



City of Milwaukee

Council Agenda

COMMON COUNCIL

City Hall
200 East Wells Street
Milwaukee, WI 53202

Tuesday, February 7, 2023

9:00 AM

Common Council Chamber

Jose G. Perez , 12th District <i>President</i>		
VACANT, 1st District	Milele A. Coggs , 6th District	Mark A. Borkowski , 11th District
Mark Chambers , 2nd District	Khalif J. Rainey , 7th District	Scott P. Spiker , 13th District
Jonathan Brostoff , 3rd District	JoCasta Zamarripa , 8th District	Marina Dimitrijevic , 14th District
Robert Bauman , 4th District	VACANT, 9th District	Russell W. Stamper, II , 15th District
VACANT, 5th District	Michael J. Murphy , 10th District	

Order of Business

1. Roll Call
2. Pledge of Allegiance
3. Invocation or Silent Meditation
4. Approval of Previous Minutes
5. Presentations
6. Unfinished Business
7. Reports of Standing Committees
 - Licenses, Ald. Coggs, Chair; Ald. Borkowski, Vice-Chair
 - Public Works, Ald. Bauman, Chair; Ald. Stamper, II, Vice-Chair
 - Finance and Personnel, Ald. Dimitrijevic, Chair; Ald. Spiker, Vice-Chair
 - Judiciary and Legislation, Ald. Borkowski, Chair; Ald. Bauman, Vice-Chair
 - Public Safety and Health, Ald. Zamarripa, Chair; Ald. Borkowski, Vice-Chair
 - Zoning, Neighborhoods and Development, Ald. Murphy, Chair; Ald. Bauman, Vice-Chair
 - Community and Economic Development, Ald. Stamper, II, Chair; Ald. Zamarripa, Vice-Chair
8. Communications to be Ordered on File
9. Matters for Immediate Adoption
10. Presentation of Ordinances, Resolutions, Motions, and Communications
11. Announcements

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COMMENDATORY AND CONDOLATORY RESOLUTIONS

1. **221525** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/07/2023**
 Communication from the City Clerk relating to various commendatory/condolatory resolutions to be acknowledged and affirmed by the Common Council.

THE LICENSES COMMITTEE RECOMMENDS:

ADOPTION OF THE FOLLOWING:

2. **221235** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 12/13/2022**
 Resolution directing the Department of Neighborhood Services, License Division, Health Department, and Department of Administration - Information Technology Management Division to collaborate on streamlining the permit and approval process.

APPROVAL OF THE FOLLOWING:

3. **221531** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
 Motion relating to the recommendations of the Licenses Committee relative to licenses.

THE PUBLIC WORKS COMMITTEE RECOMMENDS:

APPROVAL OF THE FOLLOWING:

4. **220344** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/21/2022**
Motion relating to the recommendations of the Public Works Committee relating to licenses.

ADOPTION OF THE FOLLOWING:

5. **221067** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 11/22/2022**
Substitute resolution approving and adopting the Agency Safety Plan for The Hop MKE Streetcar dated August 2022 (Version 5).

6. **221184** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 11/22/2022**
Resolution approving an Operating Agreement with Ventures Endurance, LLC for staging of the 2023 Milwaukee Marathon in the City of Milwaukee

7. **221276** **SPONSORED BY: Ald. Bauman** **INTRODUCED ON: 12/13/2022**
Substitute resolution authorizing the City of Milwaukee to execute a Permanent Roadway Easement Agreement with the Wisconsin Department of Transportation as part of the Kneeland Properties Infrastructure Improvement Project at 907 West Hinman Street, in the 4th Aldermanic District.

8. **221424** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution directing the Commissioner of Public Works to execute a document titled “2nd Revision State/Municipal Agreement for a State-Let Urbanized Area STP-Urban Program Project” with the Wisconsin Department of Transportation for the programming, design, and construction of West Vliet Street from N. 27th Street to N. 12th Street.

9. **221436** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing the City Comptroller to transfer additional funds to the previously established project for the Wisconsin Department of Transportation and the City of Milwaukee for cost participation for the design of West Vliet Street from N. 27th Street to N. 12th Street with a total estimated cost increase of \$40,000, with an estimated Grantor share of \$0, and an estimated City share of \$40,000.

10. **221437** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing City entry into Green Infrastructure Funding Agreements, and Conservation Easements, with MMSD and MPS for various, identified MPS properties in the 1st, 6th, 10th, 12th and 14th Aldermanic Districts.

11. **221440** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$3,265,713.84 for a total estimated cost of \$9,708,236.84.

12. **221441** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$15,000 for a total estimated cost of these projects being \$200,000.

13. **221442** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$771,000 for a total estimated cost of these projects being \$3,600,000.

14. **221443** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$3,923,000 for a total estimated cost of these projects being \$4,067,000.

15. **221444** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Resolution authorizing the Commissioner of Public Works to execute a project agreement titled "Cost Sharing Memo of Understanding Between the City of Milwaukee and the Hmong American Peace Academy, LTD." for the cost of the construction of two concrete speed tables on North 84th Street between West Congress Street and West Hampton Avenue in the 5th Aldermanic District with a total estimated cost of \$40,000.

16. **221445** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Resolution authorizing the Commissioner of Public Works to execute a project agreement titled "Cost Sharing Memo of Understanding Between the City of Milwaukee and the City of St. Francis" for the cost sharing of construction for the asphalt overlay on S. Brust Ave. in the 13th Aldermanic District with a City share of \$7,700.

CONFIRMATION OF THE FOLLOWING:

17. **221480** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**

Appointment of Jackie Carter as Municipal Port Director by the Mayor.

PLACING ON FILE THE FOLLOWING:

18. **221169** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/22/2022**

Motion relating to the appeal of T R Edwards, Hunger Task Force, for a special event permit.

THE FINANCE & PERSONNEL COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

19. 221485 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
A substitute ordinance to further amend the 2023 rates of pay of offices and positions in the City Service.
20. 221486 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
A substitute ordinance to further amend the 2023 offices and positions in the City Service.

ADOPTION OF THE FOLLOWING:

21. 221278 **SPONSORED BY: Ald. Coggs and Ald. Chambers Jr.** **INTRODUCED ON: 12/13/2022**
Substitute resolution directing the Department of Administration to work with each City department to develop basic standards of equity and inclusion, including an examination of potential future budgetary cuts and their impact on City employees and residents.
22. 221371 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution relating to acceptance and funding of the 2022-23 Wisconsin Supplemental Nutrition Assistance Program-Education grant from the State of Wisconsin Department of Health services.
23. 221396 **SPONSORED BY: Ald. Murphy, Ald. Coggs and Ald. Chambers Jr.** **INTRODUCED ON: 01/17/2023**
Resolution relating to the reallocation of American Rescue Plan Act (ARPA) funding from speed limit reduction signage to traffic calming installations.
24. 221401 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute Resolution relative to acceptance and funding of the 2023 HIV Partner Services Grant from the State of Wisconsin Department of Health Services.
25. 221402 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution relative to the acceptance and funding of the 2023 STD Infertility Prevention Grant from the State of Wisconsin Department of Health Services.
26. 221460 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution relating to acceptance and funding of the 2023 Homeland Security Program Southeast Wisconsin Threat Analysis Center (STAC) Intelligence and Infrastructure Protection Analyst grant.

THE JUDICIARY & LEGISLATION COMMITTEE RECOMMENDS:**ADOPTION OF THE FOLLOWING:**

37. **211818** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 03/22/2022**
Substitute resolution relating to an appeal of Patrick Adamek for property damage.
38. **221208** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/13/2022**
Substitute resolution authorizing the return of real estate located at 507 E Howard Ave, in the 14th Aldermanic District to its former owner Jane Johnston.
39. **221398** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the return of real estate located at 3071-3073 N 39th Street, in the 7th Aldermanic District to its former owner Giles Trust Attn: Crystal Giles.
40. **221412** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution approving the settlement of the lawsuit entitled Demetrious Lowe, v. Donald Gaglione, Jr., et al., E.D. Wisc. Case No. 21-CV-560 , in the amount of \$175 ,000.
41. **221447** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing accepting a settlement of \$575, 000.00 in the case of City of Milwaukee v. Gestra Engineering, Inc. et al Case No. 22-CV-1966
42. **221466** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the return of real estate located at 4601 N 50th Street, in the 7th Aldermanic District to its former owner Oliver Ventures LLC Attn: Shawna O'Hara.
43. **221467** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the return of real estate located at 3740 N 88th Street, in the 5th Aldermanic District to its former owner James M. Burns.
44. **221468** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the return of real estate located at 1710 N 6th Street, in the 6th Aldermanic District to its former owner TW Telecom of WI LP Attn: Andrew Hughes Robinson.
45. **221469** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the return of real estate located at 1314 N. 25th Street, in the 4th Aldermanic District to its former owner Purposal Play LLC, Attn: Tiffany Gratton-McDuffie.

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46. **221476** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing settlement of claims in the lawsuit entitled Broadway Tierra Partners, LLC v. City of Milwaukee
47. **221477** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing settlement of claims in the lawsuit entitled WWB Development II, LLC v. City of Milwaukee
48. **221503** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution authorizing payment of the claim of Michelle L. Holman in the amount of \$170,000.00.

PLACING ON FILE THE FOLLOWING:

49. **221182** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 11/22/2022**
Substitute resolution authorizing the return of real estate located at 2118-20 N 24th Place, in the 15th Aldermanic District to its former owner S.C.H Property Management LLC., Attn: Mesteshia Coleman.

DISALLOWANCE AND INDEFINITE POSTPONEMENT OF THE FOLLOWING:

50. **210790** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 09/01/2021**
Resolution relating to the appeal of Diane Govern, agent for St. Bernadette Parrish. for property damage.
51. **220248** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 06/21/2022**
Resolution relating to the appeal of Gwendolyn Perry for property damage.

THE PUBLIC SAFETY AND HEALTH COMMITTEE RECOMMENDS:**PASSAGE OF THE FOLLOWING:**

52. 221419 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
A substitute ordinance relating to parking controls.
53. 221420 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
A substitute ordinance relating to traffic controls.

ADOPTION OF THE FOLLOWING:

54. 221263 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 12/13/2022**
Resolution establishing a Community Engagement fund and authorizing contributions and expenditures from it.
55. 221364 **SPONSORED BY: Ald. Zamarripa and** **INTRODUCED ON: 12/13/2022**
Ald. Coggs
Resolution relating to Joint Public Safety Radio Upgrade capital project.
56. 221461 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution relating to acceptance and funding of the 2023 Homeland Security Program Southeast Wisconsin Threat Analysis Center (STAC) Operations grant.
57. 221464 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution relating to acceptance and funding of the 2023 Wisconsin Department of Transportation Bureau of Transportation Safety Impaired Driving Enforcement grant.
58. 221465 **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Resolution relating to acceptance and funding of the 2023 Wisconsin Department of Transportation Bureau of Transportation Safety Seat Belt Enforcement grant.
59. 221488 **SPONSORED BY: Ald. Borkowski** **INTRODUCED ON: 01/17/2023**
Resolution relating to the Third Amendment to the City's Private Ambulance Service Provider Agreements with Bell Ambulance, Inc. and Curtis-Universal, Inc.

**THE ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
RECOMMENDS:****PASSAGE OF THE FOLLOWING:**

60. **221499** **SPONSORED BY: Ald. Brostoff, Ald. Dimitrijevic and Ald. Borkowski** **INTRODUCED ON: 01/17/2023**
An ordinance relating to a moratorium on the issuance of certificates of occupancy for establishments selling electronic cigarettes or electronic cigarette paraphernalia.

ADOPTION OF THE FOLLOWING:

61. **221430** **SPONSORED BY: Ald. Murphy** **INTRODUCED ON: 01/17/2023**
Resolution approving a Land Disposition Report and authorizing the sale of the City-owned tax deed property at 5725 West Burleigh Street, in the 10th Aldermanic District.
62. **221453** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 01/17/2023**
Resolution approving a Project Plan and a Development Agreement, authorizing expenditures and creating Tax Incremental District No. 112 (Martin Luther King Library), in the 6th Aldermanic District.
63. **221500** **SPONSORED BY: Ald. Murphy** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the acceptance of an unsolicited offer to purchase for the City-owned property located at 2361 North 55th Street, in the 10th Aldermanic District.
64. **221536** **SPONSORED BY: Ald. Perez** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing the Department of City Development to issue an Exclusive Right to Negotiate to Beyond Organic for the City of Milwaukee-owned property located at 716 West Windlake Avenue, in the 12th Aldermanic District.
65. **221541** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 01/17/2023**
Substitute resolution declaring the Milwaukee Public Library at 310 West Locust Street surplus to municipal needs and approving the Land Disposition Report authorizing the sale of City-owned properties at 310 West Locust Street, 2971-75 and 2977-79 North Dr. Martin Luther King Jr. Drive, in the 6th Aldermanic District.

PLACING ON FILE THE FOLLOWING:

66. **201626** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 03/23/2021**
Communication relating to the 2021 activities of the Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes.

**THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE
RECOMMENDS:****PASSAGE OF THE FOLLOWING:**

67. **221459** **SPONSORED BY: Ald. Coggs** **INTRODUCED ON: 01/17/2023**
An ordinance relating to the duties of the arts board.

ADOPTION OF THE FOLLOWING:

68. **221426** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution authorizing acceptance of additional funding of the Milwaukee Continuum of Care grant from the Greater Milwaukee Foundation Inc.
69. **221427** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Substitute resolution relative to the acceptance and funding of the Fiscal Year 2021 Continuum of Care Program from the U. S. Department of Housing and Urban Development for the Milwaukee City and County Continuum of Care.
70. **221504** **SPONSORED BY: Ald. Stamper** **INTRODUCED ON: 01/17/2023**
Substitute resolution relative to the allocation of the Emergency Solutions Grant-CV2 from the U. S. Department of Housing and Urban Development through the Community Development Grants Administration.

CONFIRMATION OF THE FOLLOWING:

71. **221425** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Appointment of Audrey Morrow to the Business Improvement District #19 by the Mayor. (1st Aldermanic District)
72. **221450** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Appointment of Michael Belot to the Business Improvement District #53 by the Mayor. (6th Aldermanic District)
73. **221452** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Appointment of Jill Ingels to the Business Improvement District #53 by the Mayor. (6th Aldermanic District)
74. **221454** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 01/17/2023**
Appointment of Rich Lundt to the Business Improvement District #53 by the Mayor. (6th Aldermanic District)

75.	<u>221456</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 01/17/2023
Appointment of Grant Freitag to the Business Improvement District #53 by the Mayor. (6th Aldermanic District)			

76.	<u>221457</u>	SPONSORED BY: THE CHAIR	INTRODUCED ON: 01/17/2023
Appointment of Dan Katt to the Business Improvement District #53 by the Mayor. (4th Aldermanic District)			

MATTERS FOR IMMEDIATE ADOPTION:

77. **221591** **SPONSORED BY: Ald. Dimitrijevic and** **INTRODUCED ON: 02/07/2023**
 Ald. Coggs
Resolution approving final certified survey maps.
78. **221594** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/07/2023**
Resolution approving an Affidavit of Correction relative to errors contained in Certified Survey Map No. 8895, located on the south side of West Silver Spring Drive and east of North 68th Street, in the 2nd Aldermanic District.
79. **221595** **SPONSORED BY: THE CHAIR** **INTRODUCED ON: 02/07/2023**
Resolution amending Common Council File Number 221275 to make a technical correction.