROJECTS FUND (CPF)
☒ PERM. IMPROVEMENT FUNDS (PIF)
☐ OTHER SPECIFY)
☐ CONTINGENT FUND (CF)
☐ SPECIAL PURPOSE ACCOUNTS (SPA)
☐ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER Sewer	SM495		$4,281,534		
Paving	ST211		$48,000		
Water	WT450		$200,000		
Water	WT410		$100,000		($225,000)
TOTALS:			$4,629,534		($225,000)

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

☐ 1-3 YEARS	☐ 3-5 YEARS	**Expenditures = $4,629,534**
☐ 1-3 YEARS	☐ 3-5 YEARS	**Savings = $225,000**
☐ 1-3 YEARS	☐ 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION: *The total expenditure includes the cost of engineering, inspection, construction, and city forces.*

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

August 25, 2010

File Number 100495

To the Honorable, the Common Council

Dear Council Members:

Please find the attached resolution for approving construction of nonassessable public improvements to be introduced at the next Common Council Meeting.

We have, therefore, prepared and recommend adoption of the attached resolution authorizing the City Comptroller to transfer funds to the appropriate Capital Project/Grant Accounts.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

MLD:dr

Nfr 1
Attachment

PW FILE NUMBER: 100495

NAME	ADDRESS	DATE SENT		
Mary Dziewiontkoski	Dept. Public Works – Infra.	9/7/10		
Clark Wantoch	DPW-Infra.	x		
Ald. Witkowski	CC	x		
Ald. Kovac	CC	x		
Ald. Murphy	CC	x		
Ald. Hines	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100355 **Version:** 0		
Type:	Ordinance	**Status:**	In Committee
File created:	7/7/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	An ordinance relating to watercraft speed limits in the outer harbor during special events.		
Sponsors:	ALD. ZIELINSKI		
Indexes:	BOATS, LAKEFRONT		
Attachments:	Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
7/7/2010	0	COMMON COUNCIL	ASSIGNED TO		
7/12/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
7/12/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
7/14/2010	0	PUBLIC WORKS COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100355
Version
ORIGINAL
Reference
070317
Sponsor
ALD. ZIELINSKI
Title
An ordinance relating to watercraft speed limits in the outer harbor during special events.
Sections

Analysis
Section 118-80-3-g of the Code of Ordinances authorizes the harbor master to declare and enforce a temporary speed limit of 5 miles per hour, slow no wake, in the outer harbor or portions of the outer harbor before, during and after a lakefront fireworks display or other special event for which the harbor master determines the expected volume of watercraft traffic is such that operation above the speed of 5 miles per hour, slow no wake, will be unsafe.

Common Council File Number 070317, the ordinance that created s. 118-80-3-g, included a sunset clause which provided that the ordinance would be null and void after December 31, 2010. This ordinance repeals that sunset clause, thereby making permanent the harbor master's authority to declare and enforce the temporary speed limit during and after special events.
Body
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Part 2 of Common Council File Number 070317 is repealed.

LRB
APPROVED AS TO FORM

_____
Legislative Reference Bureau
Date:_____
Attorney
IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

_____
Office of the City Attorney
Date:_____
Requestor

Drafter
LRB10322-1
JDO
07/06/2010

CC-170 (REV. 6/86)

CITY OF MILWAUKEE FISCAL NOTE

A) DATE 07/12/10 **FILE NUMBER:** 100355

Original Fiscal Note [x] Substitute [ ]

SUBJECT: An ordinance relating to watercraft speed limits in the outer harbor during special events.

B) SUBMITTED BY (Name/title/dept./ext.): Tobie Black/Staff Assistant/City Clerk/X2231

C) CHECK ONE:

- [ ] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [X] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [ ] DEPARTMENT ACCOUNT(DA)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] OTHER (SPECIFY)
- [ ] CONTINGENT FUND (CF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100355

NAME	ADDRESS	DATE SENT		
Jeff Osterman	LRB	7/12/10	9/7/10	
Ald. Zielinski	CC	x	x	
Wayne Happel	happely2@aol.com	x	x	

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100509 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution directing the Department of Administration - Office of Emergency Management and Homeland Security to apply for a Hazard Mitigation Grant to repair flood-damaged homes, or purchase and raze them.		
Sponsors:	ALD. BOHL		
Indexes:	DEPARTMENT OF ADMINISTRATION, FEDERAL GRANTS, FLOOD CONTROL		
Attachments:	Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100509

Version
ORIGIONAL

Reference

Sponsor
ALD. BOHL

Title
Resolution directing the Department of Administration - Office of Emergency Management and Homeland Security to apply for a Hazard Mitigation Grant to repair flood-damaged homes, or purchase and raze them.

Analysis
This resolution directs the Department of Administration - Office of Emergency Management and Homeland Security apply for a grant through the Hazard Mitigation Grant Program to repair flood-damaged homes, or purchase and raze damaged homes which are beyond repair.

The Wisconsin Division of Emergency Management, administrator of the grant program, estimates total Hazard Mitigation Grant Program awards for the state stemming from the rainstorms of July, 2010, will be approximately $2.4 million. Preference for grant awards will be given to communities in counties which were declared federal disaster areas, including Milwaukee County.

These grants are competitive, and the state Division of Emergency Management expects grant applications will exceed available funds.

The City of Milwaukee will be expected to pay 12.5% if grants are awarded, while the State of Wisconsin will fund another 12.5% and the remaining 75% of grant funding will come from the Federal Emergency Management Administration.

Body
Whereas, Many homes in Milwaukee sustained substantial flood damage during the heavy rainstorms of July, 2010; and

Whereas, The Hazard Mitigation Grant Program ("HMGP") is established by the Federal Emergency Management Administration to make grant awards to communities like Milwaukee to help repair flood-damaged homes which represent hazards to the health and safety of residents, or to purchase and raze flood-damaged home hazards which are beyond repair; and

Whereas, It is in the City's best interest to apply for these HMGP grants as soon as

possible even though the application deadline is nearly a year away on August 11, 2011, because:

1. HMGP grants are competitive and the Wisconsin Division of Emergency Management expects grant applications will exceed available funds.
2. The Wisconsin Division of Emergency Management expects to mail out pre-application forms in September, 2010, and these pre-applications will be reviewed, scored and ranked with only the highest ranked pre-applications invited to make formal HMGP grant applications.

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Department of Administration - Office of Emergency Management and Homeland Security is directed to complete as soon as possible the Wisconsin Division of Emergency Management pre-application process for a grant through the Hazard Mitigation Grant Program to repair flood-damaged homes, or purchase and raze damaged homes which are beyond repair, and to complete any and all formal HMGP applications requested, or for which the City is eligible; and, be it

Further Resolved, All City departments will promptly comply with any requests to identify properties for flood damage mitigation, gather information needed for the grant application, analysis or perform other tasks requested by the Department of Administration - Office of Emergency Management and Homeland Security to complete the HMGP pre-application or formal application process in a timely fashion.

Requestor

Drafter
#121215-1
ANC
08/25/10

PW FILE NUMBER: 100509

NAME	ADDRESS	DATE SENT		
Aaron Cadle	LRB	9/7/10		
All Council Members	CC-CC	x		
Steven Fronk	Department of Emer. Mgmt & Homeland Security	x		
Desiree Matel-Anderson	Department of Emer. Mgmt & Homeland Security	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100360 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	7/7/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution to vacate the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street and to accept a quit claim deed to dedicate land for alley purposes, in the 15th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	ALLEY VACATIONS		
Attachments:	City Plan Commission Letter, Exhibit A, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
7/7/2010	0	COMMON COUNCIL	ASSIGNED TO		
7/12/2010	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
9/2/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100360
Version
SUBSTITUTE 1
Reference

Sponsor
THE CHAIR
Title
Substitute resolution to vacate the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street and to accept a quit claim deed to dedicate land for alley purposes, in the 15th Aldermanic District.
Analysis
This substitute resolution vacates the above portion of alley in accordance with vacation proceedings under power granted to the City of Milwaukee by Section 62.73, Wisconsin Statutes, and Section 308-28, Milwaukee Code of Ordinances and authorizes acceptance of a quit claim deed to dedicate land for a new public alley exit. This vacation was initiated by D4BMJCM Limited Partnership, on behalf of The Next Door Foundation, to allow for the consolidation of lands to the north and south of the alley.
Body
Whereas, It is proposed that the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street be vacated pursuant to the provisions of Section 62.73, Wisconsin Statutes; and

Whereas, To maintain alley access for adjoining property after vacation, the petitioner, D4BMJCM Limited Partnership, has offered to convey land to the City of Milwaukee ("City") for dedication for public alley purposes and to construct the alley at its cost; and

Whereas, The Department of Public Works has been directed to prepare a coordinated report estimating all costs and benefit assessments that will be incurred with said vacation and dedication; and

Whereas, That as provided by Section 62.73, Wisconsin Statutes, a lis pendens must be filed with the Milwaukee County Register of Deeds; and

Whereas, Said vacation has been reviewed in accordance with Section 308-28, Milwaukee Code of Ordinances; and

Whereas, The City Plan Commission has approved acquisition and dedication of land for public alley purposes; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that said portion of alley as indicated by Exhibit A and bound and described by:

That part of a variable width east-west alley in the Southeast 1/4 of Section 13, Township 7 North, Range 21 East, lying between the east line of North 30th Street extended and the southerly extension of the east line of the West 4.00 feet of Lot 4 in Block 4 of Blocks 2 and 3 and Parts of Blocks 4, 5 and 6, Germania Park, a recorded subdivision, in said 1/4 Section is vacated; and, be it

Further Resolved, That the vacation is contingent upon the petitioner, D4BMJCM Limited Partnership, conveying property to the City by quit claim deed to dedicate a new north-south, 20.00-foot wide public alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street, described as follows:

The East 20.00 feet of the West 24.00 feet of Lot 4 in Block 4 of Blocks 2 and 3 and Parts of Blocks 4, 5 and 6, Germania Park, a recorded subdivision, in the Southeast 1/4 of Section 13, Township 7 North, Range 21 East; and, be it

Further Resolved, That a notice of pendency of said vacation has been recorded at the Milwaukee County Register of Deeds and the Commissioner of the Department of City Development may request a release of the lis pendens without Common Council action if said vacation is not approved; and, be it

Further Resolved, That the Commissioner of Public Works and/or the City Engineer are authorized to implement the actions listed in the coordinated report relating to said vacation and when a money deposit is required, it must be deposited prior to implementing said actions; and, be it

Further Resolved, That as provided by Section 62.73, Wisconsin Statutes, said vacation shall not terminate the easements and rights incidental thereto acquired by or belonging to any county, town, village or city, or to any utility or person in any underground structures, improvements or services, as enumerated or otherwise existing in said description of land above described, both easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if said portion of alley had not been vacated; and, be it

Further Resolved, That the City is authorized to accept a quit claim deed from D4BMJCM Limited Partnership and to dedicate the land for public alley purposes as illustrated on Exhibit A and as legally described above.
Drafter
DCD:VLK:ear
09/02/10

September 1, 2010

To the Honorable Members of the
Public Works Committee
City of Milwaukee

Dear Committee Members:

File No. 100360 vacates the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street, and West Wright Street and acceps of a quit claim deed to dedicate a portion to dedicate land for alley purposes, in the 15th Aldermanic District.

This vacation was initiated by D4BMJCM Limited Partnership, on behalf of the Next Door Foundation, to allow for consolidation of lands to the north and south of the alley. A new alley leg will be constructed to allow for circulation through the alley.

The Department of Public Works Coordinated Report contains no stated objections to the proposed vacation. At the request of the Commissioner of Public Works, the petitioner has provided:

Construct new alley leg	$37,500.00
Relocate an alley light and a street light	$3,650.00
Benefit assessments	$975.90
Total	$42,125.90

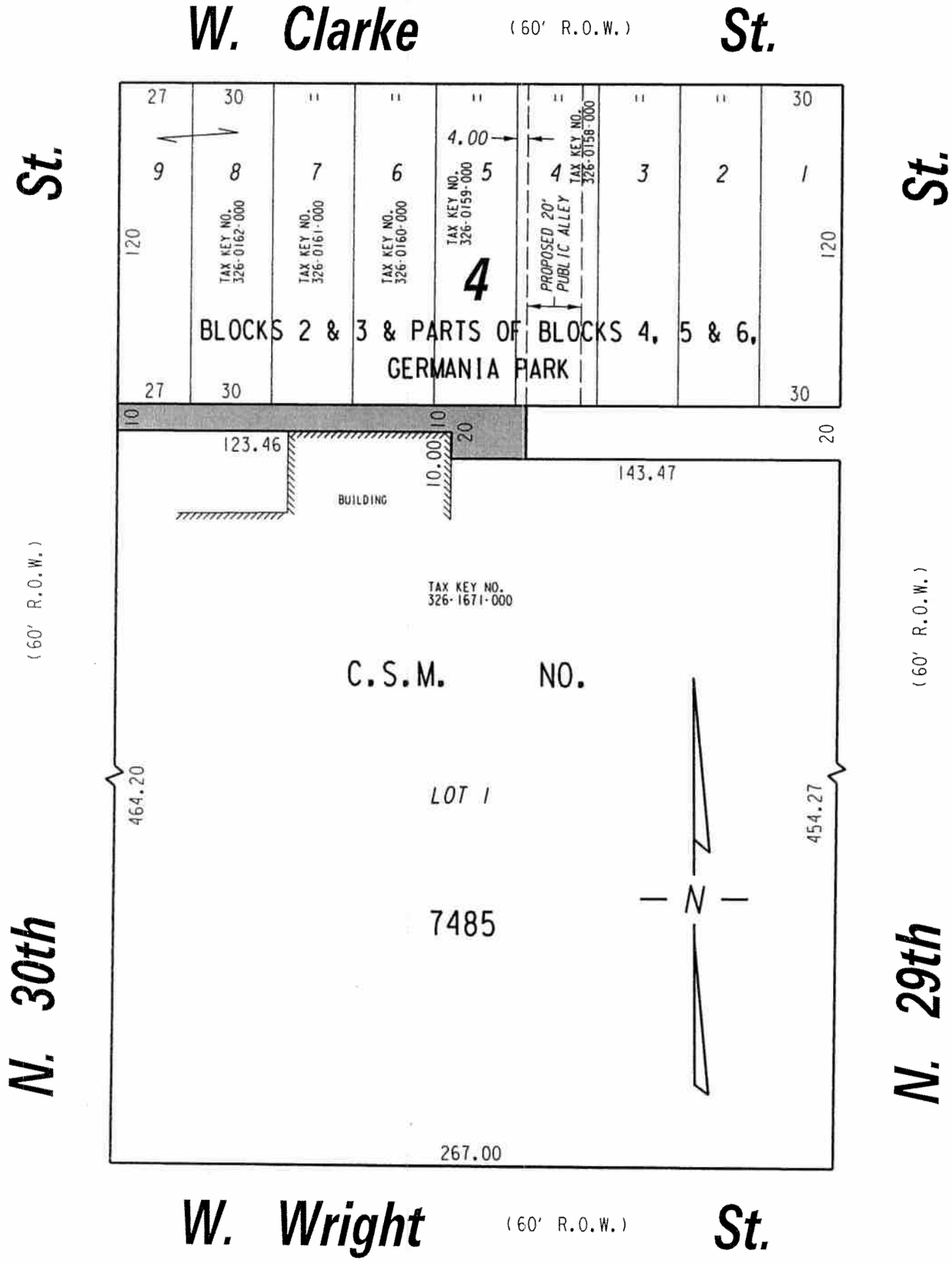
Since the proposed vacation is not in conflict with City plans, the City Plan Commission at its regular meeting on August 23, 2010, recommended approval of the subject file.

Sincerely,

Rocky Marcoux
Executive Secretary
City Plan Commission of Milwaukee

cc: Ald. Willie Hines

S.E. 1/4 SEC. 13, T.7N., R.21E. 326



PORTION OF PUBLIC ALLEY PROPOSED TO BE VACATED

EXHIBIT "A"
FILE NO. 100360
INFRASTRUCTURE SERVICES DIVISION
MILWAUKEE, WISCONSIN

ASSIGNED TO: W.E. FUCHS
DRAWN BY: W.E.F.
PROJECT/GRANT NO.: WK52337294
APPROVED BY:

CH'K'D. BY: W.E. FUCHS
DATE: AUG. 16, 2010
SCALE: 1" = 50'

Marcia Cornell
CENTRAL DRAFTING & RECORDS MANAGER

Jeffrey S Polinske 8/19
CITY ENGINEER

w:\eng\row\vacation\7294.dgn

CC-170 (REV. 6/86)

CITY OF MILWAUKEE FISCAL NOTE

A) DATE 07/07/10 **FILE NUMBER:**

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Resolution to vacate the western portion of the east-west alley in the block bounded by North 29th Street, North 30th Street, West Clarke Street and West Wright Street, in the 15th Aldermanic District.

B) SUBMITTED BY (Name/title/dept./ext.): Rocky Marcoux, Commissioner, DCD

C) CHECK ONE:

- [ ] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [X] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [ ] DEPARTMENT ACCOUNT(DA)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] OTHER (SPECIFY)
- [ ] CONTINGENT FUND (CF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100360

NAME	ADDRESS	DATE SENT		
Vanessa Koster	DCD	9/7/10		
Ald. Hines	CC-CC	x		
Alex Runner	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100500 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			

Title: Resolution authorizing the Commissioner of Public Works to execute an agreement with the Wisconsin Department of Transportation for the programming and construction of the improvement of US 41 (Stadium Freeway) between West Lisbon Avenue and I-94, and to set up plan review costs, with Federal and State aid under the State Trunk Highway Program, with an estimated cost of $20,000 for plan review, and being 100% City funded.

Sponsors: THE CHAIR

Indexes: AGREEMENTS, EXPRESSWAY, WISCONSIN DEPARTMENT OF TRANSPORTATION

Attachments: Cover Letter, Agreement, Fiscal Note, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100500
Version
ORIGINAL
Reference
Sponsor
THE CHAIR
Title
Resolution authorizing the Commissioner of Public Works to execute an agreement with the Wisconsin Department of Transportation for the programming and construction of the improvement of US 41 (Stadium Freeway) between West Lisbon Avenue and I-94, and to set up plan review costs, with Federal and State aid under the State Trunk Highway Program, with an estimated cost of $20,000 for plan review, and being 100% City funded.
Analysis
This resolution directs the Commissioner of Public Works to execute a project agreement with the Wisconsin Department of Transportation for programming and construction of the improvement of US 41 (Stadium Freeway) between West Lisbon Avenue and I-94 under the State Trunk Highway Program. Approval of the agreement with the WisDOT will enable the project to be undertaken using 100 percent Federal/State aid for preliminary engineering and construction costs. The estimated total cost of the project is $13,805,000of which the City of Milwaukee's construction share for non-participating items is estimated to be $5,000 and the grantor share is $13,800,000. Approval for construction costs will be in a future resolution. City of Milwaukee costs for plan review, which will be funded 100 percent by the City of Milwaukee, are estimated to be $20,000.
Body
Whereas, US 41 (Stadium Freeway) between West Lisbon Avenue and I-94 is scheduled for improvement in 2013 as part of the Wisconsin Department of Transportation's (WISDOT) State Trunk Highway Program; and

Whereas, The WISDOT will undertake the necessary preliminary engineering and plan preparation for the improvement; and

Whereas, The WISDOT has submitted an agreement to the City of Milwaukee for the programming and construction of the project with Federal/State aid under the State Trunk Highway Program; and

Whereas, Approval of the agreement by the WISDOT will enable the project to be undertaken with 100 percent Federal/State aid for preliminary engineering and construction costs, the City's share of the construction cost being based on a ratio of on-street parking permitted, coupled with items such as water and sanitary sewer adjustments being non-participating and funded 100 percent by the City of Milwaukee; and

Whereas, The City of Milwaukee may need to install traffic control and/or street lighting facilities in conjunction with this project, the cost of which will be included in future resolutions; and

Whereas, The state cannot proceed with any project cost overruns and/or changes in scope of more than five percent without prior DPW approval; and

Whereas, The DPW shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by DPW; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100 percent liable for any such project cost overruns and/or changes in scope as approved by the DPW; and
Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any cost incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works (CPW) is hereby authorized to execute the agreement for programming and construction of the improvement of US 41 (Stadium

Freeway) between West Lisbon Avenue to I-94 with Federal/State aid under the State Trunk Highway Improvement Program, a copy of which is attached to Common Council File No. 100500 and is incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That the CPW is hereby authorized to enter into an agreement with the WISDOT pertaining to the cost participation for the installation and/or modification of traffic control facilities and/or street lighting facilities in conjunction with the improvements of the aforementioned projects; and, be it

Further Resolved, That the CPW is hereby authorized to install the traffic control and/or street lighting facilities necessary in conjunction with the aforementioned projects, following the execution of the traffic control and/or street lighting agreements, the cost of which will be included in future resolutions; and

Further Resolved, By the Common Council of the City of Milwaukee that the Comptroller is hereby authorized to create within the Capital Improvement Fund, Grand and Aid Projects the necessary Project/Grant Chartfield Values for the plan review (State I.D. 1350-09-00) and transfer to this account the amount required under the grant agreement and City Accounting Policy but not to exceed a 10 percent increase of the total amounts reserved for grantor's share and local share of $5,000, whichever is greater as follows:

Infrastructure Services Division Accounts

Project I.D. 1350-09-00
City Share
Account No. ST320100000
Fund 0333
$20,000

Previously authorized for preliminary engineering -0-

Current estimated costs of the total project (including current resolution) $13,805,000

Original estimated costs of the total project $13,805,000

; and, be it

Further Resolved, That the City Engineer is hereby authorized to approve and make periodic payments to the WISDOT upon receipt of invoices for the City's share of the costs for the above project.

Requestor

Department of Public Works

Drafter

Infrastructure Services Division
LCG:amh
August 13, 2010
Reso US 41 Stadium Freeway 080410.rtf

August 13, 2010

To the Honorable, the Common Council

Subject: Project I.D. 1350-09-00
US 41 (Stadium Freeway)
I-94 – Lisbon Avenue

Dear Council Members:

The Wisconsin Department of Transportation (WISDOT) has programmed the subject project for construction in 2013 as part of the State Trunk Highway Program.

US 41 (Stadium Freeway) between West Lisbon Avenue and I-94 lies within the City of Milwaukee. Consequently, we have received a project agreement from the WISDOT to be executed by the City for its programming and construction. Preliminary engineering and construction costs for this project will have 100 percent Federal/State participation. The City of Milwaukee will be responsible for its non-participating costs.

City of Milwaukee costs for plan review, estimated at $20,000, and non-participating construction costs such as water and sanitary sewer adjustments, estimated at $5,000, will be funded 100 percent by the City of Milwaukee.

Attached is a resolution which authorizes the Commissioner of Public Works to execute the project agreement with the WISDOT for the programming and construction of the subject project with Federal/State aid. This resolution also authorizes the City Comptroller to transfer funds to the project sub account for the plan review cost to be conducted by the City of Milwaukee.

Very truly yours,

Jeffrey S. Polenske, PE
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

LCG:amh

Attachment

c: Alderman Michael Murphy
Alderman Willie Hines, Jr.
Mr. W. Martin Morics

STATE/MUNICIPAL AGREEMENT
FOR A
HIGHWAY IMPROVEMENT PROJECT

DATE: July 28, 2010
PROJECT DESIGN ID: 1350-09-00
PROJECT CONSTRUCTION ID: 1350-09-70
HIGHWAY: Stadium Freeway (USH 41) LENGTH: 3.8 miles
LIMITS: IH 94 to Lisbon Avenue
COUNTY: Milwaukee

The signatory city, village, town or county, hereinafter called the Municipality, through its undersigned duly authorized officers or officials, hereby requests the State of Wisconsin Department of Transportation, hereinafter called the State, to initiate and effect the highway or street improvement hereinafter described.

The authority for the Municipality to enter into this agreement with the State is provided by Section 86.25(1), (2), and (3) of the Statutes.

NEEDS AND ESTIMATE SUMMARY:

Existing Facility - Describe and give reason for request: Improvement.

Proposed Improvement - Nature of work: As determined by project scoping.

Describe non-participating work included in the project and other work necessary to finish the project completely which will be undertaken independently by the municipality: A nominal amount is included to cover items in paragraph 4 (to be adjusted in the final plan).

PHASE	ESTIMATED COST Total Est. Cost	Federal/ State Funds	%	Municipal Funds	%
Preliminary Engineering:					
Plan Development	$ 1,800,000	$ 1,800,000	100%	$ -	0%
Construction:					
Participating	$ 12,000,000	$ 12,000,000	100%	$ -	0%
Non-Participating	$ 5,000	$ -	0%	$ 5,000	100%
Total Cost Distribution	$ 13,805,000	$ 13,800,000		$ 5,000	

This request is subject to the terms and conditions that follow (pages 2 and 3) and is made by the undersigned under proper authority to make such request for the designated Municipality and upon acceptance by the State shall constitute agreement between the Municipality and the State.

Signed for and in behalf of the City of Milwaukee.

Name	Title	Date
Name	Title	Date

TERMS AND CONDITIONS:

1. The initiation and accomplishment of the improvement will be subject to the applicable Federal and State regulations.

2. The Municipality will pay to the State all costs incurred by the State in connection with the improvement which exceeds Federal/State financing commitments or are ineligible for Federal/State financing. The Municipality's concurrence is required before award of the contract for the improvement when the contracts exceed 5% of the estimate. The Municipality must also concur with contract modifications to contracts awarded by the State over $25,000.00, unless the authorized representative of the State determines that a prompt change order is needed to preserve the work in progress, prevent extraordinary damage avoid unreasonable & costly delay, or other extraordinary condition of necessity, safety or emergency exists. The authorized representative of the State shall provide notice of the prompt change order to the Municipality or its authorized representative as soon as practicable thereafter and the Municipality shall pay its share of the prompt change order cost.

3. Funding of each project phase (preliminary engineering, real estate, construction, and other) is subject to inclusion in an approved program. Federal aid and/or State transportation fund financing will be limited to participation in the costs of the following items as specified in the estimate summary:

   (a) The grading, base, pavement, and curb and gutter.

   (b) Catch basins and inlets for surface water drainage of the improvement, with connections to the storm sewer main.

   (c) Construction engineering incident to inspection and supervision of actual construction work.

   (d) Signing and pavement marking, including detour routes.

   (e) Storm sewer mains necessary for the surface water drainage.

   (f) Construction of new sidewalks and driveways, replacement of sidewalks and private driveways resulting from roadway construction.

   (g) New installations or alteration resulting from roadway construction of standard State street lighting and traffic signals or devices.

   (h) Real Estate for the improvement.

   (i) Preliminary engineering and state review services.

4. Work necessary to complete the improvement to be financed entirely by the Municipality or other utility or facility owner includes the following items:

   (a) New installations of or alteration of sanitary sewers and connections, water, gas, electric, telephone, telegraph, fire or police alarm facilities, parking meters, and similar utilities.

5. As the work progresses, the Municipality will be billed for work completed which is not chargeable to Federal/State funds. Upon completion of the project, a final audit will be made to determine the final division of costs.

6. If the Municipality should withdraw the project, it shall reimburse the State for any costs incurred by the State in behalf of the project.

7. The work will be administered by the State and may include items not eligible for Federal/State participation.

8. The Municipality shall at its own cost and expense:

   (a) Maintain all portions of the project that lie within its jurisdiction for such maintenance through statutory requirements, in a manner satisfactory to the State and shall make ample provision for such maintenance each year.

9. Basis for local participation:

Funding for preliminary engineering – 100% State

Funding for construction of standard roadway items – 100% State

CC-170 (REV. 6/86)

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 13 2010 **FILE NUMBER:**

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Resolution authorizing the Commissioner of Public Works to execute an agreement with the Wisconsin Department of Transportation for the programming and construction of the improvement of US 41 (Stadium Freeway) between West Lisbon Avenue and I-94 with Federal/State aid under the State Trunk Highway Program and to set up plan review costs, estimated cost of $20,000, 100% City funded.

B) SUBMITTED BY (Name/title/dept./ext.): Jeffrey S. Polenske, PE / City Engineer / Infrastructure Services Division / extension 2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [ ] DEPARTMENT ACCOUNT(DA)
- [X] CAPITAL PROJECTS FUND (CPF)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] OTHER (SPECIFY)
- [ ] CONTINGENT FUND (CF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Capital Projects Fund	ST320100000 Fund 0333	$20,000		
TOTALS			$20,000		

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[X] 1-3 YEARS	[ ] 3-5 YEARS	Expenditures: $20,000
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

City of Milwaukee costs for plan review. Construction funds will be legislated in future resolution(s) following the necessary public hearings.

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100500

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Lois Gresl	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100527 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			

Title: Resolution authorizing the Commissioner of Public Works and Comptroller to execute a Project Agreement with the Wisconsin Department of Transportation for expansion of a traffic adaptive signal system under the Congestion Mitigation/Air Quality Program and to fund preliminary engineering for the project in the 8th, 11th, and 13th Aldermanic Districts with a total estimated cost of $150,000, with an estimated grantor share of $120,000, and an estimated City share of $30,000.

Sponsors: THE CHAIR

Indexes: AGREEMENTS, TRAFFIC CONTROL SIGNALS, WISCONSIN DEPARTMENT OF TRANSPORTATION

Attachments: Cover Letter, Agreement, Comptroller's Certificate, Fiscal Note, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100527
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title
Resolution authorizing the Commissioner of Public Works and Comptroller to execute a Project Agreement with the Wisconsin Department of Transportation for expansion of a traffic adaptive signal system under the Congestion Mitigation/Air Quality Program and to fund preliminary engineering for the project in the 8th, 11th, and 13th Aldermanic Districts with a total estimated cost of $150,000, with an estimated grantor share of $120,000, and an estimated City share of $30,000.
Analysis
This resolution authorizes the Commissioner of Public Works and Comptroller to execute a Project Agreement with the Wisconsin Department of Transportation for expansion of a traffic adaptive signal system under the Congestion Mitigation/Air Quality Program funds for project in the 8th, 11th, and 13th Aldermanic Districts. The total estimated cost of the project is $570,000 with a grantor share of $456,000, and a City share of $114,000. The total estimated preliminary engineering cost for the project is $150,000, with a grantor share of $120,000 and a City share of $30,000. Approval of construction costs will be in a future resolution.
Body
Whereas, Phase I of a proposed traffic adaptive signal system is currently under design for installation in 2011 in the area bounded by West Lincoln Avenue, West Morgan Avenue, South 43rd Street, and South 27th Street; and

Whereas, The submittal of a Congestion Mitigation/Air Quality (CMAQ) grant application for the Phase II expansion of the proposed traffic adaptive signal system to the Wisconsin Department of Transportation (WISDOT) was approved by the Common Council under File Number 061545; and

Whereas, Preliminary approval has been requested and received from WISDOT, along with a Project Agreement to be executed by the City of Milwaukee, for the programming and construction of the project under the 2011 CMAQ Program; and

Whereas, WISDOT has submitted a Project Agreement for execution by the City of Milwaukee for the design and construction of:

Project I.D. 1693-48-01/91
Traffic Adaptive Signal System, Signalized Intersections
Milwaukee County

; and

Whereas, The State cannot proceed with any project cost overruns and/or changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any such project cost overruns and/or changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to execute a Project Agreement for the programming and the design/construction of aforementioned project with Congestion Mitigation/Air Quality Program funds, a copy of which are attached to and incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That the proper City of Milwaukee officials are hereby directed to undertake, or engage a consultant to undertake preliminary engineering for the above-mentioned project and to reimburse WISDOT for preliminary engineering costs they incur for the improvements; and, be it

Further Resolved, That Department of Public Works shall request in a future resolution funding for the construction phase of the project; and, be it

Further Resolved, That the City Comptroller is hereby authorized to create within the Capital Improvement Fund, Grant and Aid Projects, the necessary Project/Grant Chartfield Values for preliminary engineering for the project (expenditure) and transfer to any of these accounts the amount required under this grant agreement and City accounting policy, but not to exceed a 10% increase of the total amounts reserved for the grantor's share or $5,000, whichever is greater as follows:

Project I.D. 1693-48-01/91
Traffic Adaptive Signal System, Signalized Intersections
Milwaukee County

Preliminary Engineering

City of Milwaukee Share
Fund Number-0333
Project/Grant Number-ST320100000
$30,000

Grantor Reimbursable Cash
Fund Number-0306
Project/Grant Number-SP032100100
$120,000

Total Cost of Preliminary Engineering-$150,000
Previously Authorized for Preliminary Engineering-$0
Current Estimated Cost of the Total Project Including this Resolution-$570,000
Original Estimated Cost of the Total Project-$570,000

Requestor
Department of Public Works
Drafter

Infrastructure Services Division
RWB: ns
August 18, 2010
Congestion Mitigation/Air Quality Program Expansion of Traffic Adaptive Signal System

August 18, 2010

To the Honorable, the Common Council

Subject: Congestion Mitigation/Air Quality Program
Expansion of Traffic Adaptive Signal System

Dear Council Members:

The Wisconsin Department of Transportation (WISDOT) has transmitted the attached Project Agreement to be executed by the City of Milwaukee for programming and construction of the expansion of a traffic adaptive signal system in the area bounded by West Lincoln Avenue, West Morgan Avenue, South 43rd Street, and South 27th Street.

The proposed improvements will reduce congestion at the traffic signals included in the project by adjusting traffic signal timings according to changes in traffic flow. The total estimated cost of the project is $570,000, with a grantor share of $456,000 and a City share of $114,000. The estimated preliminary engineering cost of the project is $150,000, with a grantor share of $120,000 and a City share of $30,000.

We have prepared and recommend adoption of the attached resolution authorizing the Commissioner of Public Works and the City Comptroller to execute the Project Agreement. The resolution also directs the City Comptroller to transfer funds to the project sub-account for the City's share of preliminary engineering costs.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns
Attachment
c: Alderman Robert G. Donovan, 8th District
Alderman Joseph Dudzik, 11th District
Alderman Terry L. Witkowski, 13th District

Federal/State/Project Sponsor
Transportation
CMAQ Program
Project Agreement

Date: July 31, 2008
Project ID: 1693-48-01/91
County: Milwaukee **Municipality (Project Sponsor):** City of Milwaukee
Project Name: Traffic Adaptive Signal System
Limits (if applicable): Signalized Intersections

The signatory Project Sponsor, through its undersigned duly authorized officers or officials, and WisDOT enter into this agreement to accomplish the described project.

The authority for the Project Sponsor and WisDOT to enter into this agreement; is provided by Section 86.25 of the Wisconsin State Statutes.

The payment period for each project phase (e.g., design, real estate, construction) shall begin with written authorization by WisDOT to the Project Sponsor.

Needs and Estimate Summary:
Description of the project: Expansion of the Traffic Signal Adaptive System.

Estimated Cost					
Phase	**Total Estimated Cost***	**Federal/State Funds**	**%**	**Municipal Funds**	**%**
Design	**$150,000**	$120,000	**80%**	$30,000	**20%**
Real Estate Acquisition	**$0**	$0	**80%**	$0	**20%**
Construction	**$420,000**	$336,000	**80%**	$84,000	**20%**
Other	**$0**	$0	**80%**	$0	**20%**
Total Cost Distribution**	**$570,000**	**$456,000**		**$114,000**	

** Federal/State participation shall be limited to the lesser of 80% of actual project costs or $456,000 **for all project phases**.

This request is subject to the terms and conditions that follow (including pages 3-5) and is made by the undersigned under proper authority to make such request for the designated Project Sponsor and upon acceptance by WisDOT shall constitute agreement between the Project Sponsor, WisDOT and the Federal Government.

This project is subject to a DBE goal assessment of 10% of the total construction cost. A discretionary DBE goal is assigned to the Design cost.

The Catalogue of Federal Domestic Assistance (CFDA) number for this project is 20.205 – Highway Planning and Construction.

Signed for and on behalf of the Project Sponsor: (City of Milwaukee)	
Signature	Title Commissioner of Public Works
Name (Written Clearly) Jeffrey J. Mantes	Date
Signature	Title Comptroller
Name (Written Clearly) W. Martin Morics	Date
Signature	Title
Name (Written Clearly)	Date

-Terms and Conditions Begin on the Next Page-

Terms and Conditions:

1. The initiation and accomplishment of the improvement will be subject to the applicable State and Federal laws, rules, and regulations, as referenced in the document *A Sponsor's Guide to Non-Traditional Transportation Project Implementation.*

2. The construction of the CMAQ project will be in accordance with the appropriate standards unless an exception to standards is granted by the Federal Government or WisDOT prior to construction. The entire cost of the construction project, not constructed to standards, will be the responsibility of the Project Sponsor unless such exception is granted.

3. The Project Sponsor will assume all responsibility for complying with germane environmental requirements for the CMAQ project.

4. Where applicable, all contracts will be let by competitive bid and awarded to the lowest responsible bidder. All contracts for design related services shall be awarded and administered in accordance with the requirements of 23 CFR 172 and procedures published in the Wisconsin Department of Transportation Facilities Development Manual (FDM), Chapter 8, Consulting Services.

5. The work eligible for Federal and State participation will be administered by the Project Sponsor and/or WisDOT. The authority for the Federal Government and the State to delegate this responsibility is described in ISTEA of 1991, P.L. 102-240, as amended by the Transportation Equity Act for the 21st Century (TEA-21).

6. The Project Sponsor will assume all responsibility for complying with the applicable Disadvantaged Business Enterprise (DBE) goal assigned to this project. The DBE goal is waived if the Project Sponsor constructs the project with its own permanent staff and if the project is not subcontracted out.

7. The maximum participation of Federal financing will be limited to 80% of the actual eligible project cost or the Total Cost Distribution of CMAQ Funds, as shown on page 1 of this agreement, whichever is less.

8. The Project Sponsor will assume all responsibility for retaining a complete project file that includes not only construction documentation but also copies of letting documents, all local and WisDOT submittals and approvals contained in these instructions and other pertinent documents to support project procurement, development, implementation and cost and any other item required by 49 CFR part 18 and submitting such information, upon request, in order to receive reimbursement. The Project Sponsor will keep all project records and have them available for inspection by representatives of the Federal Government and WisDOT and will furnish copies thereof when requested.

9. Federal Single Audits of the Project Sponsor:
   a) The Project Sponsor shall have a single organization audit performed by a qualified independent auditor if required to do so under Federal law and regulations. (See Federal Office of Management and Budget (OMB) Circular No. A-133.)

   b) This audit shall be performed in accordance with federal OMB Circular No. A-133 and State single audit guidelines issued by the Wisconsin Department of Administration (DOA).

   c) The Project Sponsor will keep records of costs of construction, inspection tests and maintenance done by it to enable the federal government and the state to review the amount and nature of the expenditure for those purposes. Such accounting records and any other related records shall be retained for three years from the date of final payment. If any litigation, claim, or audits are started before the expiration of the three year period, the records shall be retained until all litigations, claims or audit findings involving the records have been resolved.

10. State Disbursements:

a) Payment by WisDOT to the Project Sponsor shall be made on a quarterly basis upon presentation of vouchers for expenditures incurred during prior quarterly periods of the project duration subject to the allowable maximum payment, as referenced above in Section 7.

b) A final adjustment of state payments will be made upon completion of WisDOT's audit of the project. If WisDOT's audit establishes that WisDOT paid more than its share of the eligible project costs, the Project sponsor shall refund to WisDOT upon demand a sum equal to the overpayment.

11. The Project Sponsor will maintain, at its own costs and expense, all portions of the project that lie within its jurisdiction.

12. In connection with the performance of work under this Project Agreement, the Project Sponsor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as define in S. 51.01(5), sexual orientation or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. Except with respect to sexual orientation, the Project Sponsor further agrees to take affirmative action to ensure equal employment opportunities. The Project Sponsor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the employment officer setting forth the provisions of the nondiscrimination clause.

13. Responsibility for Damage and Tort Claims: The Project Sponsor and the Project Sponsor's surety shall indemnify and save harmless the State, its officers and employees, from all suits, actions or claims of any character brought because of any injuries or damages received or sustained by any person, persons or property on account of the operations of the Project Sponsor; or on account of or in consequence of any neglect in safeguarding the work; or because of any act or omission, neglect or misconduct of the Project Sponsor; or because of any claims or amounts recovered for any infringement by the Project Sponsor of patent, trademark or copyright; or from any claims or amounts arising or recovered under the Worker's Compensation Act, relating to the Project Sponsor's employees; or any other law, ordinance, order or decree relating to the Project Sponsor's operations. So much of the money due the Project Sponsor under and by virtue of the contract as shall be considered necessary by WisDOT for such purposes, may be retained for the use of the State; or, in case no money or insufficient money is retained, the Project Sponsor's surety may be held until such suit or suits, action or actions, claim or claims for injuries or damages as aforesaid shall have been settled and suitable evidence to that effect furnished to WisDOT; except that money due the Project Sponsor will not be withheld when the Project Sponsor produces satisfactory evidence that the Project Sponsor is adequately protected by public liability and property damage insurance. The Project Sponsor also shall comply with all of the above requirements indemnifying and saving harmless the county, town, or municipality in which the improvement is made and each of them separately or jointly and officers and employees.

The State shall not be liable to the Project Sponsor for damages or delays resulting from work by third parties. The State also shall be exempt from liability to the Project Sponsor for damages or delays resulting from injunctions or other restraining orders obtained by third parties except where the damage or delay is a direct result of an injunction or restraining order obtained by a citizen's action alleging violations of 42 U.S.C. 4331 - 4332, 23 U.S.C. 138 or Public Law 91-646.

It shall be the Project Sponsor's responsibility to see that all of the contract operations incident to the completion of the contract are covered by public liability and property damage liability insurance so the general public or any representative of the contracting authority may have recourse against a responsible party for injuries or damages sustained as a result of the contract operations This requirement shall apply with equal force, whether the work is performed by the

Project Sponsor, by a subcontractor or by anyone directly or indirectly employed by either of them.

a) The word, "surety" in the above paragraphs refers to the issuer of a payment and performance bond under section 779.14 Wis. Stats. (1997-1998).

b) Nothing in this section should be construed as a waiver of any statutory defenses that may be available to any governmental party.

14. No term or provision of the Project Agreement or any of its attachments may be changed, waived or terminated orally but only by an instrument in writing signed by both parties to the Project Agreement.

15. The project must be completed within three years from the acceptance date of the Project Agreement by WisDOT central office. Extensions are available upon approval of a written request by the Project Sponsor to WisDOT. The written request shall explain the reasons for project implementation delay and revised timeline for project completion.

16. The Project Sponsor, also known as the primary participant, as that term is defined in 49 CFR Part 29, certifies to the best of its knowledge and belief, that it and its principals, as that term is defined in 49 CFR Part 29:

a) Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any State of Wisconsin or Federal department or agency;

b) Have not, within a three year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated above;

d) Have not within a three-year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default; and

e) That all grantees or contractors, also known as lower tier participant as that term is used in 49 CFR Part 29, have certified in writing that neither they or their principals are presently debarred, suspended, proposed for debarment have been declared ineligible, or have voluntarily been excluded from participation in this or any other Federal, state or local transaction by any Federal, State or local department, agency or official.

Capital Grant Resolution Certification from the Comptroller's Office

The Comptroller's Office has reviewed Common Council Resolution File No._____ for CMAQ program for Traffic Adaptive Signal System (Grantor Share $120,000 City Share $30,000) and approved the resolution as to:

_x_ Sufficiency of funds
_x_ Funding sources (per estimated **grant funding agreement**)
_x_ Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

_____

_____

_____

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: C. Wisnicki

Date: 8/23/10

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: August 18, 2010

FILE NUMBER:
Original Fiscal Note ☑ Substitute ☐

SUBJECT: Resolution authorizing the Commissioner of Public Works and Comptroller to execute a Project Agreement with the Wisconsin Department of Transportation for expansion of a traffic adaptive signal system under the Congestion Mitigation/Air Quality Program and to fund preliminary engineering for the project in the 8th, 11th, and 13th Aldermanic Districts with a total estimated cost of $150,000, with an estimated grantor share of $120,000, and an estimated City share of $30,000.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE:
- ☑ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
- ☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
- ☐ LIST ANTICIPATED COSTS IN SECTION G BELOW.
- ☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- ☐ DEPARTMENTAL ACCOUNT (DA)
- ☐ CAPITAL PROJECTS FUND (CPF)
- ☐ PERM. IMPROVEMENT FUNDS (PIF)
- ☐ OTHER (SPECIFY)
- ☐ CONTINGENT FUND (CF)
- ☐ SPECIAL PURPOSE ACCOUNTS (SPA)
- ☑ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032100100	$120,000	$120,000	
	Capital Project Funds	ST320100000	$30,000	$0	
TOTALS:			$150,000	$120,000	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

☐ 1-3 YEARS	☐ 3-5 YEARS	Expenditures: $150,000	Revenue: $120,000
☐ 1-3 YEARS	☐ 3-5 YEARS		
☐ 1-3 YEARS	☐ 3-5 YEARS		

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Engineering Estimates

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

PW FILE NUMBER: 100527

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Robert Bryson	DPW-Infra.	x		
Ald. Donovan	CC			
Ald. Witkowski	CC			

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100528 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			

Title: Resolution relative to the cost participation and installation of traffic control signal improvements on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue under a Highway Safety Improvement Program project in the 12th Aldermanic District at a total estimated cost of $149,739.22, with an estimated grantor share of $134,765.30, and an estimated City share of $14,973.92.

Sponsors: THE CHAIR

Indexes: AGREEMENTS, TRAFFIC CONTROL SIGNALS, WISCONSIN DEPARTMENT OF TRANSPORTATION

Attachments: Cover Letter, Agreement, Comptroller's Certificate, Fiscal Note, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
100528
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title
Resolution relative to the cost participation and installation of traffic control signal improvements on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue under a Highway Safety Improvement Program project in the 12th Aldermanic District at a total estimated cost of $149,739.22, with an estimated grantor share of $134,765.30, and an estimated City share of $14,973.92.
Analysis
Resolution relative to the cost participation and installation of traffic control signal improvements on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue under a Highway Safety Improvement Program project in the 12th Aldermanic District at a total estimated cost of $149,739.22, with an estimated grantor share of $134,765.30, and an estimated City share of $14,973.92, and to install these improvements upon execution of the agreement. This resolution also authorizes the Comptroller to establish and transfer funds to the appropriate accounts for the project. The total estimated cost of the entire project is $149,739.22, with a grantor share of $134,765.30 and a City share of $149,973.92.
Body
Whereas, The Project Agreement for the installation of traffic signal improvements under the 2010 Highway Safety Improvement Program (HSIP) was approved by the Common Council under File Number 040020; and

Whereas, The HSIP is intended to reduce the number and severity of vehicle and pedestrian crashes; and

Whereas, The intersection of South Cesar Chavez Drive and West Mineral Street meets federal warrants for signalization, and the installation of a new traffic control signal will provide a safer exchange of right-of-way at the intersection; and

Whereas, The installation of a High Intensity Activated Walk (HAWK) beacon to replace the pedestrian traffic control signal on South Cesar Chavez Drive south of West Scott Street will improve pedestrian and vehicular safety at the crossing as well as at the nearby signal at West Scott Street; and

Whereas, The total estimated cost of this project is $149,739.22 for traffic control signal improvements; and

Whereas, Ten percent of the participating costs, or $149,739.22, is not reimbursable and is included in the Division's 2010 Capital Purpose Project/Grant Number ST320100000; and

Whereas, Ninety Percent of the participating project cost, or $134,765.30, is reimbursable from the Wisconsin Department of Transportation (WISDOT), and should be earmarked for this project in the 2010 Capital Grant and Aids Projects Fund Project/Grant Number SP032100100; and

Whereas, The State cannot proceed with any project cost overruns and/or changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, The Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by the Department

of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any such project cost overruns and/or changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to enter into a funding agreement and are directed to execute the contract with WISDOT for the installation of traffic control signal improvements under a Highway Safety Improvement Program project with unit prices based on a predetermined estimate prepared under the Federal/State aided highway program, a copy of which is attached to this resolution, and is incorporated into this resolution as though set forth in full; and, be it

Further Resolved, That upon approval of this contract, that the Commissioner of Public Works is directed to install and modify traffic control facilities at existing traffic control signals on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue, including the installation of a new traffic control signal at the intersection of South Cesar Chavez Drive and West Mineral Street and the installation of a HAWK beacon to replace the existing pedestrian traffic signal on South Cesar Chavez Drive south of West Scott Street; and, be it

Further Resolved, That upon approval of this contract, the City Comptroller is hereby authorized to create within the Capital Grant and Aid Projects Fund the appropriate Project/Grant Chartfield Value for this project; and transfer to these accounts the amount required under the agreement and City accounting policy, but not to exceed a ten% increase of the total amounts reserved for the grantor's share and local share or $5,000, whichever is greater as follows:

Location:
Project I.D. 2967-10-70
South Cesar Chavez Drive - West Greenfield Avenue to West National Avenue

City of Milwaukee Share
Fund Number-0333
Project/Grant Number-ST320100000
$14,973.92

Grantor Reimbursable Cash - Traffic Control
Fund Number-0306
Project/Grant Number-SP032100100
$134,765.30

Total-$149,739.22

Previously Authorized for Traffic Control Improvements-$0
Current Estimated Cost of the Total Project Including this Resolution-$338,000
Original Estimated Cost of the Total Project (Common Council Resolution File Number 040020)-$560,200

Requestor

Department of Public Works
Drafter
Infrastructure Services Division
RWB: ns
August 18, 2010
South Cesar Chavez Drive-West Greenfield to West National Avenue

August 18, 2010

To the Honorable, the Common Council

Subject: 2010 Highway Safety Improvement Program
South Cesar Chavez Drive – West Greenfield Avenue to
West National Avenue

Dear Council Members:

The 2010 Highway Safety Improvement Program includes the improvement of traffic control devices on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue including the installation of a new traffic control signal at West Mineral Street and the installation of a HAWK beacon to replace the existing pedestrian signal south of West Scott Street. The Federal Program provides cost participation for the improvement of traffic control devices in conjunction with the highway paving.

The total estimated cost of the project is $149,739.22. Ninety percent of the total cost, or $134,765.30, will be funded by the Wisconsin Department of Transportation (WISDOT). The local share or $14,973.92 will be provided through the Division's existing Capital Improvement Program.

We have, therefore, prepared the attached resolution, which authorizes the Commissioner of Public Works to execute a Local Force Account (LFA) – Local contract with WISDOT that allows City forces to install and/or modify traffic control facilities on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue in the 12th Aldermanic District.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns

Attachment
c: Alderman James N. Witkowiak, 12th District

AGREEMENT FOR CONSTRUCTION
Local Force Account

Wisconsin Department of Transportation
DT2056 5/2010

Project ID 2984-46-90	Agreement Amount $433,890.03	**Agreement between WisDOT and Local Governmental Unit** – Also must be doing the work ☒ Municipality ☒ City of Milwaukee ☐ Village of ☐ Town of ☐ County of
Road Name City of Milwaukee Various Intersections, Countdown Timers #1		
Highway IH 43/94/794, USH 18, STH 32/57/190	County – Where Work Performed Milwaukee	
☒ Work on STH System - SHR Funded (CEF to BHO, Agreement to BHO)		☐ Work on Local Units System (CEF to DTSD Region, Agreement to BPD)
☐ Work on STH System – Non-SHR Funded (CEF to BHO, Agreement to BHO)		
Type of Work Traffic Signals		
Approximate Start Work Date November 1, 2010		Approximate Stop Work Date October 31, 2011

This agreement is made and entered into by and between the Wisconsin Department of Transportation, designated the "Department", and the above-identified county or municipality, designated the "Local Governmental Unit", represented by its designees for constructing the above-specified project. The Department finds and determines that it is more feasible and advantageous for highway purposes to construct the identified project with the Local Governmental Unit's organization, forces, and equipment. The Department and Local Governmental Unit mutually agree to the provisions on the attached pages, which are made a part of this agreement.

Recommended for Approval

For County or Municipality

(Name) Jeffrey J. Mantes (Date)

(Title) Commissioner of Public Works

(Name) W. Martin Morics (Date)

(Title) Comptroller

(Name) (Date)

(Title)

(Name) (Date)

(Title)

For Wisconsin Department of Transportation

(Regional Director) (Date)

Approved for the State of Wisconsin

(Contract Specialist) (Date)

(Director of Project Development) (Date)

(Governor of Wisconsin) (Date)

The Local Governmental Unit agrees to construct the described project in accordance with the requirements of the Department, the approved plans when required for such project, in accordance with the Standard Specifications for Road and Bridge Construction and approved supplements as may be applicable, and in accordance with the special provisions made a part of this agreement. The word "contractor" as used in the specifications and special provisions shall, when applicable, be deemed to mean the Local Governmental Unit.

The provisions of Subsection 108.11 of the Standard Specifications, Liquidated Damages, are deleted from this agreement.

The Local Governmental Unit is authorized by the Department and agrees to provide for the purchase, delivery, and storing of all materials required except those excluded from this agreement, the furnishing or necessary rental of all equipment and small tools, and the furnishing of all labor necessary to expeditiously complete the work, and to pay all costs incurred pursuant to this agreement.

The Department agrees to reimburse the Local Governmental Unit for actual costs of equipment, labor and materials incurred in performing the work up to the agreement amount or as amended by agreement change orders.

The Department agrees to pay to the Local Governmental Unit and the Local Governmental Unit agrees to accept in full, settlement for the work performed under this agreement:

1. The actual cost of labor, at rates currently paid by the Local Governmental Unit for similar work in the area, materials and incidental expense furnished or incurred by the Local Governmental Unit pursuant to this agreement, such payment to be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.

2. The recognized costs incident to the employment of labor under this agreement (such as worker's compensation insurance, unemployment and retirement contributions and time off with pay) computed and requisitioned in accordance with established policy.

3. An allowance for the use of equipment, tools and incidentals for the work under this agreement. Such allowance shall be in accordance with the provisions of, and at the rates either:

   (a) Specified in the Cost Agreement between the Department and the Local Governmental Unit in effect when the work is performed, except for the conditions, changes or additions as listed below, or as may be otherwise provided in the Special Provisions of this agreement; or,

   (b) Specified in the attached Equipment Rate schedule, or as may be otherwise provided in the special provisions of this agreement.

These payments shall be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.

The rates established apply on equipment in good working order. Allowance will be made only for the time during which the equipment is in actual use on the project; no allowance will be made for equipment wholly inadequate or inefficient or in excess of the requirements of the work.

In connection with the performance of work under this agreement, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

The Local Governmental Unit agrees to furnish, on the Detailed Statement of Expenditures, an accurate distribution of the costs between the various items of work.

The estimated unit costs of materials being used on this agreement are listed as attached.

PROJECT UNIT COST ANALYSIS

ESTIMATE OF QUANTITIES
PROJECT ID 2967-10-70
SOUTH CESAR E. CHAVEZ DRIVE - WEST GREENFIELD AVENUE TO WEST NATIONAL AVENUE
LOCAL STREET
MILWAUKEE COUNTY

Item No.	Std. Bid Item No.	Description	Unit	Quantity	Excluded Costs	City Unit	City Total
71034	SPV.0060.001	Opticom 721 Detector w/ Selector Card	Each	8	$ 19,977.06	$ 2,694.73	$ 21,557.82
71035	SPV.0060.002	Opticom Confirmation Light Assembly	Each	14	$ 733.63	$ 213.07	$ 2,982.95
71036C	SPV.0060.003	30"x36" Blankout Overhead Sign	Each	4	$ 10,840.56	$ 3,006.53	$ 12,026.13
71052	SPV.0060.004	Solid State Controller	Each	1	$ 10,460.05	$ 13,633.08	$ 13,633.08
71055	658.0225	Backplates Signal Face 5 Section 12-inch	Each	1	$ 63.15	$ 87.84	$ 87.84
71057	658.0215	Backplates Signal Face 3 Section 12-inch	Each	1	$ 41.83	$ 66.52	$ 66.52
71058	658.0210	Backplates Signal Face 1 Section 12-inch	Each	18	$ 530.60	$ 54.18	$ 975.21
71060	658.0120	Traffic Signal Face 5-12 Inch Vertical	Each	2	$ 1,127.46	$ 1,008.32	$ 2,016.64
71062	658.0110	Traffic Signal Face 3-12 Inch Vertical	Each	54	$ 19,852.20	$ 614.63	$ 33,189.88
71065	658.0500	Pedestrian Push Buttons	Each	12	$ 486.90	$ 139.37	$ 1,672.47
71066LC	658.0412	Pedestrian Signal Face 12-Inch	Each	34	$ 5,918.80	$ 322.28	$ 10,957.48
71067	SPV.0060.005	Pedestrian Countdown Signal Face 12-Inch	Each	34	$ 5,877.60	$ 321.07	$ 10,916.28
71068	SPV.0060.006	Voice Instruction Audible Pushbutton	Each	2	$ 744.92	$ 471.26	$ 942.52
71069	SPV.0060.007	Voice Instruction Audible Control Unit	Each	1	$ 2,474.32	$ 2,573.12	$ 2,573.12
71154	SPV.0090.001	Opticom Cable	LF	710	$ 386.11	$ 3.01	$ 2,139.78
71155	652.0900.S	Loop Detector Slots	LF	320	$ 793.29	$ 7.42	$ 2,374.05
71156	SPV.0090.002	Cable Traffic Signal Loop Lead-In	LF	360	$ 131.14	$ 2.83	$ 1,020.32
71161	SPV.0090.003	Cable Service 3 #4/1 #8 LTP	LF	130	$ 400.48	$ 5.21	$ 677.71
71190	SPV.0060.008	Mast Arm Fabricated	Each	2	$ 138.31	$ 1,560.43	$ 3,120.85
71191	SPV.0060.009	Mast Arm Pole	Each	2	$ 3,623.75	$ 2,335.60	$ 4,671.20
71197	SPV.0060.010	Signal Standard 13'	Each	18	$ 11,941.94	$ 1,108.03	$ 19,944.55
71198	SPV.0060.011	Signal Standard 1' Extension	Each	18	$ 1,027.66	$ 106.49	$ 1,916.84
73299	637.0202	Signs Reflective Type II	Sq Ft	20	$ 141.92	$ 13.80	$ 275.98

TOTAL CITY COST $ 149,739.22
TOTAL EXCLUDED COSTS $ 97,713.68

APPROVED BY:

ROBERT W. BRYSON
CHIEF TRAFFIC AND LIGHTING ENGINEER

TRANSPORTATION SECTION
TRAFFIC AND LIGHTING DESIGN UNIT
JOSEPH C. BLAKEMAN
REVISED: JULY 16, 2010

* Please note that the Total City Cost includes the embedded costs of mobilization, traffic control, mounting hardware, equipment removal, and construction staking electical installations which are included in the times used for calculating City Unit Costs on the attached worksheets.

Capital Grant Resolution Certification from the Comptroller's Office

The Comptroller's Office has reviewed Common Council Resolution File No._____ for HSIP LFA Cesar Chavez Drive from W Greenfield Avenue to W National Avenue for traffic signals (Grantor Share $134,765.30 City Share $14,973.92) and approved the resolution as to:

_x_ Sufficiency of funds
_x_ Funding sources (per estimated **grant funding agreement**)
_x_ Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

_____

_____

_____

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: C Wisinski

Date: 8/23/10

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: August 18, 2010

FILE NUMBER:
Original Fiscal Note ☑ Substitute ☐

SUBJECT: Resolution relative to the cost participation and installation of traffic control signal improvements on South Cesar Chavez Drive from West Greenfield Avenue to West National Avenue under a Highway Safety Improvement Program project in the 12th Aldermanic District at a total estimated cost of $149,739.22, with an estimated grantor share of $134,765.30, and an estimated City share of $14,973.92.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE:
- ☑ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
- ☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
- ☐ LIST ANTICIPATED COSTS IN SECTION G BELOW.
- ☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- ☐ DEPARTMENTAL ACCOUNT (DA)
- ☐ CAPITAL PROJECTS FUND (CPF)
- ☐ PERM. IMPROVEMENT FUNDS (PIF)
- ☐ OTHER (SPECIFY)
- ☐ CONTINGENT FUND (CF)
- ☐ SPECIAL PURPOSE ACCOUNTS (SPA)
- ☑ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032100100	$134,765.30	$134,765.30	
	Capital Project Funds	ST320100000	$14,973.92	$0	
TOTALS:			$149,739.22	$134,765.30	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

☐ 1-3 YEARS	☐ 3-5 YEARS	Expenditures: $149,769.22	Revenue: $134,765.30
☐ 1-3 YEARS	☐ 3-5 YEARS		
☐ 1-3 YEARS	☐ 3-5 YEARS		

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Unit Prices

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

PW FILE NUMBER: 100528

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Robert Bryson	DPW-Infra.	x		
Ald. Witkowiak	CC			

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100529 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution relative to the cost participation and installation of pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections under a Highway Safety Improvement Program project in various Aldermanic Districts at a total estimated cost of $433,890.03, with an estimated grantor share of $390,501.03, and an estimated City share of $43,389.00.		
Sponsors:	THE CHAIR		
Indexes:	AGREEMENTS, TRAFFIC CONTROL SIGNALS, WISCONSIN DEPARTMENT OF TRANSPORTATION		
Attachments:	Cover Letter, Agreement, Comptroller's Certificate, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100529
Version
ORIGINAL
Reference
090888
Sponsor
THE CHAIR
Title
Resolution relative to the cost participation and installation of pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections under a Highway Safety Improvement Program project in various Aldermanic Districts at a total estimated cost of $433,890.03, with an estimated grantor share of $390,501.03, and an estimated City share of $43,389.00.
Analysis
Resolution relative to the cost participation and installation of pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections under a Highway Safety Improvement Program project in various Aldermanic Districts at a total estimated cost of $433,890.03, with an estimated grantor share of $390,501.03, and an estimated City share of $43,389.00, and to install these improvements upon execution of the agreement. This resolution also authorizes the Comptroller to establish and transfer funds to the appropriate accounts for the project. The total estimated cost of the entire project is $433,890.03, with a grantor share of $390,501.03 and a City share of $43,389.00.
Body
Whereas, The Project Agreement for the installation of traffic signal improvements under the 2010 Highway Safety Improvement Program (HSIP) was approved by the Common Council under File Number 090888; and

Whereas, The HSIP is intended to reduce the number and severity of vehicle and pedestrian crashes; and

Whereas, The installation of pedestrian countdown timers at eight-five connecting highway traffic signal controlled intersections will improve pedestrian safety by providing pedestrians with the time remaining in the flashing “Don’t Walk” before the start of the yellow signal, resulting in fewer pedestrian conflicts with vehicles; and

Whereas, The total estimated cost of this project is $433,890.03 for traffic control signal improvements; and

Whereas, Ten percent of the participating costs, or $43,389.00, is not reimbursable and is included in the Division’s 2010 Capital Purpose Project/Grant Number ST320100000; and

Whereas, Ninety Percent of the participating project cost, or $390,501.03, is reimbursable from the Wisconsin Department of Transportation (WISDOT), and should be earmarked for this project in the 2010 Capital Grant and Aids Projects Fund Project/Grant Number SP032100100; and

Whereas, The State cannot proceed with any project cost overruns and/or changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, The Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and/or changes in scope approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any

such project cost overruns and/or changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to enter into a funding agreement and are directed to execute the contract with WISDOT for the installation of traffic control signal improvements under a Highway Safety Improvement Program project with unit prices based on a predetermined estimate prepared under the Federal/State aided highway program, a copy of which is attached to this resolution, and is incorporated into this resolution as though set forth in full; and, be it

Further Resolved, That upon approval of this contract, that the Commissioner of Public Works is directed to install pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections at locations indicated on the map attached to this resolution; and, be it

Further Resolved, That upon approval of this contract, the City Comptroller is hereby authorized to create within the Capital Grant and Aid Projects Fund the appropriate Project/Grant Chartfield Value for this project; and transfer to these accounts the amount required under the agreement and City accounting policy, but not to exceed a ten% increase of the total amounts reserved for the grantor's share and local share or $5,000, whichever is greater as follows:

Location:
Project I.D. 2984-46-90
City of Milwaukee Various Intersections, Countdown Timers #1

City of Milwaukee Share
Fund Number-0333
Project/Grant Number-ST320100000
$43,389.00

Grantor Reimbursable Cash - Traffic Control
Fund Number-0306
Project/Grant Number-SP032100100
$390,501.03

Total-$433,890.03

Previously Authorized for Traffic Control Improvements-$0
Current Estimated Cost of the Total Project Including this Resolution-$750,000
Original Estimated Cost of the Total Project (Common Council Resolution File Number 090888)-$750,000.00

Requestor
Department of Public Works

Drafter
Infrastructure Services Division
RWB: ns
August 19, 2010
Countdown Grant #1 (85 Connecting Highway Intersections)

August 18, 2010

To the Honorable, the Common Council

Subject: 2010 Highway Safety Improvement Program
City of Milwaukee, Various Intersections Countdown Timers #1

Dear Council Members:

The 2010 Highway Safety Improvement Program includes the installation of pedestrian countdown timers at eighty-five traffic signal controlled connecting highway intersections. The Federal Program provides cost participation for the improvement of traffic control devices in conjunction with the highway paving.

The total estimated cost of the project is $433,890.03. Ninety percent of the total cost, or $390,501.03, will be funded by the Wisconsin Department of Transportation (WISDOT). The local share or $43,389.00 will be provided through the Division's existing Capital Improvement Program.

We have, therefore, prepared the attached resolution, which authorizes the Commissioner of Public Works to execute a Local Force Account (LFA) – Local contract with WISDOT that allows City forces to install pedestrian countdown timers at eighty-five traffic signal controlled connecting highway intersections in various Aldermanic Districts.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns

Attachment

AGREEMENT FOR CONSTRUCTION
Local Force Account

Wisconsin Department of Transportation
DT2056 5/2010

Project ID 2967-10-70	Agreement Amount $149,739.22	**Agreement between WisDOT and Local Governmental Unit** – Also must be doing the work ☒ Municipality ☒ City of Milwaukee ☐ Village of ☐ Town of ☐ County of
Road Name South Cesar Chavez Drive - West Greenfield Avenue to West National Avenue		
Highway Local Street	County – Where Work Performed Milwaukee	
☐ Work on STH System - SHR Funded (CEF to BHO, Agreement to BHO)		☒ Work on Local Units System (CEF to DTSD Region, Agreement to BPD)
☐ Work on STH System – Non-SHR Funded (CEF to BHO, Agreement to BHO)		
Type of Work Traffic Signals		
Approximate Start Work Date November 1, 2010		Approximate Stop Work Date June 30, 2011

This agreement is made and entered into by and between the Wisconsin Department of Transportation, designated the "Department", and the above-identified county or municipality, designated the "Local Governmental Unit", represented by its designees for constructing the above-specified project. The Department finds and determines that it is more feasible and advantageous for highway purposes to construct the identified project with the Local Governmental Unit's organization, forces, and equipment. The Department and Local Governmental Unit mutually agree to the provisions on the attached pages, which are made a part of this agreement.

Recommended for Approval

For County or Municipality

(Name) Jeffrey J. Mantes (Date)

(Title) Commissioner of Public Works

(Name) W. Martin Morics (Date)

(Title) Comptroller

(Name) (Date)

(Title)

(Name) (Date)

(Title)

For Wisconsin Department of Transportation

(Regional Director) (Date)

Approved for the State of Wisconsin

(Contract Specialist) (Date)

(Director of Project Development) (Date)

(Governor of Wisconsin) (Date)

The Local Governmental Unit agrees to construct the described project in accordance with the requirements of the Department, the approved plans when required for such project, in accordance with the Standard Specifications for Road and Bridge Construction and approved supplements as may be applicable, and in accordance with the special provisions made a part of this agreement. The word "contractor" as used in the specifications and special provisions shall, when applicable, be deemed to mean the Local Governmental Unit.

The provisions of Subsection 108.11 of the Standard Specifications, Liquidated Damages, are deleted from this agreement.

The Local Governmental Unit is authorized by the Department and agrees to provide for the purchase, delivery, and storing of all materials required except those excluded from this agreement, the furnishing or necessary rental of all equipment and small tools, and the furnishing of all labor necessary to expeditiously complete the work, and to pay all costs incurred pursuant to this agreement.

The Department agrees to reimburse the Local Governmental Unit for actual costs of equipment, labor and materials incurred in performing the work up to the agreement amount or as amended by agreement change orders.

The Department agrees to pay to the Local Governmental Unit and the Local Governmental Unit agrees to accept in full, settlement for the work performed under this agreement:

1. The actual cost of labor, at rates currently paid by the Local Governmental Unit for similar work in the area, materials and incidental expense furnished or incurred by the Local Governmental Unit pursuant to this agreement, such payment to be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.

2. The recognized costs incident to the employment of labor under this agreement (such as worker's compensation insurance, unemployment and retirement contributions and time off with pay) computed and requisitioned in accordance with established policy.

3. An allowance for the use of equipment, tools and incidentals for the work under this agreement. Such allowance shall be in accordance with the provisions of, and at the rates either:

   (a) Specified in the Cost Agreement between the Department and the Local Governmental Unit in effect when the work is performed, except for the conditions, changes or additions as listed below, or as may be otherwise provided in the Special Provisions of this agreement; or,

   (b) Specified in the attached Equipment Rate schedule, or as may be otherwise provided in the special provisions of this agreement.

These payments shall be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.

The rates established apply on equipment in good working order. Allowance will be made only for the time during which the equipment is in actual use on the project; no allowance will be made for equipment wholly inadequate or inefficient or in excess of the requirements of the work.

In connection with the performance of work under this agreement, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

The Local Governmental Unit agrees to furnish, on the Detailed Statement of Expenditures, an accurate distribution of the costs between the various items of work.

The estimated unit costs of materials being used on this agreement are listed as attached.

PROJECT UNIT COST ANALYSIS

ESTIMATE OF QUANTITIES
PROJECT ID 2984-46-90
CITY OF MILWAUKEE, VARIOUS INTERSECTIONS, COUNTDOWN TIMERS #1
EIGHTY FIVE CONNECTING HIGHWAY INTERSECTIONS
MILWAUKEE COUNTY

Item No.	Std. Bid Item No.	Description	Unit	Quantity	Excluded Costs	City Unit	City Total
71066LC	658.0412	Pedestrian Signal Face 12-Inch	Each	635	$ 110,542.28	$ 322.28	$ 204,647.01
71067	SPV.0060.001	Pedestrian Countdown Signal Face 12-Inch	Each	663	$ 114,613.11	$ 345.77	$ 229,243.02

TOTAL CITY COST $ 433,890.03
TOTAL EXCLUDED COSTS $ 225,155.39

APPROVED BY:

ROBERT W. BRYSON
CHIEF TRAFFIC AND LIGHTING ENGINEER

TRANSPORTATION SECTION
TRAFFIC AND LIGHTING DESIGN UNIT
JOSEPH C. BLAKEMAN
REVISED: AUGUST 5, 2010

* Please note that the Total City Cost includes the embedded costs of mobilization, traffic control, mounting hardware, equipment removal, and construction staking electical installations which are included in the times used for calculating City Unit Costs on the attached worksheets.

PROJECT LOCATION MAP

■ TRAFFIC SIGNAL IMPROVEMENT LOCATION

PROJECT ID 2984-46-90
2010 HSIP GRANT
CITY OF MILWAUKEE VARIOUS INTERSECTIONS
COUNTDOWN TIMERS #1
CITY OF MILWAUKEE - DEPT. OF PUBLIC WORKS

Capital Grant Resolution Certification from the Comptroller's Office

The Comptroller's Office has reviewed Common Council Resolution File No._____ for HSIP LFA various intersections countdown timers #1 for traffic signals (Grantor Share $390,501.03 City Share $43,389.00) and approved the resolution as to:

_x_ Sufficiency of funds
_x_ Funding sources (per estimated **grant funding agreement**)
_x_ Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

_____

_____

_____

The resolution should be corrected and returned to the Comptroller's Office for review.

Signature: C. Wisnefski

Date: 8/23/10

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: August 19, 2010

FILE NUMBER:
Original Fiscal Note ☑ Substitute ☐

SUBJECT: Resolution relative to the cost participation and installation of pedestrian countdown timers at eighty-five connecting highway traffic signal controlled intersections under a Highway Safety Improvement Program project in various Aldermanic Districts at a total estimated cost of $433,890.03, with an estimated grantor share of $390,501.03, and an estimated City share of $43,389.00.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE:
- ☑ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
- ☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
- ☐ LIST ANTICIPATED COSTS IN SECTION G BELOW.
- ☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- ☐ DEPARTMENTAL ACCOUNT (DA)
- ☐ CAPITAL PROJECTS FUND (CPF)
- ☐ PERM. IMPROVEMENT FUNDS (PIF)
- ☐ OTHER (SPECIFY)
- ☐ CONTINGENT FUND (CF)
- ☐ SPECIAL PURPOSE ACCOUNTS (SPA)
- ☑ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Grantor Reimbursable Cash Traffic Control	SP032100100	$390,501.03	$390,501.03	
	Capital Project Funds	ST320100000	$43,389.00	$0	
TOTALS:			$433,890.03	$390,501.03	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

☐ 1-3 YEARS	☐ 3-5 YEARS	Expenditures: $433,890.03	Revenue: $390,501.03
☐ 1-3 YEARS	☐ 3-5 YEARS		
☐ 1-3 YEARS	☐ 3-5 YEARS		

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Unit Prices

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

PW FILE NUMBER: 100529

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Robert Bryson	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100401 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	7/27/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution authorizing the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company d/b/a Canadian Pacific Railroad, to permit the railroad to occupy City-owned right of way for bridge and track maintenance.		
Sponsors:	THE CHAIR		
Indexes:	AGREEMENTS, BRIDGES, DEPARTMENT OF PUBLIC WORKS, RAILROADS		
Attachments:	Cover Letter, Agreement, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
7/27/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100401
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title
Resolution authorizing the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company d/b/a Canadian Pacific Railroad, to permit the railroad to occupy City-owned right of way for bridge and track maintenance.
Analysis
This resolution authorizes the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company.
Body
Whereas, The Soo Line Railroad Company d/b/a Canadian Pacific Railroad has requested permission from the City of Milwaukee to occupy portions of City right of way to perform maintenance activities on railroad facilities; and

Whereas, The City right of way is excess land, not needed for transportation purposes; and

Whereas, The Soo Line Railroad Company has drafted License Agreement, 32032-01 which explicitly gives the railroad permission to occupy the lands for the purposes identified in the agreement, said agreement is attached to this file and made part of this resolution; now, therefore be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is authorized to execute License Agreement 32032-01.
Requestor
Department of Public works
Drafter
Infrastructure Services Division
MDL: ns
July 20, 2010

July 20, 2010

To the Honorable, the Common Council

Subject: License Agreement with
Soo Line Railroad to occupy
City-owned Right of Way

Dear Council Members:

Attached is a resolution which, if adopted, authorizes the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company d/b/a Canadian Pacific Railroad, to permit the railroad to occupy City-owned right of way for bridge and track maintenance. The Department of Public Works has no objection to this agreement and recommends approval.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

MDL: ns

Attachment

CANADIAN PACIFIC

Real Estate

Suite 1525
501 Marquette Avenue South
Minneapolis Minnesota 55402

CP Agreement Number 32032-01

THIS LICENSE is made and entered into as of the **1st day of June, 2010**, by and between

THE CITY OF MILWAUKEE, WISCONSIN
c/o Michael Loughrahn
841 North Broadway
Room 919
Milwaukee, Wisconsin 53202, "**Licensor**,"

and

SOO LINE RAILROAD COMPANY, Minnesota corporation doing business Canadian Pacific
c/o Real Estate Department
501 Marquette Avenue South, Suite 1525
Minneapolis, Minnesota 55402, the "**Railroad**."

W I T N E S S E T H:

1. The Licensor, in consideration of the payments, covenants and conditions hereinafter set forth to be made, performed and complied with by the Railroad, hereby grants unto the Railroad the right and license to use that portion of Licensor's property in **Milwaukee, Milwaukee County Wisconsin** shown in approximation in blue shading upon the map labeled Exhibit A that is attached hereto and is made a part hereof, the "**Property**, " for the purpose of
   a. the storage of railroad material, equipment and vehicles;
   b. access to the Railroad's adjacent bridge for maintenance, reconstruction and emergency response purposes; and
   c. encroachment of railroad signal and automatic inventory equipment.

2. **EFFECTIVE DATE and TERM.**
   A. **Effective Date**: This License shall be effective at 12:01 A.M. June 1, 2010

   B. **Term**: This License shall have an initial term of one year and shall continue in effect until terminated by either party upon 90 days notice to the other party..

3. **RENT and TAXES**
   A. **Rent:** The Railroad shall pay to the Licensor rental at the rate of **TEN and No/100 Dollars ($10.00)** per year annum, payable annually in advance as rental for the Licensed premises, with no taxes or assessments to be paid by Railroad.

   B. **Taxes:** Licensor shall assume and pay any and all real estate taxes and assessments for the Property.

4. **CONDUCT BY THE RAILROAD**
   During the term of this License, the Railroad:

   A. Shall keep the Property in a neat and orderly condition;

   B. Shall not cause or allow the Property or any of the Licensors adjacent property to be used for the disposal of any items or materials, except snow cleared from the Property;

   C. Shall comply with all Federal, State and local laws, regulations, and ordinances;

D. Shall assume responsibility or legal liability arising from any injury to persons whomsoever, including injuries resulting in death, and damage to property whatsoever located upon the Property, howsoever caused, while such persons or property are about or in the vicinity of the Property with the express or implied consent of the Railroad;

E. Except as explicitly permitted herein, shall not construct or place any improvement or upon the Property without the advance consent of the Licensor;

F. Shall, upon termination of this License, clear away and properly dispose of all accumulations of waste material and promptly remove vehicles and its personnel property that is not affixed to the Property.

5. **OTHER:**

A. **Assignment:** The Railroad shall not in any manner assign or transfer its rights under this License except in conjunction with a change in corporate control of the Railroad or a sale of its rail operations in vicinity of the Property. Subject to the preceding, this License shall be binding upon the parties, their successors and assigns and shall continue in effect until terminated as provided for herein.

B. **No Conveyance of Title:** The use and occupancy of the Property by the Railroad, howsoever long continued, shall not vest in the Railroad any right, title or interest in the Property adverse to that of the Licensor.

C. **No Waiver:** Any act or omission constituting a breach of this License shall be limited to such act or omission and shall not be construed as a permanent or continuing waiver thereof.

THE PARTIES HERETO have caused this agreement to be duly executed as of the date first above written.

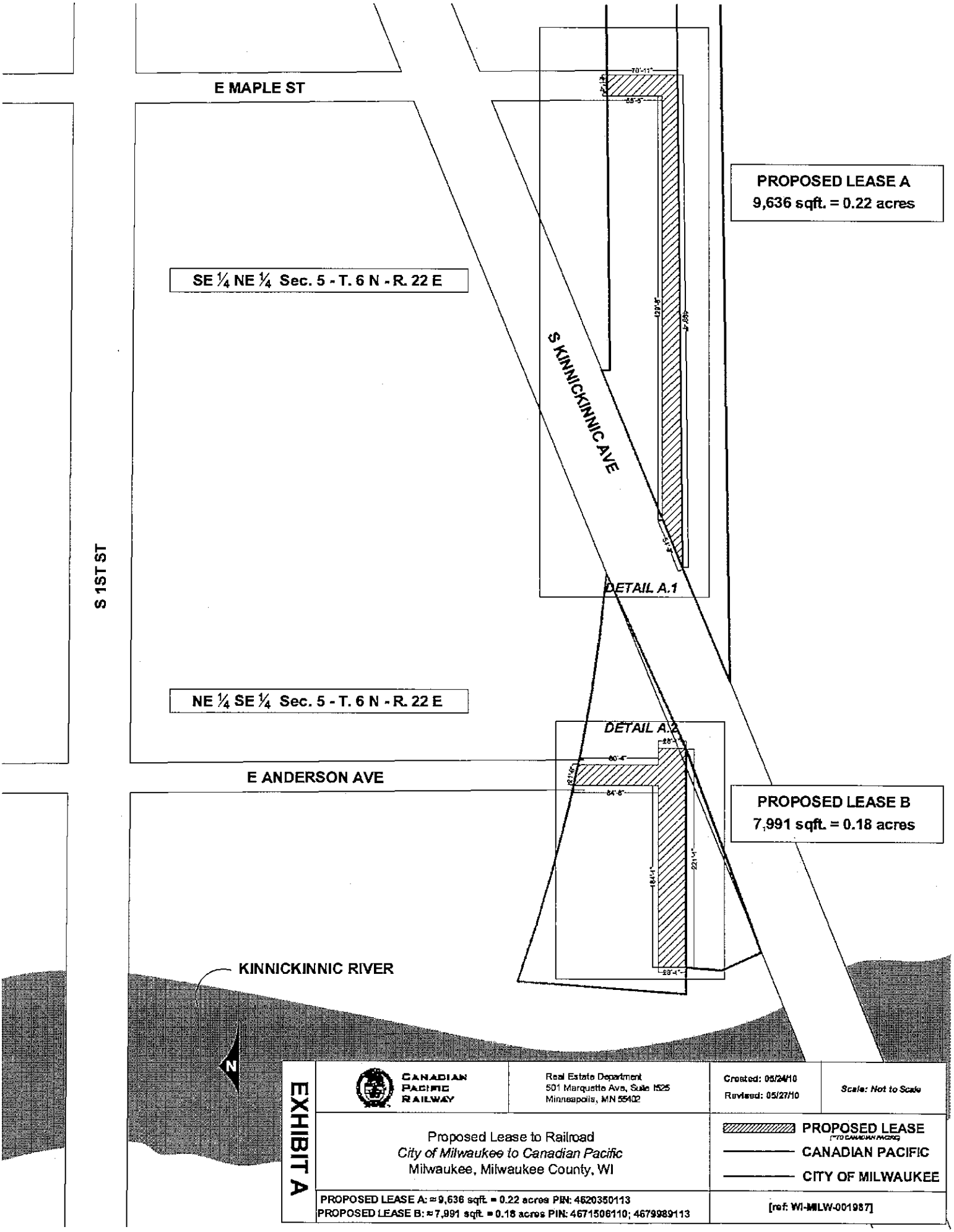
SOO LINE RAILROAD COMPANY
doing business as ***Canadian Pacific***

By_____
Director, Real Estate Marketing, U.S.

CITY OF MILWAUKEE, WISCONSIN

By _____

Its _____


E MAPLE ST
PROPOSED LEASE A
9,636 sqft. = 0.22 acres
SE ¼ NE ¼ Sec. 5 - T. 6 N - R. 22 E
S KINNICKINNIC AVE
DETAIL A.1
S 1ST ST
NE ¼ SE ¼ Sec. 5 - T. 6 N - R. 22 E
DETAIL A.2
E ANDERSON AVE
PROPOSED LEASE B
7,991 sqft. = 0.18 acres
KINNICKINNIC RIVER
N
EXHIBIT A
CANADIAN PACIFIC RAILWAY
Real Estate Department
501 Marquette Ave, Suite 1525
Minneapolis, MN 55402
Created: 05/24/10
Revised: 05/27/10
Scale: Not to Scale
Proposed Lease to Railroad
City of Milwaukee to Canadian Pacific
Milwaukee, Milwaukee County, WI
PROPOSED LEASE
CANADIAN PACIFIC
CITY OF MILWAUKEE
PROPOSED LEASE A: ≈ 9,636 sqft. = 0.22 acres PIN: 4620350113
PROPOSED LEASE B: ≈ 7,991 sqft. = 0.18 acres PIN: 4671506110; 4679989113
[ref: WI-MILW-001987]

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: July 20, 2010

FILE NUMBER:
Original Fiscal Note ☑ Substitute ☐

SUBJECT: Resolution authorizing the Commissioner of Public Works to execute a License Agreement with the Soo Line Railroad Company d/b/a Canadian Pacific Railroad, to permit the railroad to occupy City-owned right of way for bridge and track maintenance.

B) SUBMITTED BY (NAME/TITLE/DEPT./EXT.): Jeffrey S. Polenske, City Engineer, DPW, ext. 2400

C) CHECK ONE:
- ☐ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
- ☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
- ☐ LIST ANTICIPATED COSTS IN SECTION G BELOW.
- ☑ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- ☐ DEPARTMENTAL ACCOUNT (DA)
- ☐ CAPITAL PROJECTS FUND (CPF)
- ☐ PERM. IMPROVEMENT FUNDS (PIF)
- ☐ OTHER (SPECIFY)
- ☐ CONTINGENT FUND (CF)
- ☐ SPECIAL PURPOSE ACCOUNTS (SPA)
- ☐ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS:					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

☐ 1-3 YEARS	☐ 3-5 YEARS	
☐ 1-3 YEARS	☐ 3-5 YEARS	
☐ 1-3 YEARS	☐ 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

5

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

PW FILE NUMBER: 100401

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Michael Loughran	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100504 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution relative to application, acceptance and funding of a 2010 and 2011 Vehicle Miles of Travel Monitoring Grant.		
Sponsors:	THE CHAIR		
Indexes:	STATE GRANTS, WISCONSIN DEPARTMENT OF TRANSPORTATION		
Attachments:	Cover Letter, Grant Analysis, Grant Budget, Agreement, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100504
Version
Original
Reference

Sponsor
The Chair
Title
Resolution relative to application, acceptance and funding of a 2010 and 2011 Vehicle Miles of Travel Monitoring Grant.
Analysis
This resolution authorizes the Commissioner of Public Works to apply for, accept and fund a 2010 and 2011 Vehicle Miles of Travel Monitoring Grant project from the Wisconsin Department of Transportation in the amount of $92,655. The purpose of the project is to collect traffic count data to monitor traffic flow patterns in the City of Milwaukee.
Body
Whereas, The City of Milwaukee appears to be eligible for grant funds from the Wisconsin Department of Transportation to provide expanded monitoring of roadway usage levels and travel characteristics in the City of Milwaukee; and

Whereas, The operation of this grant project from October 1, 2010 to September 30, 2011 would cost $92,655 and would be provided by the grantor; now, therefore, be it

Resolved, by the Common Council of the City of Milwaukee, that the Commissioner of Public Works and Comptroller are here by authorized to make application to the Wisconsin Department of Transportation through execution of the agreement attached and incorporated in this resolution; and, be it

Further Resolved, That the Department of Public Works shall accept this grant without further approval unless the terms of the grant change as indicated in Section 304-81 of the Milwaukee Code of Ordinance; and, be it

Further Resolved, That the City Comptroller is authorized to:

1. Commit Funds within the Project/Grant Parent of the 2010 Special Revenue Grant and Aid Projects Fund the following amounts for the program/project titled 2010 and 2011 Vehicle Miles of Travel Monitoring Project:

Project/Grant Parent Grantor Share
Project/Grant ChartField GR000-10-00000
Fund 0150
Organization 9990
Program 0001
Budget Year (BY) 0000
Subclass R999
Account 000600
2010 Project/Grant Total $92,655

2. Create the necessary Grant and Aid Project/Grant and Project/Grant levels; budget against these Project/Grant values the amount required under the grant agreement; and be it.

Further Resolved, That these funds are budgeted for the Department of Public Works, which is authorized to:

1. Expend from the amount budgeted for specific purposes as indicated in the grant budget and incur costs consistent with the award date.

2. Expend from the 2010 grant budget funds for training and out-of-town travel by departmental staff.

Requestor

Department of Public Works

Drafter

Infrastructure Services Division
RWB: ns
August 24, 2010
2010-11 Vehicle Miles of Travel Monitoring Grant

August 24, 2010

To the Honorable, the Common Council

Subject: 2010 and 2011 Vehicle Miles of Travel Monitoring Grant

Dear Council Members:

In compliance with requirements of the Clean Air Act Amendment, the Wisconsin Department of Transportation is required to closely monitor traffic levels and changes in traffic patterns on the highway system in the Southeastern Wisconsin Ozone Non-attainment Area. To meet these requirements, WISDOT has requested to use City of Milwaukee traffic count data collected under our annual traffic counting program, and to expand the program as needed to meet the stricter data collection standards imposed on them. As part of their request, funding will be provided for all traffic counts beyond those normally collected by the City, as well as all necessary training for City employees involved in the traffic data collection. Similar grants have been provided to the City by WISDOT for this purpose on an annual basis since the inception of this program in 1993. Traffic volume counts to be completed in 2010 and 2011 include counts on roadways in the southern and central portions of the City.

The estimated cost of the expanded traffic count program for 2010 and 2011 is $92,655 which will be funded by the Wisconsin Department of Transportation.

We have prepared and recommend adoption of the attached resolution, which authorizes the City Engineer to apply for and accept funding for the 2010 and 2011 Vehicle Miles of Travel Monitoring Grant, and to perform all work outlined in the Grant agreement. The resolution also authorizes and directs the City Comptroller to establish all necessary accounts, and to make appropriations to these accounts in the amounts set forth in the Grant agreement.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

RWB: ns

Attachment

GRANT ANALYSIS FORM
OPERATING & CAPITAL GRANT PROJECTS/PROGRAMS

Department/Division: Department of Public Works, Infrastructure Services Division

Contact Person & Phone No: Kristina Wierzbinski, 414-286-3229

Category of Request

☒ New Grant

☐ Grant Continuation

☐ Change in Previously Approved Grant

Previous Council File No.

Previous Council File No.

Project/Program Title: 2010-11 Vehicle Miles of Travel Grant

Grantor Agency: Wisconsin Department of Transportation

Grant Application Date: October 1, 2010 through September 30, 2011

Anticipated Award Date: October 1, 2010

Please provide the following information:

1. Description of Grant Project/Program (Include Target Locations and Populations):

As required by the Clean Air Act Amendment, the Wisconsin Department of Transportation must monitor highway usage in the Southeastern Wisconsin Ozone Non-Attainment Area. As an indicator of reductions in vehicle usage needed to meet emission reduction goals, the DOT must monitor changes in traffic demand on the arterial roadway system in Southeastern Wisconsin. Traffic counts must therefore be taken on each arterial roadway segment, and on a sample of local roadways, to determine current roadway usage levels. To meet these requirements, Wisconsin DOT has requested to use traffic count data obtained by the City of Milwaukee under its annual traffic count program, and to expand the program as necessary to provide coverage of the entire City. Funding for all traffic counts beyond those nonnally completed by the City, as well as training for City employees involved in the collection of traffic count data, will be provided by Wisconsin DOT under this grant project.

2. Relationship to City-wide Strategic Goals and Departmental Objectives:

The program funds expansion of the City's traditional traffic count program to more closely monitor travel trends in the City of Milwaukee, which will allow a more complete, concise and timely evaluation of the impact of the City's effort to reduce single occupant vehicle use in the City.

3. Need for Grant Funds and Impact on Other Departmental Operations (Applies only to Programs):

The additional funding received under similar Grants provided by Wisconsin DOT during past years has allowed the City to nearly double the number of counts typically completed on an annual basis. While allowing the City and DOT to monitor the impact of vehicle emission reduction efforts, the expanded count program has also provided improvement to the City's traffic data base. Current traffic count data is more readily available for facility design and operational needs, and has consistently reduced the costs of many projects completed by eliminating data collection needs.

4. Results Measurement/Progress Report (Applies only to Programs):

Not applicable.

5. Grant Period, Timetable and Program Phase-out Plan:

The Grant is to cover work beginning October 1, 2010, to be completed by September 30, 2011. Training of City staff in current traffic count procedures and technology will occur in fall of 2010 and in early April of 2011. Traffic count data collection will begin in October 1, 2010 with traffic counts scheduled to be taken in the southern portions of the City, and at any remaining locations in the northern portion of the city not completed during the prior year's program. All 2010 counts are to be completed by late October/early November of that calendar year. All 2010 data reduction and analysis required is to be completed by December 31 of that calendar year. In spring of 2011 any traffic counts left from the 2010 season will be completed. Traffic counts had been completed under similar projects beginning in 1993. The traffic data collected in the southern portions of the city will be compared by DOT with traffic counts taken in this area in 2007 to determine any changes in traffic patterns in the area. It is anticipated that grant funding will again be available for the Federal fiscal year, beginning in September, 2011.

6. Provide a List of Subgrantees:

7. If Possible, Complete Grant Budget Form and Attach to Back.

CITY OF MILWAUKEE OPERATING GRANT BUDGET

PROJECT/PROGRAM TITLE: 2010-11 Vehicle Miles of Travel Monitoring Grant
CONTACT PERSON: Robert W. Bryson, ext. 3244

PROJECT/PROGRAM YEAR: 2010-11

NUMBER OF POSITIONS		LINE DESCRIPTION	PAY RANGE NO.	GRANTOR SHARE	CASH MATCH A/C #	TOTAL
NEW	EXISTING					
		PERSONNEL COSTS				
	1 [600 hr.]	Engineering Technician IV (600/1800) * $56,900	620	$18,967		$18,967
	1 [1050 hr.]	Electrical Worker (1050/1800) * $47,200	974	$27,533		$27,533
		TOTAL PERSONNEL COSTS		$46,500		$46,500
		FRINGE BENEFITS (62.07% of Personnel Costs)		$28,862		$28,862
		TOTAL FRINGE BENEFITS		$28,862		$28,862
		SUPPLIES AND MATERIALS				
		TOTAL SUPPLIES AND MATERIALS				
		EQUIPMENT AND FACILITY RENT 6221 - Crew Vehicle		$2,000		$2,000
		TOTAL EQUIPMENT AND FACILITY RENT		$2,000		$2,000

NUMBER OF POSITIONS		LINE DESCRIPTION	PAY RANGE NO.	GRANTOR SHARE	CASH MATCH A/C #	TOTAL
NEW	EXISTING					
		SERVICES				
		6311 – Travel				
		Lodging; (4 * $70) * 2 Trips		$560		$560
		Meals; (4 * 2 Days @ $35/day) * 2 Trips		$560		$560
		Round Trip Auto; (2 Trips @ $165)		$330		$330
		TOTAL SERVICES		$1450		$1450
		EQUIPMENT				
		TOTAL EQUIPMENT				
		INDIRECT COSTS				
		.2977 * $46,500		$13,843		$13,843
		TOTAL INDIRECT COSTS		$13,843		$13,843
		TOTAL COSTS		$92,655		$92,655

AGREEMENT BETWEEN
THE WISCONSIN DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS AND TRANSPORTATION SERVICES
AND
THE CITY OF MILWAUKEE

PROJECT I.D. 0093-13-32

This Agreement made and entered into by and between the Wisconsin Department of Transportation, hereinafter called the DEPARTMENT, and the City of Milwaukee, Department of Public Works, hereinafter called the CITY, provides for those services described in detail below.

To meet the travel monitoring requirements included in the Federal Clean Air Act Amendments (CAAA) of 1990, the DEPARTMENT, the Wisconsin Department of Natural Resources (DNR), the Federal Highway Administration (FHWA), and the Federal Environmental Protection Agency (EPA), noticed in 1993 that actual vehicle miles of travel (VMT) would be determined in the Southeastern Wisconsin Air Quality Non-Attainment Area, using the Department's established coverage traffic count program, enhanced with a sample of local function roads and an expanded control count program. This resulted in a 50% increase in counting effort by the DEPARTMENT's District 2, not including any counts within the City of Milwaukee.

Because the CITY had a long established traffic count program, the DEPARTMENT deemed it advisable to have the CITY expand its existing program to the enhanced program standards, rather than have the DEPARTMENT duplicate or replace the CITY's efforts.

It is the intent of this Agreement that the CITY provide the enhanced traffic counting services for roadways within jurisdictional boundaries of the City of Milwaukee. The scope of the 2010-11 enhanced traffic counting work to be performed by the CITY is indicated by the following estimates of traffic counting services and costs:

The City of Milwaukee, Department of Public Works, Infrastructure Services Division shall:

1. Perform 48-hour weekday traffic volume counts on all links of routes in the City of Milwaukee functionally classified as arterials and collectors. For purposes of this agreement, a link is defined as a segment of a functionally classified route between intersections with two other routes classified as arterials or collectors.

2. Perform 48-hour weekday traffic counts on a randomly selected sample of local function routes in the City of Milwaukee, with specific count locations to be defined by the DEPARTMENT.

3. Counts to be taken during calendar year 2010 will be in the northern, and counts to be taken during calendar year 2011 will be in the southern portions of the City of Milwaukee.

4. Provide 7-day control counts during the four seasonal quarters of the year. Nine counts will be required for each functional classification of roadway (arterial, collector, and local). The City's "Key Count" program will be used as part of this control count program.

5. Provide the necessary vehicle for the transportation of personnel and equipment assigned to the 2010 count program.

6. Provide the DEPARTMENT, within 2 weeks of count completion, one copy of all count data sent by email, and send copies of Traffic COMP III Field Reports, for all counts.

7. The counts defined in items 1 and 2 above will be distributed over a 3-year cycle. This agreement is intended to cover work completed during the period October, 2010 through September 30, 2011.

The cost of these services, by billing period, are summarized as follows:

October 1 through December 31, 2010	$26,472
January 1 through March 31, 2011	$13,239
April 1 through June 30, 2011	$26,472
July 1 through September 30, 2011	$26,472

Work specified and eligible for reimbursement under this Agreement will commence on October 1, 2010. It is expected that all 2010 field data collection covered under this contract will be completed by November 30, 2010, with all data collected to be delivered to the District office by December 31, 2010. All 2011 field data collection covered under this contract will be completed by September 30, 2011 with all data collected to be delivered to the district office by October 31, 2011.

The DEPARTMENT will provide reimbursement of actual costs for services and items provided by the City for the enhanced traffic count program. However, total reimbursement to the CITY shall not exceed $92,655 without prior agreement and approval of both parties for any additional services provided. Cost reimbursement shall be full compensation for all wages, fringe benefits, proratables and incidentals included in the work, and shall include training and training related travel for a maximum of 4 CITY workers in traffic data collection policies, procedures and recommended practices of the DEPARTMENT as necessary for successful project completion. The costs included in this contract reflect costs that exceed the CITY's normal traffic count program.

The DEPARTMENT will supplement, on a loan basis, the CITY's present 13 portable traffic count machines, to a combined total of 30 to 34 machines. The DEPARTMENT will be responsible for the repair of the supplemental machines. The DEPARTMENT will provide the peripheral equipment, hardware and software needed to operate the machines, and a compatible lap-top personal computer for the downloading of data.

The use of CITY forces is considered to be in the public interest because the CITY currently operates a traffic count program, is familiar with the conditions and characteristics of the area to be counted, and have trained staff available to perform all necessary work.

The City will charge actual costs incurred and attributable to the aforementioned services as follows:

October 1 through December 31, 2010	I.D. 0093-13-32
January 1 through March 31, 2011	I.D. 0093-13-32
April 1 through June 30, 2011	I.D. 0093-13-32
July 1 through September 30, 2011	I.D. 0093-13-32

Billings to the DEPARTMENT shall consist of a statement of charges, supported by a description of items and services provided. Bills will be submitted quarterly, beginning December 31, 2009, within 14 calendar days of the end of the periods described above.

APPROVED _____
Commissioner of Public Works, City of Milwaukee Date

APPROVED _____
Comptroller, City of Milwaukee Date

APPROVED _____
Wisconsin Department of Transportation Date

APPROVED _____
Audit Supervisor, BFS/DBM Date

APPROVED _____
Governor, State of Wisconsin Date

KMW
7/26/10

CITY OF MILWAUKEE FISCAL NOTE

CC-170 (REV. 6/86)
Ref: GEN\FISCALNT.MST

A) DATE: August 24, 2010

FILE NUMBER:
Original Fiscal Note ☒ Substitute ☐

SUBJECT: Resolution relative to application, acceptance and funding of a 2010-2011 Vehicle Miles of Travel Monitoring Grant.

B) SUBMITTED BY: Jeffrey S. Polenske, City Engineer, Dept. of Public Works, Infrastructure Services Division, ext. 2400

C) CHECK ONE:
- ☒ ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
- ☐ ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED.
- ☐ LIST ANTICIPATED COSTS IN SECTION G BELOW.
- ☐ NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- ☐ DEPARTMENTAL ACCOUNT (DA)
- ☐ CAPITAL PROJECTS FUND (CPF)
- ☐ PERM. IMPROVEMENT FUNDS (PIF)
- ☐ OTHER (SPECIFY)
- ☐ CONTINGENT FUND (CF)
- ☐ SPECIAL PURPOSE ACCOUNTS (SPA)
- ☒ GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:	Department of Public Works	GR0000900000	$ 92,655	$ 92,655	
TOTALS:			$ 92,655	$ 92,655	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN ANNUAL BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT SEPARATELY.

☐ 1-3 YEARS	☐ 3-5 YEARS	Expenditures $92,655 – Revenues $92,655
☐ 1-3 YEARS	☐ 3-5 YEARS	
☐ 1-3 YEARS	☐ 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

None

H) METHOD OF COMPUTATION

CURRENT CITY LABOR COSTS AND ADDITIVE RATES, AND CITY TRAVEL REIMBURSEMENT POLICIES

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE ☐

PW FILE NUMBER: 100504

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Robert Bryson	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100379 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	7/27/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution regarding Backup Power Generation for the Linnwood Purification Plant.		
Sponsors:	ALD. DUDZIK		
Indexes:	ENERGY CONSERVATION, WATER WORKS		
Attachments:	Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
7/27/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number:
100379
Version:
ORIGINAL

Reference:
041281
Sponsor:
ALD. DUDZIK

Title:
Resolution regarding Backup Power Generation for the Linnwood Purification Plant.

Analysis:
This resolution authorizes and directs the Commissioner of Public Works to award a contract for professional services for Backup Power Generation for the Linnwood Purification Plant to Black & Veatch Corporation. The executed contract will include the professional services of design, preparation of plans and specifications and construction management during the construction and installation associated with generators at the site.

Body:
Whereas, The Common Council, through the approval of the 2008 Water Works Capital Improvement Budget, provided funding for Backup Power Generation at the Linnwood Purification Plant which includes the services of design, preparation of plans and specifications and construction management during the construction for and installation of generators as well as procurement and installation of generators for the Linnwood Purification Plant; and

Whereas, It is impractical to develop precise bidding specification for these services; and

Whereas, Resolution File No. 041281 authorized the Commissioner of Public Works to issue a Request for Proposals and award a contract for professional services for the electric power reliability study for the Milwaukee Water Works; and

Whereas, After a competitive selection process, Black & Veatch Corporation was selected to perform the electric power reliability study for the Milwaukee Water Works ; and

Whereas, Black & Veatch Corporation successfully completed the contract work that resulted in the conceptual approach accepted by the Milwaukee Water Works; and

Whereas, Resolution File No. 071421 authorized awarding a contract to the firm of Black & Veatch Corporation for professional services associated with providing backup power for the Riverside Pumping Station; and

Whereas, Black & Veatch Corporation has substantially completed the professional services associated with the Riverside Pumping Station Backup Power Generation Project; and

Whereas, Continuing with the firm of Black & Veatch Corporation allows Milwaukee Water Works to realize both cost and schedule efficiencies due in a large part to Black & Veatch Corporation's association with and response to City requirements and requirements of a Homeland Security

designated infrastructure and their expertise in this area; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is hereby authorized and directed to award a Contract for Professional Services associated with providing Backup Power Generation for the Linnwood Purification Plant in an amount not to exceed $450,000; and, be it

Further Resolved, That the cost of the contract work be charged to the appropriate Water Works account.

Requestor:
Department of Public Works
Milwaukee Water Works

Drafter:
Water Engineering
DGG:pa
June 8, 2010

CITY OF MILWAUKEE FISCAL NOTE CC-170 (REV.6/86)

Ref: GEN\FISCALNT.MST

A) DATE: June 8, 2010

FILE NUMBER:
Original Fiscal Note [x] **Substitute** [ ]

SUBJECT: Resolution regarding Backup Power Generation for the Linnwood Purification Plant

B) SUBMITTED BY (name/title/dept./ext.): Carrie Lewis/Superintendent/DPW- Water Works/x2801

C) CHECK ONE:
[X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES.
[ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
[ ] NOT APPLICABLE/NO FISCAL IMPACT. IN CURRENT YEAR.

D) CHARGE TO:
[ ] DEPARTMENTAL ACCOUNT (DA) WATER
[X] CAPITAL PROJECTS FUND (CPF)
[ ] PERM. IMPROVEMENT FUNDS (PIF)
[ ] OTHER (SPECIFY)
[ ] CONTINGENT FUND (CF)
[ ] SPECIAL PURPOSE ACCOUNTS (SPA)
[ ] GRANT & AID ACCOUNTS (G & AA)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
Professional services		***420-6413-R999-634001***	***$450,000***		
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY.**

[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100379

NAME	ADDRESS	DATE SENT		
Carrie Lewis	DPW-Waterworks	9/7/10		
Jeff Mantes	DPW	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100554 **Version:** 0		
Type:	Communication	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Communication from the Department of Public Works relating to the status of the installation of a public art demonstration project on a portion of East Wisconsin Avenue.		
Sponsors:	ALD. DUDZIK		
Indexes:	DEPARTMENT OF PUBLIC WORKS, PUBLIC ART		
Attachments:	Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100554
Version
ORIGINAL
Reference
081630
Sponsor
ALD. DUDZIK
Title
Communication from the Department of Public Works relating to the status of the installation of a public art demonstration project on a portion of East Wisconsin Avenue.

Requestor

Drafter
LRB121539-1
JWC
9/1/10

PW FILE NUMBER: 100554

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPR-Infrastructure	9/7/10		
Jeff Polenske	City Engineer	x		
Jim Carroll	LRB	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	100444 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	9/1/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution rescinding various special privileges that are no longer necessary.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
9/1/2010	0	COMMON COUNCIL	ASSIGNED TO		

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Number
100444
Version
ORIGINAL
Reference
Sponsor
THE CHAIR
Title
Resolution rescinding various special privileges that are no longer necessary.
Analysis
This resolution rescinds various special privileges granting permission for items to encroach into the public right-of-way because said items have been removed from the public right-of-way or are now permitted by the Milwaukee Code of Ordinances.
Body
Whereas, Said special privileges granted permission for various encroachments in the public right-of-way; and

Whereas, The special privileges listed below are no longer necessary because the subject items have be removed from the public right-of-way by the owner or are now permitted by the Milwaukee Code of Ordinances; and

Whereas, Property owners notified the Department of Public Works that they no longer need the special privilege granted them because the items had been removed from the public right-of-way; and

Whereas, The Milwaukee Code of Ordinances has been amended to allow some additional encroachments into the public right-of-way; and

Whereas, In order to release property owners from the insurance and annual special privilege fee requirements placed on the property owner as part of the granting of a special privilege, the Common Council needs to pass a resolution rescinding special privileges which are no longer needed; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the following special privilege resolutions are hereby rescinded:

1. Common Council Resolution File Numbers 47-465 and 47-465-a granted to Jos. Schlitz Brewing Company for two underground tunnels crossing under North 2nd Street between West Cherry Street and West Pleasant Street, which is now vacated, for the premises at 1542 North 2nd Street.

2. Common Council Resolution File Number 52-1744-A granted to Harry Hack and Sidney Hack for backup driveways for the premises at 333 North Plankinton Avenue.

3. Common Council Resolution File Number 56-2205 granted to Bessie & Theodore Poulos for concrete steps and retaining wall for the premises at 3470 North 84th Street.

4. Common Council Resolution File Numbers 63-3389, 66400, 66400a, 66400b, 66400c, 66400d and 66400 e granted to Ralph E. Willis 1947 Trust for back-up driveways for the premises at 103-33 West Oregon Street.

5. Common Council Resolution File Number 65-405C granted to East Town Association for private gas street lamps and planters for various downtown locations.

6. Common Council Resolution File Number 78-1598 granted to Milwaukee Christian Center Inc for two excess door swing encroachments for the premises at 2137 West Greenfield Avenue.

7. Common Council Resolution File Number 86-1239 granted to AT&T for a building façade for the premises at 826

West Michigan Street.

8. Common Council Resolution File Number 86-1323 granted to Josco Inc d/b/a Village Valet Cleaners for a building façade for the premises at 3200 West North Avenue.

9. Common Council Resolution File Number 881039 granted to Nancy Netzow for a bollard for the premises at 2014 East Windsor Place.

10. Common Council Resolution File Number 890370 granted to Select Sound Service Inc for excess door swings and building façade projections for the premises at 107 East National Avenue.

11. Common Council Resolution File Number 920971 granted to Leon Corporation for a monitoring well for the premises at 3155 South 27th Street.

12. Common Council Resolution File Number 940613 granted to John T. Evans for a retaining wall for the premises at 2825 North Marietta Avenue.

13. Common Council Resolution File Number 961232 granted to Rover Becker d/b/a Metal Processing Company for monitoring wells for the premises at 3257 North 32nd Street.

14. Common Council Resolution File Number 961588 granted to Philip R. Lamare d/b/a Bark River Culvert and Equipment Company for a monitoring well for the premises at 11715 West Silver Spring Drive.

15. Common Council Resolution File Number 970832 granted to Francis R. Schaumann d/b/a Mauer Auto Lease for monitoring wells for premises at 3611 West State Street.

16. Common Council Resolution File Number 980387 granted to Milwaukee Turners Inc for monitoring wells for the premises at 1034 North 4th Street.

17. Common Council Resolution File Number 980778 granted to 16th Street Community Health Center Inc. for an excess door swing for the premises at 1032 South Cesar E. Chavez Drive.

18. Common Council Resolution File Number 981523 granted to Lloyd Waters Sr. for monitoring wells for the premises at 9109 West Burleigh Street.

19. Common Council Resolution File Number 990223 granted to Island Investment Holdings LLC for a bench, an excess door swing, two picnic tables and a soda machine for the premises at 223 North Broadway.

20. Common Council Resolution File Number 991012 granted to Linda Somrak and Doreen Endisch for a fence for the premises at 4503 North 68th Street.

21. Common Council Resolution File Number 991160 granted to Hilltop Enterprises Inc for an excess door swing projection for the premises at 1625 West Wells Street.

22. Common Council Resolution File Number 011111 granted to Heather Maki for a building encroachment, steps, retaining wall, fence, and basement steps for the premises at 2400 South 5th Place.

23. Common Council Resolution File Number 011140 granted to Jerome Kahn for a door swing for the premises at 1001 North Old World Third Street.

24. Common Council Resolution File Number 011280 granted to Shafton Limited Family Partnership for door swings for the premises at 2311-25 North Murray Avenue.

25. Common Council Resolution File Number 020379 granted to 1232 North Edison LLC for a building façade for the premises at 1232 North Edison Street.

26. Common Council Resolution File Number 020839 granted to John F. Andes for an excess door swing for the premises at 1844 West Fond du Lac Avenue.

27. Common Council Resolution File Number 030221 granted to Jeffrey and Ellen Bogart for a backup driveway, excess door swing and set of steps for the premises at 300 South 5th Street.

28. Common Council Resolution File Number 030417 granted to De Ja Vu Consignments LLC for a merchandise display and sign board for the premises at 1743-45 North Martin L. King Jr. Drive.

29. Common Council Resolution File Number 031167 granted to Otilito Fernandez and Mercedes Fernandez for an excess door swing projection for the premises at 701 West National Avenue.

30. Common Council Resolution File Number 031720 granted to Jensar Inc for monitoring wells for the premises at 6161 North 64th Street.

31. Common Council Resolution File Number 040117 granted to JTL Properties LLC for a sunshade and excess door swings for the premises at 158 South Barclay Street.

32. Common Council Resolution File Number 050030 granted to Button Block LLC for a door swing for the premises at 500 North Water Street.

33. Common Council Resolution File Number 050120 granted to Historic Third Ward Association Inc for sunshades and marquees for the premises at 400 North Water Street.

34. Common Council Resolution File Number 050817 granted to James Aryeetey for front porch steps for the premises at 116 West Lloyd Street.

35. Common Council Resolution File Number 051522 granted to 735 W Wisconsin Ave LLC for monitoring wells for the premises at 625 North James Lovell Street.

36. Common Council Resolution File Number 060547 granted to 728 N Lovell LLC for monitoring wells for the premises at 728 North James Lovell Street.

37. Common Council Resolution File Number 060854 granted to Pinkey's Capitol Auto Body Corporation for door swings for the premises at 120 West Melvina Street.

38. Common Council Resolution File Number 061032 granted to Bulk Petroleum Corporation for monitoring wells for the premises at 1909 West Hopkins Street.

39. Common Council Resolution File Number 061186 granted to Brian Jost for door swings for the premises at 188-22 South 2nd Street.

40. Common Council Resolution File Number 061359 granted to Galina Patterson for an excess door swing and concrete step for the premises at 2220-44 North Martin L. King Jr. Drive.

41. Common Council Resolution File Number 070029 granted to Broadway 301 LLC for excess door swings for the premises at 301 North Broadway.

42. Common Council Resolution File Number 070030 granted to Lifestyle Ministries for a building façade for the premises at 2328 West Capitol Drive.

43. Common Council Resolution File Number 070250 granted to William H. Morley for a set of steps for the premises at 1122 North Cass Street.

44. Common Council Resolution File Number 071040 granted to Teutonia Gardens LLC for two excess door swings for the premises at 2711 North Teutonia Avenue.

45. Common Council Resolution File Number 071659 granted to 230 Wisconsin Group LTD for a building façade for the premises at 234 West Wisconsin Avenue.

46. Common Council Resolution File Number 071684 granted to Elk VI LLC for a glass fixed awning for the premises at 624 North Water Street.

47. Common Council Resolution File Number 080511 granted to Riverview Lofts LLC for an awning and excess door swings for the premises at 249 North Water Street.

48. Common Council Resolution File Number 080513 granted to Teresa Espitia for a retaining wall and steps for the premises at 1222 West Washington Street.

49. Common Council Resolution File Number 080951 granted to Jeremy Burkham for a set of steps for the premises at 217 West Reservoir Avenue.

50. Common Council Resolution File Number 081605 grated to Ramon Arteaga for a monitoring well for the premises at 1601 West Becher Street.

51. Common Council Resolution File Number 090130 granted to Priya Corporation for a monitoring well for the premises at 1233 West Layton Avenue.

52. Common Council Resolution File Number 090414 granted to America's Auto Shop LLC for monitoring wells for the premises at 1058 West Wind Lake Avenue.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
July 21, 2010

July 21, 2010

To the Honorable, the Common Council

Dear Council Members:

Attached please find a resolution which rescinds special privileges that are no longer necessary because the items have been removed from the public right-of-way or the Milwaukee Code of Ordinances now permits the items to occupy the public right-of-way.

For items that have been removed from the public right-of-way, the Department of Public Works received notification from the property owners regarding the item removal. Site visits were made to confirm that the items in question have been removed from the public right-of-way satisfactorily.

Common Council Ordinance Number 091615 amended Chapter 245 of the Milwaukee Code of Ordinances to allow additional items to occupy the public right-of-way. Department of Public Works special privilege records were reviewed with respect to the amendments made to Chapter 245. Special privileges granting permission for items now permitted under Chapter 245 of the Milwaukee Code of Ordinances are included in the attached resolution to be rescinded.

Only the Common Council can rescind its resolutions. Thus, in order to release the special privilege grantees from the annual fee and insurance requirements of their special privileges, which are no longer needed, the attached resolution has been drafted. Additionally, the attached resolution, if passed, will allow for efficient management of special privileges.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachment
c: City Clerk License Division

CITY OF MILWAUKEE FISCAL NOTE

A) DATE July 21, 2010 **FILE NUMBER:**

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Resolution rescinding various special privileges that are no longer necessary.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [ ] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [X] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [ ] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:					
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:					
TOTALS					

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 100444

NAME	ADDRESS	DATE SENT		
Jeff Mantes	Commissioner of Public Works	9/7/10		
Jeff Polenske	City Engineer	x		
Clark Wantoch	DPW-Infra.	x		
Art Dahlberg	DNS	x		
Michael Loughran	DPW-Infra.	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091613 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	4/13/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue, in the 1st Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
4/13/2010	0	COMMON COUNCIL	ASSIGNED TO		
4/14/2010	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/31/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
091613
Version
SUBSTITUTE 1
Reference
921293
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue, in the 1st Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue.
Body
Whereas, S-G investments requested permission to install and maintain nine bollards in the public right-of-way; and

Whereas, Permission for said bollards granted in 1992 under Common Council Resolution File Number 921293; and

Whereas, Subsequently, six of the bollards were removed from the public right-of-way; and

Whereas, S-G Northport Apartments LLC now owns the property; and

Whereas, For the liability for said bollards to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 921293 is hereby rescinded; and, be it

Further Resolved, That S-G Northport Apartments LLC, 9272 North Pelham Parkway, Milwaukee, Wisconsin 53217-1360, is hereby granted the following special privilege:

To keep and maintain three, concrete-filled bollards in the south, 24-foot wide sidewalk area of West Custer Avenue. Two of said bollards are centered approximately21.5 feet north of the southline of West Custer Avenue and 401 and 411 feet east of the eastline of North Teutonia Avenue. The third bollard is centered approximately 14 feet north of the southline of West Custer Avenue and 293 feet east of the eastline of North Teutonia Avenue. All of said bollards are 5 inches in diameter and 3 feet in height.

Said above-mentioned bollards shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said bollards shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, S-G Northport Apartments LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more

than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that it shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $35.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.
Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
August 27, 2010
091613

August 27, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 091613

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 091613, being an amendment to a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue.

S-G investments requested permission to install and maintain nine bollards in the public right-of-way in order to prevent truck traffic using loading docks on the north side of West Custer Avenue from driving over the curb and rutting the public sidewalk area on the south side of West Custer Avenue. Permission for said bollards granted in 1992 under Common Council Resolution File Number 921293. Subsequently, six of the bollards were removed from the public right-of-way. It should be noted that there is no paved public sidewalk in the south sidewalk area of West Custer Avenue.

We are not aware that the presence of said bollards has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will amend the ownership of the above special privilege, will amend the quantity of bollards of the above special privilege, and will formally allow said bollards to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachment
c: Alderman Ashanti Hamilton

PETITION FOR A SPECIAL PRIVILEGE

ccl-246 (6/09)

City of Milwaukee

SP 2515

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 1411 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee S-G NORTHPORT APTS. LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 2801 W Custer Ave
(Street Address and Zip Code)

in the 1st Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Amend CCF 921293 for change of ownership for bollards

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Mitchell M. Spector Managing Member S-G NORTHPORT APTS. LLC
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: [signature]
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: S-G NORTHPORT APTS. LLC
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 9272 N. Pelham Pkwy.

City: Milwaukee State: Wisconsin Zip: 53217-1360

Telephone: 414-352-1885 E-Mail: MSpector@wi.rr.com

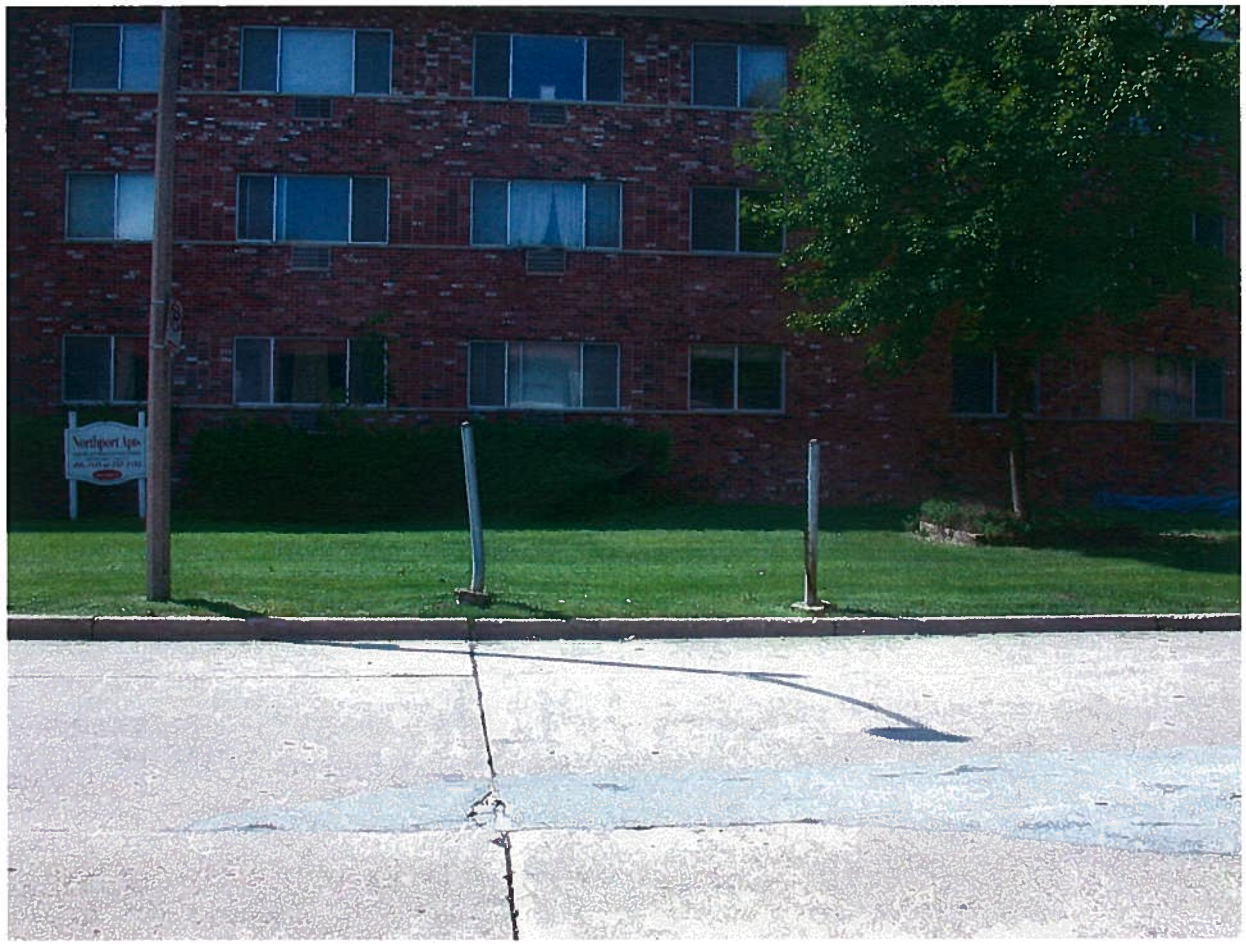
Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____



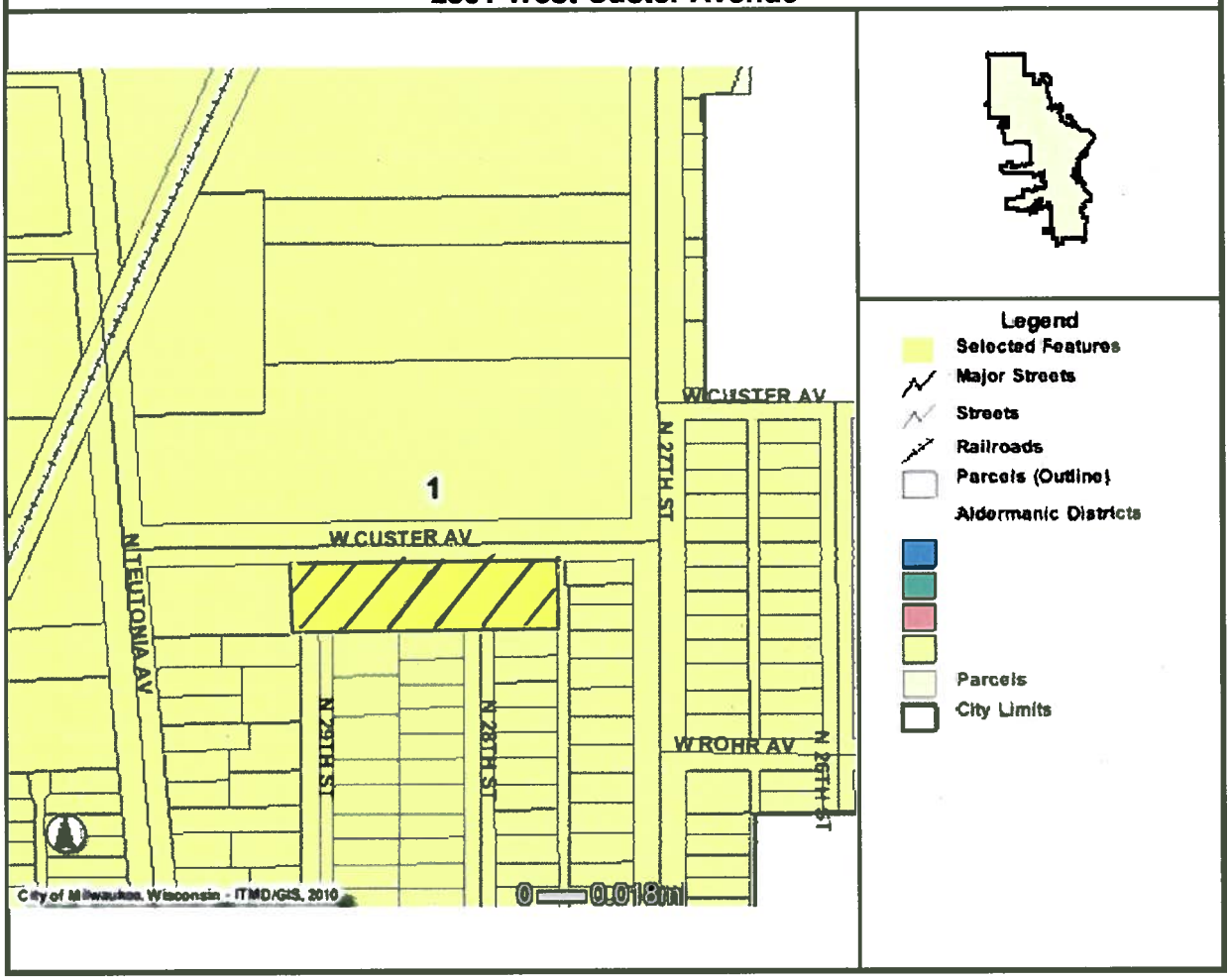
CCF 091613 2801 West Custer Avenue 8-25-2010

Looking south across Custer Avenue at two of three bollards.

CCF 091613 2801 West Custer Avenue 8-25-2010

Looking east at south side of Custer Avenue.

2801 West Custer Avenue



CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 27, 2010 **FILE NUMBER:** 091613

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to S-G Northport Apartments LLC for bollards for the premises at 2801 West Custer Avenue.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$35.00	
TOTALS				$35.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $35.00
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091613

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Hamilton	CC			

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	070173 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	5/8/2007	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue, in the 3rd Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition and Drawings, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
5/8/2007	0	COMMON COUNCIL	ASSIGNED TO		
5/9/2007	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/25/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
070173
Version
SUBSTITUTE 1
Reference
000964
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue, in the 3rd Aldermanic District.
Analysis
This resolution amends a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue.
Body
Whereas, Dos Locos LLC requested permission to keep and maintain a masonry façade and a covered walk in the public right-of-way; and

Whereas, Permission for said items was granted in 2001 under Common Council Resolution File Number 000964; and

Whereas, Subsequently, the building facade was removed from the public right-of-way; and

Whereas, A site visit revealed the presence of a ramped step projecting into the public right-of-way; and

Whereas, Said ramped step may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 000964 is hereby rescinded; and, be it

Further Resolved, That Dos Locos LLC, 2266 North Prospect Avenue, Suite 604, Milwaukee, Wisconsin 53202, is hereby granted the following special privileges:

1. To construct and maintain a ramped, concrete step projecting 1 foot 7 inches into the south sidewalk area of East North Avenue. Said 6-foot long step is centered at a point approximately 67 feet east of the eastline of North Prospect Avenue.

2. To keep and maintain an 8-foot wide covered walk at the 2207 East North Avenue entrance to the building at 2266 North Prospect Avenue. Said covered walk is centered approximately 67 feet east of the easterly line of North Prospect Avenue and projects approximately 14 feet into the 17-foot wide south sidewalk area of East North Avenue. Each leg is braced with a diagonal support that is bolted to the ground 6 inches from the leg and that is attached to the outside of each leg at a point 4 feet about the adjacent sidewalk.

Said covered walk shall generally be constructed in accordance with the policies set forth in Common Council Resolution File Number 62-1211-a, adopted July 24, 1962. The covered walk frame shall be designed and supported to withstand snow and other loads of not less than 25 pounds per square foot applied in any direction. No guy wire brackets or diagonal braces shall be permitted lower than 8 feet above the sidewalk level except as described above. The coverings shall be of approved material. All fixtures and materials for illumination of the covered walks shall be indicated on the construction plans and approved prior to installation. No sign or advertising device shall be hung from, attached to, printed or painted on any part of the covered walks. The name, street number, or character of the business may be indicated only on the vertical portion of the covering and shall not exceed 8 inches in height.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works

and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Dos Locos LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $88.75. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
August 19, 2010
070173

August 19, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 070173

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 070173, being an amendment to a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue.

Dos Locos LLC requested permission to keep and maintain a masonry façade and a covered walk in the public right-of-way and permission for said items was granted in 2001 under Common Council Resolution File Number 000964. Subsequently, the building façade was removed from the building and the public right-of-way. During a site visit, a ramped step was found to project into the public right-of-way of East North Avenue. This ramp, which appears to have been present for a number of years, is included in the attached special privilege resolution.

We are not aware that the presence of said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachment
c: Alderman Nik Kovac

ccl-246 (Rev. 5/3/06)

PETITION FOR A SPECIAL PRIVILEGE

SP 2317

APR 20 2007, 20

$250.00 Publication Fee
Must Accompany This Petition
SUBMIT PETITION IN DUPLICATE

To the Honorable, The Common Council of the City of Milwaukee:

The undersigned Dos locos, LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 2264 N. prospect 53202
(Street Address and Zip Code)

in the 3rd Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

awning System
(Here describe the privilege)

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, to furnish a bond and pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Carole Wehner
(Individual, Partner, or Agent if corporation or LLC)

Signature: [signature]

Corporation or LLC Name: Dos locos LLC
(If applicable)

Mailing Address (If different than above): 2266 N. prospect, Suite 604

City: Milw State: WI Zip: 53202

Telephone: 414-7047103 E-Mail: Carole@carolewehner.com

(OVER)

Architect/Engineer/Contractor (If Applicable)

Name: Pretschold Awning & Metalworks

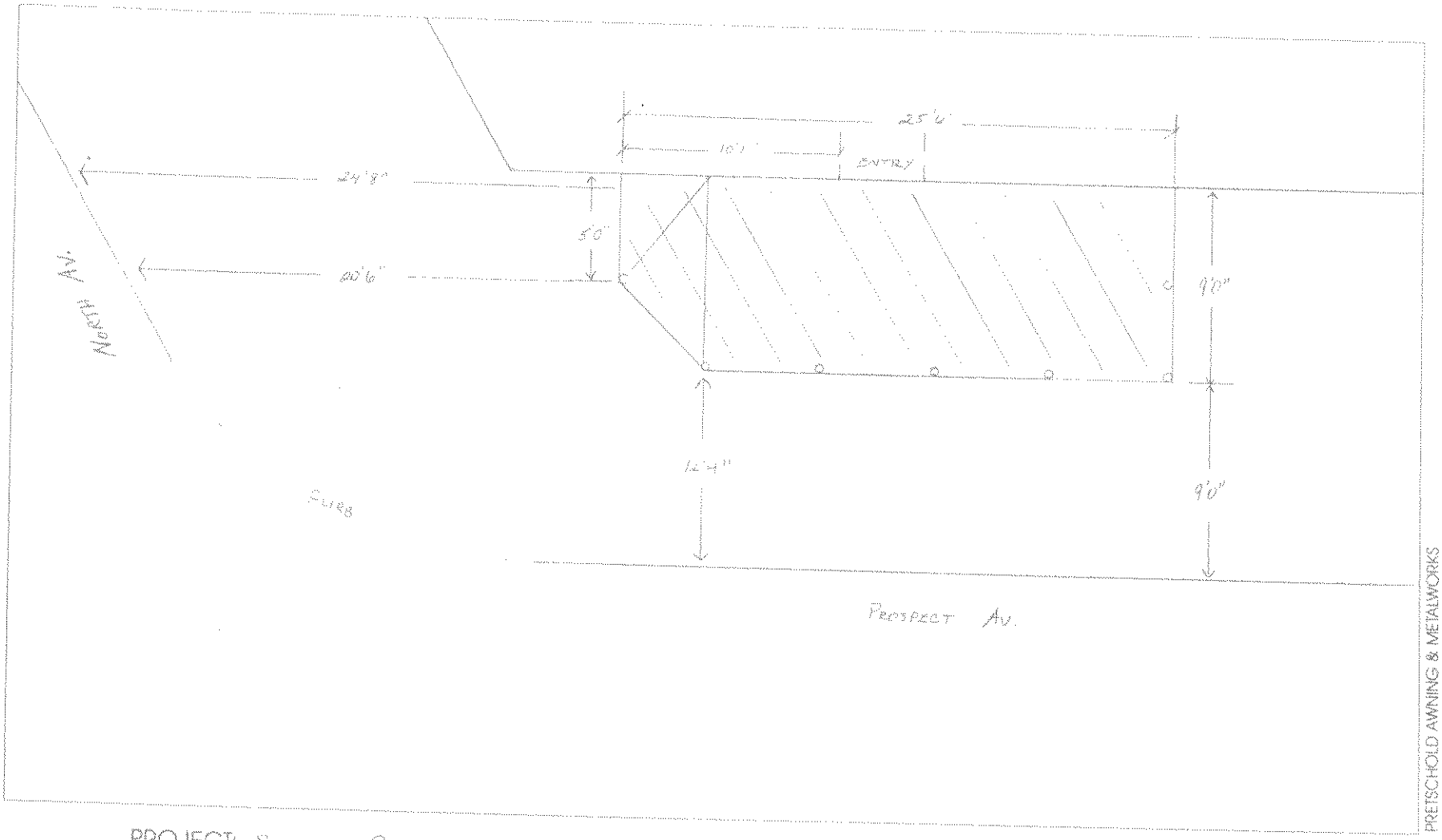
Address: 5523 W. North Ave

City: Milwaukee State: WI Zip: 53208

Telephone: 414 444 4767 E-Mail:

FILE WITH CITY CLERK LICENSE DIVISION ROOM 105, CITY HALL, 200 EAST WELLS STREET, 414-286-2238.
Make check payable to "City of Milwaukee".

CITY OF MILWAUKEE
07 APR 25 AM 11:26
RONALD D. LEONHARDT
CITY CLERK



PRETSCHOLD AWNING & METALWORKS
5523 W NORTH AVENUE
MILWAUKEE, WI 53208
414 44 4767 FAX 414 444 5680
ALL RIGHTS RESERVED

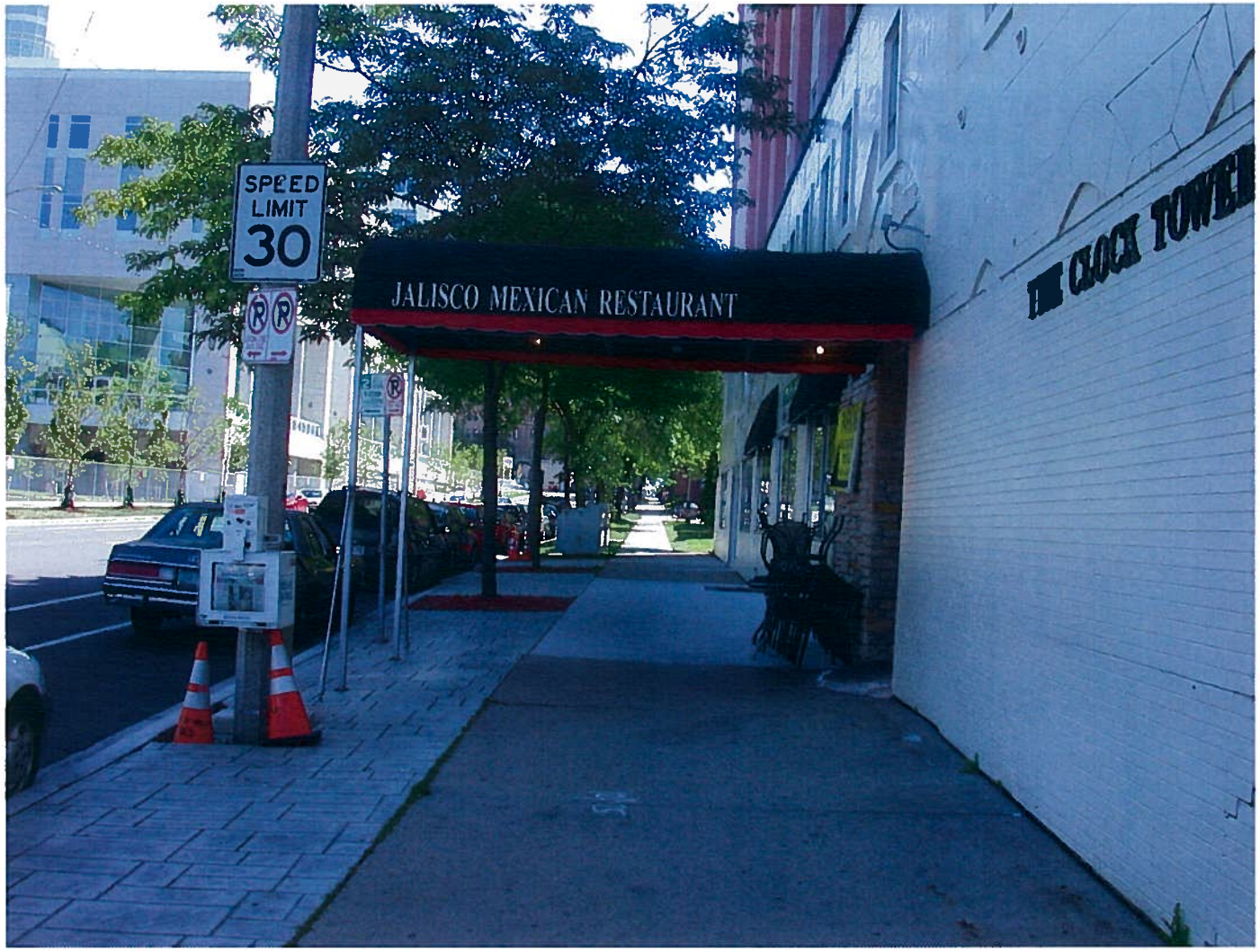
PROJECT: Suburpia - Prospect Av. DATE: 3/28/07 PAGE: E1 Part Location SCALE: 1/8" = 1'0"

PRETSCHOLD AWNING & METALWORKS
5409 W NORTH AVENUE
MILWAUKEE, WI 53208
414.444.4767 FAX: 414.444.4680
ALL RIGHTS RESERVED

PROJECT: SUBURBIA - PROSPECT AVE. DATE: 4/7/07 PAGE: S2 FRONT VIEW - WEST SCALE: 3/8" = 1'0"

PROJECT: Suburpia - Pioneer Aux DATE: 4/7/07 PAGE: E3 Side Views SCALE: 1/4" = 1'0"

PRETSCHOLD AWNING & METALWORKS
5533 W NORTH AVENUE
MILWAUKEE, WI 53208
414.444.4767 FAX 414.444.5690
ALL RIGHTS RESERVED

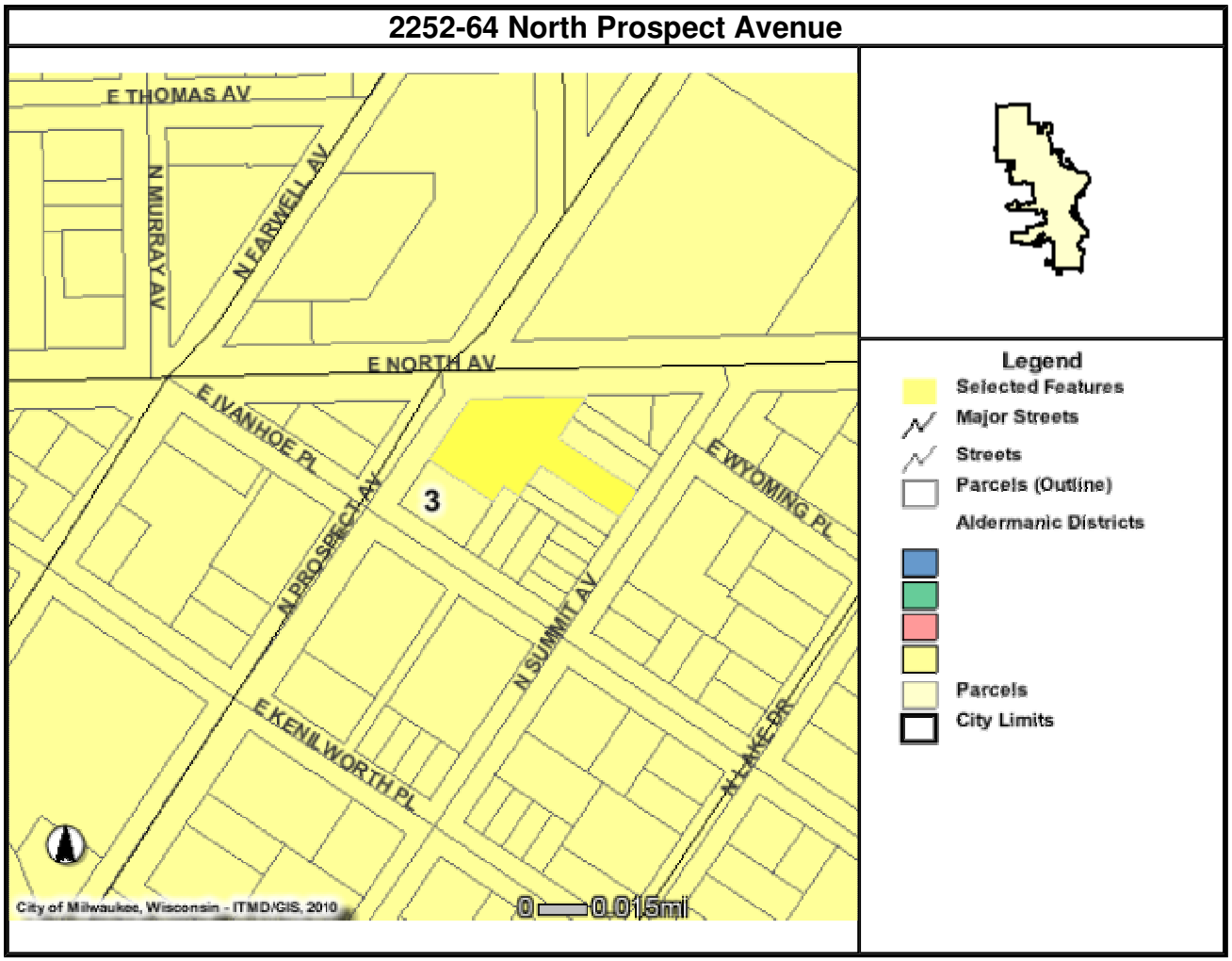


CCF 070173 2252-66 N Prospect Ave 8-18-2010

Looking east from Prospect Avenue at covered walk projecting into East North Avenue.

CCF 070173 2252-66 N Prospect Ave 8-18-2010

Looking south across East North Avenue at covered walk and ramped step in south sidewalk area.


2252-64 North Prospect Avenue
E THOMAS AV
N MURRAY AV
N FARWELL AV
E NORTH AV
E IVANHOE PL
N PROSPECT AV
3
E WYOMING PL
N SUMMIT AV
E KENILWORTH PL
N LAKE DR
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0 0.015mi
Legend
Selected Features
Major Streets
Streets
Parcels (Outline)
Aldermanic Districts
Parcels
City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 19, 2010 **FILE NUMBER:** 070173

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege to Dos Locos LLC for removal of a masonry building façade and for addition of a sloped concrete step for the premises at 2252-66 North Prospect Avenue.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$88.75	
TOTALS				$88.75	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $88.75
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 070713

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Kovac	CC			

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	090767 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	10/13/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution granting a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street, in the 3rd Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
10/13/2009	0	COMMON COUNCIL	ASSIGNED TO		
10/15/2009	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/31/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/8/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
090767
Version
SUBSTITUTE 1
Reference
Sponsor
THE CHAIR
Title
Substitute resolution granting a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street, in the 3rd Aldermanic District.
Analysis
This resolution grants a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street.
Body
Whereas, Wired Ventures Brady LLC is requesting permission to construct and maintain a barrier free access ramp projecting into the public right-of-way; and

Whereas, A site visit revealed the presence of two sets of steps projecting into the public right-of-way; and

Whereas, Said items may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Wired Ventures Brady LLC, c/o Elan Peltz, 1528 North Paulina Street, Suite 1A, Chicago, IL 60622, is hereby granted the following special privileges:

1. To construct and maintain a wooden barrier free access ramp with handrails projecting 3 feet 7 inches into the west sidewalk area of North Astor Street. Said 5-foot 8-inch wide ramp is centered approximately 23 feet north of the northline of East Brady Street.

2. To construct and maintain two sets of concrete steps projecting into the north, 13-foot wide sidewalk area of East Brady Street. The east set of steps is centered approximately 57 feet west of North Astor Street, measures 8 feet long and projects 2 feet 6 inches into the public way. The west set of steps is centered approximately 67 feet west of North Astor Street, measures 4 feet 5 inches long and projects 3 feet 4 inches into the public way.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Wired Ventures Brady LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of

Public Works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $139.13. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.
Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
August 23, 2010
090767

August 23, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 090767

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 090767, being a resolution to grant a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street.

The applicant is requesting permission to construct a portion of a barrier free access ramp in the public right-of-way. The ramp and handrails project 3 feet 7 inches into the west, variable width sidewalk area of North Astor Street at a point approximately 23 feet north of the northline of East Brady Street. It should be noted that the ramp and handrails do not project into the paved public sidewalk.

A site visit revealed the presence of two sets of steps within the north, 13-foot wide sidewalk area of East Brady Street. The east set of steps is centered approximately 57 feet west of North Astor Street, measures 8 feet long and projects 2 feet 6 inches into the public way. The west set of steps is centered approximately 67 feet west of North Astor Street, measures 4 feet 5 inches long and projects 3 feet 4 inches into the public way. It appears that these sets of steps have been present in the public right-of-way for a number of years.

We are not aware that the presence of said items will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow said items to project into the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns
Attachments
c: Alderman Nik Kovac

PETITION FOR A SPECIAL PRIVILEGE

ccl-246 (6/09)

City of Milwaukee

SP 2484

☒ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☐ **Amendment for change of ownership for Special Privilege # _____ (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

o the Honorable, The Common Council of the City of Milwaukee:

he Licensee Wired Ventures Brady LLC,
(Name of Individual, Partners, Corporation or LLC)

eing the owners of the following property known by street address as 932 E. Brady St, Milwaukee WI 53202
(Street Address and Zip Code)

the _____ Aldermanic District respectfully petition the Common Council of the City of Milwaukee according the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

lescription of Special Privilege: AT EAST END OF THE BUILDING, USE OF THE PUBLIC WA REQUESTED FOR THE INSTALLATION OF AN ACCESSIBILITY RAMP. RAMP EXTEND PROX. 4' INTO THE PUBLIC WAY. ADDITIONALLY USE OF THE PUBLIC WAY IS REQUESTED A TRASH ENCLOSURE DOORSWING AT THE SOUTHWEST CORNER OF THE B

f which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of lilwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for amages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a ertificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 odily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the rivilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon esolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all onstruction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or isturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 6.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

lame (Please Print): Elan Peltz
(Individual, Partner, or Agent if corporation or LLC as shown above)

ignature: _____
(Individual, Partner, or Agent if corporation or LLC)

orporation or LLC Name: Wired Ventures Brady LLC,
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1528 N. Paulina, 1A

City: Chicago State: IL Zip: 60622

Telephone: 414-248-7769 E-Mail: khemanong@gmail.com
773-931-6872

Architect/Engineer/Contractor (If Applicable)

Name: BRENT NORSMAN, NORSMAN ARCHITECTS, LTD.

Address: 1375 N. MILWAUKEE AVE., 2ND FL.

City: CHICAGO State: IL Zip: 60622

Telephone: 773.252.9448 E-Mail: brent@norsmanarchitects.com

CCF 090767 928-32 East Brady Street 8-18-2010

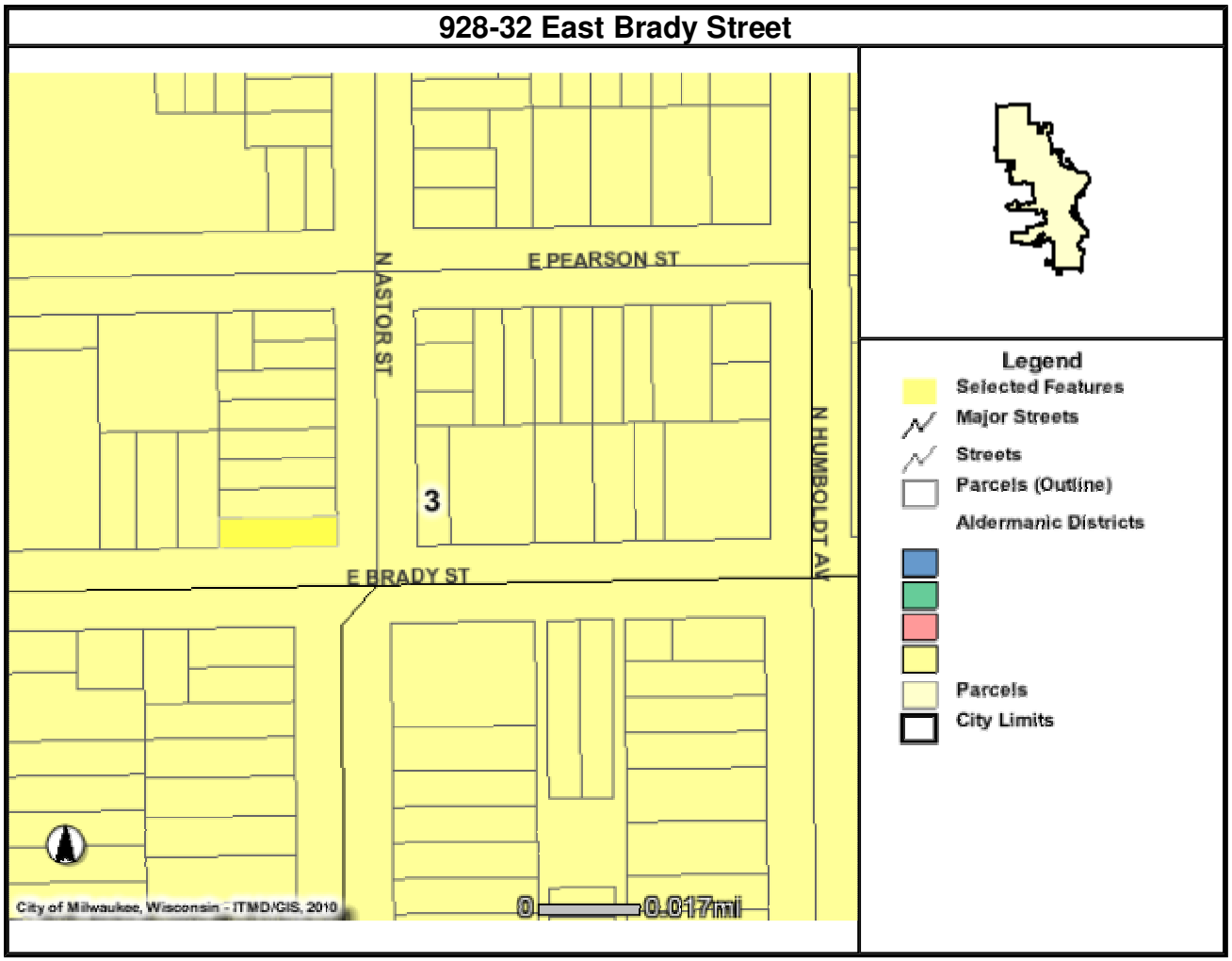
Looking south towards East Brady Street at west sidewalk area of North Astor Street.

CCF 090767 928-32 East Brady Street 8-18-2010

Looking west across North Astor Street at property.

CCF 090767 728-32 East Brady Street 8-18-10

Looking northwesterly from Brady Street curb at both sets of steps that project into the north sidewalk area of East Brady Street.


928-32 East Brady Street
E PEARSON ST
N ASTOR ST
N HUMBOLDT AV
E BRADY ST
3
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
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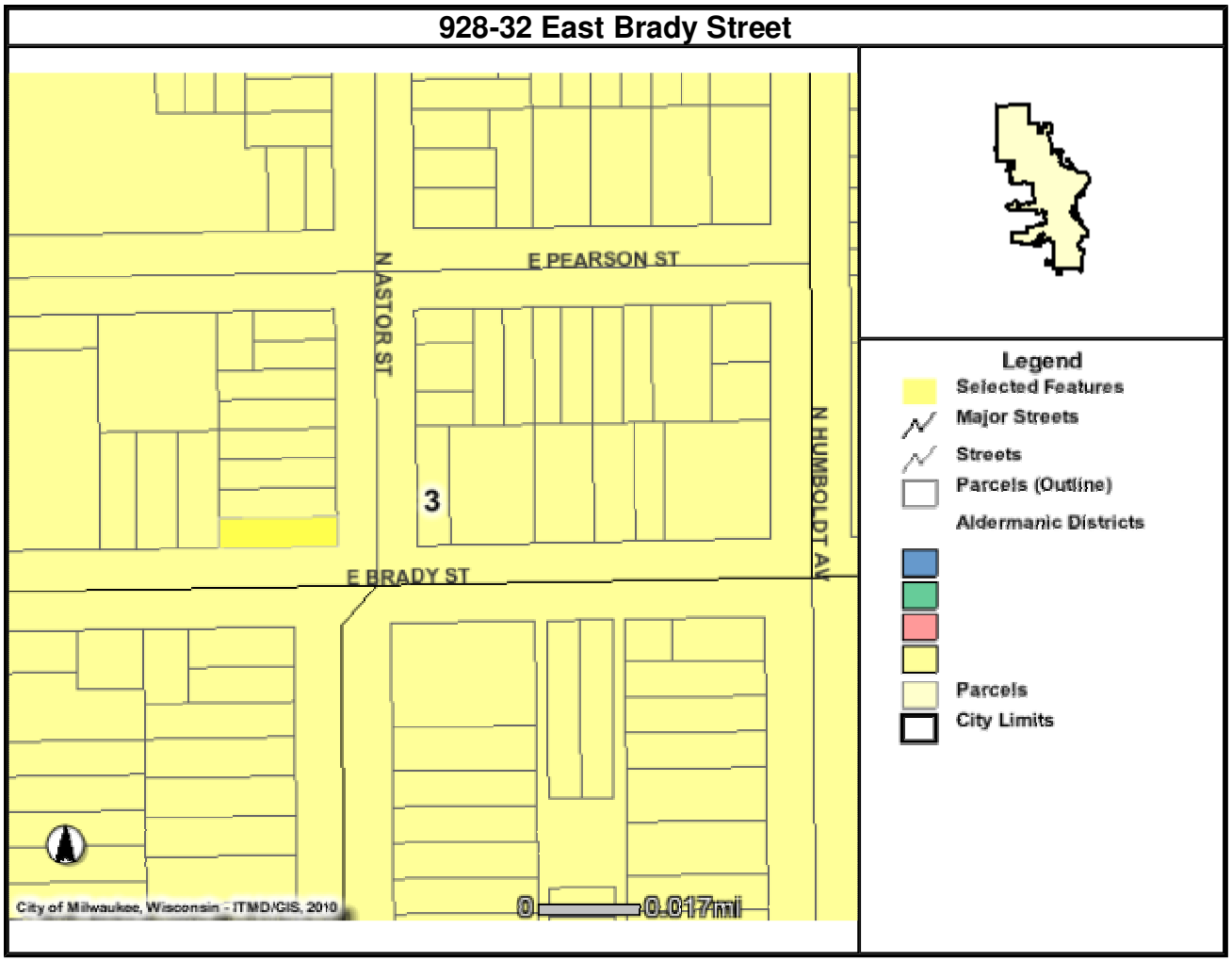
Legend
Selected Features
Major Streets
Streets
Parcels (Outline)
Aldermanic Districts
Parcels
City Limits


928-32 East Brady Street
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City of Milwaukee, Wisconsin - ITMD/GIS, 2010
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Legend
Selected Features
Major Streets
Streets
Parcels (Outline)
Aldermanic Districts
Parcels
City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 23, 2010 **FILE NUMBER:** 090767

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution granting a special privilege to Wired Ventures Brady LLC to construct and maintain a barrier free access ramp and two sets of steps in the public right-of-way for the premises at 928-32 East Brady Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$139.13	
TOTALS				$139.13	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $139.13
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

Please wait...

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	090959 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	12/1/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Milwaukee-MLK LLC for a fence with brick columns and for addition of a covered walk and private light fixtures for the premises at 2053 North Martin L. King Jr. Drive, in the 6th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Special Privilege Petition, Cover Letter, Fiscal Note, Photos, Map, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
12/1/2009	0	COMMON COUNCIL	ASSIGNED TO		
8/6/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
090959
Version
SUBSTITUTE 1
Reference
930404
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Milwaukee-MLK LLC for a fence with brick columns and for addition of a covered walk and private light fixtures for the premises at 2053 North Martin L. King Jr. Drive, in the 6th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Milwaukee-MLK LLC for a fence with brick columns and for addition of a covered walk and private light fixtures for the premises at 2053 North Martin L. King Jr. Drive.
Body
Whereas, Cornell Westmoreland requested permission to keep and maintain a fence with columns and two excess door swings to encroach into the public right-of-way; and

Whereas, Permission for said items was originally granted in 1993 under Common Council Resolution File Number 930404; and

Whereas, Subsequently, the Milwaukee Code of Ordinances was amended so that the excess door swings are now permitted in the public right-of-way; and

Whereas, A site visit revealed the presence of a covered walk and private light fixtures in the public right-of-way; and

Whereas, Said covered walk may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; and

Whereas, Milwaukee-MLK LLC now owns the property, and

Whereas, For the liability for said fence with columns to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 930404 is hereby rescinded; and, be it

Further Resolved, That Milwaukee-MLK LLC, 333 North Michigan Avenue, Suite 1700, Chicago, Illinois 60601, is hereby granted the following special privileges:

1. To keep and maintain a 4-foot tall ornamental fence with four, 6-foot tall brick columns projecting 6 feet 6 inches into the south, 20-foot wide sidewalk area of West Lloyd Street. The fence commences at a point approximately 39 feet west of the westline of North Dr. Martin L. King Jr. Drive and extends west 111 feet 6 inches.

2. To keep and maintain four private light fixtures mounted to the tops of the four brick columns of Item #1.

3. To keep and maintain a 5-foot wide covered walk projecting 13 feet into the south, 20-foot wide sidewalk area of West Lloyd Street. Said covered walk is centered approximately 88 feet west of the westline of North Dr. Martin L. King Jr. Drive. The minimal vertical clearance between the skirt of the covered walk and the sidewalk below is 8 feet.

Said covered walk shall generally be constructed in accordance with the policies set forth in Common Council Resolution

File Number 62-1211-a, adopted July 24, 1962. The covered walk frame shall be designed and supported to withstand snow and other loads of not less than 25 pounds per square foot applied in any direction. No guy wire brackets or diagonal braces shall be permitted lower than 8 feet above the sidewalk level. The coverings shall be of approved material. All fixtures and materials for illumination of the covered walks shall be indicated on the construction plans and approved prior to installation. No sign or advertising device shall be hung from, attached to, printed or painted on any part of the covered walks. The name, street number, or character of the business may be indicated only on the vertical portion of the covering and shall not exceed 8 inches in height.

Due to the distance away from of the covered walk from the curb, the grantee is not required to keep a "Loading Zone" or "No Parking" status adjacent to the covered walk as long as the covered walk occupies the public right-of-way.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Milwaukee - MLK LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $1117.79. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
July 23, 2010
090959

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 2493

☐ New application $250.00 Fee

☐ Amendment to add items to Special Privilege # _____ ($125.00 Fee)

☐ Amendment to remove items from Special Privilege # _____ (No fee)

☒ Amendment for change of ownership for Special Privilege # 1441 (No fee)

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Milwaukee - MLK, LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 2053 N Martin L King Jr Dr
(Street Address and Zip Code)

in the 6th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Amend CCF 930404 for change of ownership for a fence with brick columns and an excess door swing

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Paul A. Levy
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: _____
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Milwaukee - MLK, LLC
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 333 N. Michigan Ave., Suite 1700

City: Chicago State: IL Zip: 60601

Telephone: 312-644-1055 E-Mail: plevy@pmdchicago.com

Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

July 23, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 090959

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 090959, being an amendment to a special privilege for change of ownership for a fence with brick columns and private light fixtures and for addition of a covered walk for the premises at 2053 North Martin L. King Jr. Drive.

Cornell Westmoreland requested permission to keep and maintain a fence with columns and two excess door swings to encroach into the public right-of-way. Permission for items was granted in 1993 under Common Council Resolution File Number 930404. Subsequently, the Milwaukee Code of Ordinances was amended so that the door swings are now permitted to project into the public right-of-way. A site visit revealed the presence of a covered walk and private light fixtures in the south sidewalk area of West Lloyd Street.

We are not aware that the presence of said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will amend the ownership of the above special privilege and will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns
Attachment.
c: Alderwoman Milele Coggs

CITY OF MILWAUKEE FISCAL NOTE

A) DATE July 23, 2010 **FILE NUMBER:** 090959

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Milwaukee-MLK LLC for a fence with brick columns and for addition of a covered walk and private light fixtures for the premises at 2053 North Martin L. King Jr. Drive.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$1117.79	
TOTALS				$1117.79	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $1117.79
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

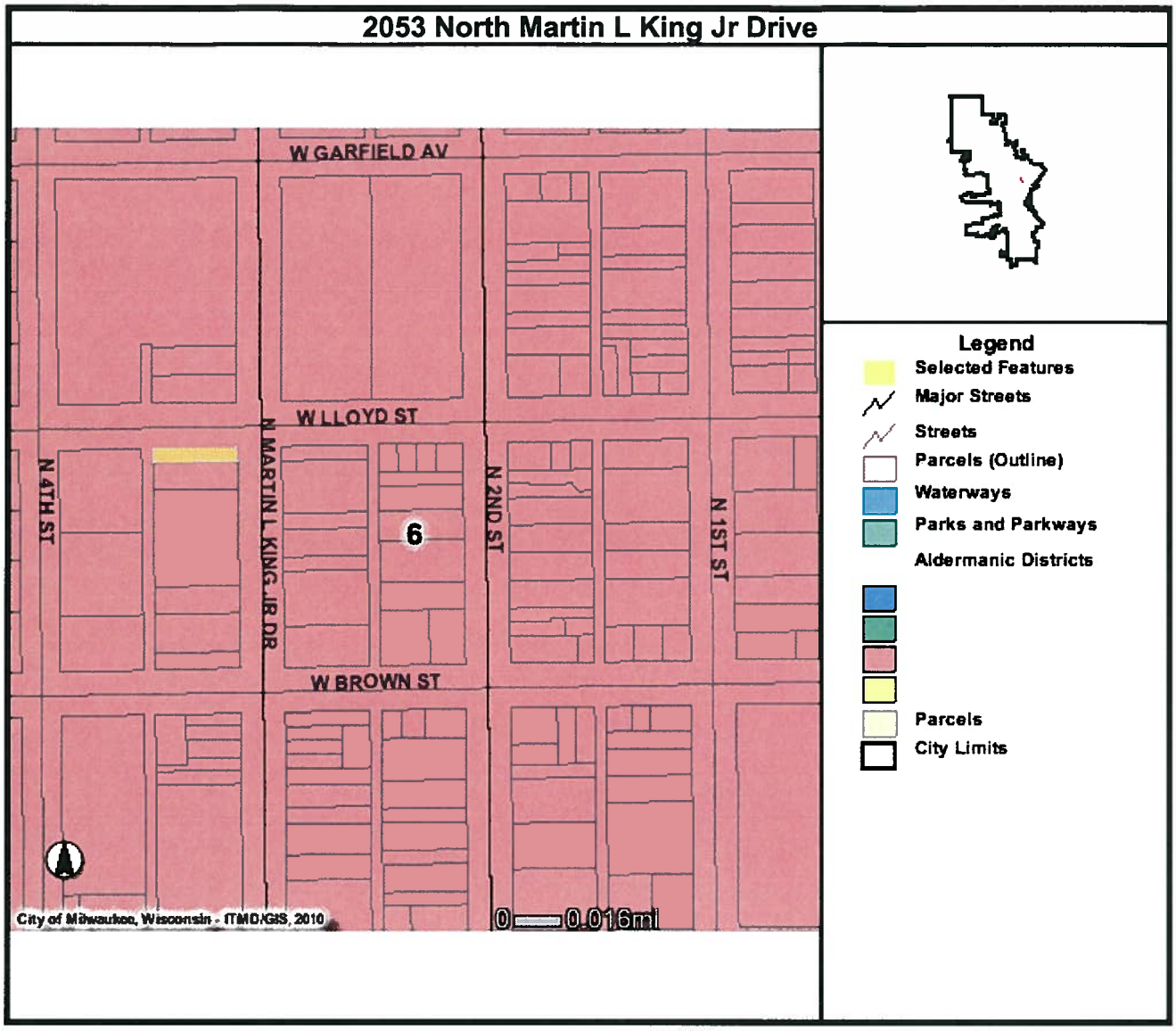
H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

CCF 090959 2053 N MLK Dr. 06-22-10
Looking E towards Dr. Martin L. King Jr. Dr.
at S sidewalk area of W Lloyd St.

CCF 090959 2053 N MLK Dr. 06-22-10
Looking SE'ly across W Lloyd St at covered walk and fence at 2053 N Dr. Martin L. King Jr. Dr.


2053 North Martin L King Jr Drive
W GARFIELD AV
W LLOYD ST
W BROWN ST
N 4TH ST
N MARTIN L KING JR DR
N 2ND ST
N 1ST ST
6
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0 0.016mi
Legend
Selected Features
Major Streets
Streets
Parcels (Outline)
Waterways
Parks and Parkways
Aldermanic Districts
Parcels
City Limits

PW FILE NUMBER: 090959

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Coggs	CC			

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091561 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	3/24/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution granting a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue, in the 6th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Special Privilege Petition and Drawing, Photos, Map, Cover Letter, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
3/24/2010	0	COMMON COUNCIL	ASSIGNED TO		
3/29/2010	0	CITY CLERK	DRAFT SUBMITTED		
3/29/2010	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/31/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
091561
Version
SUBSTITUTE 1
Reference
Sponsor
THE CHAIR
Title
Substitute resolution granting a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue, in the 6th Aldermanic District.
Analysis
This resolution grants a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue.
Body
Whereas, Lahal LLC is requesting permission to construct and maintain a concrete platform, step and handrails in the public right-of-way; and

Whereas, Said items may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Lahal LLC, 1301 West Atkinson Avenue, Milwaukee, WI 53206, is hereby granted the following special privilege:

To construct and maintain a 5-foot wide concrete platform and step projecting 2 feet into the south, 20-foot wide sidewalk area of West Atkinson Avenue. The two handrails for said platform and step are made from 1-inch square pipe; project 1 foot 3 inches into the public way; and, at the widest part , are each 2 feet long. All of said items are centered about a point approximately 10 feet west of the westline of North 13th Street.

Said above-mentioned concrete platform, step and handrails shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Lahal LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $35.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this

special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
August 24, 2010
091561

City of Milwaukee

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

SP 2514

☒ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege #_____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege #_____ (No fee)**

☐ **Amendment for change of ownership for Special Privilege #_____ (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Lahal LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1301 WEST ATKINSON AVENUE
(Street Address and Zip Code)

in the Dist-6 Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Construction of Concrete Stoop & Step with metal Handrails.

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Ms. Charanjit Kaur
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: Charanjit Kaur
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Lahal LLC
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1301 W. Atkinson Ave WI 53206

City: Milwaukee State: WI Zip: 53206

Telephone: 414-372-9740 E-Mail: –

Architect/Engineer/Contractor (If Applicable)

Name: County Development

Address: W6855 State Highway 106

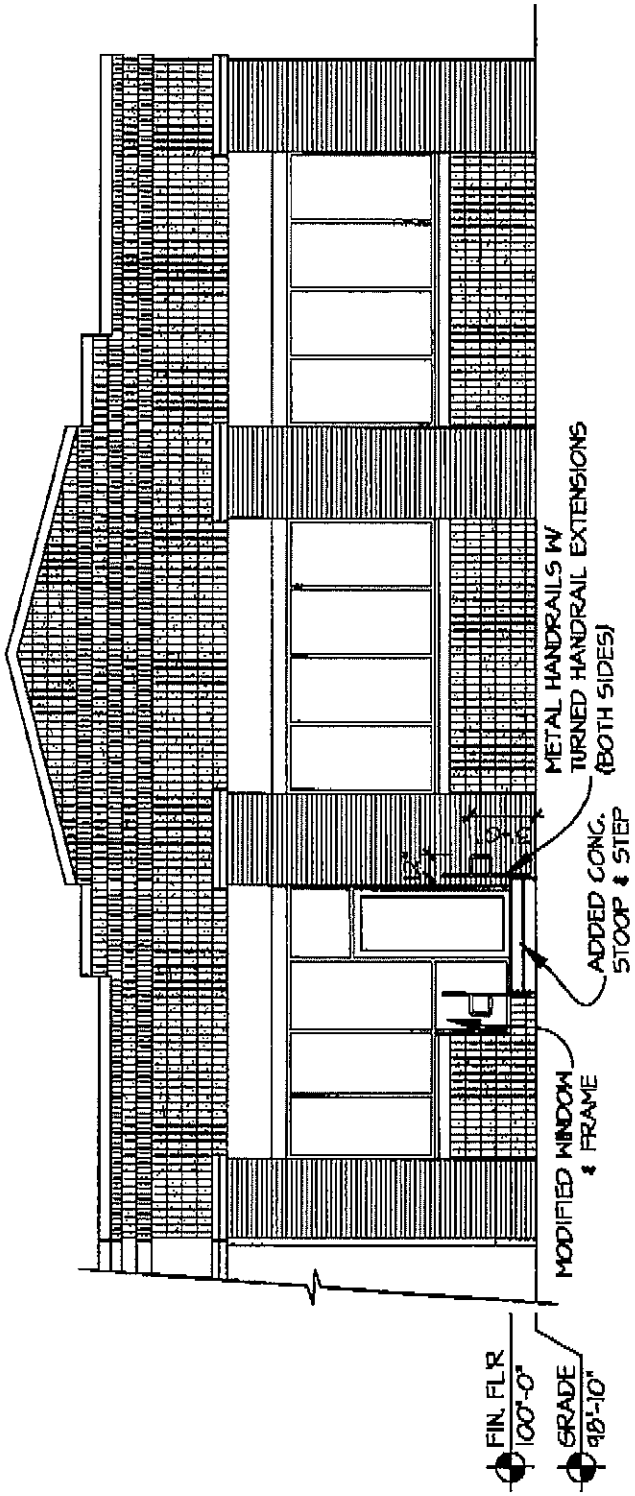
City: Fort Atkinson State: WI Zip: 53538

Telephone: 414-303-9683 E-Mail: County.Development@Yahoo.Com

PATERA LLC
Excellence in Architecture
2601 S. Sunny Slope Rd. • New Berlin, WI 53151

PROJECT NAME:	MULTI-USE DEVELOPMENT PASE II 1301 W. ATKINSON AVE. MILWAUKEE, WI 53206
DATE:	12-14-09
PROJECT NUMBER:	09-399
SHEET NUMBER:	A-3.1

REVISED 3-1-10:
- HANDRAIL EXTENSIONS TURNED 90°



1 MODIFIED NORTH ELEVATION
1/8" = 1'-0"

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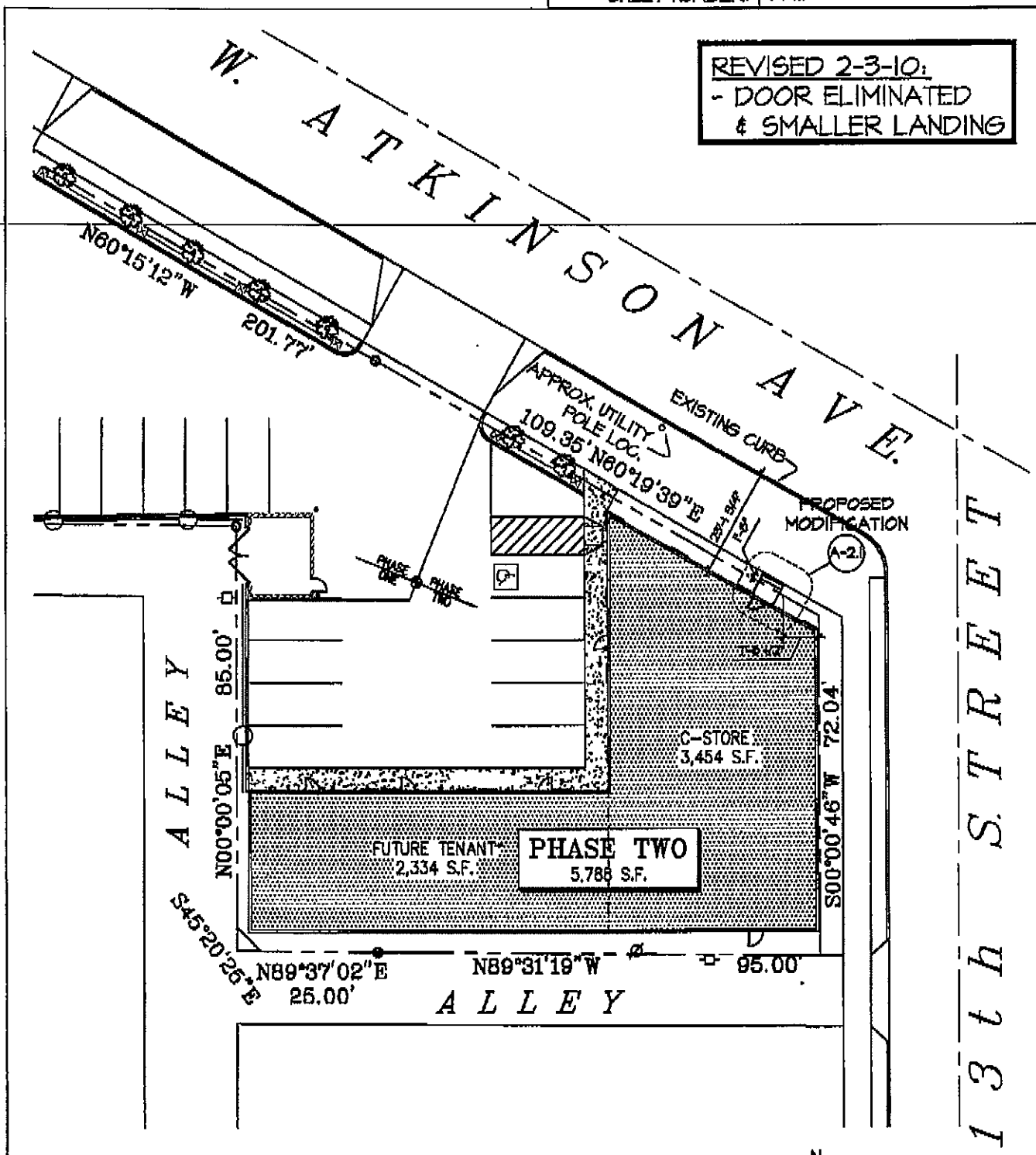
PATERA LLC
Excellence in Architecture
2601 S. Sunny Slope Rd. • New Berlin, WI 53151

PROJECT NAME:	MULTI-USE DEVELOPMENT PASE II 1501 W. ATKINSON AVE. MILWAUKEE, WI 53206
DATE:	12-14-09
PROJECT NUMBER:	09-349
SHEET NUMBER:	A-1.1

REVISED 2-3-10:
- DOOR ELIMINATED
& SMALLER LANDING



1 PARTIAL SITE PLAN
1" = 30'-0"

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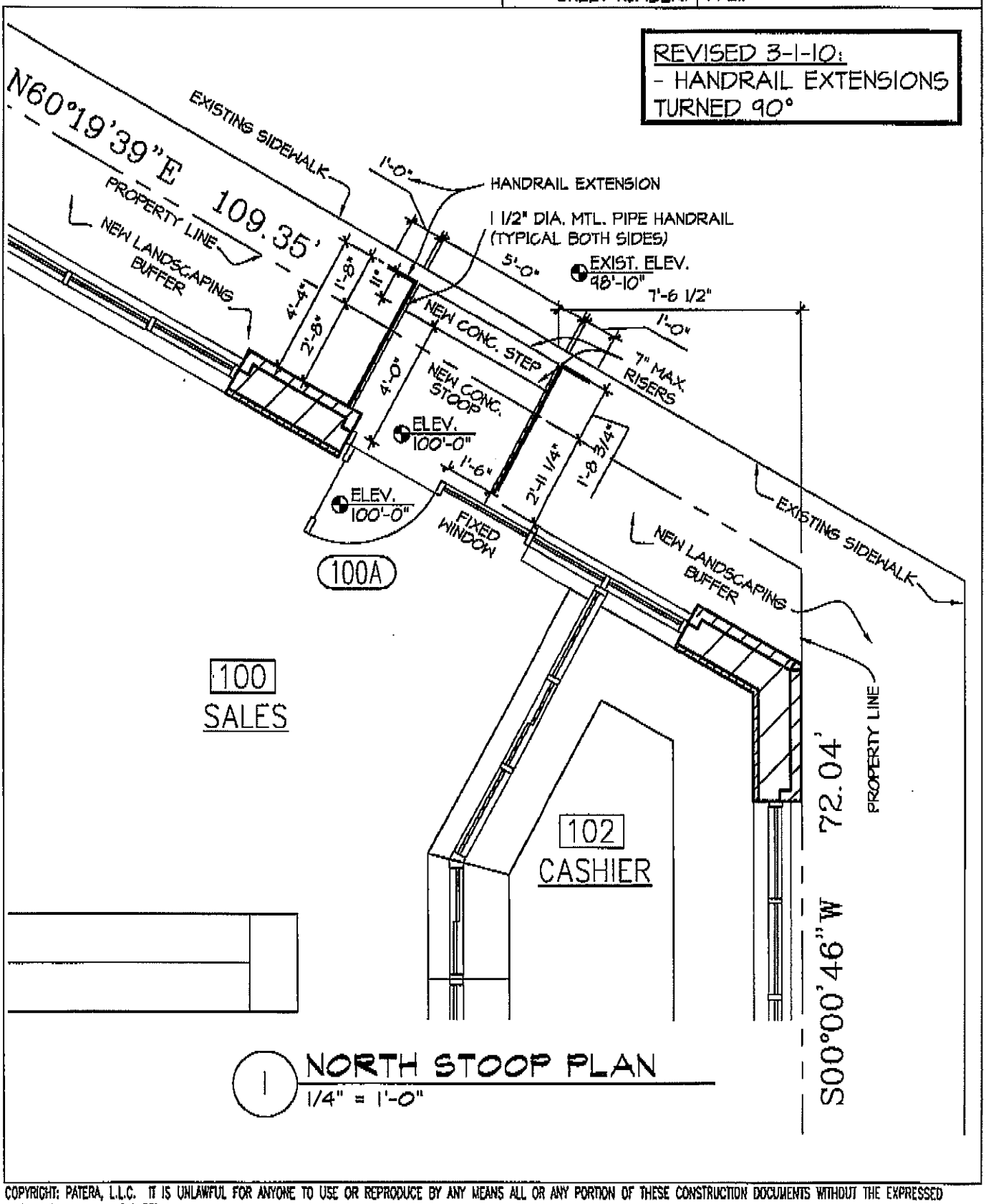
PATERA LLC
Excellence in Architecture
2601 S. Sunny Slope Rd. • New Berlin, WI 53151

PROJECT NAME:	MULTI-USE DEVELOPMENT PASE II 1301 W. ATKINSON AVE. MILWAUKEE, WI 53206
DATE:	12-14-09
PROJECT NUMBER:	09-399
SHEET NUMBER:	A-2.1

REVISED 3-1-10:
- HANDRAIL EXTENSIONS TURNED 90°



1 NORTH STOOP PLAN
1/4" = 1'-0"

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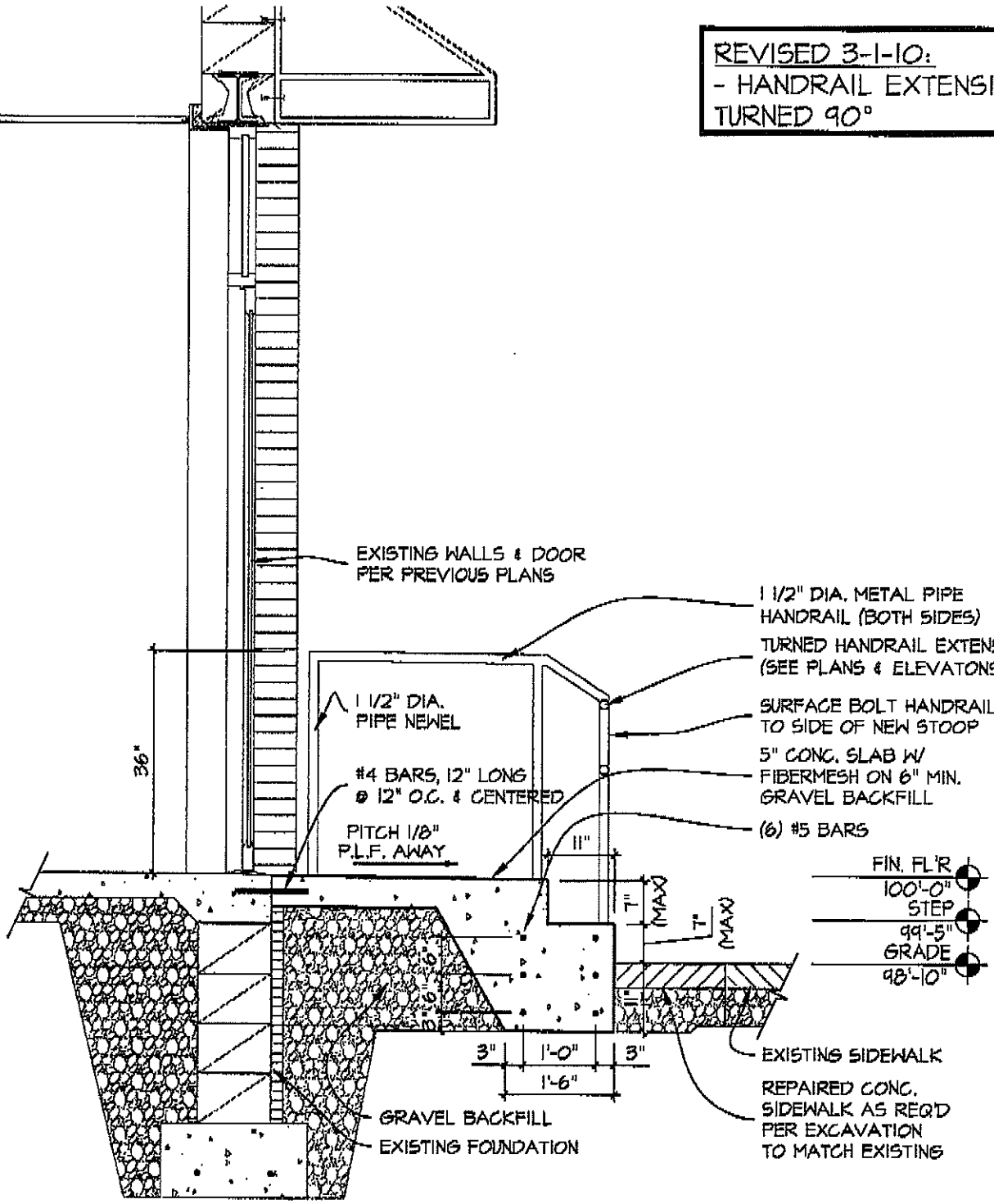
PATERA LLC
Excellence in Architecture
2601 S. Sunny Slope Rd. • New Berlin, WI 53151

PROJECT NAME:	MULTI-USE DEVELOPMENT PASE II 1301 W. ATKINSON AVE. MILWAUKEE, WI 53206
DATE:	12-14-09
PROJECT NUMBER:	09-399
SHEET NUMBER:	A-4.1

REVISED 3-1-10:
- HANDRAIL EXTENSIONS TURNED 90°



1 STOOP SECTION
1/2" = 1'-0"

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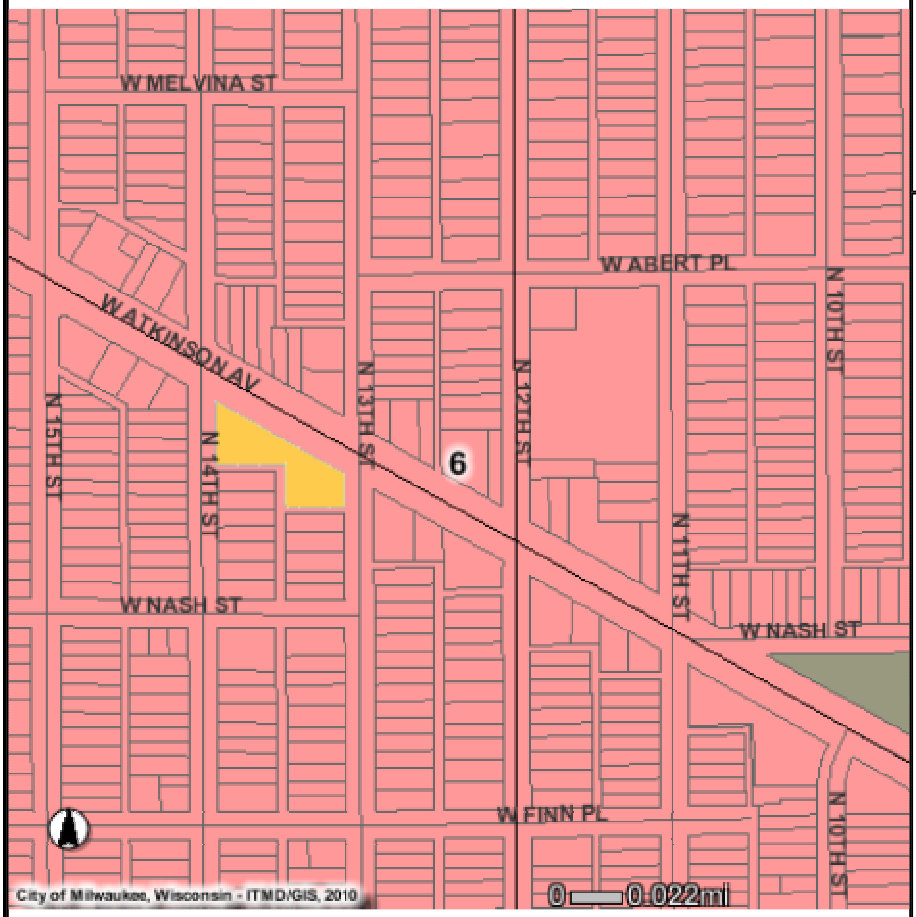
CCF 091561 1301 West Atkinson Avenue 8-23-2010
Looking westerly from North 13th Street at south sidewalk of West Atkinson Avenue.

CCF 091561 1301 West Atkinson Avenue 8-23-2010

Looking at platform, step and handrails in West Atkinson Avenue.

1301 West Atkinson Avenue



Legend

- Selected Features
- Freeways
- Major Streets
- Streets
- Parcels (Outline)
- Waterways
- Parks and Parkways
- Aldermanic Districts
- Parcels
- City Limits

August 24, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 091561

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 091561, being a resolution to grant a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue.

The applicant is requesting permission to construct and maintain a concrete platform, step and handrails in the public right-of-way. The 5-foot wide concrete platform and step project 2 feet into the south sidewalk area of West Atkinson Avenue. The handrails for the platform and step project 1 foot 3 inches into the public way and are constructed of 1-inch square steel pipe. The handrails, at the widest point, extend 2 feet from the platform and step parallel to West Atkinson Avenue. It should be noted that the platform, step and handrails do not obstruct the paved public sidewalk and, so, will have minimal effect on pedestrian traffic along West Atkinson Avenue.

We are not aware that the presence of said items will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow said items to project into the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachments
c: Alderwoman Milele Coggs

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 24, 2010 **FILE NUMBER:** 091561

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution granting a special privilege to Lahal LLC to construct and maintain a concrete platform, step and handrails in the public right-of-way for the premises at 1301 West Atkinson Avenue.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$35.00	
TOTALS				$35.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $35.00
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091561

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Coggs	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091125 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	12/22/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a security camera, non-code compliant canopy, overhead cables, underground duct package, and manhole for the premises at 136 West Greenfield Avenue, in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
12/22/2009	0	COMMON COUNCIL	ASSIGNED TO		
8/19/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
091125
Version
SUBSTITUTE 1
Reference
74-2018-b
82-1408-a
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a security camera, non-code compliant canopy, overhead cables, underground duct package, and manhole for the premises at 136 West Greenfield Avenue, in the 12th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Rockwell Automation Inc for a security camera mounted to a power pole, non-code compliant canopy, overhead cables, underground duct package, and manhole for the premises at 136 West Greenfield Avenue.
Body
Whereas, Allen-Bradley Company requested permission to keep and maintain manhole and underground duct package in the public right-of-way; and

Whereas, Permission for said items was granted in 1983 under Common Council Resolution File Number 74-2018-b; and

Whereas, Allen-Bradley Company requested permission to keep and maintain a security camera on a power pole, overhead cables, and a non-code compliant canopy in the public right-of-way; and

Whereas, Permission for said items was granted in 1983 under Common Council Resolution File Number 82-1408-a; and

Whereas, Rockwell Automation Inc. now owns the property; and

Whereas, For the liability for said items to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Numbers 74-2018-b and 82-1408-a are hereby rescinded; and, be it

Further Resolved, That Rockwell Automation Inc., 1201 South 2nd Street, Milwaukee, Wisconsin 53204, is hereby granted the following special privileges:

1. To keep and maintain a manhole in the west sidewalk area of South Barclay Street approximately 96 feet north of the northline of vacated East Lapham Street. Said manhole has approximate inside dimensions of 6 feet by 12 feet be 6.5 feet in height.

2. To keep and maintain an 18-inch by 24-inch duct package consisting of six, 4-inch diameter conduits encased in concrete. Said duct package commences at a point along the northline of vacated East Lapham Street approximately 24 feet east of the westline of South Barclay Street; then extends approximately 23 feet to the northwest to a point 10 feet east of the westline of South Barclay Street and 18 feet north of the northline of vacated East Lapham Street; and then extends north 78 feet to the manhole described in item #1 above.

3. To keep and maintain a non-code compliant concrete canopy projecting into the 10-foot wide, west sidewalk area of South 1st Street and the 8-foot wide, north sidewalk area of West Greenfield Avenue. Said canopy extends from a point 24 feet 6 inches west of the westline of South 1st Street to a point 24 feet 6 inches north of the northline of West Greenfield Avenue. Said canopy projects 7 feet 6 inches into the public right-of-way, in excess of the maximum 6 feet

allowed by Section 245-7-4 of the Milwaukee Code of Ordinances. Additionally, the canopy projection is less than 2 feet from the curbline in the north sidewalk area of West Greenfield Avenue as required by Section 245-7-4 of the Milwaukee Code of Ordinances.

4. To keep and maintain a security camera mounted to a utility pole located within the north-south alley bounded by West Greenfield Avenue, West Orchard Street, South 1st Street and South 2nd Street. Said pole is centered along the westline of the aforementioned north-south alley at a point approximately 24 feet south of the southline of West Greenfield Avenue. Said camera is mounted to the pole at a minimum elevation of 15 feet.

5. To keep and maintain two overhead cables for the aforementioned camera of item #4. Said cables commence at the power pole located in the north-south alley in the block bounded by West Greenfield Avenue, West Orchard Street, South 1st Street and South 2nd Street, which is centered along the west alley line and a point approximately 24 feet south of the southline of West Greenfield Avenue. The cables extend north to the northline of West Greenfield Avenue for a total distance of 90 feet.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Rockwell Automation Inc., shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the commissioner of public works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the commissioner of public works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $406.21. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

7. Join and continue to be a member of Digger's Hotline, the one call system that operates in the Milwaukee area, as long as there are private underground facilities in the public right-of-way as required in Section 182.0175(lm)(6) of the Wisconsin Statutes.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
August 11, 2010
091125

August 12, 2010

To the Public Works Committee

Subject: Common Council Resolution File Numbers 091125, 091126, 091127 & 091128

Dear Honorable Members:

Returned herewith is Common Council Resolution File Numbers 091125, 091126, 091127 and 091128, being amendments to special privileges for change of ownership to Rockwell Automation Inc.

Common Council Resolution File Number 091125 changes the owner to Rockwell Automation Inc. for a security camera mounted to a utility pole, a non-code compliant canopy, overhead cables, an underground duct package, and a manhole for the premises at 136 West Greenfield Avenue. Permission for the security camera, canopy and cables was granted in 1983 under Common Council Resolution File Number 82-1408-a. Permission for the manhole and duct package was granted in 1983 under Common Council Resolution File Number 74-2018-b. It should be noted that Allen-Bradley Company, which initially constructed the manhole and duct package in 1963, took back possession of these items from Grede Foundries Inc in 1983.

Common Council Resolution File Number 091126 changes the owner to Rockwell Automation Inc. for raised planters and underground conduits for the premises at 1401 South 3rd Street and 1402 South 4th Street. Permission for said items was granted in 1999 under Common Council Resolution File Number 990648. The attached special privilege resolution also grants permission for two concrete pillars to occupy the public right-of-way.

Common Council Resolution File Number 091127 changes the owner to Rockwell Automation Inc. for an access card reader and associated underground conduit encroaching into the public right-of-way for the premises at 1201 South 3rd Street. Permission for said items was granted in 1998 under Common Council Resolution File Number 980386. The attached special privilege resolution also grants permission for a bollard in the public right-of-way.

Common Council Resolution File Number 091128 changes the owner to Rockwell Automation Inc. for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street. Permission for said items was granted in 1996 under Common Council Resolution File Number 960958.

We are not aware that said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolutions, which, if adopted, will amend the ownership of the above special privileges and will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns

Attachment

c: Alderman James Witkowiak

PETITION FOR A SPECIAL PRIVILEGE

ccl-246 (6/09)

City of Milwaukee

SP 2499

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 666 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Rockwell Automation
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 136 W Greenfield Ave
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Change of ownership CCF 74-2018B for manhole and duct package

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): David M. Antonson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David M. Antonson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Rockwell Automation
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1201 South Second St.

City: Milwaukeee State: WI. Zip: 53204

Telephone: 414-382-4255 E-Mail: dmantonson@ra.rockwell.com

Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

CITY OF MILWAUKEE
2009 DEC 11 PM 3:51
RONALD D. LEONHARDT
CITY CLERK

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 2500

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 1038 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Rockwell Automation
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 136 W Greenfield Ave
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Change of ownership CCF 82-1408A for security cameras, non-code compliant canopy, and overhead cables

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): David M. Antonson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David M. Antonson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Rockwell Automation
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1201 South Second St.

City: Milwaukee State: WI. Zip: 53204

Telephone: 414-382-4255 E-Mail: dmantonson@ra.rockwell.com

Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

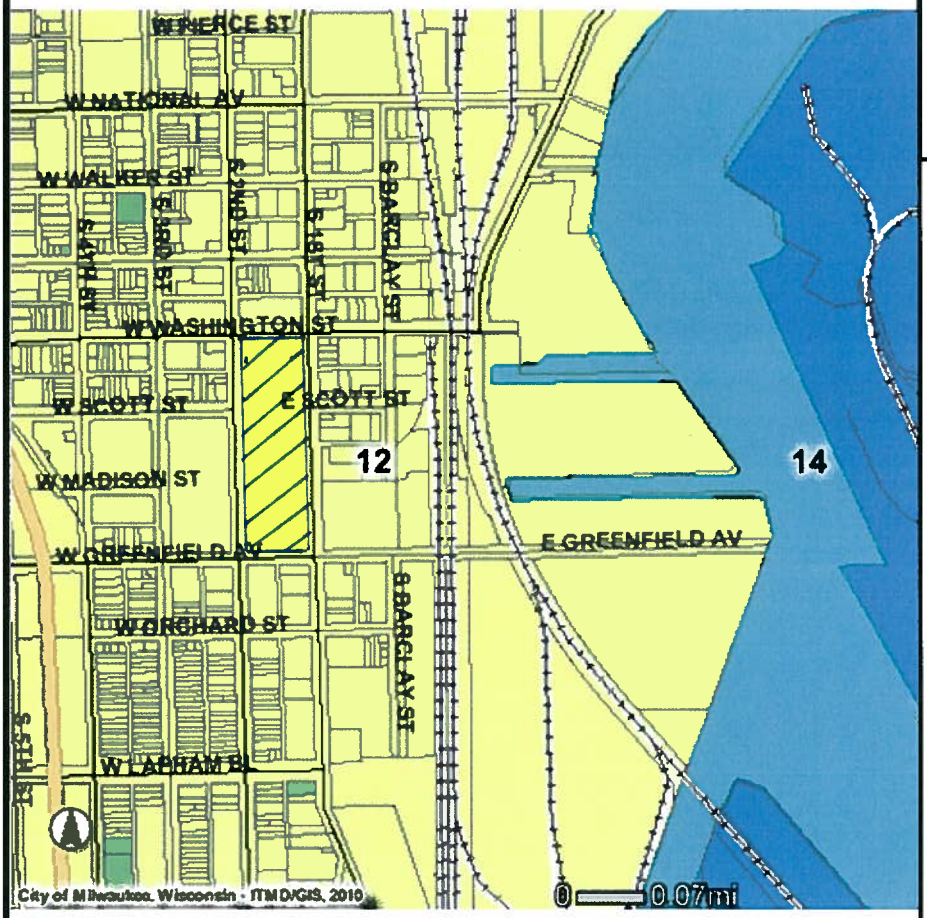
CITY OF MILWAUKEE
2009 DEC 11 PM 3:51
RONALD D. LEONHARDT
CITY CLERK

CCF 091125 136 W Greenfield Ave 7-23-10
Looking N across Greenfield Ave at non-code compliant canopy.

CCF 091125 136 W Greenfield Ave 7-23-10
Looking N towards Greenfield Ave at security camera and overhead cables for camera.

CCF 091125 136 W Greenfield Ave 7-23-10
Looking S towards vacated Lapham St at
manhole in W sidewalk of S Barclay St.

136 West Greenfield Avenue



Legend

- Selected Features
- Freeways
- Major Streets
- Streets
- Railroads
- Parcels (Outline)
- Waterways
- Parks and Parkways
- Aldermanic Districts
- Parcels
- City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 11, 2010 **FILE NUMBER:** 091125

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a security camera, non-code compliant canopy, overhead cables, underground duct package, and manhole for the premises at 136 West Greenfield Avenue.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$406.21	
TOTALS				$406.21	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $406.21
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091125

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Witkowiak	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091126 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	12/22/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for raised planters and underground conduits and for addition of two concrete pillars for the premises at 1401 South 3rd Street and 1402 South 4th Street, in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
12/22/2009	0	COMMON COUNCIL	ASSIGNED TO		
8/19/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

powered by Legistar™

Number
091126
Version
SUBSTITUTE 1
Reference
990648
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for raised planters and underground conduits and for addition of two concrete pillars for the premises at 1401 South 3rd Street and 1402 South 4th Street, in the 12th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Rockwell Automation Inc for raised planters and underground conduits and for addition of two concrete pillars for the premises at 1401 South 3rd Street and 1402 South 4th Street.
Body
Whereas, Allen-Bradley LLC requested permission to construct and maintain two raised concrete planters and underground conduits in the public right-of-way; and

Whereas, Permission for said items was granted in 1999 under Common Council Resolution File Number 990648; and

Whereas, Rockwell Automation Inc. now owns the property; and

Whereas, For the liability for said underground conduits and raised planters to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; and

Whereas, A site visit revealed the presence of two concrete pillars in the public right-of-way; and

Whereas, Said pillars may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 990648 is hereby rescinded; and, be it

Further Resolved, That Rockwell Automation Inc., 1201 South 3rd Street, Milwaukee, Wisconsin 53204, is hereby granted the following special privileges:

1. To construct and maintain two, 2-foot wide concrete pillars projecting 4 inches into the west, 20-foot wide sidewalk area of South 3rd Street. Said pillars are centered along the westline of South 3rd Street approximately 45 and 25 feet south of the southline of West Greenfield Avenue.

2. To keep and maintain a 16-foot diameter raised concrete planter projecting 7 feet 4 inches into the west, 20-foot wide sidewalk area of South 3rd Street. Said 6-inch tall planter is centered 10 feet south of the southline of West Greenfield Avenue. Approximately 22 feet 10 inches length of the 6-inch wide planter edge encroaches into the public right-of-way.

3. To keep and maintain a 16-foot diameter raised concrete planter projecting 5 feet 11 inches into the east, 18-foot wide sidewalk area of South 4th Street. Said 6-inch tall planter is centered 11 feet south of the southline of West Greenfield Avenue. Approximately 18 feet 7 inches length of the 6-inch wide planter edge encroaches into the public right-of-way.

4. To keep and maintain two, 2 ½-inch diameter conduits crossing under the north-south alley in the block bounded by West Greenfield Avenue, West Orchard Street, South 3rd Street and South 4th Street. The conduits cross the alley at points approximately 8 feet and 35 south of the southline of West Greenfield Avenue. Said conduits, which are, at minimum, 3

feet below grade, contain irrigation piping.

5. To keep and maintain two, 2 ½-inch diameter conduits crossing under the north-south alley in the block bounded by West Greenfield Avenue, West Orchard Street, South 3rd Street and South 4th Street at a point approximately 30 feet south of the southline of West Greenfield Avenue. Said conduits, which are, at minimum, 3 feet below grade, contain electrical wiring.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Rockwell Automation Inc., shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the commissioner of public works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the commissioner of public works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $81.70. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
August 12, 2010
091126

August 12, 2010

To the Public Works Committee

Subject: Common Council Resolution File Numbers 091125, 091126, 091127 & 091128

Dear Honorable Members:

Returned herewith is Common Council Resolution File Numbers 091125, 091126, 091127 and 091128, being amendments to special privileges for change of ownership to Rockwell Automation Inc.

Common Council Resolution File Number 091125 changes the owner to Rockwell Automation Inc. for a security camera mounted to a utility pole, a non-code compliant canopy, overhead cables, an underground duct package, and a manhole for the premises at 136 West Greenfield Avenue. Permission for the security camera, canopy and cables was granted in 1983 under Common Council Resolution File Number 82-1408-a. Permission for the manhole and duct package was granted in 1983 under Common Council Resolution File Number 74-2018-b. It should be noted that Allen-Bradley Company, which initially constructed the manhole and duct package in 1963, took back possession of these items from Grede Foundries Inc in 1983.

Common Council Resolution File Number 091126 changes the owner to Rockwell Automation Inc. for raised planters and underground conduits for the premises at 1401 South 3rd Street and 1402 South 4th Street. Permission for said items was granted in 1999 under Common Council Resolution File Number 990648. The attached special privilege resolution also grants permission for two concrete pillars to occupy the public right-of-way.

Common Council Resolution File Number 091127 changes the owner to Rockwell Automation Inc. for an access card reader and associated underground conduit encroaching into the public right-of-way for the premises at 1201 South 3rd Street. Permission for said items was granted in 1998 under Common Council Resolution File Number 980386. The attached special privilege resolution also grants permission for a bollard in the public right-of-way.

Common Council Resolution File Number 091128 changes the owner to Rockwell Automation Inc. for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street. Permission for said items was granted in 1996 under Common Council Resolution File Number 960958.

We are not aware that said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolutions, which, if adopted, will amend the ownership of the above special privileges and will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns

Attachment

c: Alderman James Witkowiak

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 2503

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 1865 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Rockwell Automation
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1401 S 3rd St
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Change of ownership CCF 990648 for planter beds, irrigation pipe, & electric conduits

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): David M. Antonson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David M. Antonson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Rockwell Automation
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1201 South Second St.

City: Milwaukee State: WI. Zip: 53204

Telephone: 414-382-4255 E-Mail: dmantonson@ra.rockwell.com

Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

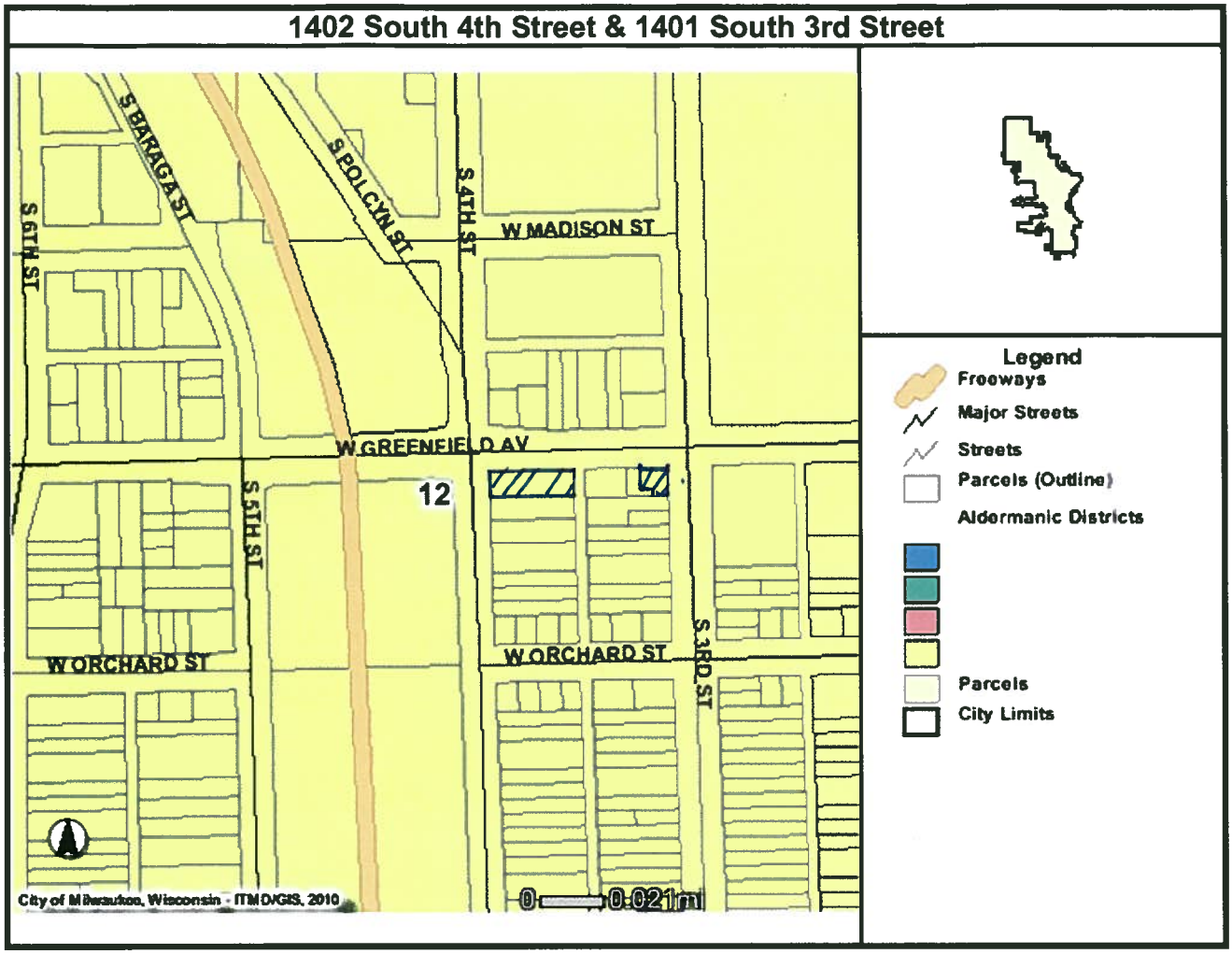
City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

CITY OF MILWAUKEE
2009 DEC 11 PM 3:51
RONALD D. LEONHARDT
CITY CLERK

CCF 091126 1402 S 4th St 8-11-10
Looking E across S 4th St at raised planter in the public right-of-way.

CCF 091126 1401 S 3rd St 8-11-10
Looking W across S 3rd St at raised planter in the public right-of-way. Note that two south pillars are also in ROW.


1402 South 4th Street & 1401 South 3rd Street
S BARAGA ST
S POLCYN ST
S 4TH ST
S 6TH ST
W MADISON ST
W GREENFIELD AV
12
S 5TH ST
W ORCHARD ST
W ORCHARD ST
S 3RD ST
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0 0.021 mi
Legend
Freeways
Major Streets
Streets
Parcels (Outline)
Aldermanic Districts
Parcels
City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 12, 2010 **FILE NUMBER:** 091126

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for raised planters and underground conduits and for addition of two concrete pillars for the premises at 1401 South 3rd Street and 1402 South 4th Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$81.70	
TOTALS				$81.70	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $81.70
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091126

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Witkowiak	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091127 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	12/22/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for an access card reader and associated underground conduit and addition of a bollard for the premises at 1201 South 3rd Street, in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photo, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
12/22/2009	0	COMMON COUNCIL	ASSIGNED TO		
8/19/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

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Number
091127
Version
SUBSTITUTE 1
Reference
980386
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for an access card reader and associated underground conduit and addition of a bollard for the premises at 1201 South 3rd Street, in the 12th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Rockwell Automation Inc for an access card reader and associated underground conduit and addition of a bollard for the premises at 1201 South 3rd Street.
Body
Whereas, Allen-Bradley Inc. requested permission to construct and maintain an access card reader and associated underground conduit for a, then new, parking garage; and

Whereas, Permission for said items was granted in 1998 under Common Council Resolution File Number 980386; and

Whereas, Rockwell Automation Inc. now owns the property; and

Whereas, For the liability for said access card reader and associated underground conduit to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; and

Whereas, A site visit revealed the presence of a bollard in the public right-of-way; and

Whereas, Said bollard may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 980386 is hereby rescinded; and, be it

Further Resolved, That Rockwell Automation Inc., 1201 South 2nd Street, Milwaukee, Wisconsin 53204, is hereby granted the following special privileges:

1. To keep and maintain an access card reader in the north sidewalk area of West Madison Street. Said card reader is centered approximately 140 feet east of the eastline of South 4th Street and 3 feet south of the northline of West Madison Street.

2. To keep and maintain underground conduit connecting the access card reader described in Item #1 to the adjacent parking garage. Said conduit is centered approximately 140 feet east of the eastline of South 4th Street. The conduit commences at the northline of West Madison Street and projects 3 feet to the south to the aforementioned access card reader.

3. To install and maintain a bollard in the north sidewalk area of West Madison Street. Said bollard is centered approximately 140 feet east of the eastline of South 4th Street and 4 feet south of the northline of West Madison Street.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed,

to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Rockwell Automation Inc., shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the commissioner of public works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the commissioner of public works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $35.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
August 10, 2010
091127

August 12, 2010

To the Public Works Committee

Subject: Common Council Resolution File Numbers 091125, 091126, 091127 & 091128

Dear Honorable Members:

Returned herewith is Common Council Resolution File Numbers 091125, 091126, 091127 and 091128, being amendments to special privileges for change of ownership to Rockwell Automation Inc.

Common Council Resolution File Number 091125 changes the owner to Rockwell Automation Inc. for a security camera mounted to a utility pole, a non-code compliant canopy, overhead cables, an underground duct package, and a manhole for the premises at 136 West Greenfield Avenue. Permission for the security camera, canopy and cables was granted in 1983 under Common Council Resolution File Number 82-1408-a. Permission for the manhole and duct package was granted in 1983 under Common Council Resolution File Number 74-2018-b. It should be noted that Allen-Bradley Company, which initially constructed the manhole and duct package in 1963, took back possession of these items from Grede Foundries Inc in 1983.

Common Council Resolution File Number 091126 changes the owner to Rockwell Automation Inc. for raised planters and underground conduits for the premises at 1401 South 3rd Street and 1402 South 4th Street. Permission for said items was granted in 1999 under Common Council Resolution File Number 990648. The attached special privilege resolution also grants permission for two concrete pillars to occupy the public right-of-way.

Common Council Resolution File Number 091127 changes the owner to Rockwell Automation Inc. for an access card reader and associated underground conduit encroaching into the public right-of-way for the premises at 1201 South 3rd Street. Permission for said items was granted in 1998 under Common Council Resolution File Number 980386. The attached special privilege resolution also grants permission for a bollard in the public right-of-way.

Common Council Resolution File Number 091128 changes the owner to Rockwell Automation Inc. for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street. Permission for said items was granted in 1996 under Common Council Resolution File Number 960958.

We are not aware that said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolutions, which, if adopted, will amend the ownership of the above special privileges and will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns

Attachment

c: Alderman James Witkowiak

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 2502

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 1778 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Rockwell Automation
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1201 S 3rd St
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Change of ownership CCF 980386 for an access card reader with guard post and association underground conduit for a parking garage

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): David M. Antonson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David M. Antonson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Rockwell Automation
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1201 South Second St.

City: Milwaukee State: WI. Zip: 53204

Telephone: 414-382-4255 E-Mail: dmantonson@ra.rockwell.com

Architect/Engineer/Contractor (If Applicable)

Name: _____

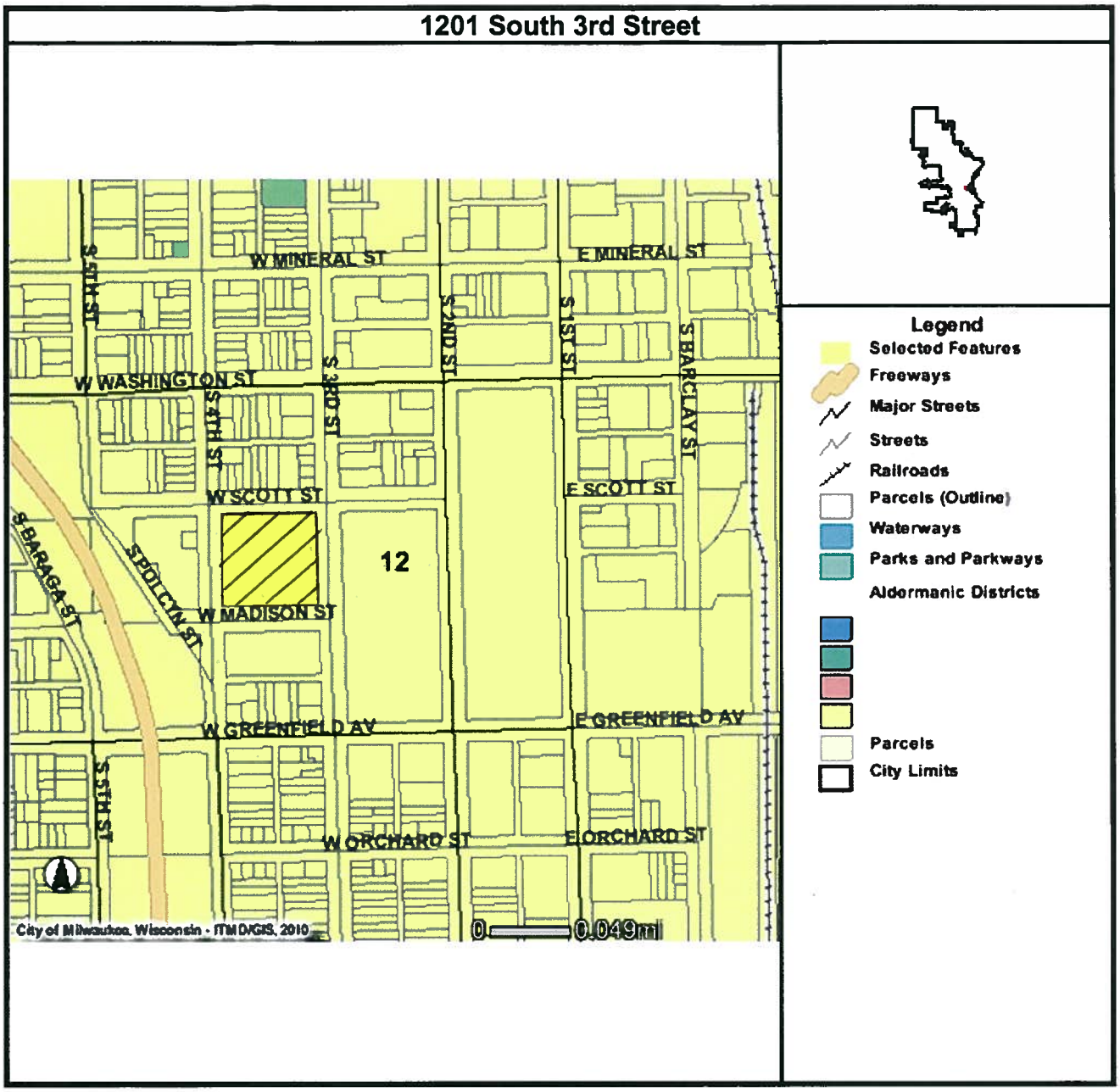
Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

CITY OF MILWAUKEE
2009 DEC 11 PM 3:51
RONALD D. LEONHARDT
CITY CLERK

CCF 091127 1201 S 3rd St 7-23-10
Looking NW'ly at access card reader
and bollard in N sidewalk area of W Madison St


1201 South 3rd Street
W MINERAL ST
E MINERAL ST
S 5TH ST
S 2ND ST
S 1ST ST
S BARCLAY ST
W WASHINGTON ST
S 4TH ST
S 3RD ST
W SCOTT ST
E SCOTT ST
S BARAGA ST
S POLICIN ST
12
W MADISON ST
W GREENFIELD AV
E GREENFIELD AV
S 5TH ST
W ORCHARD ST
E ORCHARD ST
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0
0.049mi
Legend
Selected Features
Freeways
Major Streets
Streets
Railroads
Parcels (Outline)
Waterways
Parks and Parkways
Aldermanic Districts
Parcels
City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 10, 2010 **FILE NUMBER:** 091127

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for an access card reader and associated underground conduit and addition of a bollard for the premises at 1201 South 3rd Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$35.00	
TOTALS				$35.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $35.00
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091127

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Witkowiak	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091128 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	12/22/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street, in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Map, Excavation and Restoration Permit, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
12/22/2009	0	COMMON COUNCIL	ASSIGNED TO		
8/19/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
091128
Version
SUBSTITUTE 1
Reference
960958
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street, in the 12th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Rockwell Automation Inc for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street.
Body
Whereas, Allen-Bradley Company requested permission to construct and maintain water pipes and an underground electrical duct package in the public right-of-way; and

Whereas, Permission for said items was granted in 1996 under Common Council Resolution File Number 960958; and

Whereas, Rockwell Automation Inc. now owns the property; and

Whereas, For the liability for said items to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 960958 is hereby rescinded; and, be it

Further Resolved, That Rockwell Automation Inc., 1201 South 2nd Street, Milwaukee, Wisconsin 53204, is hereby granted the following special privileges:

1. To keep and maintain a concrete encased duct package containing four electrical conduits. Said duct package commences at the eastline of South 2nd Street at a point approximately 250 feet south of the southline of West Washington Street; then extends 130 feet to the southwest to a point 17 feet west of the westline of South 2nd Street and 40 feet north of the southline of West Scott Street; and then extends south to the southline of West Scott Street for a total distance of 168 feet. Said duct package is 1 foot tall, 2 feet wide and a minimum of 3 feet 6 inches below grade.

2. To keep and maintain two, 18-inch diameter ductile iron water pipes. Said water pipes commence at the eastline of South 2nd Street at a point approximately 250 feet south of the southline of West Washington Street; then extend 130 feet to the southwest to a point 17 feet west of the westline of South 2nd Street and 40 feet north of the southline of West Scott Street; and then extend south to the southline of West Scott Street for a total distance of 168 feet. Said water pipes are a minimum of 9 feet below grade.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the

grantee, Rockwell Automation Inc., shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the commissioner of public works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the commissioner of public works.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $1008.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

7. Join and continue to be a member of Digger's Hotline, the one call system that operates in the Milwaukee area, as long as there are private underground facilities in the public right-of-way as required in Section 182.0175(lm)(6) of the Wisconsin Statutes.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL:ns
August 11, 2010
091128

August 12, 2010

To the Public Works Committee

Subject: Common Council Resolution File Numbers 091125, 091126, 091127 & 091128

Dear Honorable Members:

Returned herewith is Common Council Resolution File Numbers 091125, 091126, 091127 and 091128, being amendments to special privileges for change of ownership to Rockwell Automation Inc.

Common Council Resolution File Number 091125 changes the owner to Rockwell Automation Inc. for a security camera mounted to a utility pole, a non-code compliant canopy, overhead cables, an underground duct package, and a manhole for the premises at 136 West Greenfield Avenue. Permission for the security camera, canopy and cables was granted in 1983 under Common Council Resolution File Number 82-1408-a. Permission for the manhole and duct package was granted in 1983 under Common Council Resolution File Number 74-2018-b. It should be noted that Allen-Bradley Company, which initially constructed the manhole and duct package in 1963, took back possession of these items from Grede Foundries Inc in 1983.

Common Council Resolution File Number 091126 changes the owner to Rockwell Automation Inc. for raised planters and underground conduits for the premises at 1401 South 3rd Street and 1402 South 4th Street. Permission for said items was granted in 1999 under Common Council Resolution File Number 990648. The attached special privilege resolution also grants permission for two concrete pillars to occupy the public right-of-way.

Common Council Resolution File Number 091127 changes the owner to Rockwell Automation Inc. for an access card reader and associated underground conduit encroaching into the public right-of-way for the premises at 1201 South 3rd Street. Permission for said items was granted in 1998 under Common Council Resolution File Number 980386. The attached special privilege resolution also grants permission for a bollard in the public right-of-way.

Common Council Resolution File Number 091128 changes the owner to Rockwell Automation Inc. for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street. Permission for said items was granted in 1996 under Common Council Resolution File Number 960958.

We are not aware that said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolutions, which, if adopted, will amend the ownership of the above special privileges and will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL:ns

Attachment

c: Alderman James Witkowiak

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 2501

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 1635 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Rockwell Automation
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1201 S 2nd St
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Change of ownership CCF 960958 for underground electrical duct package and water pipes

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): David M. Antonson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David M. Antonson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Rockwell Automation
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 1201 South Second St.

City: Milwaukee State: WI. Zip: 53204

Telephone: 414-382-4255 E-Mail: dmantonson@ra.rockwell.com

Architect/Engineer/Contractor (If Applicable)

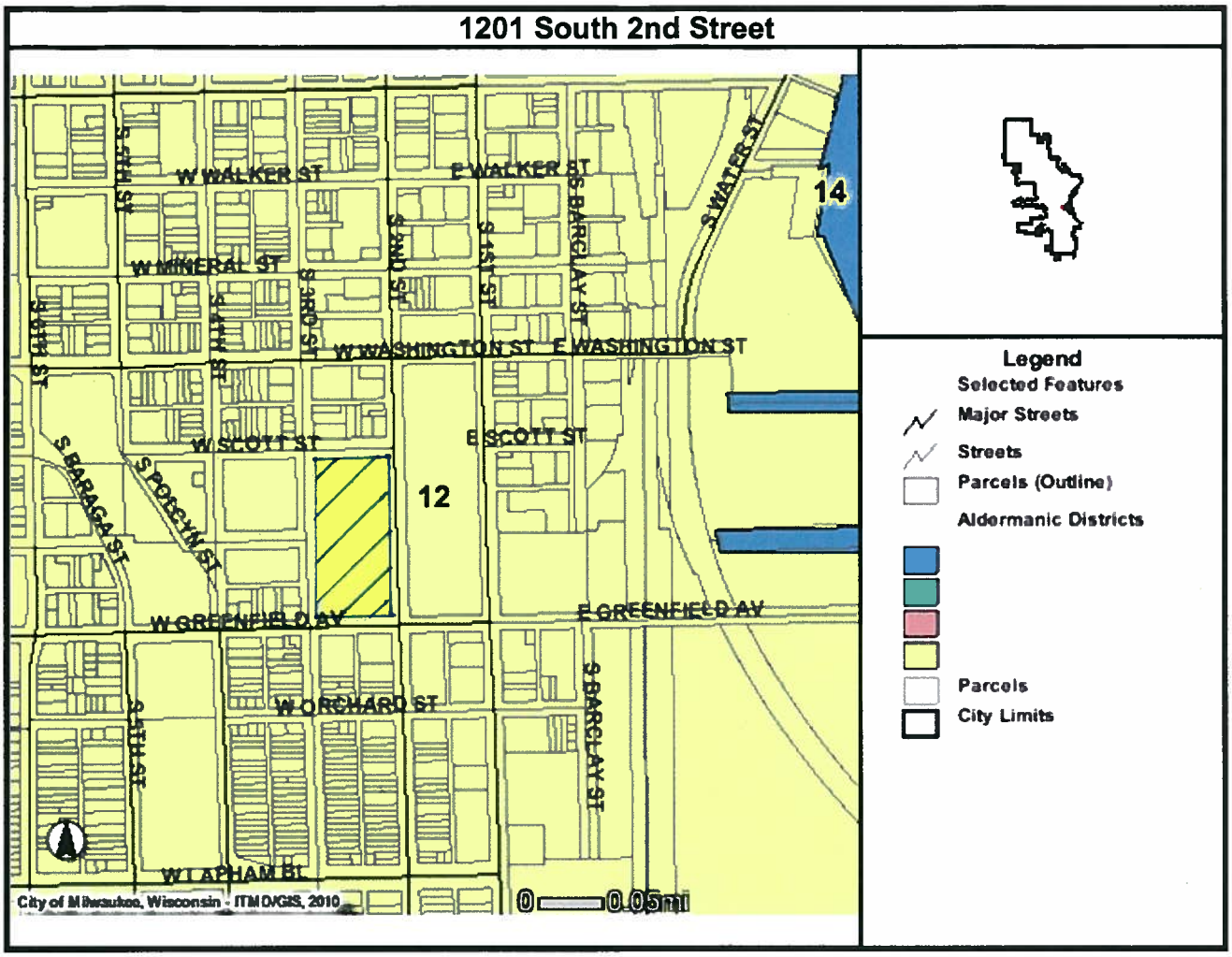
Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

CITY OF MILWAUKEE
2009 DEC 11 PM 3:51
RONALD D. LEONHARDT
CITY CLERK

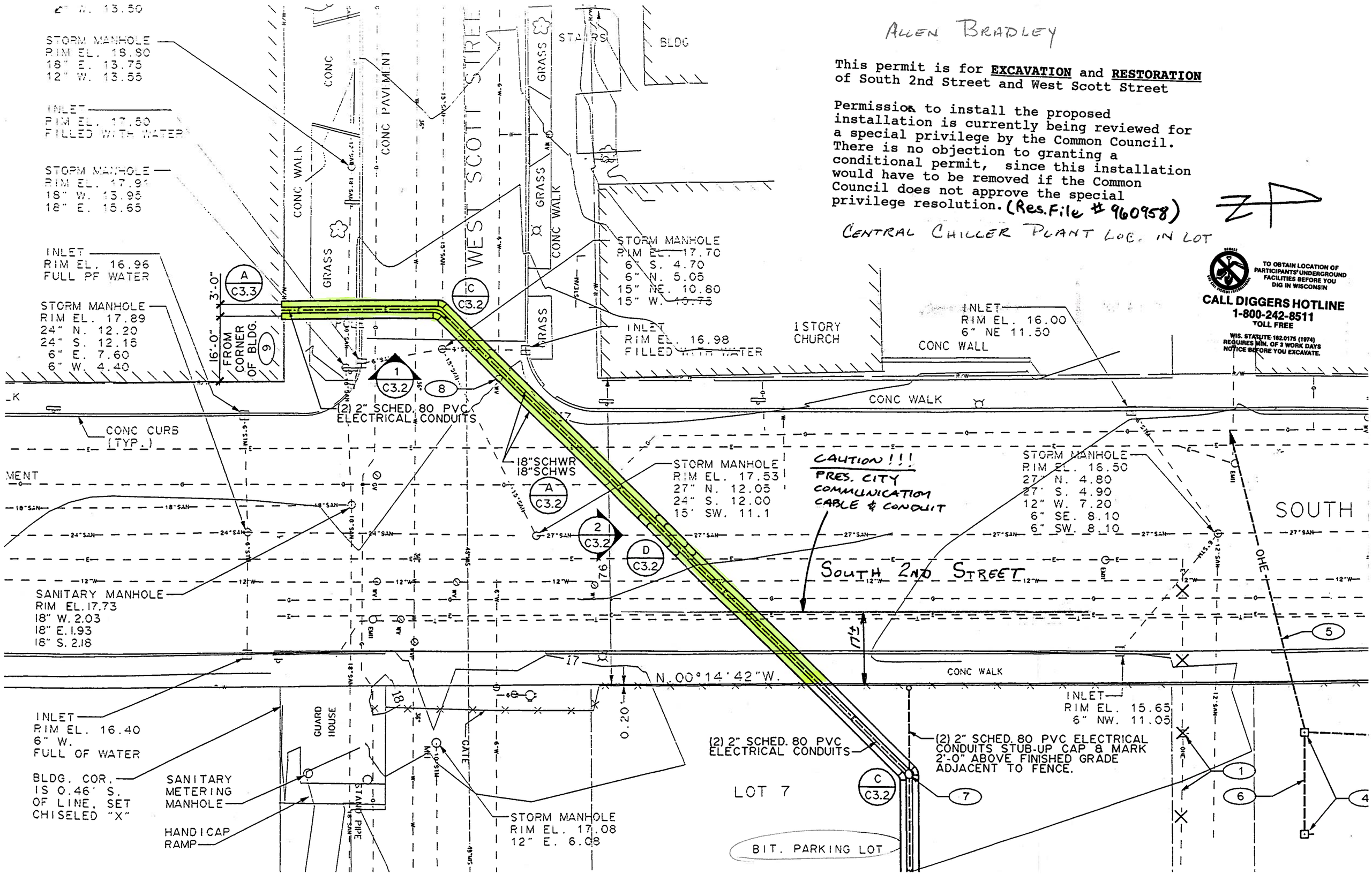

1201 South 2nd Street
W WALKER ST
E WALKER ST
W MINERAL ST
W WASHINGTON ST
E WASHINGTON ST
W SCOTT ST
E SCOTT ST
W GREENFIELD AV
E GREENFIELD AV
W ORCHARD ST
W LAPHAM BL
S 6TH ST
S 5TH ST
S 4TH ST
S 3RD ST
S 2ND ST
S 1ST ST
S BARCLAY ST
S WATER ST
S BARAGA ST
S POSEYN ST
12
14
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0 0.05mi
Legend
Selected Features
Major Streets
Streets
Parcels (Outline)
Aldermanic Districts
Parcels
City Limits

ALLEN BRADLEY

This permit is for **EXCAVATION** and **RESTORATION** of South 2nd Street and West Scott Street

Permission to install the proposed installation is currently being reviewed for a special privilege by the Common Council. There is no objection to granting a conditional permit, since this installation would have to be removed if the Common Council does not approve the special privilege resolution. (Res. File # 960958)

CENTRAL CHILLER PLANT LOC. IN LOT



CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 11, 2010 **FILE NUMBER:** 091128

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Rockwell Automation Inc for a private underground electrical duct package and water pipes in the public right-of-way for the premises at 1201 South 2nd Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:

- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:

- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$1008.00	
TOTALS				$1008.00	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $1008.00
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091128

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Witkowiak	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091237 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	1/20/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution granting a special privilege to Wayne Hickson to construct a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place, in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Petition and Drawing, Additional Drawings, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
1/20/2010	0	COMMON COUNCIL	ASSIGNED TO		
1/22/2010	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/20/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
091237
Version
SUBSTITUTE 1
Reference
Sponsor
THE CHAIR
Title
Substitute resolution granting a special privilege to Wayne Hickson to construct a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place, in the 12th Aldermanic District.
Analysis
This resolution grants a special privilege to Wayne Hickson to construct and maintain a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place.
Body
Whereas, Wayne Hickson is requesting permission to construct and maintain a barrier free access ramp projecting into the public right-of-way; and

Whereas, Said barrier free access ramp may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Wayne Hickson, 2400 South 9th Place, Milwaukee, Wisconsin 53215, is hereby granted the following special privilege:

To construct and maintain a concrete barrier free access ramp with platform and handrail projecting 4 feet into the south 15-foot wide sidewalk area of West Hayes Avenue. Said ramp and platform commence at the eastline of South 9th Place and extend east 35 feet 5 inches. At its tallest, the platform and ramp are approximately 32 inches above grade. The entire structure is supported by a concrete footing 36 inches below grade.

Said above-mentioned ramp shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said ramp shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Wayne Hickson, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $175.36. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works

and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.
Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
August 5, 2010
091237

August 5, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 091237

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 091237, being a resolution to grant a special privilege to Wayne Hickson to construct and maintain a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place.

The applicant is in the process of converting a residential property into a commercial daycare facility for infants and toddlers. As part of the conversion and as required to operate this type of facility, Mr. Hickson is requesting permission to construct and maintain a barrier free access ramp. Said owner obtained a Department of Public Works Permit to construct the ramp, which projects 4 feet into the south, 15-foot wide sidewalk area of West Hayes Avenue. The ramp, which is topped by a 3-foot tall handrail, commences at the eastline of South 9th Place and extends east 35 feet 5 inches.

We are not aware that the presence of said barrier free access ramp will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow said ramp to project into the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachments
c: Alderman James Witkowiak

City of Milwaukee

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

SP 2506

☒ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☐ **Amendment for change of ownership for Special Privilege # _____ (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Wayne W Hickson
(Name of individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 2400 S 9th Pl Milw Wi 53215
(Street Address and Zip Code)

in the 12th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: NEED APROX. 3½' WIDE x 30' LONG, AREA TO PROVIDE A H.C. RAMP BETWEEN THE SIDEWALK & EXIST'G BUILDING.

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Wayne W Hickson
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: Wayne W Hickson
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: _____
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): _____

City: Milwaukee State: Wisconsin Zip: 53215

Telephone: (414)324-3758 E-Mail: Waynewizdom@msn.com

Architect/Engineer/Contractor (If Applicable)

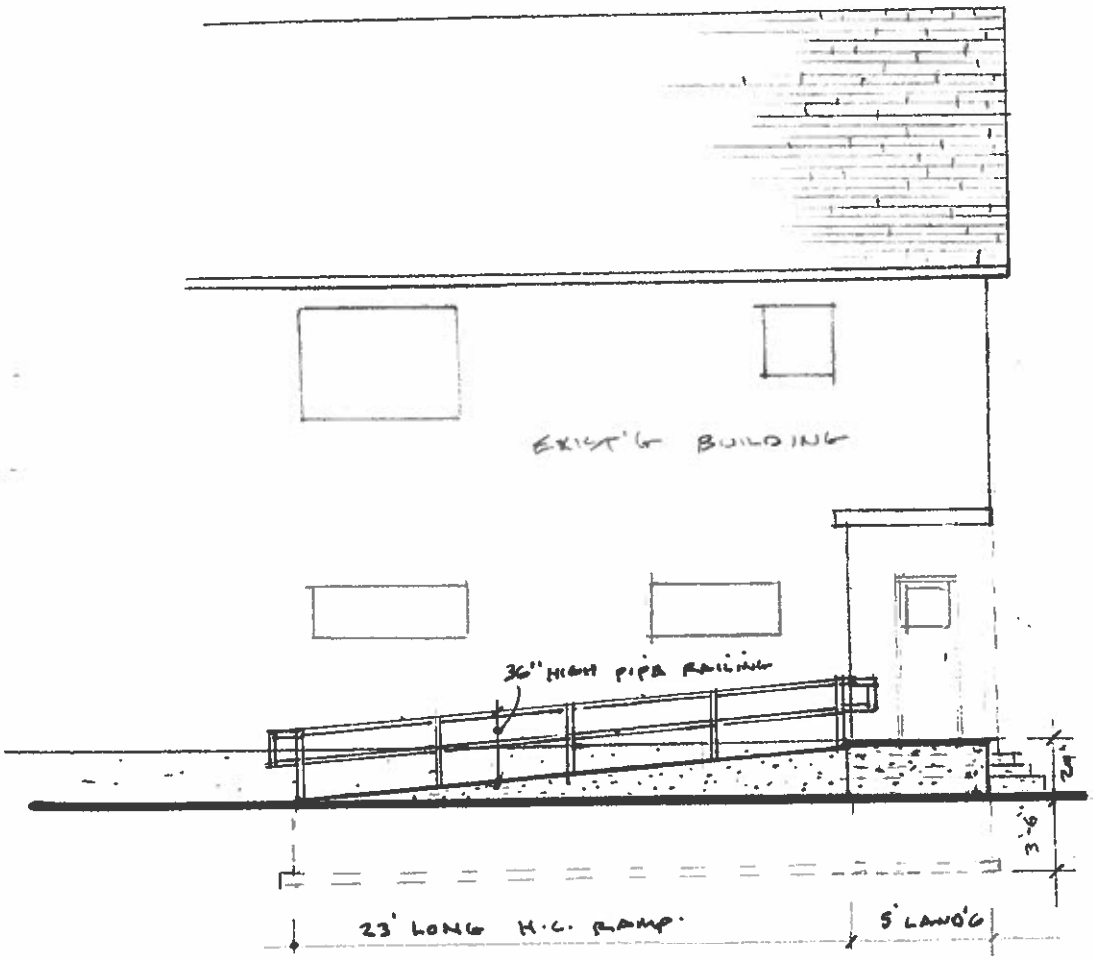
Name: GERALD J. HOLASEK

Address: 4958 S. 20 STREET

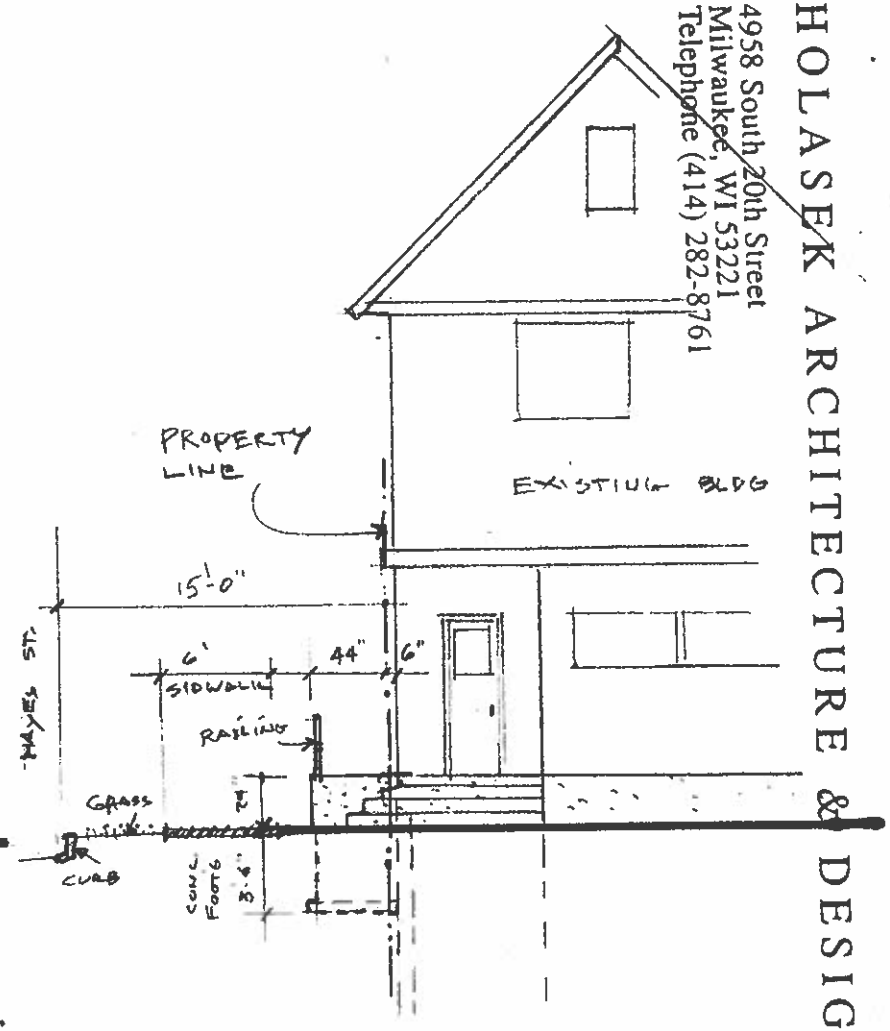
City: MILWAUKEE State: WISCONSIN Zip: 53221

Telephone: 403·8761-CELL E-Mail: GREAT RKTEK @ AOL.COM

HOLASEK ARCHITECTURE & DESIGN
4958 South 20th Street
Milwaukee, WI 53221
Telephone (414) 282-8761



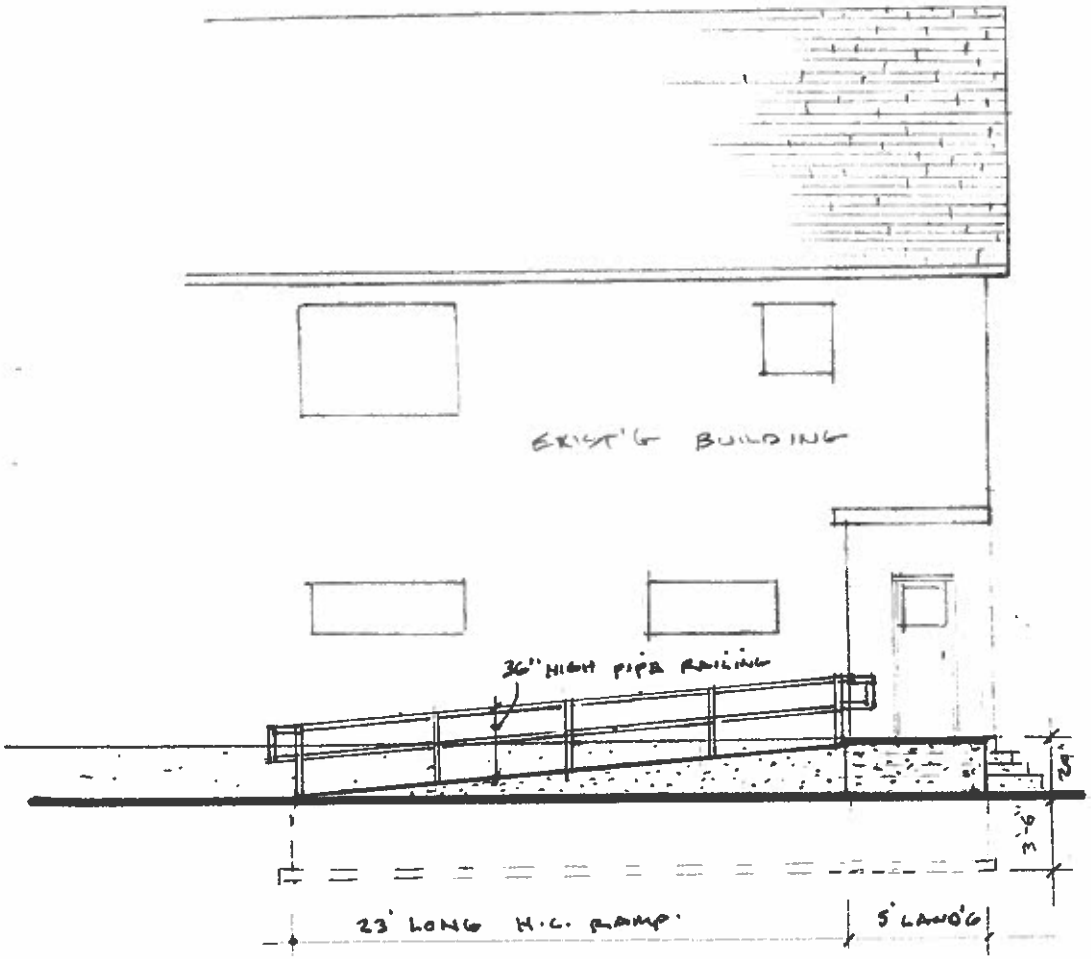
1" = 1'-0" SIDE ELEVATION
(ON HAYES STREET)



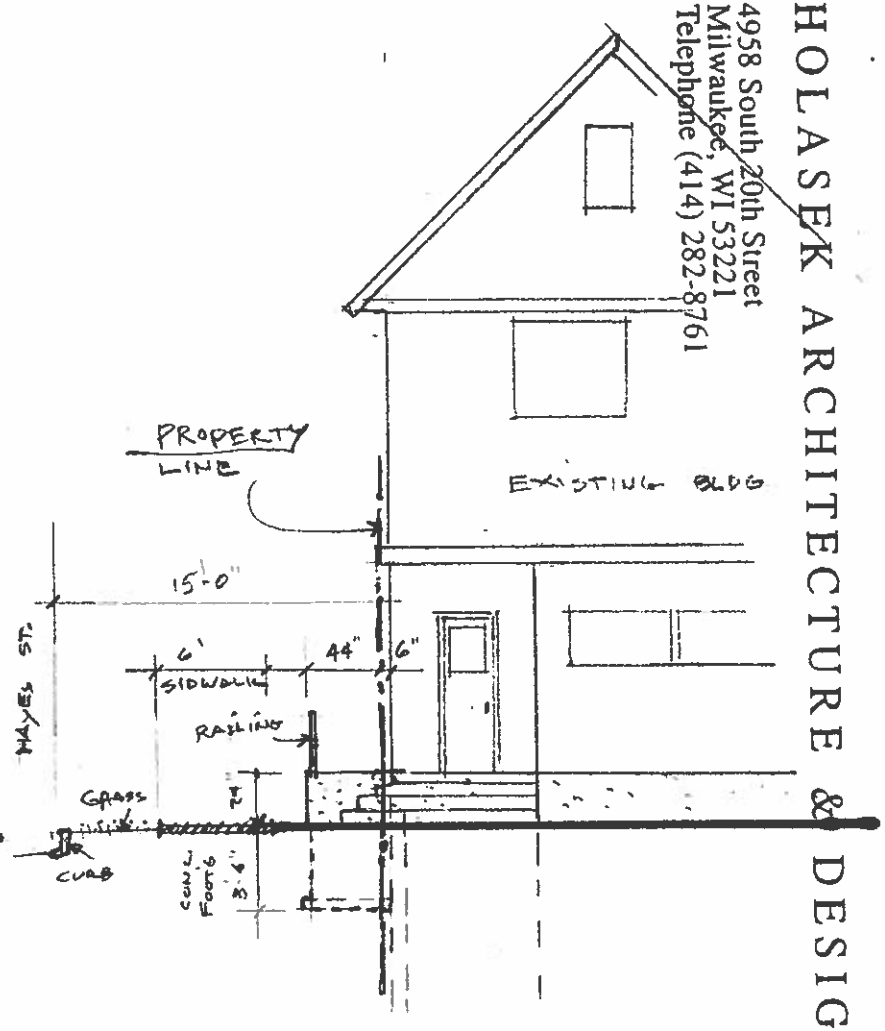
FRONT ELEVATION 1/8"
(ON S. 9TH PLACE)

PROPOSED H.C. RAMP @ 2400 S. 9TH PLACE - DAYCARE

HOLASEK ARCHITECTURE & DESIGN
4958 South 20th Street
Milwaukee, WI 53221
Telephone (414) 282-8761

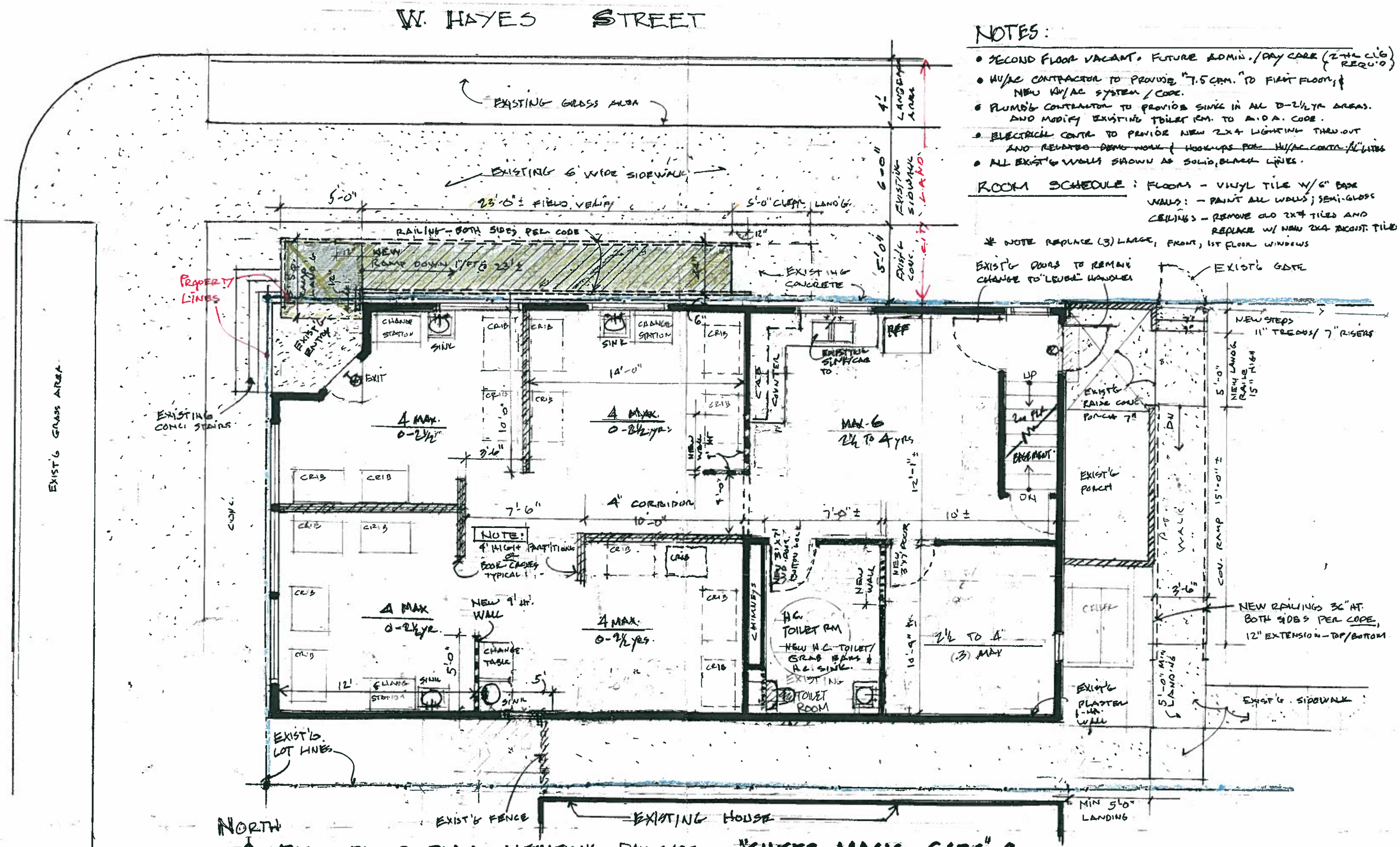


1/8" SIDE ELEVATION
(ON HAYES STREET)



FRONT ELEVATION 1/8"
(ON S. 9TH PLACE)

PROPOSED H.C. RAMP @ 2400 S. 9TH PLACE - DAYCARE



NOTES:

- SECOND FLOOR VACANT. FUTURE ADMIN./DAY CARE (2-HR CLG REQ'D)
- HV/AC CONTRACTOR TO PROVIDE "7.5 CFM." TO FIRST FLOOR; & NEW HV/AC SYSTEM / CODE.
- PLUMB'G CONTRACTOR TO PROVIDE SINK IN ALL 0-2½ YR AREAS. AND MODIFY EXISTING TOILET RM. TO A.D.A. CODE.
- ELECTRICAL CONTR TO PROVIDE NEW 2x4 LIGHTING THRU-OUT AND RELATED DEMO WORK & HOOKUPS FOR HV/AC CONTR. & LIGHTS
- ALL EXIST'G WALLS SHOWN AS SOLID, BLACK LINES.

ROOM SCHEDULE: FLOORS - VINYL TILE W/ 6" BASE
WALLS: - PAINT ALL WALLS; SEMI-GLOSS
CEILINGS - REMOVE OLD 2x4 TILES AND REPLACE W/ NEW 2x4 ACOUST. TILE

* NOTE REPLACE (3) LARGE, FRONT, 1ST FLOOR WINDOWS

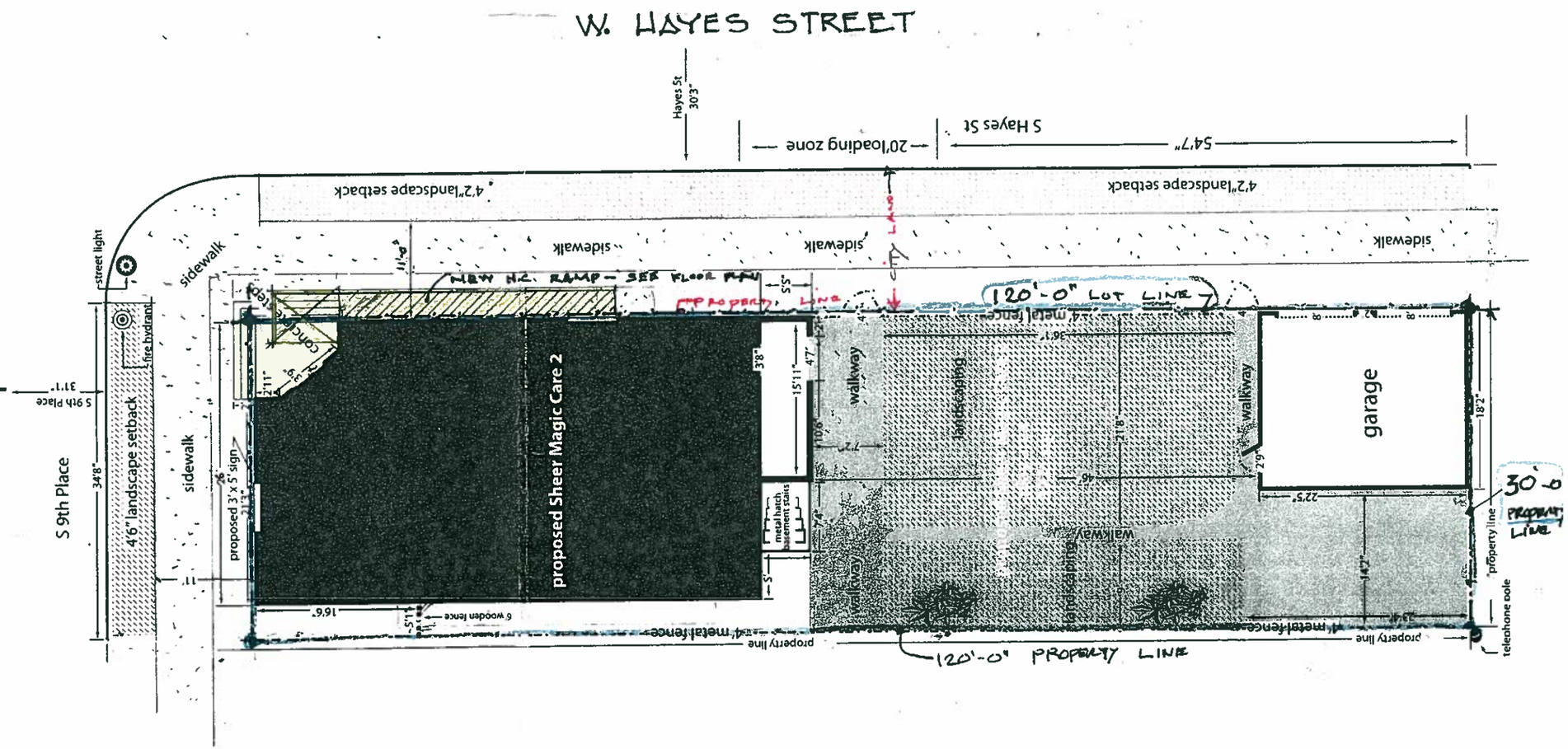
FIRST FLOOR PLAN - ALTERATIONS • DAY CARE • "SHEER • MAGIC • CARE" • 2

2400 S. 9TH PLACE MILWAUKEE, WI.

A PLAN • MAX. CAPACITY • 16 (2½ yrs-0yrs) + 10 (2½-5yrs) + 1 H.C. TLT.
OPTION B PLAN • MAX CAPACITY • 20 (3yrs-6yrs) + 9 (2½ TO 0yrs) + 2 H.C. TLT.

SCALE 3/16" = 1'-0"

Sheer Magic Care 2
2400 S 9th Place
site plan



NORTH

SITE PLAN • EXISTING SITE WITH PLAYGROUND AREA FOR "DAYCARE" 12.29.09

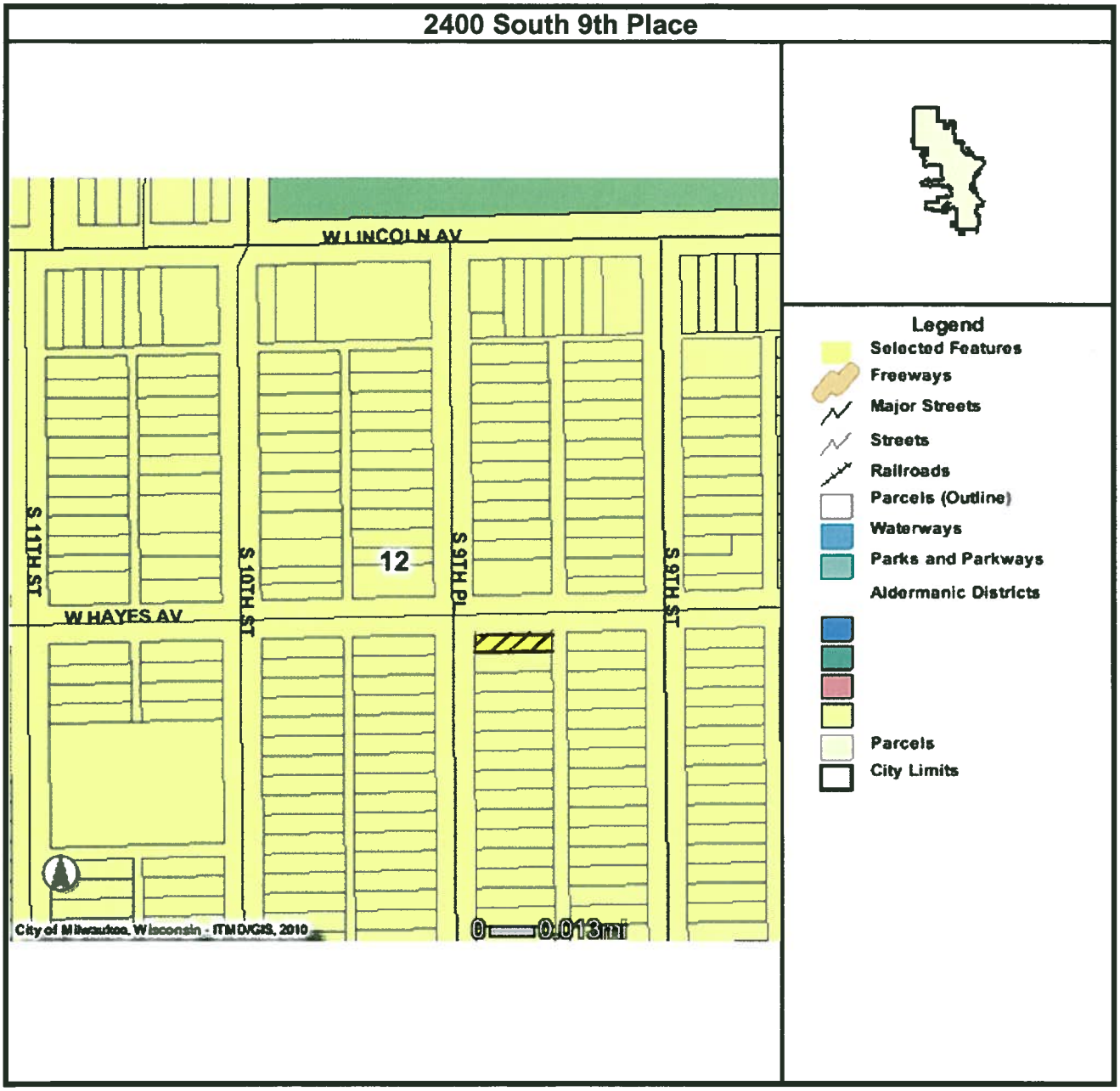
NO SCALE

2400 S. 9TH PLACE
MILWAUKEE, WISC.

5B • CONSTRUCTION
1300 SF FIRST FLOOR

CCF 091237 2400 S 9th Pl 7-27-2010
Looking SW from Hayes Ave at barrier
free access ramp.

CCF 091237 2400 S 9th Pl 7-27-2010
Looking E from S 9th Pl at south sidewalk area of W Hayes Ave.


2400 South 9th Place
W LINCOLN AV
W HAYES AV
S 11TH ST
S 10TH ST
S 9TH PL
S 9TH ST
12
City of Milwaukee, Wisconsin - ITMD/GIS, 2010
0 0.013mi
Legend
Selected Features
Freeways
Major Streets
Streets
Railroads
Parcels (Outline)
Waterways
Parks and Parkways
Aldermanic Districts
Parcels
City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 5, 2010 **FILE NUMBER:** 091237

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution granting a special privilege to Wayne Hickson to construct a barrier free access ramp in the public right-of-way for the premises at 2400 South 9th Place.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$175.36	
TOTALS				$175.36	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $175.36
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091237

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	x		
Jeff Polenske	DPW-Infra.	x		
Ald. Witkowiak	CC	x		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091427 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	3/2/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution granting a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street, in the 4th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photos, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
3/2/2010	0	COMMON COUNCIL	ASSIGNED TO		
3/4/2010	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/25/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
091427
Version
SUBSTITUTE 1
Reference
060547
Sponsor
THE CHAIR
Title
Substitute resolution granting a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street, in the 4th Aldermanic District.
Analysis
This resolution grants a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street.
Body
Whereas, 728 N Lovell LLC requested permission to keep and maintain monitoring wells in the public right-of-way as part of an environmental remediation project for the subject premises that is under the oversight of the State of Wisconsin Department of Natural Resources; and

Whereas, Permission for said monitoring wells granted in 2006 under Common Council Resolution File Number 060547; and

Whereas, Subsequently, Chapter 245 of the Milwaukee Code of Ordinances was revised to allow monitoring wells in the public right-of-way that are part of a remediation project recognized by an agency of the State of Wisconsin; and

Whereas, Community Advocates Inc. now owns the property; and

Whereas, A site visit revealed the presence of an overhead garage door housing and convex mirror projecting into the public right-of-way; and

Whereas, Said door housing and mirror may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 060547 is hereby rescinded; and, be it

Further Resolved, That Community Advocates, 744 North 4th Street, Suite 200, Milwaukee, Wisconsin 53203, is hereby granted the following special privileges:

1. To construct and maintain an overhead door housing for a garage door projecting into the northern east-west alley in the block bounded by North James Lovell Street, West Wells Street, West Wisconsin Avenue and North 6th Street. The door housing is comprised of two components and is located along the southline of said alley. The western section contains the controls for the door and projects 2 feet into the alley, commences at a point approximately 126 feet east of the eastline of North James Lovell Street and extends 2 feet to the east. The east section solely houses the garage door and projects 1 foot 6 inches into the alley, commences at a point approximately 124 feet east of the eastline of North James Lovell Street and extends east 19 feet 6 inches.

2. To install and maintain a convex mirror mounted to a neighboring building at the northline of the north east-west alley in the block bounded by North James Lovell Street, West Wells Street, West Wisconsin Avenue and North 6th Street. Said mirror is centered approximately 137 feet east of the eastline of North James Lovell Street and occupies an area in the public right-of-way that is 2 feet 6 inches long and 1 foot 6 inches wide.

Said above-mentioned items shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works

and Department of Neighborhood Services.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Community Advocates Inc, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $58.98. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
August 13, 2010
091427

August 13, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 091427

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 091427, which grants a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street.

This special privilege resolution replaces a previous special privilege that was granted to 728 N Lovell LLC in 2006 under Common Council Resolution File Number 060547 for monitoring wells for the subject premises. While the monitoring wells are still present, the Milwaukee Code of Ordinances Chapter 245 has been revised to allow the monitoring wells to occupy the public right-of-way.

A site visit revealed the presence of an overhead garage door housing and convex mirror in the east-west alley abutting the northline of the subject premises. The door housing projects between 2 feet and 1 foot 6 inches into the south side of the alley, while the mirror is located directly across the alley from the garage door and is mounted unto a neighboring building. Both items are centered approximately 137 feet east of the eastline of North James Lovell Street.

We are not aware that the presence of overhead door housing and mirror has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will formally allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachment
c: Alderman Robert Bauman

PETITION FOR A SPECIAL PRIVILEGE ccl-246 (6/09)

City of Milwaukee

SP 25091

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 2261 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee **Community Advocates, Inc.**
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 728 N James Lovell St
(Street Address and Zip Code)

in the 4th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Amend CCF 060547 for change of ownership for monitoring wells

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Andrea Elliott
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: Andrea Elliott
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: **Community Advocates, Inc.**
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 744 North 4th Street, Suite 200

City: Milwaukee State: WI Zip: 53203

Telephone: 414.270.2941 E-Mail: andie@communityadvocates.net

Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

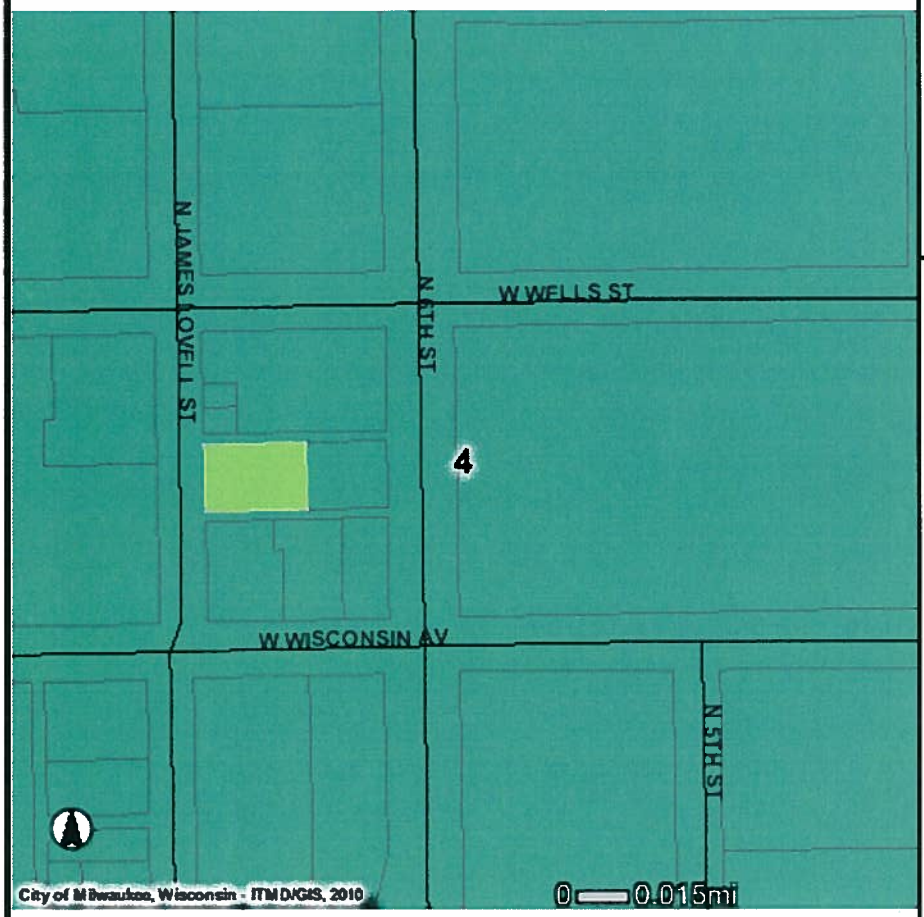
City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____

CCF 091427 728 N James Lovell St 8-11-10
Looking W towards James Lovell St at mirror
and overhead door housing.

CCF 091427 728 N James Lovell St 8-11-10
Looking SE'ly across alley at overhead door housing.

728 North James Lovell Street



Legend

- Selected Features
- Freeways
- Major Streets
- Streets
- Parcels (Outline)
- Aldermanic Districts
- Parcels
- City Limits

CITY OF MILWAUKEE FISCAL NOTE

A) DATE August 13, 2010 **FILE NUMBER:** 091427

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution granting a special privilege to Community Advocates Inc. for an overhead door housing and convex mirror to occupy the public right-of-way for the premises at 728 North James Lovell Street.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$58.98	
TOTALS				$58.98	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $58.98
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091427

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	X		
Jeff Polenske	City Engineer	X		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	091492 **Version:** 1		
Type:	Resolution	**Status:**	In Committee
File created:	3/2/2010	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Substitute resolution amending a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue, in the 4th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Cover Letter, Special Privilege Petition, Photo, Map, Fiscal Note, Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
3/2/2010	0	COMMON COUNCIL	ASSIGNED TO		
3/4/2010	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
8/6/2010	1	CITY CLERK	DRAFT SUBMITTED		

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Number
091492
Version
SUBSTITUTE 1
Reference
47-3142
47-3142-a
Sponsor
THE CHAIR
Title
Substitute resolution amending a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue, in the 4th Aldermanic District.
Analysis
This resolution amends a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue.
Body
Whereas, Pabst Brewing Company requested permission to keep and maintain two pedestrian bridges over the public right-of-way and to install a sign on each bridge; and

Whereas, One bridge and sign was located over North 9th Street and the second bridge and sign is over West Juneau Avenue; and

Whereas, Permission for said items was originally granted in 1906 and subsequently granted in 1948 under Common Council Resolution File Number 47-3142; and

Whereas, Subsequently, North 9th Street was vacated and, in addition, the sign and bridge were removed; and

Whereas, Common Council Resolution File Number 47-3142-a amended the file to account for the vacation of North 9th Street; and

Whereas, Brewery Project LLC now owns the property; and

Whereas, For the liability for said sign and bridge structure to be formally transferred to the current property owner, the Common Council needs to adopt an amending resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Numbers 47-1342 and 47-1342-a are hereby rescinded; and, be it

Further Resolved, That Brewery Project LLC, 710 North Plankinton Avenue, Suite 1200, Milwaukee, Wisconsin 53203, is hereby granted the following special privilege:

To keep and maintain a sign on a 10-foot wide bridge structure crossing the 70-foot wide right-of-way of West Juneau Avenue at a point approximately 10 feet west of the westline of North 10th Street. The sign, which is electrified, measures approximately 9 feet 6 inches tall and 45 feet long. Said sign and bridge structure are a minimum elevation of 65 feet above the roadway below.

Said above-mentioned sign and bridge structure shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said sign and bridge structure shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Brewery Project LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.

2. File with the City Clerk a certificate of insurance indicating applicant holds a public liability policy in the sum of at least $25,000 covering bodily injury to any one person and $50,000 covering bodily injury to more than one person in any one accident and $10,000 covering property damage to any own owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. Both bond and insurance policy shall provide that they shall not be cancelled until after at least thirty days' notice in writing to the City Clerk.

3. Pay to the City Treasurer an annual fee, which has an initial amount of $315.64. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.

4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.

5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor
Department of Public Works
Drafter
Infrastructure Services Division
MDL: ns
July 26, 2010
091492

July 26, 2010

To the Public Works Committee

Subject: Common Council Resolution File Number 091492

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 091492, being an amendment to a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue.

Pabst Brewing Company requested permission to keep and maintain two pedestrian bridges over the public right-of-way and to install a sign on each bridge structure with one bridge and sign being located over North 9th Street and the second bridge and sign being over West Juneau Avenue. Permission for said items was originally granted in 1906 and subsequently granted in 1948 under Common Council Resolution File Number 47-3142. Subsequently, North 9th Street was vacated and Common Council Resolution File Number 47-3142-a amended the file to account for the street vacation. Only the sign and bridge structure over West Juneau Avenue still exists.

We are not aware that the presence of sign and bridge structure has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will amend the ownership of the above special privilege and will formally allow said sign and bridge structure to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Art Dahlberg, Commissioner
Department of Neighborhood Services

MDL: ns
Attachment
c: Alderman Robert Bauman

PETITION FOR A SPECIAL PRIVILEGE

ccl-246 (6/09)

City of Milwaukee

SP 2512

☐ **New application $250.00 Fee**

☐ **Amendment to add items to Special Privilege # _____ ($125.00 Fee)**

☐ **Amendment to remove items from Special Privilege # _____ (No fee)**

☒ **Amendment for change of ownership for Special Privilege # 371 (No fee)**

- File petition with the City Clerk License Division, City Hall, 200 E. Wells Street, Room 105, Milwaukee, WI 53202, telephone (414) 286-2238. www.milwaukee.gov/license
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee - Brewery Project LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 1009 W Juneau Ave
(Street Address and Zip Code)

in the 4th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: Amend CCF 47-3142-A for a sign bridge over Juneau Ave

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): Daniel J. McCarthy
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: Daniel J. McCarthy, Vice President
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Brewery Project LLC
(If applicable, as shown above)

(OVER)

Mailing Address (If different than property address above): 710 N. Plankinton, Suite 1200

City: Milwaukee State: WI Zip: 53203

Telephone: 414-274-2546 E-Mail: dan.mccarthy@zilber.com

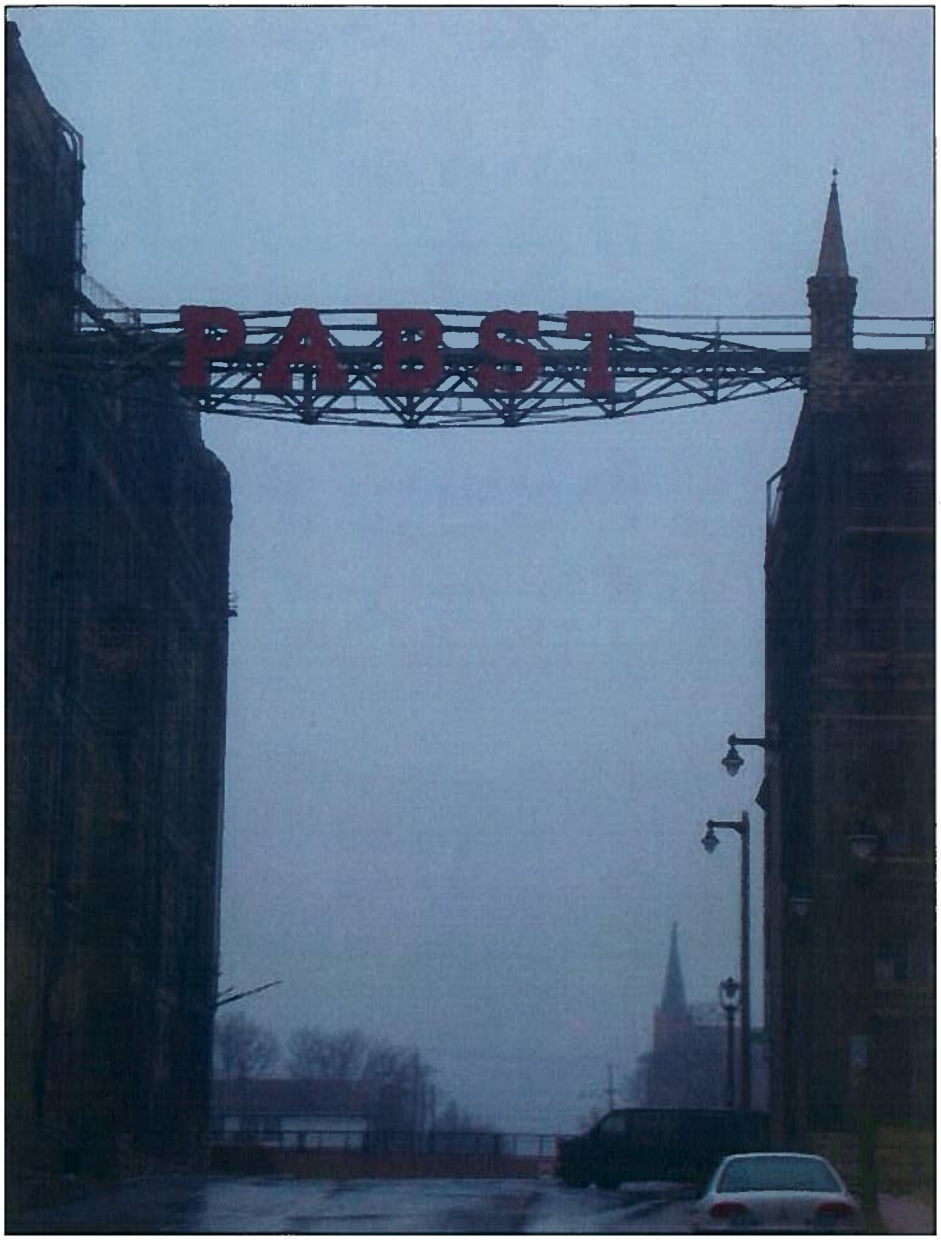
Architect/Engineer/Contractor (If Applicable)

Name: _____

Address: _____

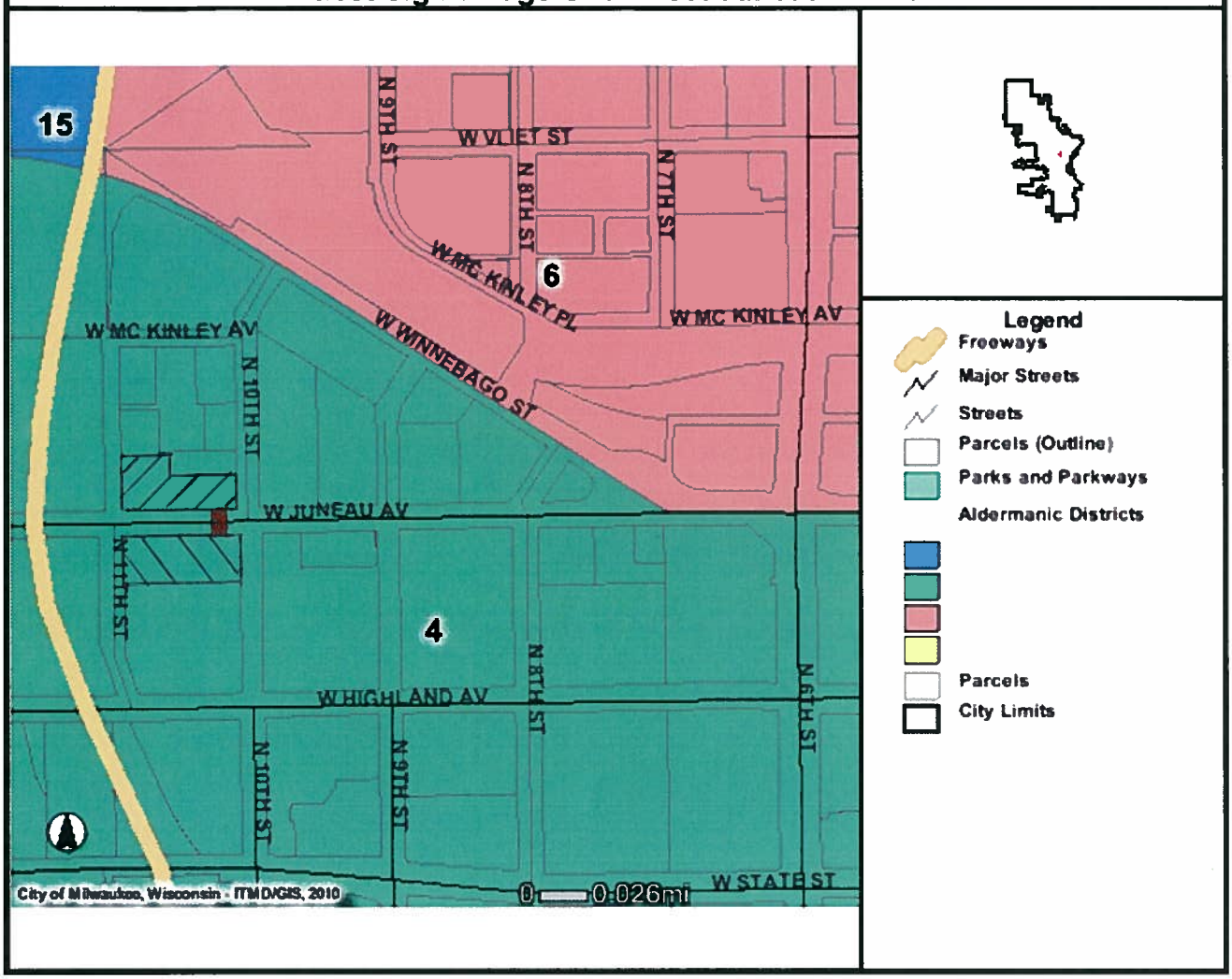
City: _____ State: _____ Zip: _____

Telephone: _____ E-Mail: _____



CCF 091492 1009 W Juneau Ave 3-10-10
Looking west from N 9th St at bridge structure and sign crossing over Juneau Ave.

Pabst Sign Bridge Over West Juneau Avenue



CITY OF MILWAUKEE FISCAL NOTE

A) DATE July 26, 2010 **FILE NUMBER:** 091492

Original Fiscal Note [X] Substitute [ ]

SUBJECT: Substitute resolution amending a special privilege for change of ownership to Brewery Project LLC for an overhead sign and bridge structure over West Juneau Avenue for the premises at 1009 North Juneau Avenue.

B) SUBMITTED BY (Name/title/dept./ext.): JEFFREY S. POLENSKE, P.E./CITY ENGINEER/INFRASTRUCTURE SERVICES DIVISION/2400

C) CHECK ONE:
- [X] ADOPTION OF THIS FILE AUTHORIZES EXPENDITURES
- [ ] ADOPTION OF THIS FILE DOES NOT AUTHORIZE EXPENDITURES; FURTHER COMMON COUNCIL ACTION NEEDED. LIST ANTICIPATED COSTS IN SECTION G BELOW.
- [ ] NOT APPLICABLE/NO FISCAL IMPACT.

D) CHARGE TO:
- [X] DEPARTMENT ACCOUNT(DA)
- [ ] CONTINGENT FUND (CF)
- [ ] CAPITAL PROJECTS FUND (CPF)
- [ ] SPECIAL PURPOSE ACCOUNTS (SPA)
- [ ] PERM. IMPROVEMENT FUNDS (PIF)
- [ ] GRANT & AID ACCOUNTS (G & AA)
- [ ] OTHER (SPECIFY)

E) PURPOSE	SPECIFY TYPE/USE	ACCOUNT	EXPENDITURE	REVENUE	SAVINGS
SALARIES/WAGES:	Annual billing/initial Inspection		$2.77/4.04		
SUPPLIES:					
MATERIALS:					
NEW EQUIPMENT:					
EQUIPMENT REPAIR:					
OTHER:			$2.77/4.04	$315.64	
TOTALS				$315.64	

F) FOR EXPENDITURES AND REVENUES WHICH WILL OCCUR ON AN **ANNUAL** BASIS OVER SEVERAL YEARS CHECK THE APPROPRIATE BOX BELOW AND THEN LIST EACH ITEM AND DOLLAR AMOUNT **SEPARATELY**.

[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Fee (Income) $315.64
[ ] 1-3 YEARS	[ ] 3-5 YEARS	Annual Cost Billing - $2.77/4.04
[ ] 1-3 YEARS	[ ] 3-5 YEARS	

G) LIST ANY ANTICIPATED FUTURE COSTS THIS PROJECT WILL REQUIRE FOR COMPLETION:

Annual billing/initial Inspection

H) COMPUTATIONS USED IN ARRIVING AT FISCAL ESTIMATE:

Special Privilege Committee Fee Schedule

PLEASE LIST ANY COMMENTS ON REVERSE SIDE AND CHECK HERE [ ]

PW FILE NUMBER: 091492

NAME	ADDRESS	DATE SENT		
Clark Wantoch	DPW-Infra.	9/7/10		
Mike Loughran	DPW-Infra.	X		
Jeff Polenske	DPW-Infra.	X		

City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #:	090199 **Version:** 0		
Type:	Resolution	**Status:**	In Committee
File created:	6/16/2009	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	
Effective date:			
Title:	Resolution to grant a special privilege to Brewery Parking Structure LLC to construct and maintain awnings for the premises at 902 W. Juneau Avenue, in the 4th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	SPECIAL PRIVILEGE PERMITS		
Attachments:	Special Privilege Petition, Drawings		

Date	Ver.	Action By	Action	Result	Tally
6/16/2009	0	COMMON COUNCIL	ASSIGNED TO		

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Number
090199
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title
Resolution to grant a special privilege to Brewery Parking Structure LLC to construct and maintain awnings for the premises at 902 W. Juneau Avenue, in the 4th Aldermanic District.
Drafter
CC-CC
dkf
6/8/09
spec-priv

ccl-246 (Rev. 12/13/07) **PETITION FOR A SPECIAL PRIVILEGE** SP 2463

$250.00 Publication Fee
Must Accompany This Petition
SUBMIT PETITION IN DUPLICATE

May 28, 2009

MAY 29 2009

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee Brewery Parking Structure LLC
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 902 W. Juneau Avenue, 53233
(Street Address and Zip Code)

in the 4th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

That the fix awnings be allowed to project into the public right away even though they are less than
(Here describe the privilege)
30 - 45 degrees from horizontal and that some of the fix awnings do not permit the passage of rain or snow.

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, to furnish a bond and pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of $25,000.00/$50,000.00 bodily injury, and $10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): John W. Kersey
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: _____
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: Brewery Parking Structure LLC
(If applicable, as shown above)

Mailing Address (If different than property address above): 710 N. Plankinton Avenue, Suite 1200

City: Milwaukee State: WI Zip: 53203

Telephone: 414-274-2509 E-Mail: john.kersey@zilber.com

(OVER)

Architect/Engineer/Contractor (If Applicable)

Name: Kevin Mantz

Address: 710 N. Plankinton Avenue

City: Milwaukee State: WI Zip: 53203

Telephone: 414-274-2816 E-Mail: kevin.mantz@zilber.com

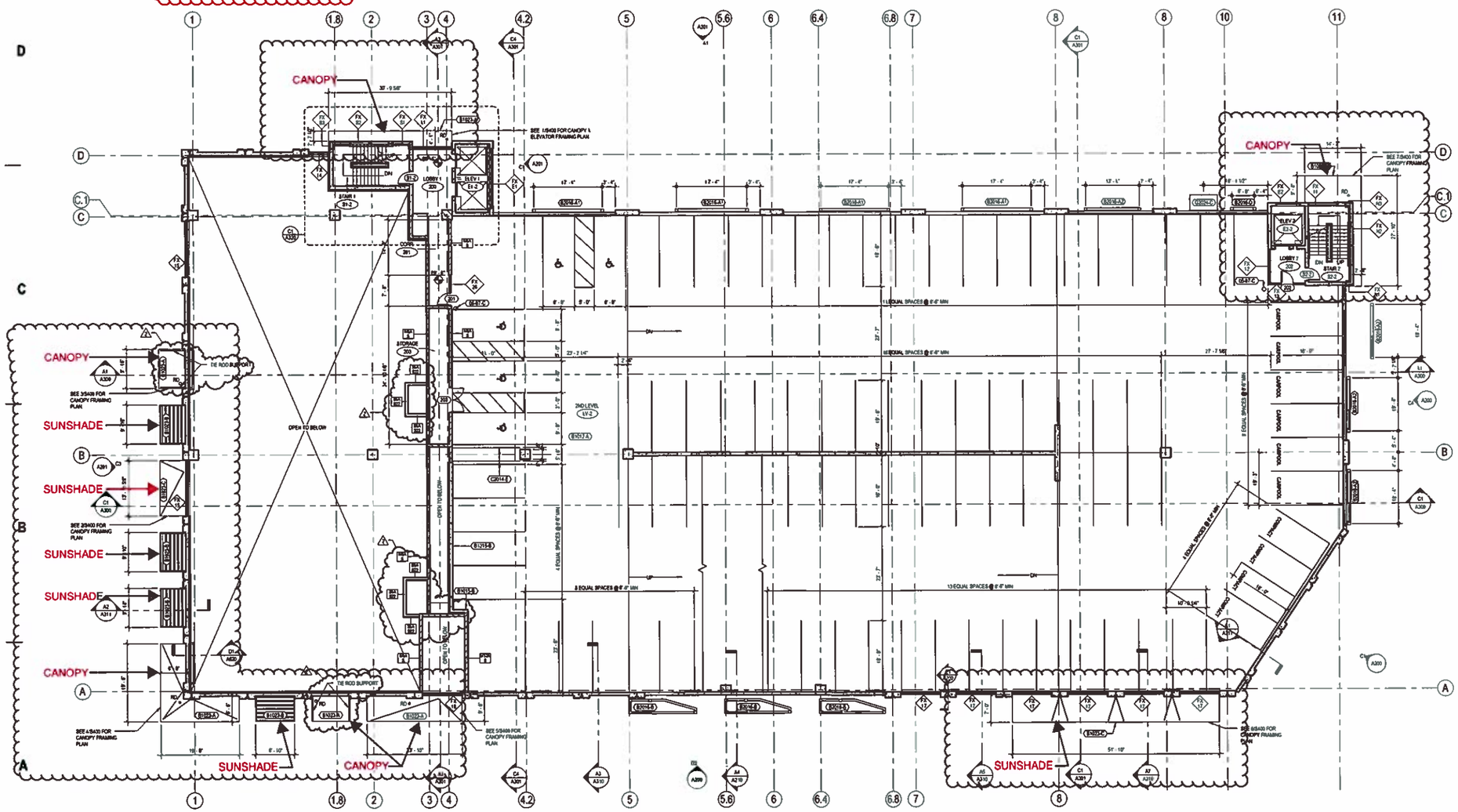
FILE WITH CITY CLERK LICENSE DIVISION ROOM 105, CITY HALL, 200 EAST WELLS STREET, 414-286-2238.
Make check payable to "City of Milwaukee".

CITY OF MILWAUKEE
2009 JUN 3 PM 3:46
RONALD D. LEONHARDT
CITY CLERK

KEYNOTES PER SHEET	
KEY VALUE	KEYNOTE TEXT
05-57-C	CONCRETE FILLED STEEL BOLLARD
B1017-A	PRECAST DOUBLE TEE FLOOR SYSTEM
B1015-B	PRECAST INTERIOR BEARING/SHEAR WALL
B1023-A	STEEL CANOPY W/ MEMBRANE ROOF
B1023-B	STEEL SUNSHADE
B1023-C	STEEL CANOPY W/ EXPANDED METAL ROOF
B2015-A2	METAL SCREEN
B2015-A3	METAL SCREEN
B2015-B	METAL SCREEN
B2015-D	METAL SCREEN
C2014-E	STEEL GUARDRAIL SYSTEM
C2024-C	SNOW REMOVAL CHUTE

PARKING - 2ND LEVEL			
DESCRIPTION	COUNT	WIDTH	LENGTH
ADA CAR	5	8' - 0"	18' - 0"
CARPOOL	8	8' - 0"	17' - 0"
COMPACT	1	8' - 0"	16' - 0"
STANDARD	75	8' - 6"	18' - 0"
Grand total	89		

Canopies are assumed to meet the definition and requirements of the zoning code, section 245-8 and require no special privlege - canopies are shown for clear understanding of the conditions



A1 2ND LEVEL
3/32" = 1'-0"

eua

eppstein uhen : architects

milwaukee
827 East Gilbert Street
Milwaukee, Wisconsin 53202
ph 414 271 5380 fax 414 271 7754

madison
722 West Washington Ave, Suite 650
Madison, Wisconsin 53703
ph 608 442 5380 fax 608 442 5860

PROJECT INFORMATION

THE BREWERY

BLOCK 4 PARKING STRUCTURE

902 WEST JUNEAU AVENUE
MILWAUKEE, WI

ISSUANCE AND REVISIONS

BID PACKAGE #3

REVISIONS

#	DATE	DESCRIPTION
2	1/14/2009	BID PACKAGE 2

KEY PLAN

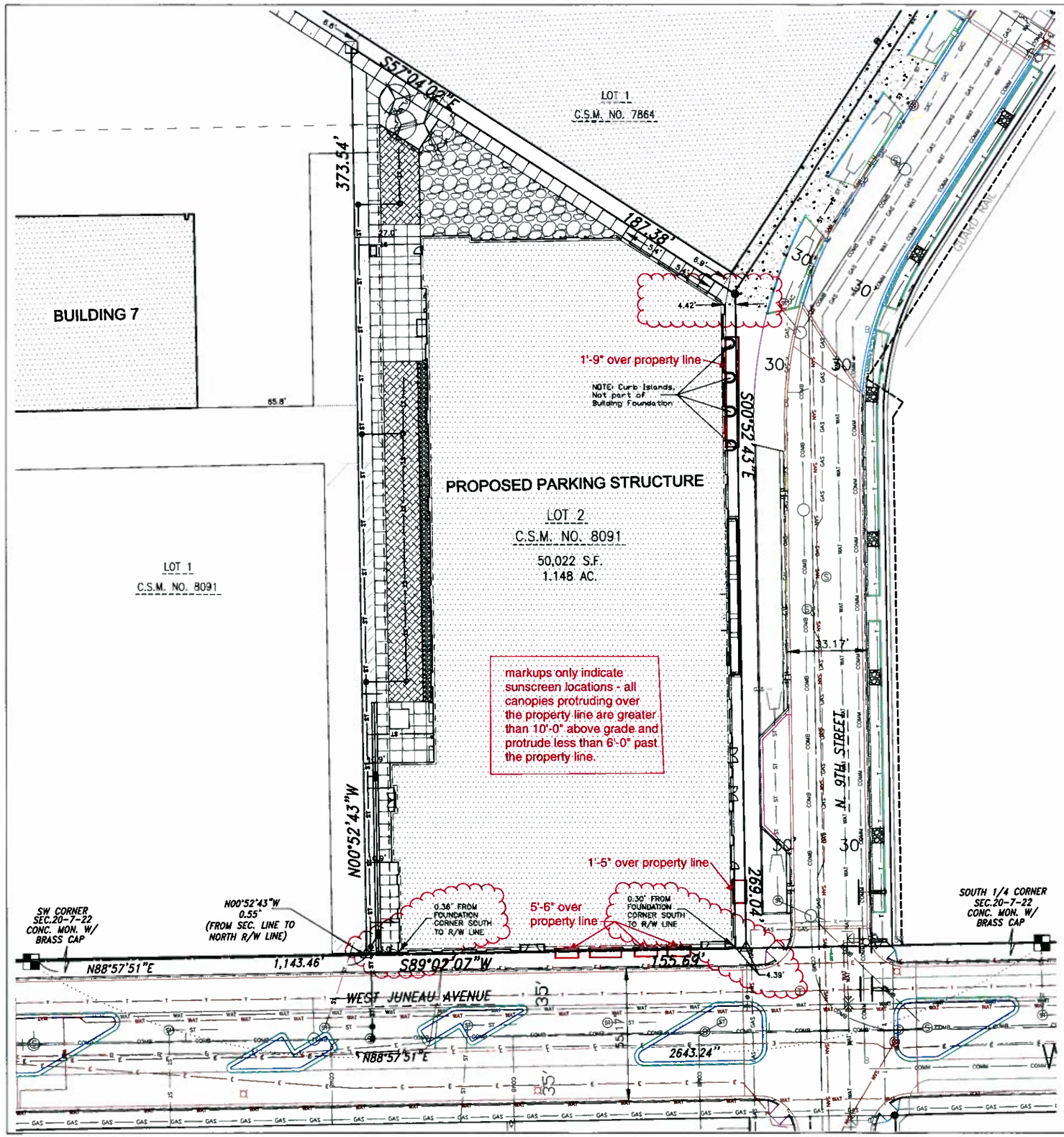
SHEET INFORMATION

PROJECT MANAGER	ER
PROJECT NUMBER	608087-01
DATE	OCTOBER 21, 2008

2ND LEVEL

A102

© Eppstein Uhen Architects, Inc.



PLAT OF SURVEY

LOT 2, OF CERTIFIED SURVEY MAP No.8091, BEING A PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 20, TOWNSHIP 07 NORTH, RANGE 22 EAST, SITUATED WITHIN THE CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN.

NOTES:

LOT 2 (SUBJECT PARCEL) IS FOR THE PURPOSE OF CONSTRUCTING A PARKING STRUCTURE FOR THE BREWERY PROJECT.

THE PROPOSED PARKING STRUCTURE IS TO BE CONSTRUCTED UPON THE EXISTING FOUNDATION ALONG THE NORTHERLY, EASTERLY AND SOUTHERLY SIDES OF THE STRUCTURE.

ALONG NORTH 9th STREET:
THE EAST LOT LINE OF LOT 2 (SUBJECT PARCEL) RUNS THROUGH THE PUBLIC SIDEWALK.
THE CONCRETE PUBLIC SIDEWALK VARIES IN WIDTH BUT IS PRIMARILY 10.67' WIDE.
THE DISTANCE FROM THE EDGE OF SIDEWALK TO THE BACK OF STREET CURB VARIES, BUT IS PRIMARILY 12.0'.
THE PUBLIC STREET WIDTH IS 33.17' (BACK OF CURB - BACK OF CURB) WITH A RIGHT OF WAY WIDTH OF 60'.

ALONG WEST JUNEAU AVENUE:
THE SOUTH LOT LINE OF LOT 2 (SUBJECT PARCEL) RUNS ALONG THE NORTHERLY EDGE OF THE PUBLIC SIDEWALK.
THE CONCRETE PUBLIC SIDEWALK IS 7.4' WIDE ALONG SAID LOT 2, AND ABUTS AGAINST THE BACK OF STREET CURB.
THE PUBLIC STREET WIDTH IS 55.17' (BACK OF CURB - BACK OF CURB) WITH A RIGHT OF WAY WIDTH OF 70'.

THE REQUIRED PROPOSED AND EXISTING SITE GRADES ARE SHOWN ON THE ACCOMPANYING SITE PLAN.

SEE SAID SITE PLAN FOR SPECIFICS ON PROPOSED SITE IMPROVEMENTS.

LEGEND:

- ● INDICATES 1" IRON PIPE FOUND.
- △ INDICATES NO MONUMENTATION FOUND OR SET. (RUBBLE PILES OVER CORNER)
- □ INDICATES NO MONUMENTATION FOUND OR SET. (CORNER UNDER EXCAVATION)

BEARINGS ARE REFERENCED TO GRID NORTH OF THE WISCONSIN COORDINATE SYSTEM, SOUTH ZONE (NAD'27). THE SOUTH LINE OF THE SW 1/4 OF SECTION 20, BEARING N 88°57'51" E (DECEMBER, 2005 DATUM).

SURVEYOR'S CERTIFICATE:

STATE OF WISCONSIN)
MILWAUKEE COUNTY) S.S.

I HEREBY CERTIFY THAT I HAVE MADE A SURVEY OF THE LAND SHOWN AND DESCRIBED HEREON AND THAT THIS PLAT OF SURVEY IS A CORRECT REPRESENTATION OF THE BOUNDARIES OF THE LAND SURVEYED AND THE LOCATION OF BUILDINGS ON SAID LAND.

DATED THIS 22nd DAY OF AUGUST, 2008.

Erik A. Gustafson

ERIK A. GUSTAFSON S-2329

WISCONSIN ERIK A. GUSTAFSON S-2329 HOWARDS GROVE WI LAND SURVEYOR

KAPUR & ASSOCIATES, INC.
CONSULTING ENGINEERS
www.kapurengineers.com
700 HARRIS STREET, #104 CHARLOTTESVILLE, VA 22903

PROJECT:
THE BREWERY
BLOCK 4 -
PARKING STRUCTURE
MILWAUKEE, WI

CLIENT:
BREWERY PROJECT LLC

OWNER:
BREWERY PROJECT LLC
710 NORTH PLANKINTON AVENUE
SUITE 1200
MILWAUKEE, WI 53203
c/o KEVIN MANTZ (AGENT)

REVISIONS:

#	DATE	DESCRIPTION

NORTH ARROW:

SCALE: 1" = 30'-0"

0 15 30 60

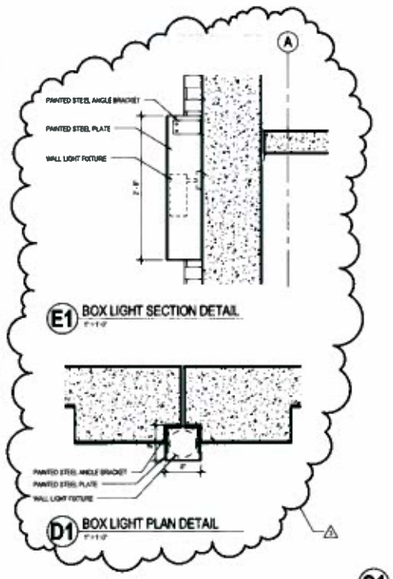
SEAL:

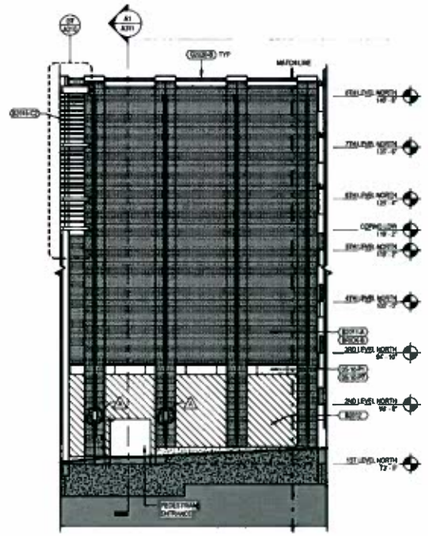
we listen. we innovate.
we turn your vision into reality.

SHEET:
PLAT OF SURVEY

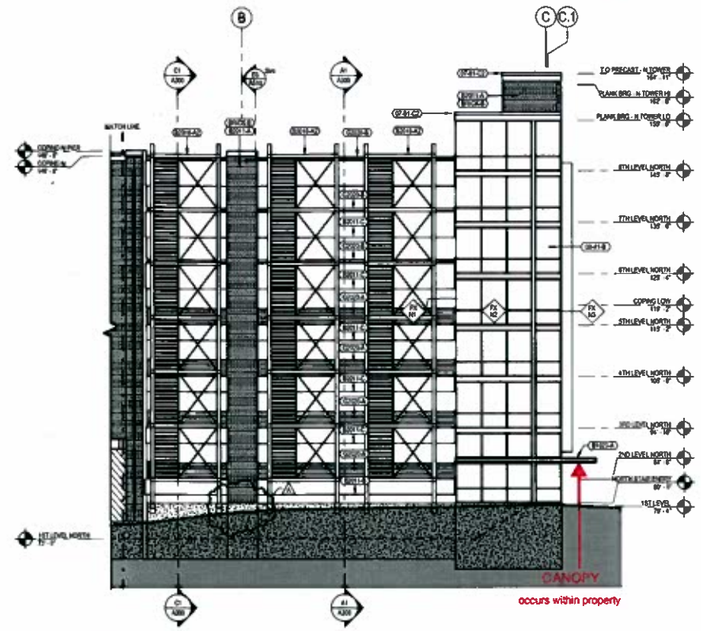
PROJECT NUMBER: 08.0143.02
DATE: August 19, 2008

SHEET NUMBER:
S101



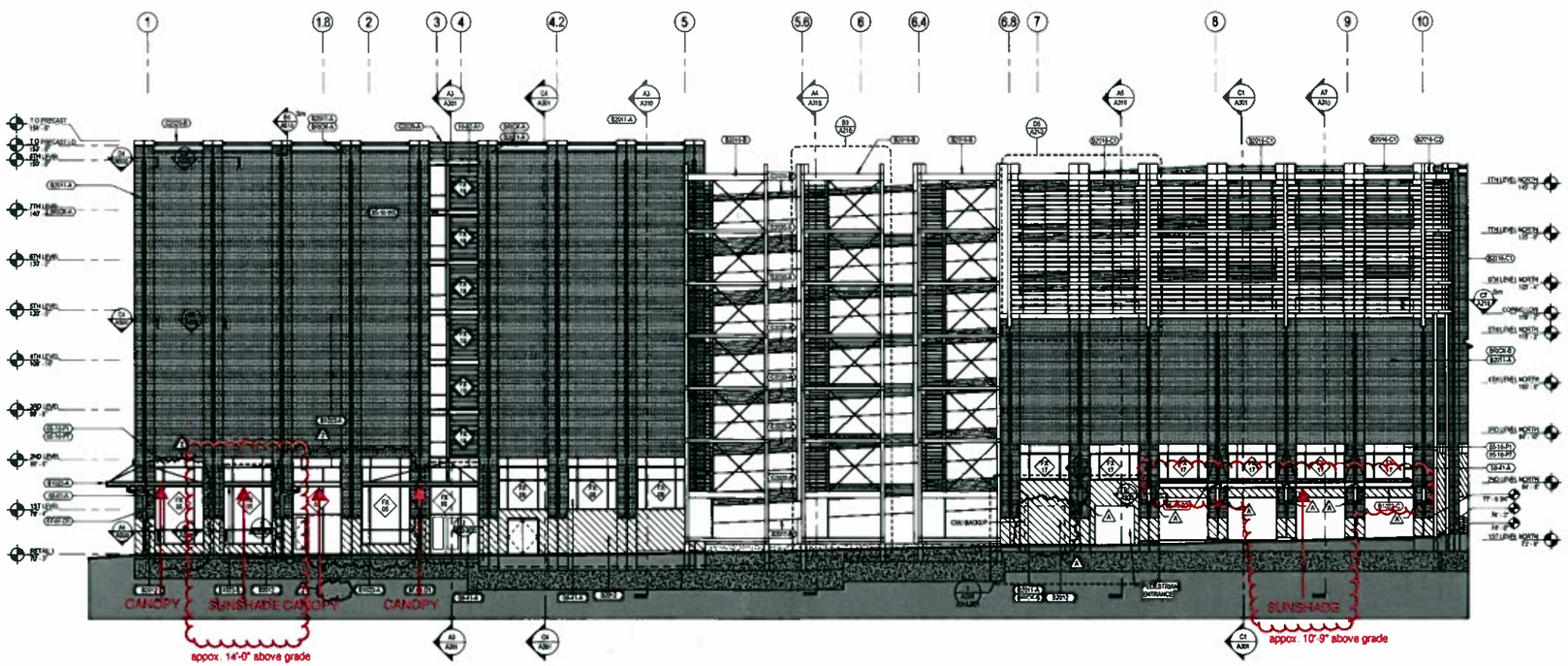


C1 NORTHEAST ELEVATION



C4 NORTH ELEVATION

KEYNOTES PER SHEET	
KEY VALUE	KEYNOTE TEXT
05-16-P1	DECORATIVE STEEL PLATE 24" W X 1" TOPBETW LEG - SEE STRUCTURAL
05-16-P7	1/2" STIFFENER PLATE - SEE STRUCTURAL
05-16-W6	STEEL BEAM - SEE STRUCTURAL
07-54-C2	PREFIN METAL GRAVEL STOP - COLOR TO MATCH PRECAST PANEL CAP
07-54-D1	CAST IRON DOWNSPOUT
08-11-A	ALUMINUM STOREFRONT
08-41-B	ALUMINUM CURTAIN WALL SYSTEM
10-82-A1	LOUVER MOUNTED IN ALUM. FRAME
B1023-A	STEEL CANOPY W/ MEMBRANE ROOF
B1023-B	STEEL BUMPHOOD
B1023-C	STEEL CANOPY W/ EXPANDED METAL ROOF
B2011-A	PRECAST CONCRETE PANEL WITH BRICK VENEER
B2011-B	PRECAST CONCRETE SPANDREL PANEL
B2011-C	PRECAST CONCRETE SPANDREL PANEL W/ VEHICULAR GUARD
B2012	STONE VENEER MASONRY SYSTEM
B2016-A2	METAL SCREEN
B2016-B	METAL SCREEN
B2016-C1	METAL SCREEN
B2016-C2	METAL SCREEN
B2020-A	BRICK - COLOR S
B2020-B	BRICK - COLOR B
C2020-A	VEHICULAR BARRER/PEDESTRIAN GUARDRAIL CABLE
C2020-B	PEDESTRIAN GUARDRAIL CABLE



D2 EAST ELEVATION

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PROJECT INFORMATION

THE BREWERY

BLOCK 4 PARKING STRUCTURE

902 WEST JUNEAU AVENUE
MILWAUKEE, WI

ISSUANCE AND REVISIONS

BID PACKAGE #3

REVISIONS

#	DATE	DESCRIPTION
A	11/12/2008	BID PACK #3 ADDENDUM 1
2	1/14/2009	BID PACK #3 CB 2
3	1/23/2009	BID PACK #3 CB 3

KEY PLAN

SHEET INFORMATION

PROJECT MANAGER	ER
PROJECT NUMBER	608067-01
DATE	OCTOBER 21, 2008

EXTERIOR ELEVATIONS

A200

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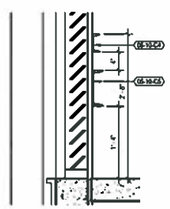
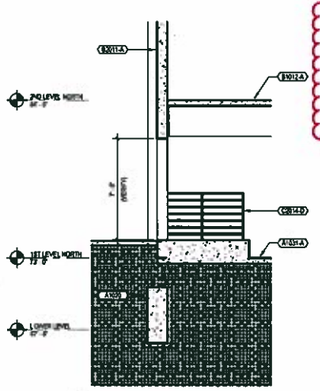
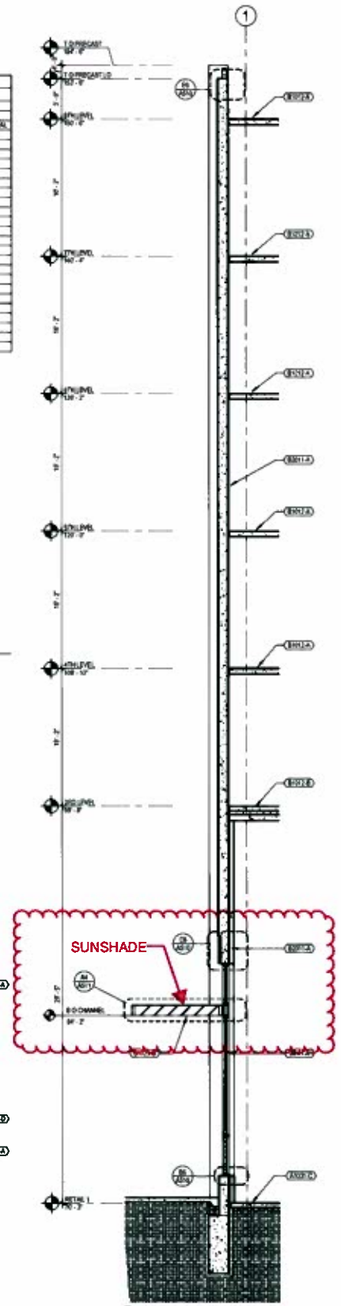
KEYNOTES PER SHEET	
KEY VALUE	KEYNOTE TEXT
05-1404	04 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-1405	05 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-3424	DECORATIVE STEEL PLATE 24" W x 1" THK(TYP.) - SEE STRUCTURAL
08-41-A	ALUMINUM STOREFRONT
08-41-B	ALUMINUM CURTAINWALL SYSTEM
10-42-01	TOWER BIKE RACKS w/ ALUM. FRAME
A1-01	CONTINUOUS GRADE BEAM
A1-01-A	SLAB ON GRADE - VEHICULAR
A1-01-B	SLAB ON GRADE - PEDESTRIAN
A1-01-C	SLAB ON GRADE - BY TENANT
B1-01-A	PRECAST DOUBLE TEE FLOOR SYSTEM
B1-01-B	PRECAST T, DOR OVER OCCUPIED SPACE
B1-01-C	PRECAST COLUMN
B1-02	PRECAST PLANK ROOF SYSTEM
B1-02-A	STEEL CANOPY W/ MEMBRANE ROOF
B1-02-B	STEEL SUNSHADE
B1-02-C	STEEL CANOPY W/ EXPANDED METAL ROOF
B2011-A	PRECAST CONCRETE PANEL WITH BRICK VENEER
B2011-B	PRECAST CONCRETE SPANDREL PANEL
B2011-C	PRECAST CONCRETE SPANDREL PANEL W/ VEHICULAR GUARD
B2016-A2	METAL SCREEN
C2016-B	PRECAST CONCRETE STAIR
C2014-C	STEEL GUARDRAIL SYSTEM
C2014-D	STEEL GUARDRAIL SYSTEM
C2020-A	VEHICULAR BARRIER/PEDESTRIAN GUARDRAIL CABLE
C2020-B	PEDESTRIAN GUARDRAIL CABLE



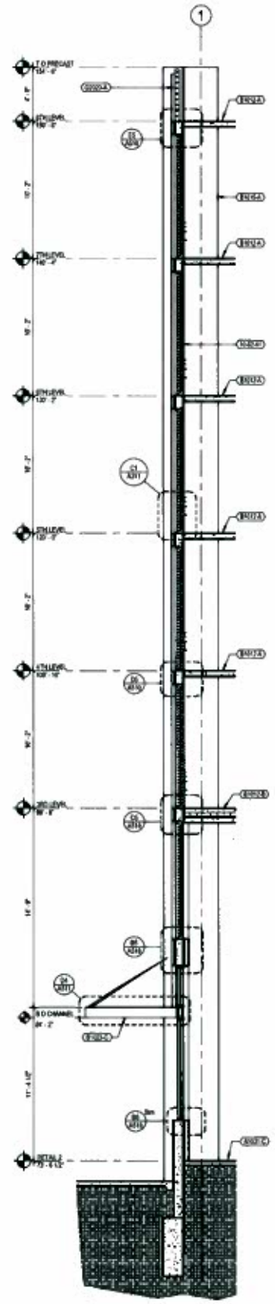
C1 CHANNEL DETAIL @ SOUTH SECTION



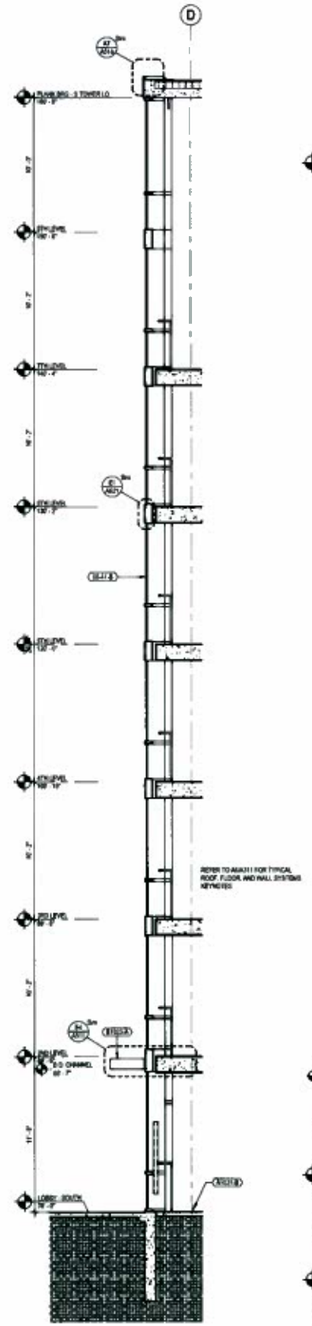
A1 WALL SECTION - NORTH RAMP



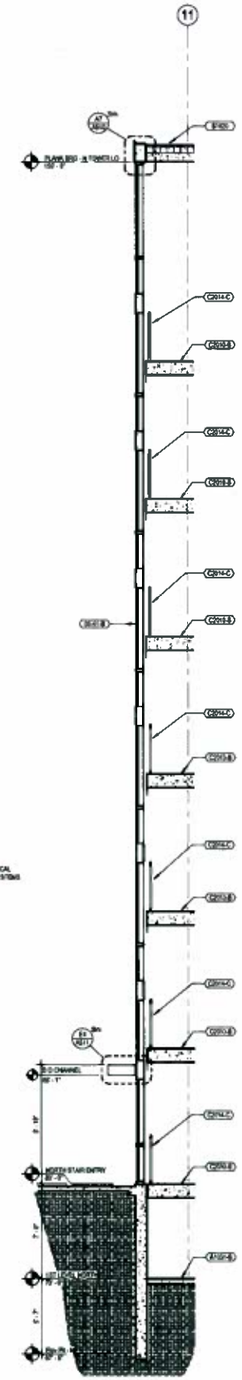
A2 WALL SECTION - SOUTH 1



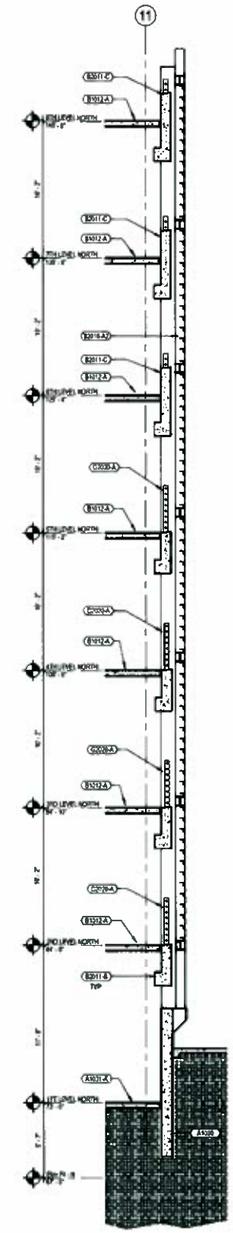
A4 WALL SECTION - SOUTH 2



A5 WALL SECTION - SOUTH STAIR



A6 WALL SECTION - NORTH STAIR



A7 WALL SECTION - NORTH 1

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madison 222 West Washington Ave, Suite 650
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ed 608 442 5300 fax 608 442 5380

PROJECT INFORMATION

THE BREWERY

BLOCK 4 PARKING STRUCTURE

902 WEST JUNEAU AVENUE
MILWAUKEE, WI

ISSUANCE AND REVISIONS

BID PACKAGE #3

REVISIONS

#	DATE	DESCRIPTION

KEY PLAN

SHEET INFORMATION

PROJECT MANAGER	ER
PROJECT NUMBER	608057-01
DATE	OCTOBER 21, 2008

WALL SECTIONS

A311

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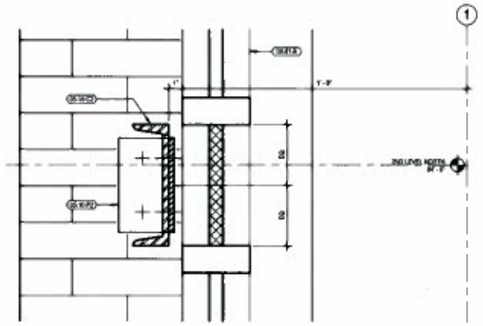
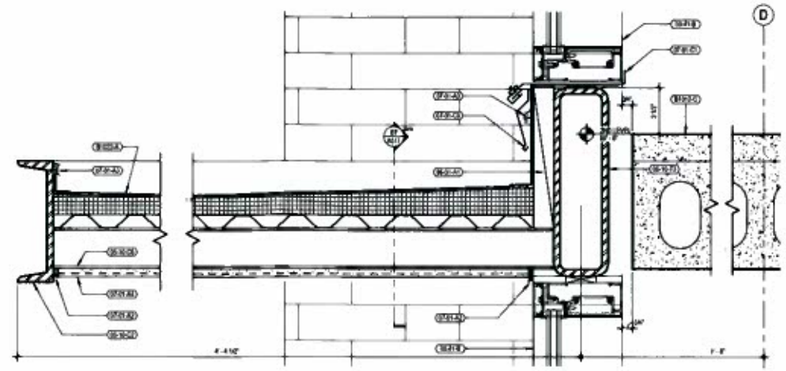
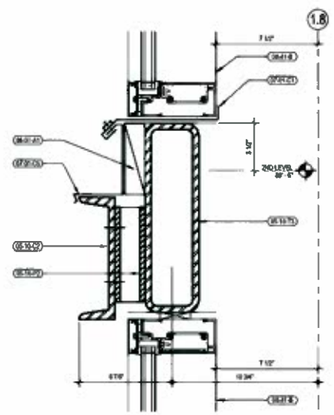


E1 DECORATIVE SPANDREL DETAIL

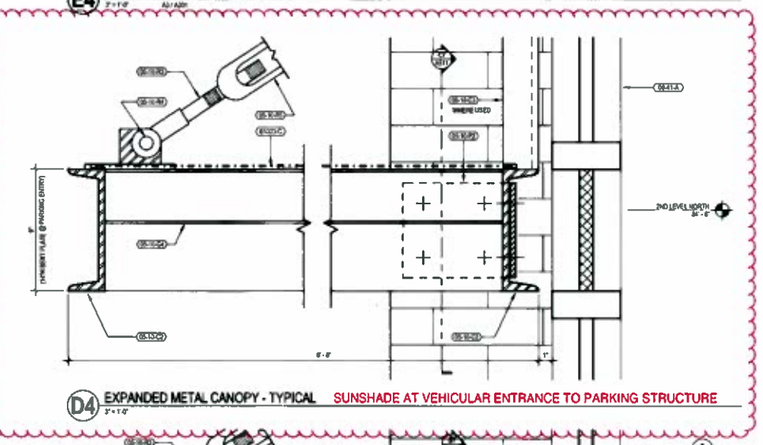


E4 CANOPY DETAIL @ SOUTH LOBBY

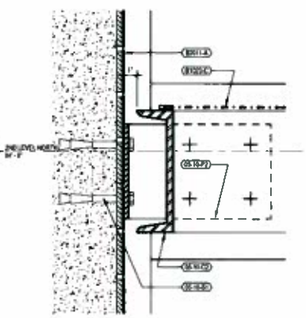
KEYNOTES PER SHEET	
KEY VALUE	KEYNOTE TEXT
05-14-J1	EXPANSION BOLT - SEE STRUCT
05-14-C2	C6 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-14-C3	C6 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-14-C4	C6 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-14-C5	C6 STRUCTURAL CHANNEL - SEE STRUCTURAL
05-14-P2	STEEL PLATE CONNECTOR W/ BOLTS - SEE STRUCTURAL
05-16-R2	1/2" STEEL ROD SLOTTED MOUNTING PLATE
05-16-R4	1" STEEL ROD
05-16-R5	TURNBUCKLE
05-16-T2	4" STEEL TUBE - SEE STRUCTURAL
05-16-W5	STEEL BEAM - SEE STRUCTURAL
06-01-A1	2x WOOD NAILER
07-01-A1	SEALANT
07-01-A2	BACKER ROD WITH SEALANT
07-01-A3	TERMINATION BAR WITH SEALANT
07-01-A4	CEMENT BOARD STUCCO SYSTEM - INSTALL PER MFG SPEC
07-01-C1	ALUMINUM FLASHING W/ END DAMS - TURN UP BACK 2/3 OF FLASHING 1" MIN @ INSIDE FACE OF OPENING
07-01-C4	PREFIN METAL COPING W/ CONT CLEAT AND DRIP EDGE - COLOR TO MATCH STEEL CHANNEL
07-01-C5	PREFIN METAL COUNTERFLASHING
08-41-A	ALUMINUM STOREFRONT
08-41-B	ALUMINUM CURTAIN WALL SYSTEM
09-30-C	PRECAST PLANK W/ CONCRETE TOPPING
10-10-A	STEEL CANOPY W/ MEMBRANE ROOF
10-10-H	STEEL HARDWARE
10-10-C	STEEL CANOPY W/ EXPANDED METAL ROOF
10-11-A	PRECAST CONCRETE PANEL WITH BRICK VENEER
12-12-E	PRECAST CONCRETE STAIR



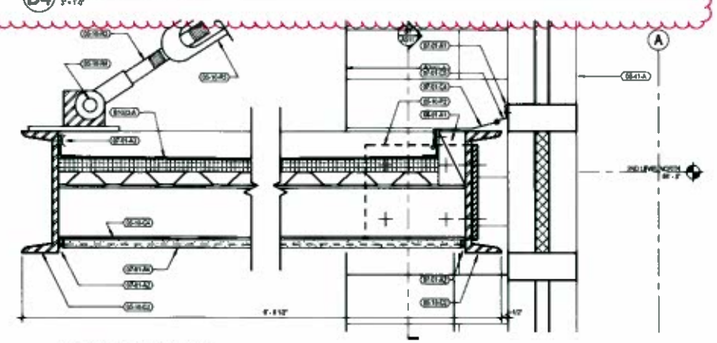
C2 CANOPY CONNECTION DETAIL @ SOUTH STAIR



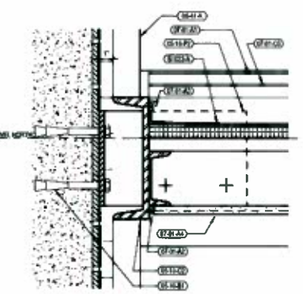
D4 EXPANDED METAL CANOPY - TYPICAL SUNSHADE AT VEHICULAR ENTRANCE TO PARKING STRUCTURE



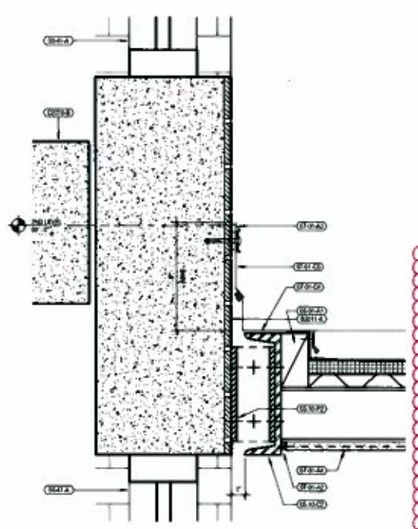
C7 EXPANDED METAL CANOPY CONNECTION - TYPICAL



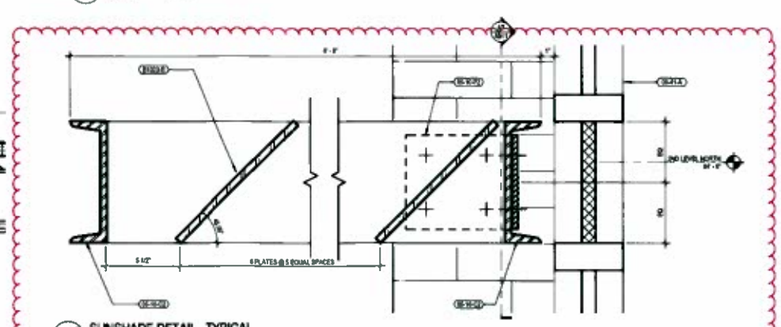
B4 CANOPY DETAIL - TYPICAL



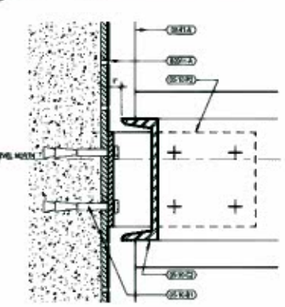
B7 CANOPY CONNECTION DETAIL - TYPICAL



A2 CANOPY / EXT WALL CONNECTION @ NORTH STAIR



A4 SUNSHADE DETAIL - TYPICAL



A7 SUNSHADE CONNECTION DETAIL - TYPICAL

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PROJECT INFORMATION

THE BREWERY

BLOCK 4 PARKING STRUCTURE

902 WEST JUNEAU AVENUE
MILWAUKEE, WI

ISSUANCE AND REVISIONS

BID PACKAGE #3

REVISIONS

#	DATE	DESCRIPTION

KEY PLAN

SHEET INFORMATION

PROJECT MANAGER	ER
PROJECT NUMBER	608087-01
DATE	OCTOBER 21, 2008

EXTERIOR SECTION DETAILS

A511

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