

**INSTRUCTION SHEET
ADDITIONS TO
MILWAUKEE CODE OF ORDINANCES
VOLUME 3**

SUMMARY

This supplement incorporates changes to Volume 3 of the Milwaukee Code of Ordinances enacted by the following Common Council files:

- 151474 A substitute ordinance relating to the residents preference, small business enterprise and local business enterprise programs.
- 160144 An ordinance relating to common council reversal and modification of historic preservation commission decisions.
- 160171 A substitute ordinance relating to alternative staffing and scheduling for city departments.
- 160182 A substitute ordinance relating to the composition of the black male achievement advisory council.

<u>Section Affected</u>	<u>Action</u>	<u>File Number</u>	<u>Effective Date</u>	<u>Remove Pages</u>	<u>Add Pages</u>
Remove <u>old</u> MEMO (Suppl. #279)				v-vi	v-vi
320-21-9-j	am	160144	7/1/2016	349-350	349-350
320-21-11-L-0	am	160144	7/1/2016	353-354	353-354
320-21-15-f-0	am	160144	7/1/2016	357-358	357-358
320-29-3-a-1	rc	160182	7/1/2016	363-364	363-364
320-29-3-a-4	rc	160182	7/1/2016	"	"
320-29-3-a-5	rc	160182	7/1/2016	"	"
320-29-3-a-6	am	160182	7/1/2016	"	"
320-29-3-a-7	am	160182	7/1/2016	"	"
320-29-3-a-9	am	160182	7/1/2016	"	"
320-29-3-a-10	am	160182	7/1/2016	"	"
320-29-5	am	160182	7/1/2016	"	"
Ch. 320 (hist.)				373-378	373-378
350-209-3	cr	160171	7/1/2016	955-958	955-958
370-1-1	am	151474	7/1/2016	1351-1352	1351-1352
370-1-17	rn to	151474	7/1/2016	"	"
	370-1-18				

<u>Section Affected</u>	<u>Action</u>	<u>File Number</u>	<u>Effective Date</u>	<u>Remove Pages</u>	<u>Add Pages</u>
370-1-17 Ch. 370 (hist.)	cr	151474	7/1/2016	1351-1352 1357-1358	1351-1352 1357-1358
Index				1509-1510 1527-1528 1549-1550 1555-1556	1509-1510 1527-1528 1549-1550 1555-1556

For subscription or distribution questions contact the Legislative Reference Bureau, Code Section, (414) 286-3905.

For questions concerning the content of the Milwaukee Code of Ordinances contact the Legislative Reference Bureau, Research Section, (414) 286-2297.

Abbreviations:

am=amended
cr=created

ra=renumbered and amended
rc=recreated

rn=renumbered
rp=repealed

MEMO

If all supplements have been properly inserted, this book contains all actions of the Common Council through June 14, 2016.

Revised 6/14/2016
Suppl. #280

f. Issue certificates of appropriateness under sub. 11.

g. Issue mothballing certificates under sub. 15.

h. Collaborate with the state of Wisconsin historic preservation officer to promote the inclusion of properties designated as historic sites, structures or districts in the national register of historic places.

i. Educate the citizens of Milwaukee about the historic heritage of this city and the historic sites, structures and districts designated under this section.

j. Receive and solicit funds for historic preservation in the city. The funds shall be placed in a special city account for this purpose.

9. NOMINATION AND DESIGNATION OF HISTORIC SITES, STRUCTURES AND DISTRICTS.

a. Any resident of the city, the local common council member or the owner of the subject property may nominate a structure, site or geographic area for designation as a historic structure, historic site or historic district. A nomination shall be filed with the city clerk's office on forms made available for this purpose and shall be accompanied by the historic preservation nomination fee specified in ch. 81, except that no fee shall be required for nomination filed by a common council member. The city clerk shall immediately forward the nomination to the staff of the commission. The commission staff shall review the nomination and shall, within 10 days of the filing of the application, determine whether the nomination is complete as to form. Once the commission staff determines that the nomination is complete as to form, the staff shall refer the nomination to the commission for further proceedings in accordance with this subsection. In addition, the commission staff shall notify, by first-class mail, the owner of record of each real estate parcel or structure that is the subject of the nomination to inform the owner of the nomination, the reasons for and effects of designation, that staff is available to discuss the nomination process and that the owner may submit a written statement indicating his or her position on the proposed designation.

b. The commission shall hold a public hearing on a nomination within 45 days of the date on which commission staff deems the nomination complete as to form. Notice as to the time, place and purpose of the hearing shall be sent at least 25 days prior to the hearing to the following parties:

b-1. The owner of the subject property. This notice shall be by certified letter.

b-2. The common council members of the aldermanic districts in which the proposed designation is located.

b-3. All persons or corporations who own property that is within 200 feet of the proposed designation. This notice shall be by first class mail.

c. Upon conclusion of the public hearing and after consideration of the criteria for determining historic, architectural and cultural significance provided in sub. 3-e, the commission shall decide whether to deny the request for historic designation or recommend historic designation of the nominated structure, site or district to the common council. The commission shall set forth written findings which constitute the basis for its decision. In the case of a recommendation for historic designation, the commission shall also recommend preservation guidelines for the site, structure or district. If the recommendation is to designate a district, the commission shall consider and report in its findings the impact of the designation on low-and-moderate income housing within the district.

d. The commission shall, by first-class mail, notify the owner of the subject property, the person who made the nomination and the local common council member of its decision. This notice shall include the findings which constitute the basis for the commission's decision and, in the case of a recommendation for historic designation, any preservation guidelines for the site, structure or district recommended by the commission. A denial of a request for designation may be appealed to the common council in accordance with par. j.

e. Upon receipt of a favorable recommendation from the commission, the commission's findings and the recommended preservation guidelines, the common council shall introduce a file to approve the designation and schedule that file for a public hearing, with notice to the parties identified in par. b, before the appropriate committee of the common council at the next regularly-scheduled committee meeting. The common council shall balance the public interest in the preservation of the structure, site or district that is the subject of the recommendation and the interest of the owner or owners in using the property for his, her or their purposes. If the common council adopts the commission's recommendation, the common council shall by reference approve the study report for the proposed historic site, structure or district prepared by the commission, including the recommended preservation guidelines for the site, structure or

320-21-10 Boards, Commissions and Committees

district, subject to any modifications made to the report by the common council.

f. After the designation decision is final, the commission shall notify the owner of the subject property, the person who nominated the subject property for historic designation, the affected council member, the commissioner of city development, the commissioner of public works, and the commissioner of neighborhood services. The city clerk shall file, in recordable form, notice of the designation with the Milwaukee county register of deeds and shall cause the designation to be recorded.

g. If the commission has recommended a site, structure or area for historic designation, final action, in accordance with this subsection, shall be taken by the common council within 2 years of the date of the commission's recommendation.

h. If a nomination for historic designation is denied by the commission and not appealed to the common council pursuant to par. j, or denied by the common council, the commission shall not consider a renomination of the same structure, site or geographic area unless one of the following conditions is met:

h-1. Two years have passed since the nomination was denied by the commission or the common council, whichever is later. In such cases, the renomination shall be considered a new nomination for the purposes of this section.

h-2. The commission is presented with substantial new evidence that could not reasonable have been presented at the previous hearing. In such cases, this evidence, including photographs, application shall be accompanied by an application form. No hearing on a renomination based on new evidence shall be scheduled until after an affirmative vote of a majority of the members of the commission.

i. All renominations shall be subject to the same notice requirements as the original public hearings.

j. If, upon conclusion of its public hearing on a nomination for historic designation, the commission denies the request for historic designation, the applicant or local common council member may appeal the commission's decision to the common council by filing a written request with the city clerk within 20 days after the mailing of the notice of the commission's decision. The city clerk shall file the appeal with the common council. After a public hearing at the next regularly-scheduled meeting of the appropriate common council committee, the council may, by majority vote of the common council, reverse the decision of the commission after weighing the findings of the

commission, the criteria for determining historic, architectural or cultural significance provided in sub. 3-e, and the interest of the public in preserving the subject structure, site or district.

10. AMENDMENTS TO ADOPTED GUIDELINES. For any designated historic site, structure or district, the common council may amend the preservation guidelines that it adopted at the time of designation of the site, structure or district pursuant to sub. 9-e. The procedure for amending the preservation guidelines shall be the same as the procedure for nomination and designation of historic sites, structures and districts, as set forth in sub. 9. The common council may amend preservation guidelines only after receiving a recommendation from the historic preservation commission.

11. REGULATION OF ALTERATION, RECONSTRUCTION, REHABILITATION, CONSTRUCTION AND DEMOLITION.

a. **Certificate Required.** No person or entity shall alter, reconstruct or rehabilitate any part of the exterior of a historic structure or structure or improvement on a historic site or within a historic district, construct any improvement on a historic site, on a parcel that contains a historic structure or on a parcel within a historic district, including a parcel which is to be rendered vacant or partially vacant by reason of partial or complete demolition of a structure within a historic site or district, or partially or wholly demolish any historic structure or structure or improvement on a historic site or within a historic district, or permit any of these activities to occur unless a certificate of appropriateness has been granted by the commission. The commissioner of city development or neighborhood services shall not issue a permit for any such work or demolition unless a certificate of appropriateness has been issued by the commission as provided in this subsection. In addition, any permit application or proposed or preliminary plans for exterior alteration, new construction or demolition within a historic district, on a historic site or involving a historic structure received by a city department or agency or a city-affiliated department or agency shall be forwarded to the staff of the commission by the receiving department or agency within 5 days of receipt of the permit application plans.

b. **Application.** An application for a certificate of appropriateness, or to amend a certificate previously issued, shall be filed by the property owner with the city clerk's office on forms made available for this purpose. The city clerk shall immediately forward the application to the staff of the commission. The commission staff shall immediately provide notice of receipt of the

new construction that also involves an application for a zoning change to a planned development district pursuant to s. 295-907-2, the commission shall confer with the commissioner of city development and shall coordinate the review of the application for a certificate of appropriateness for new construction with the review of the application for creation of the planned development district. This review and coordination may include holding a joint meeting of the historic preservation commission and the plan commission to consider both applications. To the extent practicable, the historic preservation commission and plan commission shall strive for concurrent consideration of the application for a certificate of appropriateness for new construction and the application for creation of the planned development district, and shall endeavor to provide a joint report to the common council. In the event that concurrent consideration cannot be achieved, the historic preservation commission and plan commission do not agree on a joint report or the historic preservation commission fails to act within a reasonable time on the application for a certificate of appropriateness for new construction, the appropriate common council committee shall hold a hearing on both the application for a certificate of appropriateness for new construction and the application for creation of a planned development district. In that case, the common council's action with respect to the approval, denial or modification of the application for creation of a planned development district shall also constitute action on the application for a certificate of appropriateness for new construction.

j. **Additional Provisions; No Action Taken By Commission.** Notwithstanding anything to the contrary herein, if the commission does not grant, grant with conditions, deny or, in the case of a request to demolish a structure, defer action on a certificate of appropriateness within 75 days of the date that the staff of the commission determined that the application was complete as to form, the application for a certificate of appropriateness shall be deemed deferred and the procedures set forth in par. f-2 shall govern further proceedings.

k. **Issuance of Certificate.** Upon the granting or conditional granting of a certificate of appropriateness by the commission, the commission's staff shall issue a certificate of appropriateness to the applicant. In the case of conditional granting of a certificate, the certificate shall only be issued upon the applicant's acceptance of the conditions placed on issuance of the certificate by the commission.

L. **Appeal.** If, upon a hearing by the commission, the application for a certificate is

denied or the certificate is granted conditionally and the applicant refuses to accept the conditions placed on the granting of the certificate, the applicant may appeal the denial or conditional granting of the certificate to the common council by filing a written request with the city clerk within 20 days after the mailing of the certified letter to the applicant of the commission's decision. The city clerk shall file the request to appeal with the common council. After a public hearing at the next regularly-scheduled meeting of the appropriate common council committee, the council may, by majority vote of the common council, reverse or modify the decision of the commission if, after balancing the interest of the public in preserving the subject property and the interest of the owner in using it for his or her own purposes, the council finds that, owing to special conditions concerning to the specific piece of property, failure to grant the certificate of appropriateness will preclude any and all reasonable use of the property or will cause unreasonable economic hardship for the owner, provided that any self-created hardship or failure to maintain the property in good repair shall not be a basis for reversal or modification of the commission's decision. If claiming that denial of the certificate or the conditional approval of the certificate causes unreasonable economic hardship for the owner, the applicant shall provide clear and convincing evidence that any hardship is not self-created or the result of failure to maintain the property in good repair, that there is no reasonable use for the property, that there is no reasonable way to adapt the property for alternative use, and that there has been no reasonable offer to purchase the property despite at least 2 years of ongoing substantial effort to sell the property other than an owner-occupied one- or 2-unit residential property, the applicant shall provide the following information to the city clerk not less than 5 days prior to the public hearing:

L-1. **Property purchase information,** including the purchase price the owner paid for the property, the name and legal status of the owner, the date of purchase and the name of the party from whom the property was purchased, including a description of the relationship, if any, between the owner of the property and the person from whom the property was purchased.

L-2. **Property value information,** including the most recent assessed value of the land and improvements thereon and any appraisals in the owner's possession or control prepared within the previous 2 years in connection with any purchase, financing, ownership change or attempt to sell the property, and the current and past uses, for at least the last 5 years, of the property.

320-21-12 Boards, Commissions and Committees

L-3. For an income-producing property, financial documentation for the property during the past 2 years, including tax returns showing annual gross income from the property, itemized operating and maintenance expenses for the property, real estate tax statements, proof of annual debt service, including mortgage balance and terms, annual cash flow and any federal income tax deductions or depreciation claimed for the property. For an owner-occupied residential property, income tax returns for the last 2 years.

L-4. All information within the owner's possession or control about attempts to sell the property, including all listings of the property for sale or rent, the price asked and any offers received.

L-5. All information within the owner's possession or control, such as plans, site assessments and other information, regarding any attempt to develop profitable, adaptive uses of the property.

L-6. Any other information that is relevant to the issue of whether denial of the certificate or the conditions placed on the certificate creates an unreasonable economic hardship for the owner, such as reports of licensed engineers or architects familiar with the property or cost estimates for work necessary to satisfy conditions on the certificate or the regulations contained herein, including any additional information requested by the common council or common council committee.

m. Location of Utility Meter. New installation of a natural gas meter or a utility meter on a historic structure, or on a structure on a historic site or within a historic district, shall not be permitted on a street-facing elevation of the structure.

n. Building Code Compliance. Insofar as it is applicable to a historic structure, historic site or structure within a historic district designated under this section, any provision of the building code shall apply, unless waived by the appropriate state or city officials as permitted by law. The commission may support or propose such waivers before the appropriate state or city appeals bodies.

12. GUIDELINES FOR REHABILITATION. In determining whether to issue a certificate of appropriateness for rehabilitation, the commission shall consider and may give decisive weight to any or all of the following:

a. Every reasonable effort shall be made to provide a compatible use for a property which requires minimal alteration of the exterior of a building, structure or site and its environment.

b. The distinguishing original qualities or character of a building, structure or site and its environment shall not be destroyed. The removal

of alteration of any historic material or distinctive architectural features should be avoided when possible.

c. All buildings, structures, and sites shall be recognized as products of their own time. Alterations that have no historical basis and which seek to create an earlier or later appearance shall be discouraged.

d. Changes which may have taken place in the course of time are evidence of the history and development of a building, structure or site and its environment. These changes may have acquired significance in their own right, and this significance shall be recognized and respected.

e. Distinctive stylistic features or examples of skilled craftsmanship which characterize a building, structure or site shall be treated with sensitivity.

f. Deteriorated architectural features shall be repaired rather than replaced, wherever possible. If replacement is necessary, the new material shall match the material being replaced in composition, design, color, texture, and other visual qualities. Repair or replacement of missing architectural features shall be based on accurate duplications of features, substantiated by historic, physical or pictorial evidence rather than on conjectural designs or the availability of different elements from other buildings or structures.

g. The surface cleaning of structures shall be undertaken with the gentlest means possible. Sandblasting and other cleaning methods that will damage the historic building materials shall not be undertaken without a certificate of appropriateness.

h. Every reasonable effort shall be made to protect and preserve archeological resources affected by, or adjacent to, any project.

i. Contemporary design for alterations and additions to existing properties shall not be discouraged when the alterations and additions do not destroy significant historical, architectural or cultural material, and the design is compatible with the size, scale, color, material and character of the property, neighborhood, or environment.

j. Wherever possible, new additions or alterations to structures shall be done in such a manner that if the additions or alterations were to be removed in the future, the essential form and integrity of the structure would be unimpaired.

13. TEMPORARY DESIGNATION. a. Application. Any resident of the city seeking to nominate a structure, site or geographic area for designation as a historic structure, historic site or historic district may also seek temporary designation of that structure, site or geographic

mowed and trimmed, and the grounds are free of litter, debris, junk cars and outdoor storage and nuisances of all types. The interior of the building shall be protected from the elements.

e. **Periodic Review.** A mothballing certificate shall be valid for the period of time deemed appropriate by the commission. The certificate shall be reviewed by the commission within 6 months of the date of original issuance and every 6 months thereafter. Notice of the review shall be given to the certificate holder and area property owners using the procedure described in par. b. At least 10 days prior to each review date, the certificate holder shall provide the commission with a written report on progress that has been made in implementing the rehabilitation plan during the past 6 months. When reviewing a mothballing certificate, the commission shall evaluate the progress the certificate holder has made towards implementing or completing the rehabilitation project, or the progress that the certificate holder has made in obtaining the necessary financing for the project. The commission shall also consider the extent to which the certificate holder has complied with the provisions of this subsection and with any special conditions the commission placed on the certificate at the time it was issued. The commission may add conditions to a certificate, remove conditions from the certificate, or revoke the certificate after any periodic review of the certificate.

f. **Appeal.** If, upon a hearing by the commission, the application for a mothballing certificate is denied, the conditions attached to an approved mothballing certificate are unacceptable to the applicant, or a mothballing certificate is revoked by the commission, the applicant may appeal the commission's decision to the common council. Appeals shall be by written request filed with the city clerk within 20 days after the mailing of the certified letter to the applicant of the commission's decision. The city clerk shall file the appeal request with the common council. After a public hearing, the council may, by majority vote of the common council, reverse or modify the decision of the commission if it finds that doing so would:

f-1. Serve the interest of the public by preserving an historic structure.

f-2. Not negatively impact the surrounding neighborhood.

f-3. Relieve the property owner of unreasonable conditions placed on the issuance of the mothballing certificate or hardships relating to implementation of the rehabilitation plan which are not self-created.

g. If the department of neighborhood services or any owner or owners of property within 200 feet of a property with a currently valid mothballing certificate files a written petition with the commission requesting revocation of the certificate and stating the reasons for the request, the commission shall consider revocation of the certificate at its next regularly scheduled meeting which is at least 15 days from the date of receipt of the petition. Notice of the request for certificate revocation, along with the time and place of the commission meeting at which revocation will be considered, shall be sent to the certificate holder by certified mail at least 10 days prior to the meeting.

16. EMERGENCY RAZING NOT PROHIBITED. Nothing contained in this section shall prohibit the demolition of a structure for which a court order has been issued or for which the commissioner of neighborhood services has issued an emergency raze order under s. 218-4.5.

17. TERMINATION OF DESIGNATION OF HISTORIC STRUCTURE. a. **Petition.** Whenever a historic structure not located in a historic district is damaged beyond repair by fire, explosion or natural disaster, the owner of the structure, the local common council member or staff of the commissioner may file a petition with the city clerk requesting that the historic designation of the damaged structure be terminated. The city clerk shall immediately forward the petition to the commissioner of neighborhood services for a report, to the commission for a recommendation to the common council, and to the appropriate common council committee for review and recommendation to the full council. The committee and the council shall base their decisions on a report from the commissioner of neighborhood services that describe the extent of the damage to the structure and includes a determination of the commissioner as to whether the structure is damaged beyond repair.

b. **Notification and Recording.** If the common council grants a petition to terminate designation of a historic structure, the city clerk shall notify the owner of the subject property, the local common council member, and the commissioners of city development, neighborhood services and public works. The city clerk shall also file, in recordable form, notice of termination of the historic designation with the Milwaukee county register of deeds and cause the notice to be recorded.

18. PLAQUES. The commission shall establish a plaque program to identify and provide

320-22 Boards, Commissions and Committees

information on local historic structures, sites and districts.

18.5. HISTORIC DISTRICT IDENTIFICATION SIGNS. As provided in s. 116-5, the city engineer shall administer a program to permit the installation of special historic district identification signs above street name signs in any locally or nationally designated historic district in the city.

19. ENFORCEMENT. Any violation of this section shall be subject to the enforcement provisions of ss. 200-11-3 and 200-12-1. The commissioner of neighborhood services shall be responsible for enforcement of this section.

20. PENALTIES. Any violation of this section shall be subject to the penalty provisions of s. 200-19.

320-22. Milwaukee Commission on Domestic Violence and Sexual Assault.

1. ESTABLISHMENT.

The Milwaukee commission on domestic violence and sexual assault is established as provided in this section.

2. PURPOSE. The purpose of the Milwaukee commission on domestic violence and sexual assault is to increase safety for victims of domestic violence and their children and for victims of sexual assault, and to hold abusers accountable for their violent behavior.

3. COMPOSITION. a. A majority of commission members shall be city residents. The commission shall be composed of the following 33 members, each of whom shall be subject to confirmation by the common council:

a-1. One member appointed by the mayor.

a-2. One member appointed by the common council president.

a-3. One member appointed by the Milwaukee county executive.

a-4. Two representatives with expertise in the areas of domestic violence and sexual assault from the police department, appointed by the chief of police.

a-5. One member appointed by the Milwaukee public schools superintendent.

a-6. One representative of child welfare agencies, appointed by the director of the bureau of Milwaukee child welfare, division of children and families, Wisconsin department of health and family services.

a-7. Three assistant district attorneys, including one who works with the area of sexual assault, one who works with the area of domestic violence and one who works with matters in children's court, appointed by the district attorney.

a-8. One representative of the state legislature, appointed by the mayor.

a-9. One representative of health care service providers, appointed by the common council president.

a-10. One representative of the Wisconsin department of corrections, division of community corrections, appointed by the mayor.

a-11. One representative of victim advocates, appointed by the common council president.

a-12. Four representatives of underserved communities, including one representative each of the African-American, Hispanic, Native American and Southeast Asian communities, 2 appointed by the president of the common council and 2 appointed by the mayor.

a-13. Six representatives of sexual assault and sexual abuse service providers, 3 appointed by the common council president and 3 appointed by the mayor.

a-14. Seven representatives of domestic violence service providers, 4 appointed by the common council president and 3 appointed by the mayor.

a-15. One representative of the LGBT community center, appointed by the common council president.

a-16. One representative of the Milwaukee judicial sector, appointed by the common council president.

b. The president of the common council and the mayor shall appoint commission members listed in par. a-8 to 16 from names recommended by the executive committee of the commission. The executive committee may recommend one or more names for each vacancy. Whenever the executive committee recommends one name for a vacancy, the appointing authority may request that the executive committee recommend additional names for that vacancy.

c. Any member of the commission may name an alternate.

4. TERMS. a. Members shall be appointed no later than 60 days after the third Tuesday in April in even-numbered years to 2-year terms expiring on the third Tuesday of April 2 years thereafter. When a vacancy occurs in a board position the appointing authority shall make an appointment within 60 days after the vacancy occurs.

b. Members of the commission may be reappointed.

5. RESPONSIBILITIES AND DUTIES.

a. The commission is charged with the responsibility of coordinating the community's response to domestic violence and sexual assault

3. POWERS AND DUTIES.

a. General. a-1. It shall be the duty of the safety commission to investigate, advise and report to the mayor, common council, police department and commissioner of public works and other city officials concerning the best methods of providing for the safety and convenience of the public in matters of safety and to give the greatest possible publicity as to safety precautions. The matters of safety under the review of the commission shall include, but not be limited to, motor vehicle, pedestrian, bicycle, water, fire and firearm safety and accidental poisoning.

a-2. The commission is authorized to establish advisory committees to assist the commission in carrying out its duties.

b. Crossing Guards. The commission shall serve in an advisory capacity to the police department relating to the establishment of standards for and the placement of school crossing guards pursuant to s. 312-23-1.

c. Coordination. The commission shall be responsible for the coordination of citywide cooperative public safety actions involving public and private agencies and organizations.

d. Report. Each year, and with the assistance of the police department and department of public works, the commission shall prepare and submit to the common council 3 reports:

d-1. A report on motor vehicle traffic accident trends. This report shall include, but not be limited to, comprehensive accident data, a narrative interpreting the data and a listing of the locations of all traffic fatalities.

d-2. A report containing data, including tables, charts or maps, highlighting locations with high accident frequencies in the previous calendar year.

d-3. A report summarizing the status of the matters the safety commission has the responsibility under par. a to review. The reports shall include, but not be limited to, recommendations on appropriate actions necessary or advisable to be taken by the various departments, boards, commissions or agencies or by the mayor and common council to reduce the rates of accident occurrences, and comparisons and analyses of citywide public safety actions over time to determine the extent of progress being made to reduce and eliminate the public safety matters.

320-28. Transit Stop Technical Advisory Committee. There is created a transit stop technical advisory committee consisting of 3 members: the city engineer or his or her designee, a representative from Milwaukee Transport Services, Inc., and a citizen member appointed by the public works committee chair. The committee shall, in accordance with s. 101-44-1, make recommendations to the common council regarding proposed locations for the receiving and discharging of passengers of common carriers. The citizen member shall be appointed no later than 60 days after the third Tuesday in April in even-numbered years to a 2-year term expiring on the third Tuesday of April 2 years thereafter. When a vacancy occurs in the citizen member position the appointing authority shall make an appointment within 60 days after the vacancy occurs.

320-29. Black Male Achievement Advisory Council.

1. ESTABLISHMENT. There is created a black male achievement advisory council.

2. PURPOSE. a. The purpose of the black male achievement advisory council is to make recommendations to the common council on the issue of African American male achievement. The black male achievement advisory council shall also oversee the City Leadership Grant to Promote Black Male Achievement from the National League of Cities' Institute for Youth, Education and Families.

b. The City Leadership Grant to Promote Black Male Achievement technical assistance project work's in each of the following 4 areas, which the National League of Cities' Institute for Youth, Education and Families believes are key to sustained progress at the community level in improving life outcomes of black men and boys:

b-1. Development of Strong Partnerships. Create or utilize an existing partnership structure that engages other local government officials, community and faith-based leaders, families, youth, funders, and other stakeholders within the city who are dedicated to improving outcomes for black men and boys.

b-2. Effective Utilization of Data. Strengthen data capacity that supports the city's efforts to use data to document needs, target resources, assess the effectiveness of strategies and programs, and measure progress in improving life outcomes of black men and boys.

320-29-3 Boards, Commissions and Committees

b-3. Implementation of Comprehensive Strategies. Develop and advance new policies and practices that are of sufficient scale to generate significant improvements in outcomes for black men and boys in areas such as educational attainment, employment opportunities, family strengthening, and the prevention of violence and violence-related deaths.

b-4. Civic Engagement of Young Black Men and Boys. Promote an authentic youth civic engagement structure that allows young black men and boys to be involved in meaningful ways in local planning, policy, and decision-making processes.

c. The black male achievement advisory council shall also make recommendations related to the My Brother's Keeper presidential initiative. This initiative is an interagency effort to measurably improve the expected educational and life outcomes for and address the persistent opportunity gaps faced by boys and young men of color. The My Brother's Keeper initiative encourages communities to implement a coherent cradle-to-college-and-career strategy for improving the life outcomes of all young people to ensure that they can reach their full potential, regardless of who they are, where they come from, or the circumstances into which they are born.

3. COMPOSITION. a. The advisory council shall be composed of the following 16 members, each of whom shall be subject to confirmation by the common council:

a-1. The common council president, or his or her designee.

a-2. The city treasurer, or his or her designee.

a-3. The commissioner of health, or his or her designee.

a-4. A representative of the Milwaukee police department, the Milwaukee fire department or the fire and police commission, appointed by the common council president.

a-5. The Milwaukee county executive, or his or her designee.

a-6. A representative of the Milwaukee board of school directors, appointed by the common council president.

a-7. A representative of a faith-based organization, appointed by the common council president.

a-8. A representative of the business community, appointed by the mayor.

a-9. 2 representatives of the philanthropic community, one of whom shall be appointed by the mayor and one shall be appointed by the common council president.

a-10. 6 other persons, 4 of whom shall be appointed by the mayor, and 2 shall be appointed by the common council president.

b. The city residency requirements of s. 320-3 shall not apply to any member of the black male achievement advisory council.

5. ORGANIZATION. The advisory council shall meet every other month and may meet at such additional times as the advisory council determines or the chair directs. The mayor shall be honorary co-chair of the advisory council; his or her attendance at meetings shall not be required. The common council president shall be co-chair of the advisory council. The common council president shall designate a vice-chair. Advisory council members shall receive no compensation.

6. OPEN MEETINGS. All meetings of the advisory council shall be publicly held and open to all citizens at all times in accordance with subch. V of ch. 19, Wis. Stats.

7. STAFFING. The department of administration and the city clerk's office shall provide staff assistance to the advisory council. All city departments shall cooperate with the advisory council and provide assistance whenever the advisory council so requests.

8. ANNUAL REPORTS. The advisory council shall submit a written annual report of its activities under this section to the common council and the mayor.

Boards, Commissions and Committees 320-(HISTORY)

LEGISLATIVE HISTORY CHAPTER 320

Abbreviations:

am = amended
cr = created

ra = renumbered and amended
rc = repealed and recreated

rn = renumbered
rp = repealed

<u>Section</u>	<u>Action</u>	<u>File</u>	<u>Passed</u>	<u>Effective</u>
Ch. 320	cr	881930	3/7/89	3/25/89
320-2	cr	051188	1/18/2006	2/4/2006
320-4	cr	051188	1/18/2006	2/4/2006
320-4.5	cr	120186	7/6/2012	7/25/2012
320-5	cr	041443	3/16/2005	4/2/2005
320-6	cr	071144	1/15/2008	2/2/2008
320-11-3	am	912458	5/26/92	6/12/92
320-11-3	rn to 320-11-3-a	960372	6/25/96	6/29/96
320-11-3	am	130629	9/24/2013	10/11/2013
320-11-3-b	cr	960372	6/25/96	6/29/96
320-11-3-b	rc	051188	1/18/2006	2/4/2006
320-11-6	rn to 320-11-6-a	081475	3/3/2009	3/20/2009
320-11-6-b	cr	081475	3/3/2009	3/20/2009
320-11-6-c	cr	081475	3/3/2009	3/20/2009
320-11-6-d	cr	081475	3/3/2009	3/20/2009
320-12	cr	891614	1/16/90	2/3/90
320-12-1	am	912412	5/26/92	6/12/92
320-12-1	am	930431	7/27/93	8/13/93
320-12-1	am	051188	1/18/2006	2/4/2006
320-12-2-j	cr	930431	7/27/93	8/13/93
320-12-2-j	rp	010687	9/25/2001	10/12/2001
320-12-3-c	am	971464	2/10/98	2/27/98
320-12-3-c	rp	020593	11/8/2002	1/1/2003
320-12-3-d	am	941797	6/6/95	6/23/95
320-12-3-d	am	971464	2/10/98	2/27/98
320-12-3-d	rp	020593	11/8/2002	1/1/2003
320-12-3-e	rn to 320-12-3-c	020593	11/8/2002	1/1/2003
320-12-3-f	rn to 320-12-3-d	020593	11/8/2002	1/1/2003
320-12-4-a	am	081746	6/16/2009	7/3/2009
320-12-4-b	am	081746	6/16/2009	7/3/2009
320-12-4-c	cr	081746	6/16/2009	7/3/2009
320-13	rp	920982	11/20/92	12/20/92
320-13	cr	930663	9/28/93	10/15/93
320-13	rp	060775	11/10/2006	1/1/2007
320-13-3-b	am	891160	9/25/90	10/12/90
320-15-1	rc	091312	2/9/2010	2/26/2010
320-15-3	cr	060586	9/26/2006	10/13/2006
320-16	cr	101220	2/8/2011	7/1/2011
320-16-1-a	am	110090	5/24/2011	6/14/2011
320-16-1-b	am	110090	5/24/2011	6/14/2011
320-16-1-e	cr	110206	5/24/2011	7/1/2011
320-16-1-f	cr	110206	5/24/2011	7/1/2011
320-16-2	am	111233	1/18/2012	2/4/2012
320-17	cr	971477	1/20/98	4/7/98
320-17-1	rc	111325	2/7/2012	2/24/2012
320-17-1	rc	111485	4/11/2012	4/28/2012
320-17-1-a-7	am	051188	1/18/2006	2/4/2006
320-17-1-a-8	am	051188	1/18/2006	2/4/2006
320-17-1-a-9	am	051188	1/18/2006	2/4/2006
320-17-1-b	am	051188	1/18/2006	2/4/2006

320--(HISTORY) Boards, Commissions and Committees

320-17-1-c	am	051188	1/18/2006	2/4/2006
320-17-1-e	rc	051188	1/18/2006	2/4/2006
320-19	cr	040858	11/3/2004	11/20/2004
320-19	rp	111485	4/11/2012	4/28/2012
320-19-1	am	041442	2/22/2005	3/11/2005
320-19-1	rc	051188	1/18/2006	2/4/2006
320-19-3	rp	070109	5/8/2007	5/25/2007
320-19-4	rn to 320-19-3	070109	5/8/2007	5/25/2007
320-19-5	rn to 320-19-4	070109	5/8/2007	5/25/2007
320-20	cr	051188	1/18/2006	2/4/2006
320-21	am	941719	3/8/95	3/25/95
320-21	rp	030983	12/19/2003	1/13/2004
320-21	cr	090276	7/28/2009	1/1/2010
320-21-2	rn to 320-21-2-a	140518	11/5/2014	11/22/2014
320-21-2-a	am	141334	12/16/2014	1/8/2015
320-21-2-a	am	141670	3/3/2015	3/19/2015
320-21-2-b	cr	140518	11/5/2014	11/22/2014
320-21-3-b	rp	101223	12/18/2012	1/10/2013
320-21-3-c	rn to 320-21-3-b	101223	12/18/2012	1/10/2013
320-21-3-d	rn to 320-21-3-c	101223	12/18/2012	1/10/2013
320-23-3-d	cr	101223	12/18/2012	1/10/2013
320-21-3-e-7	rc	101223	12/18/2012	1/10/2013
320-21-3-e-10	cr	101223	12/18/2012	1/10/2013
320-21-8-f	rc	101223	12/18/2012	1/10/2013
320-21-8-g	rc	101223	12/18/2012	1/10/2013
320-21-8-h	am	101223	12/18/2012	1/10/2013
320-21-8-i	am	101223	12/18/2012	1/10/2013
320-21-9-a	rc	101223	12/18/2012	1/10/2013
320-21-9-b-0	am	101223	12/18/2012	1/10/2013
320-21-9-c	rc	101223	12/18/2012	1/10/2013
320-21-9-d	rc	101223	12/18/2012	1/10/2013
320-21-9-e	rc	101223	12/18/2012	1/10/2013
320-21-9-f	am	101223	12/18/2012	1/10/2013
320-21-9-g	am	101223	12/18/2012	1/10/2013
320-21-9-h	rc	101223	12/18/2012	1/10/2013
320-21-9-i	cr	101223	12/18/2012	1/10/2013
320-21-9-j	cr	101223	12/18/2012	1/10/2013
320-21-9-j	am	160144	6/14/2016	7/1/2016
320-21-11	rc	101223	12/18/2012	1/10/2013
320-21-11-L-0	am	160144	6/14/2016	7/1/2016
320-21-13	rc	101223	12/18/2012	1/10/2013
320-21-14	am	101223	12/18/2012	1/10/2013
320-21-15-0	am	101223	12/18/2012	1/10/2013
320-21-15-a	am	101223	12/18/2012	1/10/2013
320-21-15-b	am	101223	12/18/2012	1/10/2013
320-21-15-f-0	am	160144	6/14/2016	7/1/2016
320-21-16	rc	101223	12/18/2012	1/10/2013
320-21-17	cr	101223	12/18/2012	1/10/2013
320-21-18	cr	101223	12/18/2012	1/10/2013
320-21-18.5	cr	131140	12/17/2013	1/9/2014
320-21-19	cr	101223	12/18/2012	1/10/2013
320-21-20	cr	101223	12/18/2012	1/10/2013
320-22	cr	960231	7/12/96	7/31/96
320-22-3	rc	991684	2/29/2000	3/17/2000
320-22-3-a-0	am	011497	3/5/2002	3/22/2002
320-22-3-a-0	am	041442	2/22/2005	3/11/2005
320-22-3-a-4	am	120775	10/16/2012	11/2/2012

Boards, Commissions and Committees 320-(HISTORY)

320-22-3-a-15	cr	011497	3/5/2002	3/22/2002
320-22-3-a-16	cr	011497	3/5/2002	3/22/2002
320-22-3-b	am	011497	3/5/2002	3/22/2002
320-22-3-c	cr	991898	4/11/2000	4/29/2000
320-22-3-c	rc	051188	1/18/2006	2/4/2006
320-22-4	rc	011497	3/5/2002	3/22/2002
320-22-4-a	rc	991684	2/29/2000	3/17/2000
320-22-4-b	rc	991684	2/29/2000	3/17/2000
320-22-6	rn to 320-22-7	970465	7/11/97	7/30/97
320-22-6	cr	970465	7/11/97	7/30/97
320-23	rn from 2-309	881930	3/7/89	3/25/89
320-23	rc	961342	12/19/96	1/31/97
320-23	rc	970945	11/25/97	12/16/97
320-23-1	am	001458	2/27/2001	3/16/2001
320-23-2-0	am	001458	2/27/2001	3/16/2001
320-23-3-i	am	912458	5/26/92	6/12/92
320-23-5	rp	941797	6/6/95	6/23/95
320-24	cr	070721	9/25/2007	10/12/2007
320-25	am	090766	11/3/2009	11/20/2009
320-26	rp	920986	10/30/92	12/20/92
320-26-1	am	890787	10/10/89	10/28/89
320-27	rc	040134	7/7/2004	7/24/2004
320-27-1	rc	040788	2/1/2005	2/18/2005
320-27-1-0	rn to 320-27-1	090950	12/22/2009	1/9/2010
320-27-1-a	rp	090950	12/22/2009	1/9/2010
320-27-1-b	rp	090950	12/22/2009	1/9/2010
320-27-3-0	am	040788	2/1/2005	2/18/2005
320-27-3-a	am	040788	2/1/2005	2/18/2005
320-27-3-b	rc	040788	2/1/2005	2/18/2005
320-27-3-c	rn to 320-27-3-d	040788	2/1/2005	2/18/2005
320-27-3-c	cr	040788	2/1/2005	2/18/2005
320-27-3-d-0	am	040788	2/1/2005	2/18/2005
320-27-3-d-3	cr	040788	2/1/2005	2/18/2005
320-27.5*	cr	892294	5/8/90	5/25/90
320-28	cr	891619	1/16/90	2/3/90
320-28	rp	030983	12/19/2003	1/13/2004
320-28	cr	051188	1/18/2006	2/4/2006
320-28	am	141916	6/2/2015	6/19/2015
320-28-1	am	901415	12/21/90	1/12/91
320-29	cr	891790	1/16/90	2/3/90
320-29	rn to 304-27.5	111233	1/18/2012	2/4/2012
320-29	cr	121719	5/21/2013	6/11/2013
320-29-2-c	cr	141190	12/16/2014	1/10/2015
320-29-3	rc	141190	12/16/2014	1/10/2015
320-29-3-0	am	131642	4/2/2014	4/22/2014
320-29-3-a-1	rc	160182	6/14/2016	7/1/2016
320-29-3-a-4	rc	160182	6/14/2016	7/1/2016
320-29-3-a-5	rc	160182	6/14/2016	7/1/2016
320-29-3-a-6	am	160182	6/14/2016	7/1/2016
320-29-3-a-7	am	160182	6/14/2016	7/1/2016
320-29-3-a-9	am	160182	6/14/2016	7/1/2016

*Note: 320-27.5 became null and void after 7/31/95 (sunset provision) per the provisions of File #892294

320--(HISTORY) Boards, Commissions and Committees

320-29-3-a-10	am	160182	6/14/2016	7/1/2016
320-29-3-e	cr	950106	5/16/95	8/2/95
320-29-3-e	rn to 320-29-3-f	950106	5/16/95	8/2/95
320-29-3-e*	rn to 320-29-3-f	030701	11/5/2003	11/22/2003
320-29-3-e*	cr	030701	11/5/2003	11/22/2003
320-29-3-e	rn to 320-29-3-f	040130	6/15/2004	7/2/2004
320-29-3-e	cr	040130	6/15/2004	7/2/2004
320-29-3-f	rn to 320-29-3-g	970623	7/25/97	8/13/97
320-29-3-f	cr	970623	7/25/97	8/13/97
320-29-3-f**	rn to 320-29-3-g	030701	11/5/2003	11/22/2003
320-29-3-f	rn to 320-29-3-g	040130	6/15/2004	7/2/2004
320-29-3-g	rn to 320-29-3-h	991247	11/29/99	1/1/2000
320-29-3-g	cr	991247	11/29/99	1/1/2000
320-29-3-g**	rn to 320-29-3-h	030701	11/5/2003	11/22/2003
320-29-3-g	rn to 320-29-3-h	040130	6/15/2004	7/2/2004
320-29-3-h	rn to 320-29-3-i	000974	11/10/2000	1/1/2001
320-29-3-h	cr	000974	11/10/2000	1/1/2001
320-29-3-h***	rn to 320-29-3-i	030701	11/5/2003	11/22/2003
320-29-3-h	rn to 320-29-3-i	040130	6/15/2004	7/2/2004
320-29-3-i	rn to 320-29-3-j	040130	6/15/2004	7/2/2004
320-29-3-j	rp	131642	4/2/2014	4/22/2014
320-29-3-k	rn to 320-29-3-j	131642	4/2/2014	4/22/2014
320-29-4	am	970623	7/25/97	8/13/97
320-29-4	am	000974	11/10/2000	1/1/2001
320-29-4	am	020593	11/8/2002	1/1/2003
320-29-5	rn to 320-29-6	000974	11/10/2000	1/1/2001
320-29-5	cr	000974	11/10/2000	1/1/2001
320-29-5	am	131642	4/2/2014	4/22/2014
320-29-5	am	160182	6/14/2016	7/1/2016
320-29-6	rn to 320-29-7	000974	11/10/2000	1/1/2001
320-31	cr	941527	3/8/95	3/25/95
320-31	rc	030767	10/14/2003	10/31/2003
320-31	rc	040630	9/21/2004	10/8/2004
320-31-1-0	am	041396	2/22/2005	3/11/2005
320-31-1-a-0	am	950052	5/16/95	6/3/95
320-31-1-a-0	am	980411	7/24/98	8/12/98
320-31-1-a	am	060323	7/12/2006	7/29/2006
320-31-1-a	rc	111340	2/28/2012	3/16/2012
320-31-1-a-1	am	950052	5/16/95	6/3/95
320-31-1-a-1	am	980411	7/24/98	8/12/98
320-31-1-b	rc	111340	2/28/2012	3/16/2012
320-31-1-b-3	cr	960240	6/4/96	6/21/96
320-31-1-c	rc	111340	2/28/2012	3/16/2012
320-31-1-d	rc	111340	2/28/2012	3/16/2012
320-31-1-e	rc	111340	2/28/2012	3/16/2012
320-31-1-f	rc	111340	2/28/2012	3/16/2012
320-31-1-g	rc	111340	2/28/2012	3/16/2012
320-31-1-h	cr	041396	2/22/2005	3/11/2005
320-31-1-h	rc	111340	2/28/2012	3/16/2012
320-31-1-h	am	121607	4/2/2014	4/22/2014
320-31-1-i	cr	041396	2/22/2005	3/11/2005
320-31-1-i	am	090665	10/13/2009	10/30/2009
320-31-1-i	rc	111340	2/28/2012	3/16/2012

*Note: 320-29-3-e became null and void after 5/22/2004 (sunset provision) per the provisions of File #030701.

**Note: 320-29-3-g and h reverted to 320-29-3-f and g, respectively, as of 5/23/2004 (sunset provision) per the provisions of File #030701.

*** Note: 320-29-3-i and j reverted to 320-29-3-h and i, respectively, as of 5/23/2004 (sunset provision) per the provisions of File #030701

Boards, Commissions and Committees 320-(HISTORY)

320-31-1-j	cr	041396	2/22/2005	3/11/2005
320-31-1-j	am	090665	10/13/2009	10/30/2009
320-31-1-j	rc	111340	2/28/2012	3/16/2012
320-31-1.3	cr	111340	2/28/2012	3/16/2012
320-31-1.3	am	121273	1/15/2013	2/2/2013
320-31-1.5	cr	110258	7/6/2011	7/23/2011
320-31-1.5	am	111340	2/28/2012	3/16/2012
320-31-2-b-0	am	010687	9/25/2001	10/12/2001
320-31-2-c	am	010687	9/25/2001	10/12/2001
320-31-3-b	rn to 320-31-3-c	041396	2/22/2005	3/11/2005
320-31-3-b	cr	041396	2/22/2005	3/11/2005
320-31-3-c	rn to 320-31-3-d	041396	2/22/2005	3/11/2005
320-31-3-c	rc	041396	2/22/2005	3/11/2005
320-31-3-d	rn to 320-31-3-e	041396	2/22/2005	3/11/2005
320-31-3-e	rn to 320-31-3-f	041396	2/22/2005	3/11/2005
320-31-3-f	rn to 320-31-3-g	041396	2/22/2005	3/11/2005
320-31-3-g	rn to 320-31-3-h	041396	2/22/2005	3/11/2005
320-31-3-h	rn to 320-31-3-i	041396	2/22/2005	3/11/2005
320-31-3-i	rn to 320-31-3-j	041396	2/22/2005	3/11/2005
320-31-3-j	rn to 320-31-3-k	041396	2/22/2005	3/11/2005
320-31-3-k	rn to 320-31-3-L	041396	2/22/2005	3/11/2005
320-31-3-L	rn to 320-31-3-m	041396	2/22/2005	3/11/2005
320-31-6	am	140780	10/14/2014	10/31/2014
320-31-6	am	151206	12/15/2015	1/1/2016
320-33	am	971310	12/16/97	1/8/98
320-33	rp	040630	9/21/2004	10/8/2004
320-33	cr	051501	3/23/2006	4/11/2006
320-33-1	am	960235	6/4/96	6/21/96
320-33-1	am	971310	12/16/97	1/8/983
20-33-1	am	991247	11/29/99	1/1/2000
320-33-1	am	091312	2/9/2010	2/26/2010
320-33-2	am	901245	11/27/90	12/15/90
320-33-3.1	cr	991067	11/9/99	11/24/99
320-33-4-g	am	901245	11/27/90	12/15/90
320-33-5	cr	901245	11/27/90	12/15/90
320-33-5	rp	961316	12/17/96	1/9/97
320-35	rp	141324	12/16/2014	1/10/2015
320-37	cr	960233	6/4/96	6/8/96
320-37-1-0	am	051188	1/18/2006	2/4/2006
320-37-1-a	rc	040630	9/21/2004	10/8/2004
320-37-1-c	am	040630	9/21/2004	10/8/2004
320-37-2	am	051188	1/18/2006	2/4/2006
320-37-3	am	971310	12/16/97	1/8/98
320-37-6-e	cr	151368	2/9/2016	2/26/2016
320-39	cr	961805	4/22/97	5/9/97
320-39	rp	000024	6/1/2000	6/8/2000
320-41	rp	911075	9/24/91	10/11/91
320-41	cr	971759	5/5/98	5/14/98
320-41-4-a	am	051188	1/18/2006	2/4/2006
320-41-4-c	rp	051188	1/18/2006	2/4/2006
320-41-6-e	cr	151368	2/9/2016	2/26/2016
320-41-7	am	150290	6/23/2015	7/11/2015
320-43	rp	951007	12/19/95	1/13/96
320-43	cr	060541	9/26/2006	10/13/2006
320-43	am	071252	2/5/2008	2/22/2008
320-43-1-a-3	am	131135	1/22/2014	2/8/2014
320-43-1-a-4	am	131135	1/22/2014	2/8/2014

320--(HISTORY) Boards, Commissions and Committees

320-43-2-a	am	090469	9/22/2009	10/9/2009
320-43-2-c-1	am	891611	12/19/89	1/13/90
320-45	cr	040220	7/7/2004	7/24/2004
320-45	rc	070141	5/20/2008	6/7/2008
320-45-2-0	am	091288	6/15/2010	7/1/2010
320-45-3	rc	091288	6/15/2010	7/1/2010
320-45-4-b	rc	091288	6/15/2010	7/1/2010
320-45-4-d	am	091288	6/15/2010	7/1/2010
320-47	cr	050290	9/27/2005	10/14/2005
320-47-2-c	am	060228	6/20/2006	7/8/2006
320-49	cr	081215	3/3/2009	3/20/2009
320-49-2-b	rc	090090	5/27/2009	6/13/2009
320-49-5	am	090090	5/27/2009	6/13/2009
320-51	cr	151709	4/15/2016	5/4/2016

[Pages 379-500 are blank]

Employee Regulations And Benefits 350-204

8. ACCOUNTABILITY AND REPORTS.

The department of employee relations shall be responsible for the successful implementation and coordination of the citywide diversity, equal employment opportunity and affirmative action plan. In turn, each department head shall be accountable for the successful implementation of their departmental diversity, equal employment opportunity and affirmative action plan.

350-204. Direct Deposit for City Employees.

Each employee who is capable of maintaining a financial relationship with a banking institution shall participate in the direct deposit of city pay checks.

350-205. Flexible Spending Account.

1. ESTABLISHED. There is established a flexible spending account program for city employees. The plan shall enable employees to fund with pre-tax dollars employee and dependent costs associated with coverage under existing city health and dental programs, a health care flexible spending arrangement and a dependent care assistance flexible spending arrangement. The plan shall be an eligible plan under sec. 125 of the internal revenue code. The plan shall be by specific written master agreement and salary reduction agreements executed by eligible employees which shall provide for reduction of such amount of compensation from employees' wages as is authorized by employee and the city for expenditure in accordance with the plan.

2. ELIGIBILITY. City employees eligible for benefits shall be eligible for participation in the flexible spending account plan. In order to participate, employees must file a written election.

3. ADMINISTRATION. The plan shall be administered under the supervision of the department of employee relations. The master agreement governing the plan shall be approved by the common council. The treasurer shall be the custodian of funds held by the city under the plan. The city may contract with a third party administrator and any such agreement shall be subject to common council approval.

350-206. Tuition Benefits; All Employees.

Unless stated otherwise in a certified collective bargaining agreement while it is in force and in effect, employees shall be eligible for tuition benefits relating to tuition and required textbooks. Tuition benefits shall be \$1,200 per calendar year. The following provisions apply:

1. Up to \$600 of tuition benefits per calendar year may be used for job or promotion-related certifications and license fees.

2. Up to \$1,200 in tuition benefits per calendar year may be used for job-related membership dues.

3. Police aides shall be eligible for a combined maximum of \$2,400 during the first 2 calendar years of employment.

4. The department of employee relations shall establish guidelines for the administration of tuition benefits.

350-207. Bonds for Officers and Employees.

1. CITY TREASURER AND DEPUTY. Before entering upon the duties of their respective offices, the city treasurer and the deputy city treasurer shall each be covered by corporate surety bonds in the amount of \$200,000 executed to the city of Milwaukee. The bonds shall be official bonds subject to ch. 19, Wis. Stats. The common council, by resolution, may require that the said officers be covered by new and additional bonds and may remove either or both of them from office for failing to be covered by proper bonds. The cost of the bonds shall be paid by the city.

2. OTHER OFFICERS AND EMPLOYEES. Pursuant to s. 3-22 of the city charter, the common council, by resolution, may require that other officers and employees be covered by faithful performance or honesty type bonds, either in individual form or under a blanket bond, or both, and may remove any of them from office for failing to be covered by proper bonds. The cost of such bonds shall be paid by the city.

3. APPROVAL. All bonds shall be approved as to form and execution by the city attorney.

350-209. Hours of Labor of City Employees.

1. WORKDAY. Department heads shall determine hours of work, but the basic workday of all employees of the city shall consist of 8 hours in a calendar day. As far as it is practicable this workday shall conform with the established hours of business. This conformity shall not interfere with the special time schedules governing departments operating more than 8 hours in each calendar day, nor shall this provision for an 8 hour day for city employees be construed as prohibiting the creation of part-time employment or the establishment of rotative, staggered or shortened work periods.

2. WORK WEEK. The service week of every employee or officer of the city shall be limited to 5 days' employment or duty per week, except in cases where such reduction would conflict with some legal requirement. This in no way prohibits a department head from establishing an alternative

350-211 Employee Regulations And Benefits

work schedule. So far as is practicable the days on which employes and officials shall not be required to work shall be Saturdays and Sundays in order to provide uniformity and an opportunity to take advantage of the economies of a complete shutdown of city activities. If the regular schedule of departmental operation requires work on these days, this work shall not be considered overtime work, and the employee shall be entitled to time-off during such periods as the department head may designate.

3. ALTERNATIVE STAFFING MODELS. Department heads, in conjunction with the department of employee relations, shall develop alternative work arrangements suited to departmental operations and employees' personal needs. Such alternative work arrangements shall be approved at the discretion of the appointing authority and may include, but are not limited to, alternative work schedules, flexible schedules, job sharing, part-time employment and telecommuting. The department of employee relations shall be responsible for developing city-wide guidelines and administrative procedures regarding alternative work arrangements. Appointing authorities shall consider the extent to which such arrangements support and enhance departmental efficiency, productivity and services to the public. The department of employee relations shall submit an annual report regarding alternative staffing arrangements each June as a communication to the finance and personnel committee.

350-211. Political Activity Prohibited.

11. BY DEPARTMENTS, BOARDS, ETC. The heads of city departments, bureaus, boards and commissions or any member of their respective departments, bureaus, boards and commissions, in their official capacities, are prohibited from recommending any changes or amendments of the laws of the state of Wisconsin to the legislature of the state of Wisconsin, or to any committee of the legislature, or to any member of the state legislature of the state of Wisconsin, or from recommending to the Wisconsin department of industry, labor and human relations, or to any employe of Wisconsin department of industry, labor and human relations any changes in the Wisconsin state building code adopted by the department in discharge of its duties under ch. 101, Wis. Stats., without first submitting to the common council any changes or amendments of the laws of the state of Wisconsin or of the state building code, and obtaining the approval of and a directive from said common council.

2. PENALTY. Willful violation of this section by any officer or employe shall be considered a cause for discharge, suspension or demotion subject to the law and rules regulating such actions.

350-213. Defense of City Officials and Employees.

1. TO DEFEND CIVIL ACTIONS. The city attorney is authorized to defend civil actions brought against any officer or employe of the city, or of any board or commission thereof, growing out of any acts done in the course of his employment or out of any alleged breach of his duty as such officer or employe, excepting action brought to determine the right of such officer or employe to hold or retain his office or position, and excepting also actions brought by the city against any officer or employe thereof.

2. CITY ATTORNEY LIABILITIES. Nothing contained in this section, nor any action taken by the city attorney pursuant to the provisions hereof, shall be construed to impose any liability, either for costs, damages or otherwise, upon the city or the city attorney, nor to obligate the city or city attorney to pay any cost or expenses in conducting the defense of any such action, it being the intention merely to authorize the city to furnish legal services to its officers and employes in the case mentioned without incurring any other or further obligations.

350-215. Photographs of Property. Every officer or employe of the city who is about to cause to be taken any photograph of property in connection with any public work shall consult with the city attorney relative to those to be taken if it is apparent that the property or project may be involved in litigation.

350-217. Refusal to Pay Judgment; Employee to be Discharged.

Every officer, clerk, assistant or employe of the city who shall refuse and neglect to pay and satisfy any final judgment rendered against him in a court of justice for any debt incurred or contracted by him for and during his appointment and employment as such officer, clerk, assistant or employe, shall be discharged from the service of the city. It shall be the duty of the chiefs of the several departments to discharge every officer, clerk, assistant or employe serving in their respective departments upon any information duly filed with them, verified by the affidavit of the person or persons making the same, setting forth the facts, and that the said officer or

employee made default in the payment of such judgment or judgments or any part thereof, as the case may be; provided, that no such officer, assistant, clerk or employee shall be compelled to pay in any one month on account of such judgment or judgments a larger sum than 1/3 of the amount of the monthly salary of compensation he receives from the city; and, provided further, that the provisions of this section shall not apply to any officer or employee of the city who shall pay or cause to be paid every month 1/3 of his monthly salary or compensation until such judgment or judgments shall be fully paid and satisfied.

350-219. Participation in Governmental, Professional, Technical and Community Organizations.

1. POLICY. City employees are encouraged to participate in governmental, professional, technical and community organizations for purposes of performing public service and to enhance their job performance and thereby improve the efficiency of city operations.

2. GOVERNMENTAL ACTIVITIES. City department, division and bureau heads shall grant time off with pay up to 32 hours per year to employees appointed or elected to city, county, state or federal boards, commissions or committees for official meetings and functions of such bodies during regularly scheduled working hours. Time off with pay shall be granted only if the employee gives 48 hours notice requesting time off for such activities. Employees may be permitted additional time off with pay beyond 32 hours per year for attendance at meetings for the purpose of carrying out the business of a board, commission or committee or for attending conferences necessary to the efficient discharge of the duties and responsibilities of a board, commission or committee if approved of by the finance and personnel committee upon receipt of a written request from a board, commission or committee requesting such additional time off with pay for an employee. Overtime pay as provided under this chapter shall be allowed if participation on the board, commission or committee is an extension of the employee's regular job.

3. NONGOVERNMENTAL ACTIVITIES. City department, division and bureau heads may grant up to 32 hours of time off with pay per year to employees to attend meetings of job-related governmental, professional, technical or community organizations. Permission shall be in writing and shall be granted only if the employee gives 48 hours notice requesting time off for such activities. Employees may be permitted

additional time off with or without pay under this section if approved by the finance and personnel committee upon the written request from the organization requesting the additional time off. No overtime pay shall be allowed for such activities.

350-221. Identification Badges.

1. BADGES TO BE WORN. a. By City Employees. All city employees other than members of the police force who enter residences or business places in the city for the purpose of performing inspections or other related services shall be required as a condition of obtaining access to such residence or business to wear an identification badge bearing the photograph, name and/or employee number and that such person be designated as an employee of the city. Such badge shall be worn on the front part of the employee's outer garment so that the same shall be easily visible at all times during the performance of such employee inspection or other related duties. This section shall not apply to inspectional personnel of the health department while in performance of job duties which require anonymity.

b. By Public Utility Employees. All employees of public utilities, as such term is defined in s. 196.01, Wis. Stats., who enter residences or business places in the city for the purpose of performing either inspectional service, or in the performance of any duty relating to the operation of such public utility or for the purpose of checking or installing any facility or appliance for which service is provided or is required to be provided by such public utility, shall be required as a condition of obtaining access to such residence or business to wear an identification badge which bears a photograph, name and/or employee number that such person be designated as an employee of a particular public utility. Such badge shall be worn on the front part of the employee's outer garment so that the same shall be easily visible at all times during the performance of the acts referred to in this section.

2. PENALTY. Any person found guilty of violating sub. 1 shall be punished by a fine of not less than \$25 nor more than \$50.

350-223. Civil Service in City Attorney's Office.

1. CIVIL SERVICE STATUS. Pursuant to s. 63.29, Wis. Stats., all persons employed as attorneys in the office of the city attorney, except the city attorney and deputies of the city attorney, shall be hired subject to all city civil service provisions.

350-229 Employee Regulations And Benefits

2. DEPUTY CITY ATTORNEYS. There are created 4 positions of deputy city attorney who shall be appointed by the city attorney and such positions shall not be under civil service, and the city attorney shall be responsible for all the acts of the deputy city attorneys. The deputy city attorneys may be selected from among the assistant city attorneys in the office of the city attorney, and, if so selected from among that group, while serving as deputy city attorneys, they shall retain their civil service status and tenure as former assistant city attorneys as provided for in this section. The deputy city attorneys shall be required to take the oath of office as provided in the charter and may perform all duties and have all responsibilities required of the city attorney by law.

350-229. Rotative Employment System.

1. ESTABLISHED. The city service commission is authorized and directed, subject to approval by the common council, to establish a system of rotative service, rotative lay-offs, staggered employment, furloughs without pay, shortened work days, and part time work for all positions in the classified service of all departments, bureaus, boards and commissions where there has been staff reduction due to budget reductions or operating economies and where there are several persons holding positions of the same title or positions in which the duties may be performed efficiently by persons having different titles in the judgment of the head of the department, bureau, board or commission, and of the city service commission.

2. AUTHORITY. The city service commission shall establish such systems upon the request of the common council, or upon the request of the head of the department, bureau, division, board or commission, and after a public hearing, notice of which shall be given to all employees who might be affected by the decision. A full statement of any action of the commission in exercising this authority, together with a list of the positions and employees affected, shall be included in its minutes. The commission is also authorized to revoke or modify its action in the same manner as it was originally exercised.

3. SERVICE RATING, ETC. Nothing in this section shall be construed to prevent the establishment of a system of service ratings, or to limit the right of discharge, suspension, discipline or appeal.

4. COMPENSATION, ETC. Incumbents of positions placed upon a rotative, part time, shortened work day or staggered schedule of work, the compensation of which is fixed by ordinance or resolution upon a daily, monthly or annual basis, shall be paid a proportionate share of such salary or wage.

350-231. Application of Specifications for Personnel Service. The specifications for personnel service shall apply to all authorized offices and employment in the departments, bureaus, institutions, boards and commissions of the city government under control of the common council, and shall supersede all grouping of employment inconsistent therewith and shall be applied subject to the conditions and regulations included in ss. 350-112, 350-114, 350-231 to 350-235, 350-241 and 250-243.

350-233. Extent of Application for Specifications for Personnel Service. The specifications for personnel service shall apply in their entirety to all offices and employments in the city service to be filled after this chapter takes effect and shall not affect present civil service employes except as herein provided. The specifications for personnel service shall not in themselves be construed to define, or prescribe the organization or procedure under which employes shall work, or to limit or restrict the responsible administrative officials in exercising supervision or assigning such other duties as may be necessary in case of emergency.

350-235. Request for New Positions. 1. TO BE SENT TO CITY SERVICE. All departmental requests for new positions or of proposed changes in the standard specifications affecting existing positions shall be sent by the department head to the city service commission before submission to the common council. In such requests the department head shall set forth clearly the duties, qualifications and other matters affecting the classification, title, grade and compensation and the necessity for the creation of the new position or of such changes affecting the existing position.

2. TO BE INVESTIGATED. Upon receipt of such statement the city service commission shall promptly investigate and determine whether the position is in fact new or whether the changes so far as they affect the classification, title, duties and qualifications and compensations of the existing

CHAPTER 370
SMALL BUSINESS ENTERPRISE PROGRAM

TABLE
SUBCHAPTER 1
GENERAL PROVISIONS

370-1	Definitions
370-3	Administration
370-5	Goals of Contracting Departments
370-9	Sanctions
370-11	Penalties

SUBCHAPTER 4
SMALL BUSINESS
ENTERPRISE PROGRAM

370-23	Creation
370-25	Certification Requirements for a Small Business Enterprise
370-27	Requirements for the Participation of Small Business Enterprises

SUBCHAPTER 1
GENERAL PROVISIONS

370-1. Definitions. In this chapter:

1. AT A DISADVANTAGE WITH RESPECT TO BUSINESS LOCATION means location within a renewal community within the city for a period of not less than one year of the applicant's principal office and business of which the applicant is the sole owner or one of the owners and a principal operator.

2. AT A DISADVANTAGE WITH RESPECT TO EDUCATION means failure to attain a high school degree or its equivalent for good reason or attendance in schools which have repeatedly achieved ratings below national, state and community averages in educational standards, educational standardized test scores and student grade point averages.

3. AT A DISADVANTAGE WITH RESPECT TO EMPLOYMENT means a pattern of nonachievement in hiring, promotion and other aspects of employment advancement due to factors beyond the individual's reasonable control, a lack of current knowledge and skills necessary for employment, career advancement or consistent earning of average annual income below the median income level of adults of comparable age in this city.

4. AT A SOCIAL DISADVANTAGE means an applicant's experience of substantial difficulty in attaining employment or business success at least in part due to location of the individual's residence and lack of mobility, physical handicap or other causes beyond the individual's reasonable control.

5. AT AN ECONOMIC DISADVANTAGE means an inability to compete in the free enterprise system due to diminished capital, credit or bonding opportunities. Factors which will be considered as an indication that an individual has been economically disadvantaged include, but are not limited to, failure to accumulate adequate business capital or obtain sufficient credit to start or support a going business concern, failure to acquire business-related credit or bonding under terms or circumstances as favorable as those generally experienced by nondisadvantaged individuals, consistent failure to receive awards or bids of governmental contracts despite competitive pricing or other similar factors which have disadvantaged the applicant in the development of a business.

6. CONSTRUCTION means the erection, rehabilitation, alteration, conversion, extension, demolition or repair of improvements to real property, including facilities providing utility service and includes the supervision, inspection and other on-site functions incidental to construction.

7. CONTRACT means a binding agreement by which the city is committed to expend or does expend its funds or other resources for in connection with any of the following purposes:

a. Construction of any public improvements.

b. Purchase of any personal property.

c. Purchase of any services, goods or supplies.

d. Lease of any personal or real property.

e. Concession agreements whereby the city grants a specific permission, privilege or license.

Small Business Enterprise Program 370-3

8. CONTRACTING AGENCY means any city department, agency, board, commission or officer that has contracting authority.

9. CONTRACTOR means a separate and distinguishable business entity participating or seeking to participate in the performance of a contract.

10. ENTERPRISE ZONE means an area within the city for which an application for designation as an enterprise zone has been submitted to, or has been designated by, the United States secretary of housing and urban development as an enterprise zone under 42 U.S.C., ss. 11501, et seq., as amended, or similar area designated disadvantaged by the common council.

11. INDIVIDUAL AT A DISADVANTAGE means a person who is at an economic disadvantage, who is a citizen or lawful permanent resident of the United States and who is experiencing substantial difficulty in achieving business-related success as a result of at least 3 of the following:

- a. At a disadvantage with respect to business location.
- b. At a disadvantage with respect to education.
- c. At a disadvantage with respect to employment.
- d. At a social disadvantage.

12. JOINT VENTURE means an association of 2 or more persons or businesses carrying out a single business enterprise for profit for which purpose they combine their property, capital, efforts, skills and knowledge.

13. MANAGER means the manager of the office of small business development.

15. OWNED, OPERATED AND CONTROLLED means a business which is one of the following:

- a. A sole proprietorship legitimately owned, operated and controlled by an individual at a disadvantage.
- b. A partnership or joint venture legitimately owned, operated and controlled by individuals who are at a disadvantage and who own at least 51% of the beneficial ownership interests in the enterprise and who hold at least 51% of the voting interests of the enterprise.
- c. A corporation legitimately owned, operated and controlled by one or more individuals who are at a disadvantage and who own at least 51% of the outstanding shares and

who hold at least 51% of the voting interests of the corporation.

17. RENEWAL COMMUNITY means an area within the city for which an application for designation as a renewal community has been submitted to the United States secretary of housing and urban development, or which has been designated as a renewal community by the United States secretary of housing and urban development, under 26 U.S.C., ss. 1400E, et seq., as amended, or similar area designated as disadvantaged by the common council.

18. SMALL BUSINESS ENTERPRISE means a business that has been certified by the office of small business development based on the requirements specified in s. 370-25.

370-3. Administration. There is created an office of small business development in the department of administration which shall be responsible for the administration, coordination and implementation of the city's small business enterprise program. Under the direction of the department of administration, the office of small business development shall be administered by the manager. The manager shall be appointed by the mayor and confirmed by the common council and shall serve concurrently with the term of the mayor. The manager shall:

1. Establish criteria and procedures for reviewing contract performance and compliance with the requirements of the program, subject to approval by the common council.

2. Develop appropriate rules, procedures and regulations for assuring participation of small business enterprises in city contracts, subject to approval by the common council, and supervise, coordinate, monitor and enforce the implementation of small business enterprise participation goals for all city procurements in accordance with those rules, procedures and regulations.

3. Develop procedures for certification of small business enterprises.

4. Provide appropriate management assistance and direction to small business enterprises so as to maximize their participation in contracts let by the city, with such assistance to include:

Small Business Enterprise Program 370 - (HISTORY)

LEGISLATIVE HISTORY CHAPTER 370

Abbreviations:

am = amended
cr = created

ra = renumbered and amended
rc = repealed and recreated

rn = renumbered
rp = repealed

<u>Section</u>	<u>Action</u>	<u>File</u>	<u>Passed</u>	<u>Effective</u>
Ch. 370	cr	110086	10/11/2011	1/1/2012
370 (title)	am	130303	11/5/2013	11/22/2013
370-1	rc	111226	2/7/2012	2/24/2012
370-1-1	rp	130303	11/5/2013	11/22/2013
370-1-1	am	151474	6/14/2016	7/1/2016
370-1-2	rp	130303	11/5/2013	11/22/2013
370-1-3	ra	130303	11/5/2013	11/22/2013
	To 370-1-1			
370-1-4	rn to 370-1-2	130303	11/5/2013	11/22/2013
370-1-5	rn to 370-1-3	130303	11/5/2013	11/22/2013
370-1-6	rn to 370-1-4	130303	11/5/2013	11/22/2013
370-1-7	rn to 370-1-5	130303	11/5/2013	11/22/2013
370-1-8	rn to 370-1-6	130303	11/5/2013	11/22/2013
370-1-8	am	130100	5/13/2014	5/31/2014
370-1-9	rn to 370-1-7	130303	11/5/2013	11/22/2013
370-1-10	rn to 370-1-8	130303	11/5/2013	11/22/2013
370-1-10	am	141261	12/16/2014	1/10/2015
370-1-11	rn to 370-1-9	130303	11/5/2013	11/22/2013
370-1-11	am	141261	12/16/2014	1/10/2015
370-1-12	rn to 370-1-10	130303	11/5/2013	11/22/2013
370-1-13	rp	130303	11/5/2013	11/22/2013
370-1-14	rn to 370-1-11	130303	11/5/2013	11/22/2013
370-1-14	rp	141261	12/16/2014	1/10/2015
370-1-15	rn to 370-1-12	130303	11/5/2013	11/22/2013
370-1-16	rn to 370-1-13	130303	11/5/2013	11/22/2013
370-1-16	rp	141261	12/16/2014	1/10/2015
370-1-17	rn to 370-1-14	130303	11/5/2013	11/22/2013
370-1-17	rn to 370-1-18	151474	6/14/2016	7/1/2016
370-1-17	cr	151474	6/14/2016	7/1/2016
370-1-18	rp	130303	11/5/2013	11/22/2013
370-1-19	rp	130303	11/5/2013	11/22/2013
370-1-20	rp	130303	11/5/2013	11/22/2013
370-1-21	ra to 370-1-15	130303	11/5/2013	11/22/2013

370-(HISTORY) Small Business Enterprise Program

370-1-22	rn to 370-1-16	130303	11/5/2013	11/22/2013
370-1-23	rn to 370-1-17	130303	11/5/2013	11/22/2013
370-1-24	rp	130303	11/5/2013	11/22/2013
370-3-0	am	130303	11/5/2013	11/22/2013
370-3-0	am	130100	5/13/2014	5/31/2014
370-3-1	am	130303	11/5/2013	11/22/2013
370-3-2	am	130303	11/5/2013	11/22/2013
370-3-3	am	130303	11/5/2013	11/22/2013
370-3-4-0	am	130303	11/5/2013	11/22/2013
370-3-4-a	am	130303	11/5/2013	11/22/2013
370-3-4-b	am	130303	11/5/2013	11/22/2013
370-3-4-c	am	130303	11/5/2013	11/22/2013
370-3-4-e	am	130303	11/5/2013	11/22/2013
370-3-5	am	130303	11/5/2013	11/22/2013
370-3-5	rc	151055	12152015	12/31/2015
370-3-6	am	130303	11/5/2013	11/22/2013
370-3-8	am	130303	11/5/2013	11/22/2013
370-3-9	am	130303	11/5/2013	11/22/2013
370-3-10	am	130303	11/5/2013	11/22/2013
370-3-10	am	130100	5/13/2014	5/31/2014
370-3-11	am	130303	11/5/2013	11/22/2013
370-3-12	am	130303	11/5/2013	11/22/2013
370-3-12	am	130100	5/13/2014	5/31/2014
370-5-1-0	am	130303	11/5/2013	11/22/2013
370-5-1-0	am	130100	5/13/2014	5/31/2014
370-5-2	am	130303	11/5/2013	11/22/2013
370-5-3	am	130303	11/5/2013	11/22/2013
370-5-4-0	am	130100	5/13/2014	5/31/2014
370-5-4-a	am	130303	11/5/2013	11/22/2013
370-5-4-b	am	130303	11/5/2013	11/22/2013
370-5-4-c-1	am	130303	11/5/2013	11/22/2013
370-5-4-c-2	am	130303	11/5/2013	11/22/2013
370-5-4-d	am	130100	5/13/2014	5/31/2014
370-5-4-e	am	130303	11/5/2013	11/22/2013
370-5-5	am	130303	11/5/2013	11/22/2013
370-5-5	am	130100	5/13/2014	5/31/2014
370-7	am	130303	11/5/2013	11/22/2013
370-7	rp	141574	3/3/2015	3/19/2015
370-9	am	130303	11/5/2013	11/22/2013
370-9	am	130100	5/13/2014	5/31/2014
Subch. 2, ch. 370	rp	130303	11/5/2013	11/22/2013
Subch. 3, ch. 370	rp	130303	11/5/2013	11/22/2013
370-23	am	111226	2/7/2012	2/24/2012
370-25-6	rp	130303	11/5/2013	11/22/2013
370-25-7	rn to 370-25-6	130303	11/5/2013	11/22/2013
370-25-8	rn to 370-25-7	130303	11/5/2013	11/22/2013
370-25-9	cr	111226	2/7/2012	2/24/2012
370-25-9	rn to 370-25-8	130303	11/5/2013	11/22/2013
370-27-1	am	130303	11/5/2013	11/22/2013
370-27-2	am	130303	11/5/2013	11/22/2013

[Pages 1359 to 1500 are blank]

Building code (continued)

Electrical facilities.....	275-62
Electrical requirements	275-60
Emergency orders.....	200-12.5
Essential services, maintenance of	200-21, 275-81-11
Exits	275-32-3-h
Exterior structure.....	275-32
Exterior surfaces	275-32-3
Extermination	275-82
Fences	275-32-8
Garage doors	275-32-9
Garbage facilities	275-81-3 and 4
Guardrails.....	275-32-3-i
Gutters	275-32-6
Handrails	275-32-3-h, 275-33-5-b
Heating facilities	275-61
Hotels	275-21
Housing code enforcement appeals	200-17-3-f
Interior structure	275-33
Interior surfaces	275-33-3
Licensed dwelling facilities.....	275-20
Light	275-41
Light, ventilation and space requirements	275-40
Locks.....	ch. 217
Mechanical requirements.....	275-60
Notices of code violations	200-12
Parking spaces	275-32-10
Plumbing	subch. 5 of ch. 275
Porches	275-32-3-g
Posting (sign), notification of blighted buildings.....	200-12-2-f, 218-9-3 to 9
Public areas	275-32-10
Purpose of regulations	275-1
Rat harborages	275-81-6
Rental units	200-51
Residential living facilities	275-24
Residential rental certificates.....	200-33-49.5, 200-53
Roofs.....	275-32-5
Rooming house facilities	275-20-7-a to o, 275-23
Sanitary conditions.....	275-81
Screens	275-42-4
Second class dwellings.....	275-22
Security, existing construction	subch. 2 of ch. 217
Security, new construction	subch. 1 of ch. 217
Security devices, maintenance	subch. 3 of ch. 217
Sewage	275-55
Sidewalks	275-32-10
Signs	275-32-3-e
Space requirements.....	275-44
Stabilization, abandoned historic buildings,.....	218-8

Index

Building code (continued)

Stairways	275-32-3-g and h, 275-33-5, 275-41-3
Storm windows	275-81-10
Structural members	275-32-2, 275-33-2
Temporary buildings and structures	239-9
Toilet rooms.....	275-42-3, 275-52
Vacant building registration requirements	200-33-64, 200-51.7, 275-32-7
Vacant structures	218-9, 275-32-7
Ventilation.....	275-42
Water systems.....	275-54
Windows.....	ch. 217, 275-32-4, 275-41-2
Building inspection (department of neighborhood services) authority...subch. 3 of ch. 200	
Canopy	
Definition	200-08-14, 245-7,295-201-91
Fee	200-33-6
Regulations	245-7
Signs	244-12,295-407-2
Capacity	
Definition	200-08-15
Habitable rooms	257-4
Placards	252-1
Car, washes	ch. 295
Ceilings	
Apartments, hotels and rooming houses.....	257-9
Basements	252-70-2, 257-17
Habitable rooms	275-44-2-b
Cemeteries.....	ch. 295
Certificate of legality, fee.....	200-33-8
Certificate of occupancy (See Occupancy and use)	
Chicken coops.....	239-7
Chimneys	
Incinerator	264-70
Intrusion into setbacks.....	table 295-505-2-f
Circus parade.....	262-10
City attorney, assistance to commissioner of neighborhood services.....	200-14
Cleaning and dyeing	214-2
Code compliance (See Certificate of code compliance)	
Code enforcement fee.....	200-33-8.8, 223-7-4-g, 295-309-6
Collection bins, publicly accessible	200-33-44.5, 239-13
Combustibles	
Approved combustible material, defined	200-08-6
Approved combustible plastics, defined	200-08-7
Drapes.....	214-9-3
Dusts, grain processing and storage.....	214-2

Building code (continued)

State code adoption	218-01
Temporary safeguards	218-5
Unsafe buildings and structures	200-11, 200-12, 218-4, 218-4.5, 218-9
Reconstruction	
Nonconforming uses or structures	295-415
Residential uses	295-417
Records	
Electrical	222-10
Fee for copies	200-33-9
Permit record	200-13-5
Recycling space in public buildings	252-51
Refrigeration systems, fee	200-33-23
Registration of properties	200-33-44.2, 200-33-44.3, 200-51.5
Religious assemblies	ch. 295
Rent withholding	200-22
Rental units	200-51
Repairs	
Fee	200-33-2
Minor, without permit	200-38
Nonconforming uses or structures	295-415
Required	200-39
Structural part of building	200-39
Unsafe buildings or structures	200-11, 200-12, 218-4
Residence, grade and elevation	240-21, 257-11
Residential buildings, foreclosure	200-22.5, 200-33-47
Residential living facility (See also Licensed dwelling facility)	
Definition	200-08-71.5
Fees	200-33-26-b
Regulations	275-24
Residential rental property lists	200-21.5
(See also 105-79-identical text)	
Revocation of permit or approval	200-31, 295-309-2, 295-309-6
Right of entry (See also Landlord-tenant)	
Building inspection	200-11
Electrical inspection	222-4
Elevator inspection	222-51
Roofs	
Access	251-1, 257-10

Index

Building code (continued)

Drainage.....	275-32-5
Gutters and conductors	225-4, 252-71-1, 275-32-6
Material.....	275-32-12
Roomers	
Definitions.....	200-08-73, 295-201-509
Zoning regulations.....	295-503-3-e
Rooming houses (See also Licensed dwelling facility)	ch. 257
Certificate of occupancy	200-42
Definitions.....	200-08-74 to 76
Fees	200-33-26-f
Licensing	275-20
Regulations	275-23
Zoning requirements	ch. 295
Rooming unit, defined	200-08-77
Rubbish (See also Garbage)	
Burners.....	214-9-1
Defined	200-08-78
Facilities	275-81
Rules, emergency	200-04
Rummage sales (See Zoning)	
Safety in construction.....	ch. 228
Unsafe buildings, structures or equipment.....	200-11-5
Unsafe construction.....	200-11-3
Sales, notice to buyer of code violations.....	200-23
Sanitary facilities	
Apartments, hotels	257-12
Outdoor assembly	261-101
Residential living facilities.....	275-24-2 to 4
Rooming houses	275-23-2 to 4
Waste container sites for multifamily (5 units or more) buildings	257-20
Sanitary permit, defined	200-08-79
Scope of code	200-03
Screens and storms	275-42-4
Second class dwelling (See also Licensed dwelling facility)	
Definitions.....	200-08-80 to 83
Fees	200-33-26-d
Maintenance.....	275-22
Security, existing construction.....	subch. 2 of ch. 217
Security, new construction	subch. 1 of ch. 217
Security barriers (bars, gates, windows), commercial buildings	252-76

Index

Noise producing devices, impoundment and seizure	80-75
Noise variance	60-66, 80-66
Nuisances	ch. 80
Abatement	17-12, ch. 80
Air conditioners	80-68
Air pollution	80-6.2
Definition	80-1-2
Dumping	80-45
Engine braking	80-69
Excavations	8-06
Flies	80-31
Hazardous substances	80-6.1
Light	80-19, 93-25
Nauseous materials	80-43
Noise	subch. 2 of ch. 80
Notice, city action to appoint receiver	50-25-6
Odors	80-6, 80-13
Offensive substances	80-6.1
Plants	11-30
Properties, chronic nuisance	80-10
Rags	80-22
Rats	80-48
Removal	11-27, 11-30
Smoke	80-27
Soot	80-28
Spitting	80-15
Stench bombs	80-42
Suits	20-01
Taverns, unlicensed	80-11
Vehicles	80-49
Vibrations	80-62, 80-73
Weeds	11-30, 11-32-2, 80-17

-O-

Oaths

City clerk to administer	3-26-2-b
Comptroller to administer	3-20
Officers	3-22

Obscenity	106-7 to 106-9.6
------------------------	------------------

Ordinances

Aiding and abetting	50-17
Amendments, form	50-3
Citations to, form	50-2
City attorney approval	50-3
Common Council procedure	4-21
Distribution	50-20
Effective date	50-1
Fiscal notes	50-4.2
Legislative reference bureau approval	50-3
Publication	4-06-3, 4-29
References	50-5
Repeal of 1914 code	50-8 to 50-10
Repeals, effect	50-11 to 50-13
Sale	50-20, 81-35.5
Severability	50-16

Index

Ordinances (continued)

Violations, penalty	20-12, 50-14, 50-15, 50-17, 50-67, 50-71 to 50-73
Violations, penalty for persons under 18 years of age	50-15-2
Voting requirements	4-06
Outdoor storage (See Building code)	
Overnight parking permit and regulations	81-85, 101-27
Overload, oversized vehicles	81-80, 101-5, 101-5.5

-P-

Paint-spray, sale to minors prohibited	106-34
Panhandling, aggressive	106-1.1
Panic selling	109-5-9
Parades (See Special events)	
Parental responsibility, juveniles	106-23.5
Parking (See also Building code-parking; Building code-parking lots; Traffic code)	
City facilities, operation of.....	309-61
Fund	304-27.5
Junk stored in vehicles parked on the street	101-23.2, 101-25, 101-34
Loitering on lots and structures prohibited.....	101-31-8
Lot license	81-81, 84-20
Lots, drinking prohibited	106-2.1
Meter regulations.....	101-32, 101-32.4
Meter removal or hooding.....	81-82, 81-83, 101-50
Nuisance vehicles.....	80-49
Parking violations, fines; citation payment plan.....	101-34
Permits	
Daytime, nonconforming residential.....	81-86, 101-27.5
Daytime, commuter impacted areas	81-87, 101-27.7
Offstreet city parking lot	81-85, 101-33
Overnight parking	81-85, 101-27
Resident-only parking permit (Univ. Wis.-Milw. area)	101-27.7-11
Service vehicles, daytime commuter impacted areas	101-27.7-10
Private Property	
Permission to park	101-23.5
Parking on front lawns, etc.....	105-64
Rates, city parking facilities	309-61-2
Snow	
Emergencies	101-26
Parking, 4 or more inches	101-26.5
Street sweeping regulations	101-26.7
Structures, drinking prohibited.....	106-2.1
Transportation commission	320-28
Twenty-four hours, restrictions and exception.....	101-27-1
Vehicle identification numbers.....	105-65.7
Parks (See Public lands)	
Parks, Milwaukee county, enforcement of regulations	ch. 63, 79-11
Payment in lieu of taxes (fair share) program	307-7
Payments to city, adjusting over and underpayments	304-3-1-b
Pawnbrokers	
Required identification	92-11
Transaction records.....	92-12, 92-13
Payrolls	3-21, 304-15, 304-17, subch. 7 of ch. 350
Pedicabs (See Public passenger vehicles)	
Peddlers	68-41, 68-43, 68-45, 81-56.3, 95-1
Pedestrian malls	113-17 to 113-20
Peep shows	80-3

Retirement
 Employees' retirement system..... ch. 36
 Firemen's annuity and benefit fund..... ch. 34
 Military service36-04-1-c
 Policemen's annuity and benefit fund ch. 35
 Town of Lake firemen's pension fund350-153

Review, board of 307-4

Riots, unlawful assemblies 105-1

Rivers chs. 13, 118
 Docks 11-05, 11-07, 13-03
 Dredging..... 11-05
 Milwaukee River greenway, regulations 120-14
 Navigable canals..... 11-04
 Special assessments 11-06
 Wharf lines 13-03

Roller skates, restrictions on use 105-19

Roomers (See Building code)

Rummage sales (See Zoning)

-S-

Safety
 Administration department, responsibility310-1-10
 City employe 340-23
 Commission 320-27
 Committee, central340-21
 Community crossing guards 312-23

Sales from parked vehicles..... 115-45

Sales on public premises105-56, 105-57

Sandblasting.....60-57, 80-29

Sanitation ch. 79
 Appeal of solid waste special charges..... 79-17
 Authority of city..... 4-16
 Bulky waste 79-6.5-3, 81-15.5
 Collection regulations..... 79-2
 Collector's license 81-133
 Construction debris charges 81-35.9
 Disposing of waste in another person's container 79-5.7
 Disposing of waste in city anti-litter bins 79-14-1
 Disposing of waste in city cleanup dumpsters 79-14-2
 Dumps60-19, 80-45
 Extra garbage cart charge 79-4-1.3, 81-51.5
 Fee, solid waste collection, multiunit dwellings.....79-2-1, 79-6.5-8, 79-16-2
 Fee, solid waste collection, singles, duplexes, condominiums
 and buildings with 3 or 4 units..... 79-6
 Recycling regulations79-21 to 79-47, 200-20.5, 252-51, 310-18.7
 Scavenging prohibited 79-5.5
 Waste containers, location on premises 79-5
 Waste containers sites for multiunit (5 units or more) buildings257-20

Scales, vehicle (See also Weights and measures)..... 60-91-7, 82-30

Scooters, motorized..... 105-46

Scrap metal..... 92-2, 92-3, 92-4

Scavenging prohibited 79-5.5

School building proposal review committee 320-51

School crossing guards 312-23, 312-25

School dropouts, suspension of vehicle operating privileges 50-75

Index

Schools, charter	
Designation, procedures, regulations.....	ch. 330
Review committee.....	320-41
Schools, outdoor play space	252-77
School playgrounds, use regulations	105-20.5, 105-21
Seal, corporate	3-26-2-a
Secondhand dealers	81-104, 81-104.5, 92-2
Required identification	92-11
Transaction records	92-12, 92-13
Secondhand motor vehicles	ch. 93
Security and employe training-food stores	68-55
Security barriers (bars, gates, windows), commercial buildings	252-76
Security cameras	
Convenience food stores	68-55-1-e
Filling stations	84-45-3.5
Other retail establishments	105-91
Security systems (See Alarms)	
Setbacks, vision (See also Zoning)	105-71
Sewer (See Water and sewer)	
Sex Offenders	
Loitering	106-53
Residency	106-51
Sexual assault and domestic violence commission	320-22
Shooting galleries	81-105, 105-39 to 105-42
Shoplifting (See theft)	
Shopping carts, abandonment	110-36
Shows or exhibitions (See entertainment premises, public)	
Shuttle vehicles (See Public passenger vehicles)	
Sick leave, paid, non-city employes	109-15-4-h and i, ch. 112
Sidewalk area dining facility	
Building code provisions	245-4-28
Permit, general regulations	115-32-1-n, 115-32.6
Fee.....	81-106.7
Sidewalks	
Cleanliness	79-13, 116-8, 116-9, 116-16
Construction.....	115-24
Grade.....	113-12, 113-13
Improvements	ch. 11
Minimum clearance for pedestrians	68-41-8-f, 115-32.6-6, 245-12-3-d
Repair	11-26, 115-25
Requirement	113-12.5
Snow removal	116-8
Width.....	113-12
Signs, (See also Building code, Traffic, and Zoning)	
Church directional	81-108, 101-50
City poles	81-107, 101-50
Fees, honorary and official street renamings	81-108.5, 81-110, 81-117
Installation.....	116-2.5
Parking near driveways.....	81-109, 101-50
Sister cities committee	320-47, ch. 335
Skateboards	63-23, 105-19
Skywalk design committee	320-33
Small business development, office of	310-1-8
Smoking, prohibited	
Adoption of state law.....	105-48-1
City property.....	105-49
Snow	
Emergencies	101-26
Parking regulations, 4 or more inches.....	101-26.5