

LRB – RESEARCH AND ANALYSIS SECTION

**PUBLIC SAFETY COMMITTEE
FILE #091188**

JANUARY 28, 2010

File #091188 approves a Fourth Amendment to the Law Enforcement Special Assignment Grant Agreement between the City of Milwaukee, acting through its Chief of Police, and the Bradley Center Sports and Entertainment Corporation (“Bradley Center”). The original Agreement calls for 2 MPD officers to be stationed inside the Bradley Center for selected events, with specific dates and times mutually agreed upon by the Bradley Center’s Chief Executive Officer and the Chief of Police. Additional officers may be provided at the request of the Bradley Center CEO and with the consent of the Chief. Compensation to these specially assigned MPD officers is at the current overtime rate for top paid police officers, with total payments to the City not to exceed \$162,000 for the two-year Agreement period. This fourth amendment effectively extends the Agreement to cover the period October 1, 2009 through September 30, 2011.

BACKGROUND & DISCUSSION

Large public venues operated by tax-exempt public or quasi-public entities may require additional law enforcement services to meet the needs of public safety. However, because these entities are exempt from general property taxation, they are not required to pay for the provision of such law enforcement services. **File #011573**, adopted April 23, 2002, provided criteria and policy for accepting grants from such entities for additional law enforcement services. (These criteria were later codified, effective December 12, 2007, in section 304-83 of the Milwaukee Code.) File #011573 also authorized the City to enter into the aforementioned Law Enforcement Special Assignment Grant Agreement with the Bradley Center, subsequently executed on July 1, 2002. This Agreement has thereafter been extended through amendment:

LAW ENFORCEMENT SPECIAL ASSIGNMENT GRANT AGREEMENT (“LESAGA”) HISTORY

<i>File</i>	<i>Subject</i>	<i>Period of Coverage</i>	<i>Total Billed</i>
#011573	LESAGA	10/01/01 – 9/30/03	\$45,749
#031132	Amendment to LESAGA	10/01/03 – 9/30/05	\$112,472
#050999	Second Amendment to LESAGA	10/01/05 – 9/30/07	\$124,847
#071323	Third Amendment to LESAGA	10/01/07 – 9/30/09	\$120,064

Adoption of File #091188, a fourth amendment to LESAGA, extends the Agreement to cover the period October 1, 2009 through September 30, 2011. Regarding the Agreement in general, the following are of note:

- There is no formal Amendment Agreement for File #091188. Rather, execution is accomplished via correspondence between the Bradley Center and the Chief of Police. The City Attorney’s Office indicates wording contained in this correspondence is sufficient for enforceability.
- This Agreement does not cover law enforcement personnel for city streets surrounding the Bradley Center. However, in the past, the Motorcycle Unit, as part of the Patrol Support Division, stationed officers on street corners outside the Bradley Center to assist with traffic control. Now part of the Neighborhood Task Force, the Motorcycle Unit is no longer available for this exterior Bradley Center support.

- Since execution of the original Agreement, rates of overtime pay for top paid police officers have increased from \$34.41 per hour to the current \$45.60 per hour.
- While the Agreement allows for additional police officers if requested, it is most common for 2 officers to staff events. Of the 471 selected Agreement events held at the Bradley Center from 2006 through 2009, roughly 84% (397 events) were stationed with 2 officers.
- The MPD now employs an internal policy whereby one of the officers stationed inside the Bradley Center is a supervisor, i.e., Police Sergeant.
- The City submits bills to the Bradley Center on a monthly basis for police officers assigned under this Agreement during the previous month. The Bradley Center is required to make payment within 10 days of billing receipt.

FISCAL IMPACT

Approval of this Fourth Amendment to the Law enforcement Special Assignment Grant Agreement for the Bradley Center requires no direct City financial participation. Either party may terminate this Agreement without cause no sooner than 30 days after delivery of written notice of termination.

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