



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Minutes FINANCE & PERSONNEL COMMITTEE

ALD. MICHAEL J. MURPHY, CHAIR

Ald. Robert J. Bauman, Vice-Chair

Ald. Joe Dudzik, Ald. Milele A. Coggs, and Ald. Nik Kovac

Staff Assistant, Terry MacDonald

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Friday, March 20, 2009

1:30 PM

Room 301-B, City Hall

Meeting convened: 1:39 P.M.

Present 5 - Murphy, Bauman, Dudzik, Coggs, Kovac

Also present: Mark Nicolini, Director, Dept. of Admin., Budget and Management Division, Marianne Walsh, Manager, City Clerk, Legislative Reference Bureau, Research & Analysis Section and John Egan, Comptroller's Office

The Finance and Personnel Committee may convene into closed session at 1:30 P.M. on Friday, March 20, 2009 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who is rendering advice with respect to Item #6... Resolution appropriating up to \$174,647.95 from the 2009 Common Council Contingent Fund to the Remission of Taxes Fund for settlement of three lawsuits against the City of Milwaukee regarding 2006, 2007 and 2008 tax assessments; and then will go into open session for the rest of the agenda.

The committee did not go into close session. Ald. Bauman moved to hold Item #6, File #081289 one cycle. The motion prevailed.

1. 081407

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

Sponsors: THE CHAIR

Under Dept. of Public Works-Infrastructure Services, change the title Civil Engineer IV to Management Civil Engineer, Sr.

Under DPW-Water Works, change title Water Maintenance Supervisor to Water Plant Maintenance Supervisor.

Approves vacancy requests and fund transfers as amended.

A motion was made by ALD. BAUMAN that this Communication be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

2. [081583](#)

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

Sponsors: THE CHAIR

Individual present:

Andrea Knickerbocker, Dept. of Employee Relations

Approves changes to the salary ordinance.

A motion was made by ALD. KOVAC that this Communication be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

3. [081291](#)

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

Sponsors: THE CHAIR

A motion was made by ALD. DUDZIK that this Communication be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

4. [081552](#)

Communication from the Department of Employee Relations relating to the Wellness Promotion Update.

Sponsors: THE CHAIR

Individual present:

Mike Brady, Director, Employee Benefits Div.

A motion was made by ALD. DUDZIK that this Communication be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

5. [081551](#)

Communication from the Department of Employee Relations relating to 2010 benefits.

Sponsors: THE CHAIR

Individual present:

Mike Brady, Director, Employee Benefits Div.

A motion was made by ALD. BAUMAN that this Communication be RECOMMENDED FOR PLACING ON FILE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

6. [081289](#)

Resolution appropriating up to \$174,647.95 from the 2009 Common Council Contingent Fund to the Remission of Taxes Fund for settlement of three lawsuits against the City of Milwaukee regarding 2006, 2007 and 2008 tax assessments.

Sponsors: THE CHAIR

Individuals present:

Vincent Moschella, Deputy City Attorney

Mary Reavey, City Assessor

A motion was made by ALD. BAUMAN that this Resolution be HELD IN COMMITTEE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

7. [081555](#)

Resolution appropriating \$177,506 from the 2008 Parking Contingent Fund account to the 2008 Payment in Lieu of Taxes account.

Sponsors: Ald. Murphy

A motion was made by ALD. COGGS that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

8. [081532](#)

Resolution amending the carryover of 2008 authorization for general obligation and revenue based borrowing.

Sponsors: THE CHAIR

A motion was made by ALD. DUDZIK that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

9. [081506](#)

Resolution authorizing the issuance of general obligation notes to pay a general and current municipal expense associated with grant programs.

Sponsors: THE CHAIR

A motion was made by ALD. KOVAC that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

10. [081503](#)

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

Sponsors: THE CHAIR

A motion was made by ALD. DUDZIK that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

11. [081509](#)

Resolution relative to expenditure of funds to be recovered by greater than anticipated revenue (Metro Sewer User Charge Fund 0460).

Sponsors: THE CHAIR

Proposed Substitute A offered.

A motion was made by ALD. KOVAC that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

[081509](#)

Substitute resolution relative to expenditure of funds to be recovered by greater than anticipated revenue (Metro Sewer User Charge Fund 0460).

Sponsors: THE CHAIR

A motion was made by ALD. KOVAC that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

12. [081438](#)

Resolution relating to the acceptance of funding from the Milwaukee Metropolitan Sewerage District to proceed with conducting a Disparity Study.

Sponsors: THE CHAIR

Individual present:

Rhonda Kelsey, Purchasing Director, Dept. of Admin.

A motion was made by ALD. COGGS that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

13. [081480](#) Substitute resolution appropriating \$700 for membership in the State and Local Government Sweatfree Consortium.

Sponsors: Ald. Zielinski, Ald. Hamilton, Ald. Bauman and Ald. Kovac

Individuals present:

Ald. Zielinski, 14th Aldermanic Dist.

Steve Watrous, Local representative for Sweatfree Consortium

Rhonda Kelsey, Purchasing Director, Dept. of Admin.

Ald. Zielinski offered a Proposed Substitute B.

**A motion was made by ALD. KOVAC that this Resolution be SUBSTITUTED.
The motion PREVAILED by the following vote:**

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

[081480](#)

Substitute resolution appropriating \$700 for membership in the Sweatfree Consortium.

Sponsors: Ald. Zielinski, Ald. Hamilton, Ald. Bauman and Ald. Kovac

**A motion was made by ALD. KOVAC that this Resolution be RECOMMENDED
FOR ADOPTION. The motion PREVAILED by the following vote:**

Aye 4 - Bauman, Dudzik, Coggs and Kovac

No 1 - Murphy

14. [081522](#)

An ordinance amending the elevator landing inspection fee.

Sponsors: THE CHAIR

**A motion was made by ALD. BAUMAN that this Ordinance be RECOMMENDED
FOR PASSAGE. The motion PREVAILED by the following vote:**

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

15. [081334](#)

Substitute resolution authorizing carryover of certain fund balances from 2008 to 2009 in accordance with Section 65.07(1)(p), Wisconsin Statutes.

Sponsors: THE CHAIR

Individuals present:

Mark Nicolini, Director, Dept. of Admin., Budget & Management Div.

David Schroeder, Dept. of Admin., Budget & Management Div.

Dennis Yaccarino, Dept. of Admin., Budget & Management Div.

Maria Prioletta, Dept. of City Development

Linda Burke, Deputy City Attorney

**A motion was made by ALD. BAUMAN that this Resolution be HELD TO CALL
OF THE CHAIR. The motion PREVAILED by the following vote:**

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

16. [081336](#)

Substitute resolution rescinding reserved commitments and appropriating funds from the 2008 Common Council Contingent Funds for the purpose of closing the 2008 financial books due to unanticipated shortfalls in current year operating expenses.

Sponsors: THE CHAIR

Individuals present:

Mark Nicolini, Director, Dept. of Admin., Budget & Management Div.

David Schroeder, Dept. of Admin., Budget & Management Div.

Proposed Substitute A offered.

A motion was made by ALD. KOVAC that this Resolution be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

[081336](#)

Substitute resolution rescinding reserved commitments and appropriating funds from the 2008 Common Council Contingent Funds for the purpose of closing the 2008 financial books due to unanticipated shortfalls in current year operating expenses.

Sponsors: THE CHAIR

A motion was made by ALD. KOVAC that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

17. [081406](#)

Resolution authorizing attendance at conventions, seminars and other travel.

Sponsors: THE CHAIR

A motion was made by ALD. BAUMAN that this Resolution be HELD TO CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

18. [081404](#)

A substitute ordinance to further amend the 2009 rates of pay of offices and positions in the City Service under control of the Common Council.

Sponsors: THE CHAIR

Ald. Murphy moved to amend as follows:

Under Part II. Administration of Pay Plan., Sec. 8. Boards and Commissions:

Compensation and Reimbursement, delete the "Housing Trust Fund Advisory Board."

A motion was made by ALD. MURPHY that this Ordinance be AMENDED. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

[081404](#)

A substitute ordinance to further amend the 2009 rates of pay of offices and positions in the City Service under control of the Common Council.

Sponsors: THE CHAIR

A motion was made by ALD. MURPHY that this Ordinance be RECOMMENDED FOR PASSAGE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

19. [081405](#)

A substitute ordinance to further amend the 2009 offices and positions in the City Service under control of the Common Council.

Sponsors: THE CHAIR

A motion was made by ALD. DUDZIK that this Ordinance be RECOMMENDED FOR PASSAGE. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

Recess: 2:57 P.M.
Reconvened:

Present 5 - Murphy, Bauman, Dudzik, Coggs, Kovac

2:00 P.M.

20. [080218](#)

A substitute ordinance relating to participation of city residents in public works contracts, requirements for developers receiving direct financial assistance from the city, and local business enterprise contracting standards.

Sponsors: Ald. Hamilton, Ald. Wade, Ald. Kovac and Ald. Coggs

Individual present:
Ald. Hamilton, 1st Aldermanic Dist.

Ald. Hamilton offered a Proposed Substitute D.

A motion was made by ALD. KOVAC that this Ordinance be SUBSTITUTED. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

080218

A substitute ordinance relating to participation of city residents in public works contracts, requirements for developers receiving direct financial assistance from the city, and local business enterprise contracting standards.

Sponsors: Ald. Hamilton, Ald. Wade, Ald. Kovac and Ald. Coggs

Ald. Hamilton asked that this file be amended by deleting the following under section 355-1-2. DIRECT FINANCIAL ASSISTANCE:

"Money allocated for environmental remediation, money allocated of the purchase of public access easements, money allocated of the construction of riverwalks, dockwalls, walkways, plazas, parks, private roadways open to the public or similar improvements or money allocated for public infrastructure improvements shall to be included in any calculation made pursuant to this definition."

; and, by adding the following under section 335-13-3. PREVAILING WAGE:

"For purposes of this section, direct financial assistance shall not include money allocated for environmental remediation, money allocated for the purchase of public access easements, money allocated for the construction of riverwalks, dockwalls, walkways, plazas, parks, private roadways open to the public or similar improvements or money allocated for public infrastructure improvements."

Individual present:

Ms. Martha Brown, Dept. of City Development

A motion was made by ALD. BAUMAN that this Ordinance be AMENDED. The motion PREVAILED by the following vote:

Aye 5 - Murphy, Bauman, Dudzik, Coggs and Kovac

No 0

Roll call taken at 6:30 P.M.

Present 4 - Murphy, Bauman, Coggs, Kovac

Excused 1 - Dudzik

080218

A substitute ordinance relating to participation of city residents in public works contracts, requirements for developers receiving direct financial assistance from the city, and local business enterprise contracting standards.

Sponsors: Ald. Hamilton, Ald. Wade, Ald. Kovac, Ald. Coggs, Ald. Davis and Ald. Bauman

Individuals present:

*Rhonda Kelsey, City Purchasing Director
Mark Nicolini, Director, Dept. of Admin., Budget & Management Div.
Linda Burke, Deputy City Attorney
Steve Kwaterski, Dept. of Admin., Intergovernmental Relations
Rocky Marcoux, Commissioner of Dept. of City Development
Wally Morics, Comptroller
Jeff Mantes, Commissioner of Public Works
Ald. Wade, 7th Aldermanic Dist.
Assist. City Attorney Tom Miller*

Ald. Murphy said he will work with Mr. Morics to put together a tracking mechanism on the cost impact of the prevailing wage requirement and then may have an amendment prepared and may offer it at the March 25, 2009 Common Council meeting.

Speakers - In Support:

*Max Bodenbach, Member of MICA, Jobs, etc.
Nick Trisari, Milwaukee Area Tech. College, Apprenticeship program
Ralph Hollmon, President, Milw. Urban League
Rev. Ken Wheeler, Cross Lutheran Church and MICA*

Non-Speakers - In Support:

*Jerry Knapp, LECET
John J. Schmidt, Union Local 113
Kwabena Robert Falson
Mary Devitt, MICA
Dennis Lowder, Good Jobs & Livable Neighborhoods
Ellen Talavera, IBEW Local 494/GJLN
Rose Stietz, MICA, St. Martin De Porres Catholic Church
Tom Niebler, MICA
Pam Fendt, Good Jobs & Livable Neighborhood Coalition*

Speakers - Opposed:

*Mike Fardy, Inland Companies
Richard Lincoln, Mandel Group
Barry Mandel
Philip Schultz, Horizon Development Group - opposed to prevailing wage requirement
Steve Bass, MMAC
Lamont Harris - opposed to prevailing wage requirement
Richard Wanta, Wisconsin Underground Contractors
Francisco Sanchez, Business owner
Carla Cross, Cross Management, Inc. - opposed to EBE and prevailing wage requirements*

Non-Speakers - Opposed:

*Jim Villa, Commercial Realtors Association
Marne Stuck, Greater Milwaukee Assoc. of Realtors
Stewart Wangard, Wangard Partners, Representing NAIOP*

Randy Nass, Next Development
Blair Williams, WIRED Properties
Mr. Karan R. Haywood, Vanguard
Charles Trainer, TMB Develop Co. - PBH Redevelopment LLC
Bob Sheehy, ICSC - International Council of Shopping Centers
Philip Schultz, Horizon Development

A motion was made by ALD. KOVAC that this Ordinance be RECOMMENDED FOR PASSAGE. The motion PREVAILED by the following vote:

Aye 4 - Murphy, Bauman, Coggs and Kovac

No 0

Excused 1 - Dudzik

A motion was made by ALD. MURPHY that this Ordinance be RECONSIDERED. The motion PREVAILED by the following vote:

Aye 4 - Murphy, Bauman, Coggs and Kovac

No 0

Excused 1 - Dudzik

Ald. Murphy moved to amend Section 365-3-2-b by changing 6 months to 1 year and by amending Section 365-7-1-e by changing \$50,000 to \$25,000.

A motion was made by ALD. MURPHY that this Ordinance be AMENDED. The motion PREVAILED by the following vote:

Aye 4 - Murphy, Bauman, Coggs and Kovac

No 0

Excused 1 - Dudzik

As amended.

A motion was made by ALD. KOVAC that this Ordinance be RECOMMENDED FOR PASSAGE. The motion PREVAILED by the following vote:

Aye 4 - Murphy, Bauman, Coggs and Kovac

No 0

Excused 1 - Dudzik

21. [080685](#)

A charter ordinance relating to award of contracts to lowest bidders in conjunction with standards for preference for local business enterprises.

Sponsors: Ald. Hamilton, Ald. Wade, Ald. Kovac and Ald. Coggs

A motion was made by ALD. KOVAC that this Charter Ordinance be RECOMMENDED FOR PASSAGE. The motion PREVAILED by the following vote:

Aye 4 - Murphy, Bauman, Coggs and Kovac

No 0

Excused 1 - Dudzik

Meeting adjourned: 6:53 P.M.

**Terry J. MacDonald
Staff Assistant**