

Milwaukee Water Works

Safe, Abundant Drinking Water.

August 14, 2017

Mr. Kevin Ingram, Chair
Institute for the Transformation of Learning
Marquette University
PO Box 1881
Milwaukee, WI 53201-1881

RE: Common Council Resolution 160964, relating to satisfactory testing for lead of drinking fountains and faucets at all city-chartered schools

Dr. Mr. Ingram:

I am writing to inform you that, per the above referenced resolution, the Milwaukee Water Works (MWW) has completed its testing of drinking fountains and faucets at all city-chartered schools. The results are attached and have also been submitted independently to each school.

In summary, 425 outlets were sampled and 28 were found to have significantly elevated lead levels. Any sample $>15\mu\text{g/L}$ (EPA action level) was counted as elevated. The total cost to Milwaukee Water Works for the time and testing was \$17,877.

We would also like to share that after further review, although the resolution directed the MWW to perform the testing, there is considerable question as to whether the ongoing cost associated with testing customer-owned facilities on private property is a permitted use of utility ratepayer funding. Therefore, we will have to decline to conduct the testing without recovering our costs in future years. However, we are happy to help the schools identify an alternative testing facility or to develop a schedule of fees to perform the testing in our lab at their cost.

The resolution also requires the Charter School Review Committee to require the city-chartered schools to conduct testing of food-preparation faucets used by outside food vendors. Per the resolution, we are happy to assist the CSRC and/or the schools in identifying an appropriate outside lab service to conduct this testing on their behalf.

Sincerely,



Jennifer C. Gonda
Superintendent

JG:sls

Attachments: CCFN 160964, Summary of Test Results, Test Results by School

C: Sharon Robinson, Director of Administration; Members, Steering & Rules Committee;
Bevan Baker, Commissioner of Health; Patricia Klappa, MWW Water Quality Manager





City of Milwaukee

200 E. Wells Street
Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #: 160964 **Version:** 2
Type: Resolution **Status:** Passed
File created: 11/1/2016 **In control:** COMMON COUNCIL
On agenda: **Final action:** 1/18/2017
Effective date:
Title: Substitute resolution directing the Charter School Review Committee to require satisfactory testing for lead of drinking fountains and faucets at all city-chartered schools.
Sponsors: ALD. BOHL, ALD. HAMILTON, ALD. JOHNSON, ALD. PEREZ, ALD. STAMPER, ALD. MURPHY
Indexes:
Attachments: 1. Fiscal Impact Statement

Date	Ver.	Action By	Action	Result	Tally
11/1/2016	0	COMMON COUNCIL	ASSIGNED TO		
1/6/2017	1	STEERING & RULES COMMITTEE	SUBSTITUTED	Pass	7:0
1/6/2017	2	STEERING & RULES COMMITTEE	SUBSTITUTED	Pass	7:0
1/6/2017	2	STEERING & RULES COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	7:0
1/18/2017	2	COMMON COUNCIL	ADOPTED	Pass	14:0
1/26/2017	2	MAYOR	SIGNED		

160964 SUBSTITUTE 2

ALD. BOHL, HAMILTON, JOHNSON, PEREZ, STAMPER AND MURPHY

Substitute resolution directing the Charter School Review Committee to require satisfactory testing for lead of drinking fountains and faucets at all city-chartered schools.

The Code of Ordinances states that the Charter School Review Committee (CSRC) shall, subject to Common Council approval, establish guidelines for charter-school applicants, technical requirements for applications, and criteria for approval of applications. This resolution directs the CSRC to amend its guidelines, technical requirements, and approval criteria to incorporate annual lead-in-water testing as part of the requirements for charter school applicants. Annual lead-in-water testing applies to all new and existing charter schools.

Whereas, Section 320-41-6-b and c of the Code of Ordinances states the Charter School Review Committee (CSRC) shall establish, subject to approval by the common council, guidelines for applicants, criteria for approval of applications, rules and guidelines specifying the technical requirements for applications, application forms, oversight of facility status, and investigate and make findings and recommendations concerning possible termination of charter school contracts and revocation of school charters; and

Whereas, The City of Milwaukee places utmost importance on the health and safety of all children attending City-chartered schools; and

Whereas, The City is conducting a campaign to eliminate as much lead exposure as possible for its residents; and

Whereas, The Milwaukee Public Schools (MPS) are currently undertaking lead testing of the water service fixtures in MPS buildings; and

Whereas, Charter schools are part of the larger system of schools available to children in Milwaukee; and

Whereas, Children attending charter schools should be afforded the same level of safety as children attending MPS schools; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Charter School Review Committee (CSRC) shall require annual lead testing of all faucets used in food preparation and all drinking fountains at all City-chartered schools prior to approval of charter school applications and prior to annual review of existing charter schools; and, be it

Further Resolved, That if a charter school uses an outside vendor for food preparation, such as catering of hot lunch, the outside vendor shall conduct, with the assistance of MWW, testing of all its food-preparation faucets and submit, at least 60 days before the annual document-submission deadline, test results showing it is in compliance with the EPA lead and copper rule; and, be it

Further Resolved, That the CSRC shall amend its guidelines, technical requirements, and approval criteria to incorporate annual lead-in-water testing as part of the requirements for charter-school applicants; and, be it

Further Resolved, That the lead-in-water testing shall be conducted by the Milwaukee Water Works (MWW); and, be it

Further Resolved, That every charter school shall submit the lead-in-water test results to the CSRC at least 60 days prior to the deadline for its annual submission of charter school documents; and, be it

Further Resolved, That the results submitted by the charter school shall show that no drinking fountain and no faucet used in food preparation exceeds the lead levels set forth in the Lead and Copper Rule issued by the U.S. Environmental Protection Agency (EPA); and, be it

Further Resolved, That if a school does not meet the required standard, it shall submit documentation of work being performed to rectify the deficiency no later than 60 days prior to the deadline for its annual submission of charter school documents; and, be it

Further Resolved, That if work is required to rectify a deficiency in lead-in-water levels, the work shall be completed by the school before the deadline for the school's annual submission of charter school documents; and, be it

Further Resolved, That MWW and the Health Department are directed to work with charter schools and the CSRC to obtain the required test results; and, be it

Further Resolved, That all of the provisions in this resolution apply to all charter schools, both new and existing.

LRB166752-3
Tea Norfolk
01/06/2017

Summary of Lead Testing Results at City-Chartered Schools

Central City Cyberschool

19 elevated
84 total sampled

MKE Collegiate Academy

0 elevated
31 total sampled

Darrell Lynn Hines Academy

0 elevated
38 sampled

Milwaukee Academy of Science

6 elevated
155 total sampled

MKE Math and Science Academy

1 elevated
48 total sampled

Downtown Montessori

2 elevated
33 total sampled

Rocketship Southside Community Prep

0 elevated
20 total sampled

Escuela Verde

0 elevated
16 total sampled

Any sample $>15\mu\text{g/L}$ (EPA action level) we did consider to be elevated.

Total elevated samples = 28

Total samples = 425