



**PROCEEDINGS OF THE
BOARD OF SUPERVISORS
OF THE
COUNTY OF MILWAUKEE
2004**

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BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, DHHS, or her designee, to execute a contract with La Causa, Inc. in the amount of \$80,504 for Special Needs Child Care services for the period of _____ February 1 through May 31, 2004, and with the University of Wisconsin-Milwaukee for Evaluation and Group Training activities associated with the Special Needs Child Care Program in the amount of \$52,638 for the period of February 1 through December 31, 2004; and _____	39
BE IT FURTHER RESOLVED, that in light of the fact that actual contract execution may not occur until mid to late February, DHHS is hereby authorized to issue payments to each entity for services provided retroactive to February 1, 2004. _____	39
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Milwaukee Dance Theatre	4,310 3,375	57
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Musical Offering, Ltd	1,500 772	57
Next Act Theatre	10,325 7,839	57
Present Music	9,521 6,968	57
Renaissance Theaterworks	6,841 5,220	57
Skylight Opera Theatre	19,081 15,490	57
Theatre X	7,673 5,136	57
Walkers Point Center for the Arts	5,504 5,388	57
Wild Space Dance Company	6,037 4,266	57
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WHEREAS, Section 32.91(7) of the General Ordinances of Milwaukee County requires the Department of Administrative Services (DAS) to prepare a written report to the Committee on Finance and Audit indicating those appropriation carryover requests concurred with and those recommended for denial; and	
	119

WHEREAS, the Finance and Audit Committee reviews the Department of Administrative Services report and submits its recommendations to the County Board; and _____	119
WHEREAS, the Department of Administrative Services has submitted its tentative recommended carryovers to the Finance and Audit Committee; and _____	119
WHEREAS, the tentative recommended carryovers for 2003 to 2004, the detail of which has been made a part of this file, include \$7,696,610.56 in appropriations and \$8,792,946.28 in related revenues, and \$64,065,406.34 of capital improvement appropriations including carryovers for the Airport and \$82,868,363.29 of capital improvement revenues; and _____	119
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	281
WHEREAS, the Finance and Audit Committee reviews the Department of Administrative Services report and submits its recommendations to the County Board; and	
	281
WHEREAS, the Department of Administrative Services submitted its tentative recommended carryovers to the Finance and Audit Committee on March 11, 2004; and	
	281
WHEREAS, upon recommendation of the Finance and Audit Committee, the County Board, on March 18, 2004, approved the carryovers from 2003 to 2004 as tentatively recommended by the Department of Administrative Services, with the understanding that the Department of Administrative Services would submit its final recommendations by May 1, 2004 for consideration by the Finance and Audit Committee during the County Board's May meeting cycle; and	
	281
WHEREAS, the final carryovers for 2003 to 2004 include \$7,272,652.73 in appropriations and \$8,798,362.88 in related revenues, and \$63,298,471.05 of capital improvement appropriations including carryovers for the Airport and \$79,285,044.05 of capital improvement revenues; and	
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A RESOLUTION _____	589
<i>WHEREAS, the Pretrial Services Division of the Combined Court Related Operations coordinates a number of pretrial programs for the Chief Judge and the Courts in Milwaukee County; and</i> _____	590
<i>(Item No. 11) From Director, Child Support Enforcement, requesting authorization to execute the 2005 State/County Contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs by recommending adoption of a the following resolution:</i> _____	590
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<i>WHEREAS, the Department of Child Support Enforcement and the State of Wisconsin Department of Workforce Development are required under Wis. Stat. s. 59.53(5) to enter into a contract for the implementation and administration of the Child and Spousal Support, Establishment of Paternity and Medical Support Liability Programs under Wis. Stat. s. 49.22; and</i> _____	590
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BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

Chairman..... Lee Holloway
 First Vice Chairman..... Richard D. Nyklewicz, Jr.
 Second Vice Chairman Ryan McCue
 County Clerk.....Mark Ryan
 Deputy County ClerkJanine Secora
 Legislative Proceedings County Clerk/Assistant County ClerkMaribeth Welchman

Resident and Post Office Address of Members

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	SHEILA A. ALDRICH	3211 W. Michigan St., Milwaukee 53208
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	ROBERT McDONALD	10504 W. Calumet Rd., Milwaukee 53224
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	DANIEL J. DILIBERTI	2951 S. 46 th St., Milwaukee 53219
9 th District	ROBERT KRUG	7373 N. Teutonia Ave., Milwaukee 53209
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	T. ANTHONY ZIELINSKI	2463 S. Superior St., Milwaukee 53207
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	TIM JOHNSON	3615 N. 87 th St., Milwaukee 53222
16 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
17 th District	LORI LUTZKA	455 E. Van Beck, Milwaukee 53207
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	BUD ENDRIES	7546 S. 27 th St., Oak Creek 53154
20 th District	JAMES "LUIGI" SCHMITT	2517 N. 88 th St., Wauwatosa 53226
21 st District	PETER AGNOS	2851 S. Root River Parkway, Milwaukee 53227
22 nd District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
23 rd District	PAUL M CESARZ	5237 Robinwood Ln., Hales Corners 53130
24 th District	RYAN P. McCUE	3927 E. Plankton Ave., Cudahy 53110
25 th District	THOMAS A. BAILEY	5250 N. Diversey Blvd., Whitefish Bay 53217

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

KAREN ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

Members of the Board

District		Phone
1st	JAMES G. WHITE	264-3105
2nd	TONI M. CLARK	527-1266
3rd	GERRY P. BRODERICK	278-4237
4th	SHEILA AL ALDRICH	278-4222
5th	LEE HOLLOWAY	873-0132
6th	JIM McGUIGAN	354-4255
7th	MICHAEL MAYO, SR.	445-3111
8th	DANIEL J. DILIBERTI	278-4271
9th	ROBERT KRUG	278-4235
10th	ELIZABETH M. COGGS-JONES	933-9780
11th	MARK A. BORKOWSKI	327-3177
12th	T. ANTHONY ZIELINSKI	278-4269
13th	WILLIE JOHNSON, JR.	962-2856
14th	RICHARD D. NYKLEWICZ, JR.	643-1787
15th	DAVID JASENSKI	444-1535
16th	LYNNE DE BRUIN	278-4263
17th	LORI LUTZKA	278-4232
18th	ROGER H. QUINDEL	466-1558
19th	LeANN M. LAUNSTEIN	762-4922
20th	JAMES "LUIGI" SCHMITT	278-4273
21st	KAREN M. ORDINANS	292-4004
22nd	JOHN F. WEISHAN, JR.	321-6669
23rd	KATHLEEN J. ARCISZEWSKI	384-8688
24th	LINDA RYAN	762-9185
25th	THOMAS A. BAILEY	278-4275

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED) THURSDAY, FEBRUARY 5, 2004

Milwaukee, Wisconsin, Thursday, February 4, 2004, 9:34 a.m.

Supervisor Holloway in the Chair.

PRESENT: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 22. **ABSENT:** Johnson, W., Krug and Zielinski — 3.

Supervisors Johnson, W., Krug and Zielinski noted as present.

INVOCATION

Invocation by Bishop Darrell Hines, Christian Faith Fellowship Church.

REPORTS OF COUNTY OFFICERS

MATTERS RETURNED UNSIGNED BY THE COUNTY EXECUTIVE:

File No. 03-635

(Item No. 1) Resolution approving and authorizing execution of a contract between Milwaukee County and Waterman and Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C. for the period January 1, 2004 through December 31, 2004.

The above item remains in full force and effect.

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-59

(Item No. 1) From the County Executive, reappointing the following individuals to serve on the Milwaukee County Traffic Safety Commission: Ms. Mary Ann Tyczkowski, R.N., term to expire January 2007; Ms. Derse Smith Todd, term to expire February 2006; Ms. Agnes Stearns, term to expire February 2006; and Mr. John Schapekahm, term to expire January 2007.

The question was on confirmation.

Thereupon, **the foregoing reappointments WERE CONFIRMED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

PRESENTATION OF COMMUNICATIONS

- 03-323(a)(a) From Director, Department of Parks & Public Infrastructure and Director, Economic and Community Development, recommending that approximately 87 acres of land in the Northeast Quadrant of the Milwaukee County Grounds be declared excess to County needs for future conveyance to the Milwaukee Metropolitan Sewerage District for a proposed storm water detention basin. **Referred to the Committee on Parks, Energy and Environment.**
- 03-323
(a)(b) From Director, Economic and Community Development and Director, Department of Parks & Public Infrastructure, requesting authorization to enter into a Memorandum of Understanding between the Milwaukee County Parks Division and the Milwaukee County University of Wisconsin-Extension (UWEX) for the use of Wil-O-Way land for the relocation of the UWEX community gardening facility on County Grounds. **Referred to the Committee on Parks, Energy and Environment.**
- 03-323(a)(c) From Director of Economic and Community Development, requesting authorization to enter into an Intergovernmental Cooperation Agreement between Milwaukee County, the Milwaukee Metropolitan Sewerage District and the Milwaukee County University of Wisconsin-Extension (UWEX) for the relocation of the UWEX Community Gardening Facility on County grounds. **Referred to the Committee on Economic and Community Development.**
- 03-323
(a)(d) From Director of Economic and Community Development, requesting authorization to enter into an Intergovernmental Cooperation Agreement between Milwaukee County and the Milwaukee Metropolitan Sewerage District (MMSD) concerning construction of the Milwaukee County Grounds Floodwater Management Facility. **Referred to the Committee on Economic and Community Development.**
- 03-415(a)(a) From Director of Administrative Services, requesting Milwaukee County loan guarantee for Private Industry Council Services, LLC to purchase and improve a building at 27th and North Ave. **Referred to the Committee on Finance and Audit.**
- 03-417
(a)(d) From Acting Fiscal and Budget Administrator, regarding recommendation for Underwriter for the Airport Revenue Bond issue. **Referred to the Committee on Finance and Audit.**
- 04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**

- 04-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Debra Flowers for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From David Hanley, submitting a Notice for injuries and damages allegedly sustained while a resident at the Community Correctional Center. **Placed on file.**
- 04-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of Herman Haynes for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Jesse Lewis-Gunn for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Gruber Law Offices, LLC, submitting a Notice of Injury in behalf of Marchella Martin for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of Jovan A. McCradic for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Timothy Muehlfeld for injuries and damages allegedly sustained by his minor daughter, Carmen Muehlfeld, while the minor was a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From William Slock, submitting a Notice of Injury for injuries and damages allegedly sustained while an inmate at the House of Correction. **Placed on file.**
- 04-6 From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Jeanetta Williams, a minor and her mother, Tammy Rollins, for injuries and damages allegedly sustained by the minor while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-9 From Sauk County Clerk submitting an adopted resolution supporting Municipal Employment Relations Reform as outlined in AB598 and AB599. **Placed on file.**
- 04-37 From the County Treasurer, requesting a change to the Milwaukee County Ordinances to allow both a reasonable collections fee on Nonsufficient funds (NSF) checks and for state of the art collection services. **Referred to the Committee on Finance and Audit.**

- 04-38 From Superintendent, House of Correction, requesting authorization to extend service contracts for the Day Reporting Center with the current vendors, at a reduced level, on a month-to-month basis. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-39 From Rebecca E. Olson, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-40 From Rob Swenski, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-41 From Deandre L. Neal, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-43 From Deputy Corporation Counsel, requesting approval of settlement of a claim to Anne Smith in the amount of \$9,000. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-44 From Principal Assistant Corporation Counsel, requesting approval of settlement of claim for attorney fees arising from the litigation of Bruno et al. v. Milwaukee County et al. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-46 From Barbara Bohl, submitting a claim for the alleged loss of personal property located in the courtroom of the Milwaukee County Courthouse. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-47 From LaShisna Brown, submitting a claim for the alleged loss of personal property while going through the security checkpoint in the Milwaukee County Courthouse. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-48 From Auto-Owners Insurance, submitting a claim under their subrogation rights of their insured, Kenneth & Martha Andeen, for reimbursement of payment made for alleged damages sustained to their automobile which was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-49 From Michael A. Martin, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-50 From Lucy La Scolea, submitting a claim for injuries and damages that were allegedly sustained when she fell on the escalator at the General Mitchell International terminal. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-51 From Family & Youth Professional Development Coordinator, University of Wisconsin-Extension, requesting authorization to seek and receive funding from Maximus, Inc. for on-site workshops in family and community education for county fiscal year 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-52 From President and Event Director, AirShows of Wisconsin, Inc., requesting limited access to the north gap of the breakwater leading from McKinley Marina and closure of the seawall walkway in Veterans Park to accommodate their event – August 7 and 8, 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-53 From Parks Marketing Director, requesting approval of the 2004 Milwaukee County Cultural, Artistic, and Musical Programming Advisory Council (CAMPAC) allocation recommendations. **Referred to the Committee on Parks, Energy and Environment.**
- 04-54 From the Superintendent of Parks and Public Infrastructure, requesting authorization to grant an easement to the City of Oak Creek Water and Sewer Utility to install a water transmission main through the Oak Creek Parkway between 15th Avenue and Pennsylvania Avenue. **Referred to the Committee on Parks, Energy and Environment.**
- 04-55 From Senior Pastor, Parkway Apostolic Church, requesting approval to develop recreational facilities on adjacent parkland. **Referred to the Committee on Parks, Energy and Environment.**
- 04-58 From Acting Director of Public Works, requesting approval of the staffing and consultant use plan for 2004 Capital Improvement projects and selected major maintenance projects under the authority of the Department of Public Works as recommended by the Department of Public Works. **Referred to the Committee on Finance and Audit and Committee on Transportation, Public Works and Transit.**

- 04-60 From Chief Information Officer, Information Management Services Division, requesting modification to exhibit A of 800 MHz Trunked Radio System Intergovernmental Agreement – City of Wauwatosa. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-61 From Director, Child Support Enforcement, requesting authorization to execute a Paternity Acknowledgement contract with Rosalie Manor. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-62 From Director, Child Support Enforcement, requesting authorization to execute a professional services contract for genetic testing with Laboratory Corporation of America Holdings (LabCorp). **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-63 From Director, Child Support Enforcement, requesting authorization to execute W-2 contracts with Maximus, OIC (Opportunities Industrialization Center of Greater Milwaukee, Inc.) and UMOS (United Migrant Opportunity Services, Inc.). **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-64 From the County Board Chairman, appointing Mr. Reginald Baylor to the Milwaukee County Public Art Committee, replacing Akua Oladunjoye on the Committee. **Referred to the Committee on Parks, Energy and Environment.**
- 04-65 From Acting Director of Public Works, requesting authorization to enter into a Preferential Signatory Airline Lease Agreement and a Jet Bridge Lease Agreement with America West Airlines, Inc. at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-66 From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. AC-865 with Midwest Airlines, Inc. to reduce the amount of space under lease at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-67 From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. AC-1408 with Air Wisconsin Airlines Corporation to reduce the amount of space under lease at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-68 From Acting Director of Public Works, recommending to amend Milwaukee County Ordinance 4.05(3)(b)(5) to change taxicab gate fee at the airport from (\$.50) to (\$1.00) and change Section (8) of the Ordinance 4.05 as it pertains to bus operations and fees at the airport. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-69 From Director, Community Business Development Partners, recommending adoption of Federal Fiscal Year 2003-2004 Disadvantaged Business Enterprise Concessions goals at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-70 From the Superintendent, House of Correction, requesting authorization for the execution of professional service contracts with various community-based agencies for the purpose of providing services at the Offender Resource Center. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-71 From the Superintendent, House of Correction, requesting authorization to accept a grant award from the Office of Justice Assistance to “Re-focus” the existing Day Reporting Center. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-72 From the Superintendent, House of Correction, requesting authorization to amend Professional Contract with Wisconsin Community Service. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-75 From Director, Department on Aging, requesting authorization to extend the 2002-2003 Professional Services contract with KeyLink Group, LLC, to provide Third Party Administrator Services for the period January 1, through December 31, 2004, and to award up to \$160,000 to KeyLink to complete the run-out of claims and other activities associated with the conclusion of their responsibilities as Third Party Administrator for the Department’s Care Management Organization under Family Care. **Referred to the Committee on Health and Human Needs.**
- 04-76 From Director, Department on Aging, requesting authorization to execute a Professional Services Contract with Hoppe & Orendorff, S.C. to provide Fiscal Management Partnership Services to the Department on Aging Care Management Organization under Family Care for the period February 16, through December 31, 2004, with a provision for two one-year extensions without a Request for Proposal based on vendor performance, and a requirement that vendor service fees shall not to exceed \$500,000 in calendar year 2004. **Referred to the Committee on Health and Human Needs.**
- 04-77 From Director, Department of Health and Human Services, requesting authorization to distribute 2004 funds for the Youth Sports Authority and to extend a professional service agreement with the Planning Council for Health and Human Services, Inc. for fiscal agent services. **Referred to the Committee on Health and Human Needs.**
- 04-78 From Director of Housing and Community Development, requesting a change in the administrative authority to subordinate Home Repair liens. **Referred to the Committee on Economic and Community Development.**

- 04-79 From Director of Housing and Community Development, recommending approval of the request to subordinate the home repair liens on the property located at 5922 North Ames Terrace in the City of Glendale received from James and Mari Jo Miller. **Referred to the Committee on Economic and Community Development.**
- 04-80 From Chief Information Officer, Information Management Services Division (IMSD), requesting creation of six positions in the IMSD for its support to the Sheriff's Department and Department of Child Support Enforcement. **Referred to the Committee on Finance and Audit, Committee on Personnel and Division of Human Resources.**
- 04-81 From Principal Assistant Corporation Counsel, requesting authorization to settle the disability discrimination claim by Mary Boyd v. Milwaukee County for payment of attorneys' fees of \$2,500.00. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-82 From Auto Club Insurance Recovery Unit, submitting a claim under their subrogation rights of their insured, Tonya & Timothy Wilburn, for reimbursement of payment made for the alleged damages sustained to their automobile caused by the entrance gate leading to the Lincoln Park Pavilion. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-83 From Knight & Associates, S.C., submitting a claim in behalf of Kevin Kubacki for injuries and damages allegedly sustained due to disability discrimination by Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-84 From Attorney Robert L. Elliott, submitting a claim in behalf of Joan Kimmel, Randy J. Tylke, et al. for injuries and damage allegedly sustained due to breach of employment contract by Milwaukee County for non-represented employees. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-85 From Timothy Butler, submitting a claim for the alleged loss of personal property while parked at the Gordon Park Pavilion. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-86 From Director of Economic and Community Development, recommending a disposition plan for County-owned properties obtained through foreclosure action by the County Treasurer. **Referred to the Committee on Economic and Community Development.**

- 04-87 From Director of Housing and Community Development, requesting authorization to enter into an agreement with the County designated Community Housing Development Organization for joint operation of federal HOME funded Homeownership Assistance Program. **Referred to the Committee on Economic and Community Development.**
- 04-88 From Acting Director of Public Works, requesting authorization to apply for and, if awarded, accept two Brownfield Site Assessment Grants from the Wisconsin Department of Natural Resources. **Referred to the Committee on Economic and Community Development.**
- 04-89 From the County Executive, requesting authorization to relocate the Milwaukee County Veterans Service Office to the Veterans Administration Regional Site at 5000 West National Avenue, Wood, Wisconsin. **Referred to the Committee on Health and Human Needs.**
- 04-90 From the Director of Audit, submitting a Review of La Causa, Inc. Special Needs Child Care Program Expenditures. **Referred to the Committee on Finance and Audit and Committee on Health and Human Needs.**
- 04-91 From Acting Fiscal and Budget Administrator, requesting approval of payment to Mercer Human Resources Consulting for professional services provided prior to contract execution. **Referred to the Committee on Finance and Audit.**
- 04-92 From Director of Administrative Services, requesting approval of payment to Milliman USA for professional services provided prior to contract execution. **Referred to the Committee on Finance and Audit.**
- 04-93 From the County Executive, requesting confirmation of his appointment of Mr. Roy Williams to serve on the Milwaukee County Personnel Review Board for a term to expire on October 31, 2008. Mr. Williams will fill the vacancy created by the resignation of Ms. Mary Lou Linton. **Referred to the Committee on Personnel.**
- 04-94 From the County Executive, requesting confirmation of his appointment of Mr. Michael Ostermeyer to serve on the Milwaukee County Pension Board for a term to expire on April 30, 2005. Mr. Ostermeyer will fill the vacancy created by the resignation of Mr. Gary Long. **Referred to the Committee on Personnel.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

- 04-36 Resolution by Supervisor Clark, to encourage participation of County employees in a tutoring program for Milwaukee Public School students or any school students in grades K through 12 in any municipal school system in Milwaukee County. **Referred to the Committee on Personnel.**

- 04-42 Resolution by Supervisor Borkowski, creating the Employee Health Care Task Force to explore alternatives to the manner in which health insurance and health services are provided to Milwaukee County employees, retirees and their families. **Referred to the Committee on Finance and Audit, Committee on Health and Human Needs and Committee on Personnel.**
- 04-45 Resolution/Ordinance by Supervisor Lutzka, to amend Chapter 64 of the Milwaukee County Code of General Ordinances relating to Regulations for Smoking, to provide an exemption to allow the South Shore Yacht Club to continue to provide smoking areas within the clubhouse. **Referred to the Committee on Parks, Energy and Environment and Committee on Judiciary, Safety and General Services.**
- 04-56 Resolution by Supervisors White, Diliberti, Aldrich and others, calling on the Southeastern Wisconsin Regional Planning Commission (SEWRPC) to conduct an analysis of the funding options and alternatives for financing a Regional Transportation Authority (RTA) for Southeastern Wisconsin and further asking SEWRPC to assess how to advance the concept of an RTA for the seven-county region if sufficient interest is shown among the member counties. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-57 Resolution/Ordinance by Supervisor T. Johnson, amending Chapter 22 of County General Ordinances to require that up to half of revenue generated from the county sales tax shall be dedicated to fund the local share cost of the Milwaukee County Transit System thereby relieving mass transit from the annual budgetary pressures of competing for property tax dollars. **Referred to the Committee on Transportation, Public Works and Transit and Committee on Finance and Audit.**
- 04-73 Ordinance by Supervisor T. Johnson, to amend Chapter 9 of the General Ordinances of Milwaukee County relating to the Code of Ethics. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-74 Resolution by Supervisor Coggs-Jones, opposing the transfer of portions of Martin Luther King, Jr. Park to the City of Milwaukee for roadway purposes and for the development of housing and commercial retail space as proposed by the City of Milwaukee's Housing Authority. **Referred to the Committee on Parks, Energy and Environment.**
- 04-95 Resolution by Supervisors Cesarz, Endries and Diliberti to determine the necessary technical steps and assess the fiscal, legal, legislative and administrative implications of providing all Milwaukee County employees with pension benefits through the Wisconsin Retirement System and to explore the availability of individual retirement arrangements that allow for portability of pension benefits. **Referred to the Committee on Personnel.**

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By the Committee on Personnel reporting on 1 Item:

File No. 04-96

(Item No. 1) A resolution directing that the following advisory referendum questions be placed on the April 6, 2004 election ballot: “Do you support reducing the status for the elected position of Milwaukee County Supervisor to part-time?” and “Do you support reducing the status for the elected position of Milwaukee County Executive to part-time?” and that language be included by the election commission to advise the electorate as to the meaning of either a yes or no response to these referendum questions.

RESOLUTION

WHEREAS, the Committee on Personnel, on January 30, 2004, considered an Adopted Budget Amendment 1A008, Org. Unit 1000, County Board, containing deleted language from the County Executive’s Recommended Budget reforming the role and responsibility of County Board members, including a referendum on the April 2004 election ballot asking “Do you support reducing the salary of the position of Milwaukee County Supervisor by 70% (from \$50,874 to \$15,668) to reflect a change in status from full-time to part-time?” that was referred to the Committee on Finance and Audit; and

WHEREAS, a proposed resolution was presented to the Committee suggesting it would prudent to first determine the status of the position of Milwaukee County Supervisor and then conduct an evaluation of the compensation based upon the demands of the position, and therefore, it suggested the referendum question be modified to reflect this approach as follows:

“Do you support reducing the status for the elected position of
Milwaukee County Supervisor to part-time?”

; and

WHEREAS, after a lengthy discussion of the original wording of the referendum question and various alternatives to the wording, including several referendum questions on the status of the position of an elected County Executive, the Committee on Personnel, on January 30, 2004, approved (Vote 4-2) recommendations to modify the original referendum question language and to expand the referendum to two county-wide questions for placement on the April 6, 2004 (Spring) election ballot; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Election Commission to place the following advisory referendum questions on the April 6, 2004 election ballot:

“Do you support reducing the status for the elected position of Milwaukee County
Supervisor to part-time?,” and

“Do you support reducing the status for the elected position of
Milwaukee County Executive to part-time?”

The foregoing resolution correctly states the action taken by the said committee at a meeting held January 30, 2004.

PAUL M. CESARZ
Chairman

Supervisor Cesarz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED**.

The question was on adoption.

Thereupon, Supervisor Cesarz moved to lay over the foregoing resolution until later in the meeting. There being no objections, **the CHAIR RULED** the matter laid over until later in the meeting.

Later, Supervisor Cesarz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being an objection, the **RULES FAILED TO BE SUSPENDED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Cesarz, Endries, Johnson, T., Krug, McCue, McDonald and Zielinski – 10. **NOES:** Aldrich, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Johnson, W., Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White, and the Chairman — 15.

By Supervisor Paul M. Cesarz, Chairman:

From the Committee on Personnel reporting on 7 Items:

File No. 03-214
(Journal, October 30, 2003)

(Item No. 1) Report, referred back to the Committee on Personnel and Pension Study Commission on 10/30/03, recommending adoption of a resolution approving a substitute resolution/ordinance amending the Pension Board membership as follows: three (3) members appointed by the County Executive, subject to two-thirds vote on confirmation by the County Board; eliminate the Director of Human Resources as an ex officio member; two (2) members appointed by the County Board Chairperson, subject to the veto process of the County Executive; three (3) members elected by current members of the pension system and one (1) member elected by retired employees, by reaffirming the Committee's previous recommendation to approve the said substitute resolution/ordinance, as also recommended for approval by the Pension Study Commission on January 28, 2004 by a vote of 3-0.

A SUBSTITUTE RESOLUTION/ORDINANCE

WHEREAS, on February 15, 2002, the Committee on Personnel reviewed a resolution/ordinance (File No. 02-129) to amend the membership of the Pension Board of the Milwaukee County Employee's Retirement System, amendments to include a retiree member as

a voting member and to add the Directors of Audit and Human Resources as non-voting members, and then referred the entire matter to County Board staff; and

WHEREAS, the Committee on Judiciary, Safety and General Services (Judiciary Committee), at its meeting on March 7, 2002, considered a resolution (File No. 02-130) to analyze and review the legislative history and compare the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board, and Pension Study Commission to those of similar-sized counties and to review information from the Government Finance Officers Association and other professional organizations with regard to similar boards and/or commissions; and

WHEREAS, on March 15, 2002, the Committee on Personnel considered the two resolutions and voted to concur with the Judiciary Committee, and referred the resolution revising the Pension Board membership to staff for further study; and

WHEREAS, on March 21, 2002, the County Board adopted (Vote 24-0) a resolution (File No. 02-130) directing staff to compare the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission to those of similar-sized counties and to review information from the Government Finance Officers Association and other professional organizations with regard to similar boards and/or commissions and to report back with recommendations; and

WHEREAS, the Judiciary Committee referred the recommendations to the Select Committee on Milwaukee County Government for its consideration in accordance with the adopted resolution and the Personnel Committee concurred with the Judiciary Committee, but included a request to have the Select Committee look at the concerns relative to elected representatives and how to add a retiree without taking away from union representation; and

WHEREAS, Supervisors Diliberti and Agnos sponsored a resolution in August of 2002 to implement changes to Milwaukee County's Election Commission, Ethics Board, Pension Board, and Pension Study Commission and the County Board asked that the resolutions be split into separate resolutions that addressed each board/commission; and

WHEREAS, the County Executive's 2003 Recommended Budget included recommendations for restructuring the Pension Board, and those recommendations were deleted from the budget and referred to the Personnel Committee; and

WHEREAS, in September of 2002, Supervisors Diliberti and Agnos sponsored a resolution that created a workgroup to review the various recommendations pertaining to the structure of the Pension Board; and

WHEREAS, Supervisor Mayo sponsored a resolution in March of 2003 that included recommendations pertaining to the structure of the Pension Board; and

WHEREAS, in March of 2003, the County Executive sent a revised resolution to the County Board with minor modifications from the recommendations included in his 2003

Recommended Budget; and the County Executive included his desire for the County Board to act on his recommendations in the 2004 recommended budget and the language in the budget was deleted and referred to the Personnel Committee; and

WHEREAS, the workgroup created in 2002 reported back to the Personnel Committee in July 2003 with a verbal report listing the differences between the various options; and

WHEREAS, the resolutions by Supervisor Mayo and the County Executive are the only resolutions that are still currently pertinent to the discussion regarding the structure of the Pension Board and the resolutions have both commonalities and differences between them; and

WHEREAS, the commonalities between the two resolutions are as follows:

- Both of the resolutions acknowledge the need to include a retiree on the pension board, and that the retiree should be elected by the retirees of Milwaukee County.
- Both resolutions increase the total number of elected members from 3 to 4 to maintain the number of elected members allotted to the current employees at 3 while adding an additional member elected by retirees.
- Both resolutions propose term limits to two consecutive three-year terms with the ability for the members to be re-elected/re-appointed after a three-year period of not serving on the Pension Board.

; and

WHEREAS, the differences between the resolutions are as follows:

- Supervisor Mayo's resolution includes language that will allow the County Board Chairman to appoint two members to the Pension Board. His resolution also includes expanding the number of appointed positions from three to five members. The Executive's resolution expands the appointed members from three to four, however, all four members are appointed by the Executive.
- In Supervisor Mayo's resolution, the members elect the Chairperson, and there is no designation as to whether that Chairperson should be an elected or appointed member. He then states that the Chairperson will only vote in the event of a tie. The Executive's resolution calls for mandates that the Chairperson must be one of the appointed members, but there are no voting limitations.
- In Supervisor Mayo's resolution the Board is made up of nine members, and the Chairperson only votes in the event of a tie vote. The Executive's resolution includes only eight members with no discussion of what will happen in the event of a tie vote.

; and

WHEREAS, the County Executive's resolution contains the following recommendations:

- A limitation that would mandate certain financial skills or experience for those who are appointed to the Pension Board.
 - A limitation that the appointed members cannot be a benefactor of the fund, nor can the appointees be related to anyone who is a benefactor of the fund. This provision includes service providers to the fund.
 - The Pension Board will have 30 days to review and comment on the fiscal impact of any changes made to the retirement benefits given to employees and retirees. This language mandates that a response from the Pension Board is required before any changes are enacted.

; and

WHEREAS, over one year has past since this subject was first discussed in committee, and numerous workgroups and committees have had the opportunity to discuss the various recommendations; and

WHEREAS, the commonalities and differences between the remaining two resolutions are clear; and

WHEREAS, the Committee will be best served with a template to debate the issues contained in the two resolutions and the Committee can vote to amend this resolution as it so chooses during the debate; and

WHEREAS, the Chairman of the Committee seeks a method to foster cooperation and collaboration on this issue; and

WHEREAS, Wis. Stats. 59.17(2)(c) authorizes the County Executive to “[a]ppoint the members of all boards and commissions where appointments are required and where the statutes provide that the appointments are made by the county board or by the chairperson of the county board. All appointments to boards and commissions by the county executive and subject to confirmation by the county board;” and

WHEREAS, in response to an April 11, 2003 Committee request that the Corporation Counsel review the revisions contained in File Nos. 03-176 and 03-214, and to report back to the Committee on Personnel; the Corporation Counsel provided an April 30, 2003 communication, with an attachment dated April 8, 2003, that included, among other comments, that the State legislation, Chapter 405, sec. 2 of the Laws of 1965, which granted Milwaukee County home rule authority over the retirement system, created the authority for Milwaukee County to establish its own regulations, by ordinance, for the composition of the Pension Board and other administrative functions, exclusive of changes to pension benefits that would require Pension Study Commission review and action; and

WHEREAS, on October 24, 2003, the Committee on Personnel reviewed this substitute resolution/ordinance in addition to others and acted to amend (Vote 4-2) and to approve as amended (Vote 4-2) Section 201.24 of the ordinance as indicated by the underlined and bold

language changes indicated in the ordinance contained hereto within; now, therefore,

BE IT RESOLVED that the County Board of Supervisors, at the request of the Committee on Personnel, hereby adopts the following ordinance amending Section VIII of Chapter 201.24 of the General Ordinances of Milwaukee County:

AN ORDINANCE

to amend Section VIII of Chapter 201 of the General Ordinances of Milwaukee County

The County Board of Supervisors of Milwaukee County does ordain as follows:

SECTION 1. Section VIII, subsections 8.1, 8.2, 8.5, and 8.17 are hereby amended as follows:

8.1. Pension Board.

The general administration and responsibility for the proper operation of the retirement system and for making effective the provisions of this ordinance are hereby vested in a pension board which shall be organized immediately after the first four (4) members provided by in this section have qualified and taken the oath of office.

Prior to confirmation, and during incumbency, an appointee must either possess “financial literacy” as the United States Securities and Exchange Commission defines as “the ability to read and understand fundamental financial statements, including a company’s balance sheet, income statement, and cash flow statement,” or must meet one of the following qualifications: (1) a minimum of five (5) years of recent work experience in the financial industry, or, a minimum of five (5) years of recent work experience in the finance division of an organization; or (2) an advanced degree applicable to the financial industry or be licensed as a certified public accountant, certified managerial accountant, certified financial planner, or certified financial advisor.

In addition, neither an appointee, nor any family member of the appointee, shall be a participant in, or beneficiary of the employees retirement system. An appointee shall not have relationships or ties to any provider of services to the employees retirement system or pension board. Examples of a provider of service shall include but not be limited to, investment consultants, investment managers, actuaries, or attorneys.

8.2. Membership.

Members shall not serve more than two (2) consecutive three-year terms. A member having served two (2) terms may be eligible for re-election or re-appointment after not having been a member for at least three years from the last date of service on the board. If re-appointed or re-elected, the members must adhere to the same term limitation of two consecutive three-year terms.

None of the appointed members of the pension board, nor any family members of the appointed members of the pension board shall be participants in, or beneficiaries of the Milwaukee County Employee Retirement System. None of the appointed members of the pension board shall have relationships or ties to any provider of services to the Milwaukee County Retirement System, Milwaukee County Pension Board, or the Milwaukee County Pension Study Commission.

The membership of the board shall consist of the following:

- (a) Three (3) members to be appointed by the county executive (subject to confirmation **by two-thirds or more of the members-elect** of the County Board), for a term of three (3) years.
- (b) ~~Director of human resources, ex-officio.~~ **Two (2) members appointed by the county board chairperson (subject to the confirmation of the county board and to county executive approval or veto, with proceedings on veto), for a term of three (3) years.**
- (c) Four elected members consisting of ~~Three (3)~~ **three (3) employee members and one (1) retired member** who shall be members of the system and who shall be elected by members of the system **except for the retiree member who shall be elected by retired members only** for a term of three (3) years. The board may adopt rules and regulations governing such election including a division of county employees into groups for the purpose of electing one (1) employee member of the board from among the employees of each group. Appointing authorities shall ensure that the employee members of the pension board are released from their work assignment to attend meetings of the pension board and any other meeting related to pension board business for which public notice is required which occurs during their regularly scheduled work shift.

8.5. Decision Vote.

Each member of the board shall be entitled to one (1) vote in the board. ~~Four (4)~~ **Five (5)** votes shall be necessary for a decision by the members of board at any meeting of the board.

8.8. Officers and employees; expenses.

The board shall elect from its membership a chairperson and shall by a majority vote of all its members appoint a secretary, who may be, but need not be, one of its members. It shall engage such actuarial and other services as shall be required to transact the business of the retirement system. The compensation of all persons engaged by the board and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board shall approve.

8.17. Other Powers.

The board shall have the power to construe and interpret the system, decide all questions of eligibility and determine the amount, manner and time of payment of any benefits and reasonable administrative expenses hereunder. The board may, in its discretion, deny membership to any class of employees whose compensation is only partially paid by the county or who are serving on a temporary or other than per annum basis, and it may, in its discretion, make optional with persons in any class their individual entrance into membership.

The pension board shall be given no less than thirty (30) days to comment in writing to the County Executive and the County Board upon the fiscal impact of proposed benefit changes referred from the county board. The Pension Board may request of the County Board an extension of time to comment. In making its referral, the County Board shall make full disclosure to the Pension Board of all actuarial information utilized in the proposed benefit changes.

Section 2. This ordinance shall take effect upon passage and publication.

**File No. 03-176
(Journal, October 30, 2003)**

(Item No. 2) Report, referred back to the Committee on Personnel and Pension Study Commission on 10/30/03, recommending rejection of an amended resolution/ordinance amending the Pension Board members, by reaffirming the Committee's previous recommendation to reject the said amended resolution/ordinance, as also recommended for rejection by the Pension Study Commission on January 28, 2004 by a vote of 3-0.

**File No. 04-93
(Journal, February 5, 2004)**

(Item No. 3) From the County Executive, requesting confirmation of his appointment of Mr. Roy Williams to serve on the Milwaukee County Personnel Review Board for a term to expire on October 31, 2008. Mr. Williams will fill the vacancy created by the resignation of Ms. Mary Lou Linton, by recommending confirmation of the said appointment.

**File No. 04-94
(Journal, February 5, 2004)**

(Item No. 4) From the County Executive, requesting confirmation of his appointment of Mr. Michael Ostermeyer to serve on the Milwaukee County Pension Board for a term to expire on April 30, 2005. Mr. Ostermeyer will fill the vacancy created by the resignation of Mr. Gary Long, by recommending confirmation of the said appointment.

**File No. 04-36
(Journal, February 5, 2004)**

(Item No. 5) Resolution by Supervisor Clark, to encourage participation of County employees in a tutoring program for Milwaukee Public School students or any school students in grades K through 12 in any municipal school system in Milwaukee County, by recommending adoption of the said resolution.

**File No. 04-42
(Journal, February 5, 2004)**

(Item No. 6) Resolution by Supervisor Borkowski, creating the Employee Health Care Task Force to explore alternatives to the manner in which health insurance and health services are provided to Milwaukee County employees, retirees and their families, by recommending adoption of the said resolution.

**File No. 04-95
(Journal, February 5, 2004)**

(Item No. 7) Resolution by Supervisors Cesarz, Endries and Diliberti to determine the necessary technical steps and assess the fiscal, legal, legislative and administrative implications of providing all Milwaukee County employees with pension benefits through the Wisconsin Retirement System and to explore the availability of individual retirement arrangements that allow for portability of pension benefits, by recommending adoption of the said resolution.

The foregoing report correctly states the action taken by the said committee at a meeting held January 30, 2004.

**PAUL M. CESARZ
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1, 2, 6 and 7.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:**

Aldrich — 1.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Borkowski **SUBMITTED the following Amendment to Item 6, File No. 04-42:**

ADD, the following to line 43 of the first BE IT FURTHER RESOLVED clause: **One Milwaukee County Board Supervisor**. The Clause will read in its entirety: “BE IT FURTHER RESOLVED, that the Task Force shall have the following membership, to be appointed by the Chairman of the Milwaukee County Board: **One Milwaukee County Board Supervisor**, Director, Department of Health and Human Services (or designee); Director, Division of Human Resources (or designee); Chair, Intergovernmental Cooperation Council; two representatives of the area’s major medical system, and one representative from the Milwaukee Common Council, Milwaukee Public Schools, Milwaukee Area Technical College, Metropolitan Milwaukee Sewerage District and the Milwaukee County Labor Council; and”

Thereupon, **the foregoing amendment WAS ADOPTED** by a voice vote.

Thereupon, **Item 6, File No. 04-42, as amended, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski and the Chairman – 22. **NOES:** Cesarz — 1.
EXCUSED: Mayo and White - 2

Supervisor Quindel moved to refer Item 7 back to the Committee on Personnel.

Thereupon, **the motion PREVAILED** by the following vote:

AYES: Aldrich, Bailey, Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Johnson, W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 17.
NOES: Agnos, Cesarz, Diliberti, Endries, Johnson, T., McCue, McDonald and Zielinski — 8.

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 15 items:

**File No. 04-80
(Journal, February 5, 2004)**

(Item No. 1) From Chief Information Officer, Information Management Services Division (IMSD), requesting creation of six positions in the IMSD for its support to the Sheriff's Department and Department of Child Support Enforcement, by recommending adoption of a resolution creating one position of Project Coordinator (Sheriff) and five positions of Information Technology (IT) Client Support Specialist 4 within IMSD, effective February 15, 2004, in order to provide IT support to the Sheriff's Department and technical expertise to the Department of Child Support Enforcement. Further, that the Chief Information Officer, IMSD, provide a status report to the Committee on Finance and Audit in June 2004 regarding IMSD's full assumption of IT duties within the Sheriff's Department and House of Correction, as also recommended by the Personnel Committee, on 1/30/04, relative to the following classifications and rates of pay as recommended by the Division of Human Resources: 1 Project Coordinator (Sheriff), pay range 35M (\$65,190 to \$77,705) and 5 IT Client Support Specialists 4, pay range 28D (\$60,718 to \$74,923) with ability to underfill at pay range 18D (\$35,062 to \$44,347.)

**File No. 03-1
(Journal, December 19, 2002)**

(Item No. 2) Reference file established by the County Board Chairperson relative to 2003 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-RECEIPT OF REVENUE "A" [A1) AND A2)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 3) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-RECEIPT OF REVENUE "B" [B1), B2), B3) AND B4)].

**File No. 03-1
(Journal, December 19, 2002)**

(Item No. 4) Reference file established by the County Board Chairperson relative to 2003 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT "C" [C1) AND C2)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT "D" [D1) AND D2)].

**File No. 03-1
(Journal, December 19, 2002)**

(Item No. 6) Reference file established by the County Board Chairperson relative to 2003 fund

transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-CAPITAL OUTLAY "E" [E1] AND E2)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-CAPITAL OUTLAY "F" [F1)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 8) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-OTHER CHARGES "G" [G1)].

File No. 03-417(a)(d)
(Journal, February 5, 2004)

(Item No. 9) From Acting Fiscal and Budget Administrator, regarding recommendation for Underwriter for the Airport Revenue Bond issue, by recommending adoption of a resolution providing that the County shall negotiate the sale of Airport Revenue Bonds, Series 2004A, with UBS, as senior manager, and Stifel, Nicolaus & Company, Incorporated, Siebert Brandford, Shank & Co., LLC, and U.S. Bancorp, as co-managers, and Gonzalez, Saggio & Harlan, LLP, as underwriters counsel, in accordance with the terms and subject to the conditions set forth in the Bond Resolution.

File No. 03-415(a)(a)
(Journal, February 5, 2004)

(Item No. 10) From Director of Administrative Services, requesting Milwaukee County loan guarantee for Private Industry Council Services, LLC to purchase and improve a building at 27th and North Ave., by recommending adoption of a resolution approving the said request.

File No. 03-599
(Journal, February 5, 2004)

(Item No. 11) A resolution by Supervisor Krug authorizing and directing the Director of the Department of Administrative Services to identify a source of funds in order to procure an online grant locator database for County-wide departmental use, by recommending adoption of the said resolution.

File No. 03-534
(Journal, October 30, 2003)

(Item No. 12) From County Treasurer, recommending modifications to Milwaukee County's

investment policy, by recommending adoption of a resolution approving modifications to Milwaukee County's investment policy as recommended by the Treasurer and County Board staff, Department of Audit, Controller and Corporation Counsel.

**File No. 04-91
(Journal, February 5, 2004)**

(Item No. 13) From Acting Fiscal and Budget Administrator, requesting approval of payment to Mercer Human Resources Consulting for professional services provided prior to contract execution, by recommending adoption of a resolution approving the said request.

**File No. 04-92
(Journal, February 5, 2004)**

(Item No. 14) From Director of Administrative Services, requesting approval of payment to Milliman USA for professional services provided prior to contract execution, by recommending adoption of a resolution approving the said request.

**File No. 03-596(a)(f)
(Journal, December 18, 2003)**

(Item No. 15) An adopted resolution combining bond issues and providing for the sale of General Obligation Corporate Purpose Bonds, Series 2004A, by recommending adoption of a resolution authorizing the sale of \$26,950,000 General Obligation Corporation Purpose Bonds, Series 2004A, determining interest rates, establishing form of bonds, levying taxes and providing fiscal procedures, to the following bidder submitting the best bid, as recommended by the Department of Administrative Services: ABN AMRO Financial Services, Net Interest Dollar Cost - \$9,436,804.12 and True Interest Rate of 3.7210%.

The foregoing report correctly states the action taken by the said committee at meetings held January 29 and February 5, 2004.

**RICHARD D. NYKLEWICZ, JR.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 2 (Section 1), 3 (Section 1), 10, 11, 13 and 15.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES:** — 0.

Thereupon, **Item 2, Section 1, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White, Zielinski and the Chairman – 23. **NOES:** Diliberti and Weishan — 2.

Thereupon, **Item 3, Section 1, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES:** — 0.

Thereupon, **Item 10 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:** — 0. **EXCUSED:** Bailey – 1.

Supervisor Bailey noted as present.

Thereupon, **Item 11 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, Nyklewicz, Quindel, Schmitt, Weishan and Zielinski – 19. **NOES:** Borkowski, Clark, Mayo, McDonald, White and the Chairman — 6.

Thereupon, **Item 13 FAILED OF ADOPTION** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Johnson, T., Mayo, McCue, Nyklewicz, Quindel and Schmitt – 11. **NOES:** Borkowski, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, W., Krug, Lutzka, McDonald, Weishan, White, Zielinski and the Chairman — 14.

Supervisor Diliberti moved reconsideration of **Item 13, File No. 04-91**. Thereupon, the **MOTION PREVAILED** by the following vote:

AYES: Aldrich, Bailey, Broderick, Cesarz, Coggs-Jones, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski and the Chairman – 20. **NOES:** Agnos, Borkowski, Clark, De Bruin and White — 5.

Thereupon, **Item 13 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Coggs-Jones, Diliberti, Johnson, T.,

Johnson, W., Krug, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski and the Chairman – 19. **NOES:** Borkowski, Clark, De Bruin, Endries, Lutzka and White — 6.

Thereupon, **Item 15 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 9 items:

File No. 04-89
(Journal, February 5, 2004)

(Item No. 1) From the County Executive, requesting authorization to relocate the Milwaukee County Veterans Service Office to the Veterans Administration Regional Site at 5000 West National Avenue, Wood, Wisconsin, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Veterans Service Office has only two, current, full time employees, charged to serve approximately 21% of the veteran population in the State of Wisconsin, and its location on the ground level of the Courthouse limits accessibility by older veterans; and

WHEREAS, the combination of limited staff, accessibility challenges and limited awareness of programs available to veterans has resulted in the loss of federal monies and benefits received by veterans; and

WHEREAS, in January of 2003, the Milwaukee County Veterans Service Office began a partnership with the State of Wisconsin Department of Veterans Affairs to pursue an active outreach program to veterans in Milwaukee County; and

WHEREAS, in September of 2003, the State of Wisconsin Department of Veterans Affairs and the Milwaukee County Veterans Service Office completed administrative and logistical coordination that resulted in two Veterans Service Specialists from the State assigned to the Milwaukee County Veterans Service Office to assist with the delivery of benefits to veterans; and

WHEREAS, the partnership between the County and State has resulted in an increase of 11.8% in federal monies being disbursed to veterans in Milwaukee County in 2003 compared to 2002; now, therefore,

BE IT RESOLVED, that the Director of the Milwaukee County Veterans Services is hereby authorized to relocate the Milwaukee County Veterans Service Office operations to the Zablocki VA Medical Center at 5000 West National Avenue in Wood, WI, providing a one-stop shop and maximizing service delivery to veterans of Milwaukee County.

**File No. 04-34(a)(b)
(Journal, December 18, 2003)**

(Item No. 2) Reference file established by the County Board Chairperson, relative to Department on Aging Contracts with Service Providers, by recommending adoption of a resolution authorizing the Director, Department on Aging, to increase by \$10,753, from \$456,832 to \$467,585, the Department on Aging's 2004 contract with Transit Express Services, Inc. to provide Individualized Transportation Services for the period January 1 through December 31, 2004.

A RESOLUTION

WHEREAS, on December 18, 2003, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2004 [File No. 04-34 (a) (a)]; and

WHEREAS, within File No. 04-34 (a) (a), the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Transit Express Services, Inc., to provide Individualized Transportation Services for the period January 1, through December 31, 2004; and

WHEREAS, the original award of \$456,832 for 2004 Individualized Transportation Services consisted of \$428,343 in s.85.21 funds (Wisconsin Specialized Transportation Assistance Program for Counties) and \$28,489 in Older Americans Act funds; and

WHEREAS, the original allocation of \$428,343 in s.85.21 funds was based on the 2003 allocation and had not been update to reflect the actual the 2004 allocation prior to submission of the 2004 program and service contract award resolution under File No.04-34 (a) (a); and

WHEREAS, the Department received an actual 2004 allocation of \$439,096 in s.85.21 funds assigned to this contract, or \$10,753 above the amount included in the original award; and

WHEREAS, Milwaukee County's 2004 Grant Application to the Wisconsin Department of Transportation for Section 85.21 funds included the full \$439,096 amount planned for direct services under the 2004 Individualized Transportation Services program; now, therefore;

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to increase by \$10,753, from \$456,832 to \$467,585, the Department's 2004 contract with Transit Express Services, Inc., to provide Individualized Transportation Services for the period January 1, through December 31, 2004.

File No. 04-75
(Journal, February 5, 2004)

(Item No. 3) From Director, Department on Aging, requesting authorization to extend the 2002-2003 Professional Services contract with KeyLink Group, LLC, to provide Third Party Administrator (TPA) Services for the period January 1, through December 31, 2004, and to award up to \$160,000 to KeyLink to complete the run-out of claims and other activities associated with the conclusion of their responsibilities as Third Party Administrator for the Department's Care Management Organization (CMO) under Family Care, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors has authorized the Department on Aging to serve as a care management organization (CMO) under family care since 2009, with the 2004 reauthorization occurring under File No. 03-602: and

WHEREAS, the purpose of Family Care is to (1) increase access to home and community-based care without wait lists, (2) develop a cost-effective system of service delivery, (3) ensure a consistently high quality of care, and (4) improve opportunities for consumer input; and

WHEREAS, as a condition for participation as a Care Management Organization (CMO) under Family Care, the State of Wisconsin requires the Department to utilize the services of a certified Third Party Administrator (TPA) to adjudicate CMO member claims and to pay providers for authorized services; and

WHEREAS, through a publicly solicited Request for Proposals (RFP) from qualified Third Party Administrators, Milwaukee County selected KeyLink Group, LLC, to provide TPA services on behalf of the Department – CMO for the period July 1, 2000 through December 31, 2001 [File No. 00-288]; and

WHEREAS, on September 28, 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to extend the professional services contract with KeyLink Group, LLC., to provide Third Party Administrator services on behalf of the Department – CMO for the period January 1, 2002 through December 31, 2003 [File No. 01-568]; and

WHEREAS, through a publicly solicited Request for Proposals (RFP) from qualified Third Party Administrators, Milwaukee County selected Wisconsin Physicians Services Insurance Corporation (WPS) to provide TPA services on behalf of the Department – CMO for the period January 1, 2004 through December 31, 2004 [File No. 03-501]; and

WHEREAS, to facilitate a smooth transition from one Third Party Administrator to another, the Department – CMO proposes extending the 2002-2003 Professional Service

contract with Keylink Group, LLC, to provide Third Party Administrator services for the period January 1, through December 31, 2004 to complete the run-out of claims for services provided prior to January 1, 2004 and other activities associated with the conclusion of their responsibilities as a TPA under Family Care; and

WHEREAS, the Department – CMO proposes an award of up to \$160,000 to KeyLink to complete the run-out of claims and other activities associated with the conclusion of their responsibilities as Third Party Administrator; and

WHEREAS, an appropriations fund transfer is in process to amend the Department's 2004 Budget to include appropriate revenue and expenditure authority for this award; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to extend the 2002-2003 Professional Services contract with KeyLink Group, LLC, to provide Third Party Administrator (TPA) Services for the period January 1, through December 31, 2004, and to award up to \$160,000 to KeyLink to complete the run-out of claims and other activities associated with the conclusion of their responsibilities as Third Party Administrator for the Department's Care Management Organization (CMO) under Family Care.

**File No. 04-76
(Journal, February 5, 2004)**

(Item No. 4) From Director, Department on Aging, requesting authorization to execute a Professional Services Contract with Hoppe & Orendorff, S.C. to provide Fiscal Management Partnership Services to the Department on Aging CMO under Family Care for the period February 16, through December 31, 2004, with a provision for two one-year extensions without a Request for Proposal based on vendor performance, and a requirement that vendor service fees shall not to exceed \$500,000 in calendar year 2004, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) has engaged in a comprehensive effort to redesign Wisconsin's Long Term Support services for older adults and persons with disabilities; and

WHEREAS, the result of this effort is a program initiative called Family Care presently operating in several Wisconsin counties, including Milwaukee County; and

WHEREAS, a major purpose of Family Care is to divert persons requiring long term care from expensive publicly funded nursing homes to more appropriate community-based forms of care desired by clients; and

WHEREAS, Family Care has eliminated waitlists by becoming an entitlement for all eligible persons in Wisconsin counties participating in the initiative; and

WHEREAS, persons who receive services when they need them are more likely to require lower levels of care and will benefit from preventive services, thereby avoiding the need for more expensive forms of care at a later date; and

WHEREAS, the Milwaukee County Board of Supervisors has authorized the Department on Aging to participate as a Care Management Organization (CMO) under Family Care since 2000, with the County Board reauthorization for 2004 occurring under File No. 03-602; and

WHEREAS, the Department – CMO is seeking to develop a Fiscal Management Partner for assistance with fiscal and business operations as a Care Management Organization (CMO) under Family Care as required by the Wisconsin Department of Health and Family Services; and

WHEREAS, the Department – CMO issued a publicly solicited Request for Proposals (RFP) seeking a partner whose business objectives are aligned with the Department's vision for a Family Care CMO; and

WHEREAS, the proposed Professional Services contract for Fiscal Management Partnership Services (1) is quality and outcome based, (2) is initially for calendar year 2004, and (3) includes an option for two one-year extensions based on vendor performance as evaluated by the CMO; and

WHEREAS, the RFP sought an agency with experience as an accounting firm that has a demonstrated record of providing fiscal management and supportive services for county government agencies; and

WHEREAS, the RFP required applicants to (1) have experience working with Family Care or other home and community based waiver programs; (2) have a documented track record with managed care accounting principles, auditing, cost projections, rate setting, development of IT systems, and service and accounting reporting; and (3) indicate certified DBE firms have the maximum opportunity to participate in this contract; and

WHEREAS, following review and evaluation of proposals submitted by applicants, the Department – CMO recommends awarding a contract not to exceed \$500,000 in calendar year 2004 to Hoppe & Orendorff, SC; and

WHEREAS, Hoppe & Orendorff, SC has identified and requested for inclusion a certified DBE subcontractor to assist in providing Fiscal Management Partnership Services; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to execute a Professional Services contract with Hoppe & Orendorff, SC to provide Fiscal Management Partnership Services to the Department on Aging Care Management Organization (CMO) under Family Care for the period February 16, through December 31, 2004, with a provision for two one-year extensions without a Request for Proposal based on vendor performance, and a requirement that vendor service fees shall not exceed \$500,000 in calendar year 2004.

File No. 03-34(a)(f)
(Journal, December 19, 2002)

(Item No. 5) Reference file established by the County Board Chairperson, relative to Department on Aging Contracts with Service Providers, by recommending adoption of a resolution authorizing the Director, Department on Aging, to (1) decrease by \$34,271, from \$548,890 to \$514,619 the Department's contract with Transit Express Services, Inc. to provide individualized Transportation Services for the period January 1 through December 31, 2003, and (2) increase by \$34,271, from \$1,090,632 to \$1,124,903, the Department's contract with Interfaith Older Adult Programs Inc. to provide Programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park and Lawrence P. Kelly Senior Centers for the period January 1 through December 31, 2003.

File No. 04-77
(Journal, February 5, 2004)

(Item No. 6) From Director, Department of Health and Human Services (DHHS), requesting authorization to distribute 2004 funds for the Youth Sports Authority and to extend a professional service agreement with the Planning Council for Health and Human Services, Inc. for fiscal agent services, by recommending adoption of a resolution authorizing the distribution of 2004 Sports Authority funds to the community organizations cited and in the amounts specified and delineated in the resolution and further authorizing the Director, DHHS, to execute a six-month extension of the contract with the Planning Council for program administration/fiscal agent services for the Sports Authority, with an additional optional six-month extension upon the consent of both parties.

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors adopted a provision as part of the 2000 County Budget that provided \$200,000 for establishment of the Milwaukee County Youth Sports Authority, which was to be governed by a seven-member Board that would review requests for funding of youth sports programs from community organizations that were aimed at promoting activities for at-risk youth; and

WHEREAS, in February 2000, the County Board authorized the execution of a contract with the Milwaukee Foundation to serve as administrator and fiscal agent for the Sports Authority, and the Planning Council for Health and Human Services, Inc. took over that function under a six-month contract awarded in August 2003; and

WHEREAS, the 2004 Adopted Budget includes an appropriation of \$150,000 for the Sports Authority, and transfers the program from the County Health Programs Division to the Delinquency and Court Services Division in light of a new focus on youth who had been involved in the juvenile justice system; and

WHEREAS, the Sports Authority Board met in December 2003 and directed the program administrator to solicit funding requests for 2004; and

WHEREAS, a total of 30 applications were submitted, totaling \$192,347, and the Sports Authority Board has recommended that 21 organizations be awarded grant funding for a total amount of \$80,300, as is summarized in the following table:

Organization	\$ Amount Approved	Sport Priority	Use of Funds
All American Wrestling Club	\$ 4,000	Wrestling	New Sport - Wrestling League & Traveling Team
Badger Racquet Tennis Club	\$ 2,500	Boys & Girls Tennis	Expansion - program for 5 - 7 year olds
Beckem-Stapleton Little League	\$ 3,500	Boys Baseball	Expansion - instruction for youth baseball
Community Academic & Athletic Achievement (COAAA)	\$ 5,000	Boys & Girls soccer, basketball, tennis; Girls golf, volleyball; wrestling	New & Expansion - To provide community programs involving Asian population
Harambee Wrestling Club	\$ 3,000	Wrestling	Other – strengthen wrestling club to include girls
Hmong American Peace Academy	\$ 5,000	Girls basketball	New sport - Implement Hmong & Asian girls basketball leagues
Images of Us Sports, Inc.	\$ 2,500	Girls soccer	Expansion - Soccer skills camp
Junior Cougar Football Camp	\$ 5,000	Football	Expansion - Football camps, expansion to grade 5
Junior Cougar Wrestling Club	\$ 2,000	Wrestling	Expansion - with Neighborhood Childrens Sports League & expanding to K-5
Milwaukee Pumas	\$ 3,000	Boys Soccer	Expansion – Practice, competition, tournaments
Milwaukee Simba Soccer Club	\$ 7,500	Girls Soccer	Expansion - Add coach licensing component & expand recreational program
Milwaukee South Central Youth Development Organization (MYDO)	\$ 6,000	Wrestling	Developmental program specializing in Wrestling – practice, competition and tournaments
Milwaukee Tennis & Education	\$ 7,000	Boys & Girls Tennis	New Sport – Provide tennis instruction, competition & educational tutoring
Neighborhood Children's Sports League	\$ 5,000	Boys & Girls Golf	New Sport - Teach developmental elementary skills
Rayados Soccer teams	\$ 2,200	Boys & Girls Soccer	Expansion - Indoor & outdoor leagues, practice, games, tournaments
Silver Spring Neighborhood Center	\$ 3,000	Boys & Girls Track	Expansion - Sports Camp
Teen Approach, Inc.	\$ 4,300	Boys & Girls Swimming	New Sport - Developmental swimming program for non-swimmers includes swim meet procedures
The United Sports Club	\$ 3,800	Boys & Girls Tennis	Expansion - Expand summer camp for kids age 10 and under
United Community Center (Athletics Department)	\$ 1,500	Boys & Girls Golf	New Sport - Teaching the basics of golf
United Community Center (Athletics Department)	\$ 2,500	Girls Volleyball	Expansion - Expansion of girls volleyball league

Urban Sports Authority, Inc.	\$ 2,000	Girls Basketball	Expansion - Girls Basketball League
TOTAL	\$80,300		

; and

WHEREAS, in addition, the Department of Health and Human Services (DHHS) is recommending that the fiscal agent contract with the Planning Council be extended for an additional six months with a clause providing for an optional renewal upon the consent of both parties for an additional six months; and

WHEREAS, an administrative fee of \$17,500 would be provided to the Planning Council for the initial six-month period, which is the same fee that is contained in the original six-month contract, and the remaining \$132,500 of Sports Authority funding for 2004 would be transferred to the Planning Council for eventual distribution; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby authorizes the distribution of 2004 Sports Authority funds to the community organizations cited and in the amounts specified above; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors hereby authorizes the Director, DHHS, to execute a six-month extension of the contract with the Planning Council for program administration/fiscal agent services for the Sport Authority, with an additional optional six-month extension upon the consent of both parties.

File No. 04-32(a)(b)
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairperson, relative to Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services, by recommending adoption of a resolution authorizing the Director, DHHS, to execute a 2004 State Income Maintenance Contract Addendum for Food Stamp Reinvestment Funding.

A RESOLUTION

WHEREAS, the Department of Health and Human Services (DHHS) has received notification from the Wisconsin Department of Health and Family Services (DHFS) that it will provide Food Stamp reinvestment funds to support a series of initiatives aimed at improving Food Stamp payment accuracy in Milwaukee County; and

WHEREAS, these funds will be provided via an addendum to DHHS' contract with DHFS for the administration of Income Maintenance Programs, and the Director, DHHS, is requesting authorization to sign a contract addendum with the State to accept the Food Stamp reinvestment revenue; and

WHEREAS, per Federal and State statutes and regulations, DHHS is responsible for administering the Food Stamp program in Milwaukee County; and

WHEREAS, per the Income Maintenance (IM) contract between the County and the State, DHHS must meet certain performance requirements, and failure to meet those requirements results in fiscal penalties; and

WHEREAS, in 2003, the United States Congress adopted a legislative provision that allowed states to receive a waiver for penalties for the Federal fiscal year that began in October 2002 in return for a commitment to reinvest the dollars that would have been sanctioned in efforts to reduce Food Stamp error rates; and

WHEREAS, DHHS submitted a request to the State for a significant share of its reinvestment dollars to fund a series of initiatives to reduce the County's error rate, and this request was incorporated into a statewide application for Food Stamp reinvestment dollars that has been approved by the Federal government; and

WHEREAS, the following payment accuracy initiatives will be undertaken with Food Stamp reinvestment dollars contained in the IM contract addendum:

- \$232,500 will be utilized to purchase and install additional telephone switch hardware at the renovated Marcia P. Coggs Human Services Center at 12th & Vliet. This new phone equipment will improve call center services and enable the Economic Support Division (ESD) to further streamline business processes and improve customer service for those seeking Income Maintenance assistance. Authorization for this appropriation is contained in the Adopted 2004 Capital Improvements Budget.
- \$109,300 will fund a new position of Food Stamp Payment Accuracy Manager. It is envisioned that this position will work across all levels of ESD to develop and implement policies and procedures that will enhance payment accuracy in the County's Food Stamp program. This position also will serve as liaison to State of Wisconsin Food Stamp accuracy staff and USDA. The County Board authorized creation of this position at its meeting on December 18, 2003.

;now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of the Department of Health and Human Services, or her designee, to execute a contract addendum with the State of Wisconsin that will provide \$232,500 in Food Stamp reinvestment funds for the purchase of new telephone equipment at the Marcia P. Coggs Human Services Center, and \$109,300 for a new Food Stamp Payment Accuracy Manager position in the Economic Support Division.

**File No. 04-90
(Journal, February 5, 2004)**

(Item No. 8) From the Director of Audit, submitting a Review of La Causa, Inc. Special Needs Child Care Program Expenditures, by recommending adoption of a resolution approving the first recommendation contained in the subject review and directing DHHS to recoup disallowed expenses from La Causa and seek guidance from the State of Wisconsin regarding amounts in dispute. Further, that DHHS and the Department of Audit shall, at the call of the chair of the Committees on Health and Human Needs and Finance and Audit, report on the development and progress of a repayment agreement with La Causa, Inc. for disallowed expenses of up to \$511,431.

A RESOLUTION

WHEREAS, in May 2002 the Department of Health and Human Services (DHHS) entered into a contract with La Causa, Inc. to provide Special Needs Child Care (SNCC) Program Services for the last eight months of 2002 with an option of two one-year renewals thereafter, conditional on contractor performance; and

WHEREAS, during the 2003 contract year, DHHS requested assistance from the Department of Audit in reviewing the accuracy of expenses billed by La Causa under the SNCC program; and

WHEREAS, subsequent to that request, Audit, with the assistance of DHHS Quality Assurance staff, performed a limited review of La Causa's reported expenses totaling \$1,264,285 for SNCC covering the period May 1, 2002 through July 31, 2003; and

WHEREAS, the audit review focused on employee-related costs, professional fees, occupancy charges and related administrative costs by:

- Reconciling the payroll register to the general accounting ledger
- Reconciling expense fiscal reports to the general ledger
- Examining position descriptions
- Conducting interviews with past and current employees
- Examining documentation relating to professional fees
- Reviewing the methodology used to calculate occupancy fees

; and

WHEREAS, Audit and DHHS also reviewed additional fiscal information as contained in audits performed by the State Division of Children and Family Services Office of Program Audit and Review (OPRA) and Virchow, Krause and Company; and

WHEREAS, based on their review, the Department of Audit determined that \$511,431 in expenses during the audit period should be disallowed; and

WHEREAS, after conferring with the audit team to review the findings and after submitting additional documentation, La Causa acknowledges \$363,670 of the disallowed total but contests \$147,761 in disallowances; and

WHEREAS, the final report submitted by the Department of Audit recommended that DHHS:

1. Recoup disallowed expenses of \$511,431 from La Causa and seek guidance from the State of Wisconsin regarding the disputed \$147,761.
2. Re-evaluate the level of funding required to meet the Special Needs Child Care Program goals.
3. Consider re-opening this program to competitive bids and/or modifying the delivery model for this program to ensure fiscal and programmatic accountability

; and

WHEREAS, the Committee on Health and Human Needs and the Committee on Finance and Audit, on January 28-29, 2004, voted unanimously to accept the first recommendation of the audit report and directed Audit and DHHS to work with the State of Wisconsin and La Causa and further moved for a report back, at the call of the respective committee chair, on the development and progress on a repayment agreement with La Causa; and

WHEREAS, the Committee on Health and Human Needs, in a separate action on January 28, 2004, approved Department of Health and Human Services recommendations that addressed the second and third recommendations of the audit report [File No. 04-31(a)(a)]; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves the first audit recommendation and directs DHHS to recoup disallowed expenses from La Causa and seek guidance from the State of Wisconsin regarding amounts in dispute; and

BE IT FURTHER RESOLVED, that the Department of Health and Human Services and the Department of Audit shall, at the call of the chair of the Committees on Health and Human Needs and Finance and Audit, report on the development and progress of a repayment agreement with La Causa, Inc. for disallowed expenses of up to \$511,431.

File No. 04-31(a)(a)
(Journal, December 18, 2003)

(Item No. 9) Reference file established by the County Board Chairperson, relative to Purchase of Human Service Contracts with the Economic Support Division, by recommending adoption of a resolution authorizing the Director, DHHS, or her designee, to execute a contract with La Causa, Inc. in the amount of \$80,504 for Special Needs Child Care services for the period February 1 through May 31, 2004. Further, authorizing the Director, DHHS, or her designee, to execute a contract with the University of Wisconsin-Milwaukee for Evaluation and Group Training activities associated with the Special Needs Child Care Program in the amount of \$52,638 for the period of February 1 through December 31, 2004.

A RESOLUTION

WHEREAS, on November 25, 2003, the Director of the Department of Health and Human Services (DHHS) submitted a report to the County Board of Supervisors requesting authorization to execute 2004 purchase of service contracts for the Economic Support Division (ESD); and

WHEREAS, the report noted that a one-year contract extension for La Causa, Inc. to provide Special Needs Child Care services was not being recommended at that time, as La Causa was on administrative probation due to unresolved 2002 audit issues; and

WHEREAS, the report noted further that the Special Needs Child Care services previously provided under the La Causa contract would be suspended until such time as an ongoing review by DHHS Contract Administration and Department of Audit staff had been completed, and that a plan for providing these services would be submitted early in 2004; and

WHEREAS, at its December 10, 2003 meeting, the Committee on Health and Human Needs rejected the Department's recommendation, and instead recommended a three-month contract with La Causa to provide Special Needs Child Care services under the same terms and conditions as 2003, with an option for DHHS to extend that contract for an additional three months; and

WHEREAS, on December 18, 2003, the County Board of Supervisors referred that recommendation back to the Committee; and

WHEREAS, on January 20, 2004, the Director of Audits submitted a report regarding the Audit Department's review of Special Needs Child Care Program expenditures; and

WHEREAS, that report identified \$511,431 in disallowed expenses and contained the following recommendations:

1. Recoup from La Causa the \$511,431 identified as disallowed expenses, with the caveat that DHHS seek guidance from the State of Wisconsin regarding \$147,761 that La Causa continues to dispute.
2. Re-evaluate the level of funding required to meet the Special Needs Child Care Program's goals.
3. Consider re-opening this program to competitive bids and/or modifying the delivery model for this program to ensure fiscal and programmatic accountability.

; and

WHEREAS, DHHS has indicated that it agrees with the recovery amount of \$511,431 and the need to seek guidance from the State of Wisconsin regarding the \$147,761 that La Causa continues to dispute, and that it will be in contact with La Causa to discuss the manner and terms of a repayment plan and with the State regarding the disputed amount; and

WHEREAS, DHHS has conducted an initial review of the Special Needs Child Care program components in an effort to determine whether, as the January 20 Audit report suggests, "funding for the program could be substantially reduced with no programmatic impact on the number of families served"; and

WHEREAS, DHHS has indicated that the Case Coordination and Technical Assistance components have effectively provided services that have benefited special needs children and their families and has recommended that these program components be continued, but has also recommended that the objectives associated with these programs be re-stated and/or re-formulated and included in a new Request for Proposals (RFP), which would result in a recommendation for a new contract for these program areas in time for the May County Board committee cycle; and

WHEREAS, in the meantime, DHHS recommends that La Causa be provided with a temporary contract for the period of February 1 through May 31, 2004 to continue Case

Coordination and Technical Assistance functions, but under a reduced reimbursement schedule that will result in payments of \$20,126 per month, and a total cost of \$80,504 for the four-month temporary contract; and

WHEREAS, in regard to the other primary components of the Special Needs Child Care Program, DHHS recommends that the County contract directly with UWM for Evaluation and Group Training activities in the amount of \$52,638 for the period February 1 through December 31, 2004; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, DHHS, or her designee, to execute a contract with La Causa, Inc. in the amount of \$80,504 for Special Needs Child Care services for the period of February 1 through May 31, 2004, and with the University of Wisconsin-Milwaukee for Evaluation and Group Training activities associated with the Special Needs Child Care Program in the amount of \$52,638 for the period of February 1 through December 31, 2004; and

BE IT FURTHER RESOLVED, that in light of the fact that actual contract execution may not occur until mid to late February, DHHS is hereby authorized to issue payments to each entity for services provided retroactive to February 1, 2004.

The foregoing report correctly states the action taken by the said committee at a meeting held January 28, 2004.

ELIZABETH M. COGGS-JONES
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 6, 8 and 9.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 6 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:** Diliberti — 1.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

The Chair called for a recess to 2:00 p.m. Upon reconvening at 2:05 p.m., the following Supervisors were present:

PRESENT: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 22. **ABSENT:** Clark, De Bruin and Mayo — 3.

Supervisor Holloway in the Chair.

Supervisors Clark, De Bruin and Mayo noted as present.

Thereupon, **DIVISION OF THE QUESTION** was requested on **Item 9, La Causa Section.**

Supervisor Cesarz moved lay over of **Item 9.**

Supervisor De Bruin moved lay over of **Item 9** until later in the meeting.

Later, the motion to lay over **FAILED TO PREVAIL** by the following vote:

AYES: Agnos, Borkowski and Cesarz – 3. **NOES:** Aldrich, Bailey, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 22.

Thereupon, **Item 9, the La Causa Section, WAS ADOPTED** by the following vote:

AYES: Aldrich, Bailey, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Johnson, T., Johnson, W., Krug, Mayo, Quindel, Weishan, White and the Chairman – 15. **NOES:** Agnos, Borkowski, Cesarz, Endries, Lutzka, McCue, McDonald, Nyklewicz, Schmitt and Zielinski — 10.

Thereupon, the remaining portion of **Item 9 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor T. Anthony Zielinski, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 14 items:

File No. 04-38
(Journal, February 5, 2004)

(Item No. 1) From Superintendent, House of Correction, requesting authorization to extend service contracts for the Day Reporting Center with the current vendors, at a reduced level, on a month-to-month basis, by recommending that the said request be received and placed on file.

File No. 04-71
(Journal, February 5, 2004)

(Item No. 2) From the Superintendent, House of Correction, requesting authorization to accept a grant award from the Office of Justice Assistance to "Re-focus" the existing Day Reporting Center, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the House of Correction (HOC) operated the Day Reporting Center from January, 2000 through December, 2003 with funds awarded through the Office of Justice Assistance; and

WHEREAS, the HOC was no longer eligible to receive these funds for the existing Day Reporting Center; and

WHEREAS, in order to remain a viable alternative to incarceration, the Day Reporting Center needed to refocus its operation to better address the needs of the population as well as well as the needs of the releasing authorities; and

WHEREAS, the HOC submitted a grant application to the Office of Justice Assistance proposing program changes that were significant enough to qualify for another four-year round of grant funding; and

WHEREAS, the HOC was notified on January 5, 2004, that it had received a grant award of \$622,222 for the grant year ending December 31, 2004; and

WHEREAS, the grant consists of \$466,666 in federal funds, \$93,334 in state funds and \$62,222 in local match equal to 10% of the grant total; and

WHEREAS, the \$62,222 local match requirement is included in the HOC's 2004 budget as part of an appropriation of \$244,065 which was budgeted for the Day Reporting Center; and

WHEREAS, the grant may be renewed for three additional 12-month periods contingent on the program's ability to successfully meet its goals and objectives; and

WHEREAS, in keeping with the parameters of the grant, the Day Reporting Center will

be re-named the Milwaukee County Offender Resource Center to reflect its new focus; and

WHEREAS, the overall goals of the Offender Resource Center will differ only slightly from the Day Reporting Center with the primary goals of the program remaining as follows:

- To reduce crowding in the criminal justice system
- To reduce recidivism
- To assist offenders to develop necessary skills that promote positive growth and change so they can more effectively re-enter society; and

WHEREAS, strategies to achieve the stated outcomes include the following:

- Expand the size and scope by pooling state and local resources to be accomplished by contracting with State officials to include additional offender populations;
- A more active and physical presence of corrections/law enforcement personnel with the HOC administering the day-to-day operation for more program accountability
- Admission criteria that will maximize program resources, including the requirement of a minimum of 120 days in programming, offender must be eligible for electronic surveillance and offender must be in need of AODA treatment
- On-site treatment options and services specific to the population it serves with a focus on intensive AODA treatment and relapse prevention, cognitive intervention and restructuring, anger management, domestic violence, life skills and employment; and

WHEREAS, the Superintendent of the House of Correction has requested approval to accept the grant and that he be further authorized to accept three additional 12-month grant renewals contingent on funds being made available; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Superintendent of the House of Correction to accept a \$622,222 grant award from the Office of Justice Assistance to operate the Milwaukee County Offender Resource Center; and

BE IT FURTHER RESOLVED, that the Superintendent is further authorized to apply for and accept three additional 12-month grant renewals contingent on funds being made available.

File No. 04-70
(Journal, February 5, 2004)

(Item No. 3) From the Superintendent, House of Correction, requesting authorization for the execution of profession service contracts with various community-based agencies for the purpose of providing services at the Offender Resource Center, by recommending adoption of a resolution authorizing the Superintendent, House of Correction, to: 1) execute contracts with V.E. Carter Development Group, ATTIC Correctional Service, Inc. and Wisconsin Community Services for the activities and expenditures as outlined in this resolution and consistent with the RFP process for the Offender Resource Center effective February 1, 2004 through December 31,

2004; 2) renew the said contracts with the three agencies through the term of the Office of Justice Assistance grant which may be renewed for three 12-month periods through December 2007; and 3) assign the remainder of a contract from a vendor who may be terminated to a qualified vendor who submitted a proposal in that specific program area as part of the Request for Proposals process.

A RESOLUTION

WHEREAS, the House of Correction (HOC) has been awarded a \$622,222 grant from the Office of Justice Assistance to operate the Milwaukee County Offender Resource Center, formerly known as the Day Reporting Center; and

WHEREAS, in anticipation of receipt of the grant award, the HOC issued a Request for Proposals to interested agencies to provide treatment and services at the Offender Resource Center for the new grant cycle; and

WHEREAS, based on an evaluation of the proposals received, the HOC has requested authorization to enter into contracts with the following agencies:

AGENCY	ACTIVITY	EXPENSE
V.E. Carter Development Group	Program space	\$ 90,160
	UTILITY/PHONE	\$14,667
	Case Management	93,250
ATTIC Correctional Service, Inc.	AODA Treatment	\$190,542
	CIP/Anger Management	54,846
Wisconsin Community Services	Employment	62,667
	Parenting	19,261; and

WHEREAS, the professional services contracts with the agencies will run from February 1, 2004 through December 31, 2004; and

WHEREAS, the Superintendent has further requested authorization to renew the contracts through the length of the term of the grant, which can be renewed for three 12-month periods; and

WHEREAS, the Superintendent has further requested authorization to assign the remainder of a contract from a vendor who may be terminated to a qualified vendor who submitted a proposal in that specific program area as part of the RFP process; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the requests; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Superintendent of the House of Correction to execute contracts with V.E. Carter Development Group, ATTIC Correctional Service, Inc. and Wisconsin Community Services for the activities and expenditures as outlined in this resolution and consistent with the RFP process

for the Offender Resource Center effective February 1, 2004 through December 31, 2004; and

BE IT FURTHER RESOLVED, that the Superintendent is further authorized to renew the said contracts with the three agencies through the term of the Office of Justice Assistance grant which may be renewed for three 12-month periods through December, 2007; and

BE IT FURTHER RESOLVED, that the Superintendent is further authorized to assign the remainder of a contract from a vendor who may be terminated to a qualified vendor who submitted a proposal in that specific program area as part of the RFP process.

**File No. 04-72
(Journal, February 5, 2004)**

(Item No. 4) From the Superintendent, House of Correction, requesting authorization to amend Professional Contract with Wisconsin Community Service, by recommending adoption of a resolution approving the said request.

RESOLUTION

WHEREAS, the House of Correction (HOC) currently holds a contract with Wisconsin Community Service (WCS) to provide job-seeking skills training and job placement services to the unemployed work release and Huber population incarcerated at the HOC; and

WHEREAS, the HOC has received a grant from the Private Industry Council for the period January 1, 2004 through December 31, 2004 to partner with the Hunger Task Force to enhance the operation of the agricultural, fish hatchery and warehouse components of the HOC farm, offering Willing-to-Work eligible inmates job training in these areas; and

WHEREAS, in addition to training in farm/fish hatchery/warehouse operations, the PIC funds allow for formal classroom instruction to be incorporated into the project to develop employment related soft skills and to prepare trainees to pass the written pallet-jack and fork-lift operators training test according to OSHA standards; and

WHEREAS, the HOC is requesting permission to amend the current WCS contract and expand the scope of services to provide staff to conduct employment related instruction, forklift and pallet jack instruction and work with the HOC and the Hunger Task Force to introduce to area employers the agriculture/fish hatchery/warehouse program in an effort to develop job leads for graduates of the program; and

WHEREAS, it is anticipated that 72 inmates will benefit from the project through the course of the year; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the contract amendment; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Superintendent of the House of Correction to amend the current professional

services contract with Wisconsin Community Service for the term January 1, 2004 through December 31, 2004 to compliment the House of Correction/Hunger Task Force farm/fish hatchery/warehouse program for an amount not to exceed \$70,000.

**File No. 04-62
(Journal, February 5, 2004)**

(Item No. 5) From Director, Child Support Enforcement, requesting authorization to execute a professional services contract for genetic testing with Laboratory Corporation of America Holdings, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Director of Child Support Enforcement, pursuant to Section 56.30(4)(b)(3)(b) of the General Ordinances of Milwaukee County, has requested authorization to procure a professional services agreement with Laboratory Corporation of America Holdings (LabCorp), Burlington, North Carolina, to perform genetic testing, pursuant to Chapter 767 of Wisconsin State Statutes; and

WHEREAS, on September 10, 2003, a Request for Proposals for the provision of testing services for Title IV-D cases for the period January 1, 2004 through December 31, 2006 was mailed to genetic testing laboratories; and

WHEREAS, six laboratories responded to the RFP and a review committee met to analyze each proposal; and

WHEREAS, the proposals were reviewed for compliance with the RFP and were evaluated for financial soundness, prior experience, personnel and resources plan for contract execution and price; and

WHEREAS, LabCorp was the preferred vendor because it met all RFP criteria and was ranked the highest overall by the review committee;

WHEREAS, the LabCorp proposal would provide genetic testing services at a rate of \$48 per person tested for the three year duration of the contract; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the contract with LabCorp; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Child Support Enforcement to execute a professional services contract for genetic testing with Laboratory Corporation of America Holdings of Burlington, North Carolina, effective January 1, 2004 through December 31, 2006 a a rate of \$48 per person tested.

**File No. 04-61
(Journal, February 5, 2004)**

(Item No. 6) From Director, Child Support Enforcement, requesting authorization to execute a Paternity Acknowledgement contract with Rosalie Manor, by recommending adoption of a resolution approving the said request.

RESOLUTION

WHEREAS, the Director of Child Support Enforcement has requested permission to execute a contract with Rosalie Manor for the purpose of receiving assistance in establishing paternity through the paternity acknowledgement process at Milwaukee County birthing hospitals; and

WHEREAS, the contract is needed to ensure that the Department of Child Support Enforcement continues to reach maximum performance levels as required by the 2004 State/County contract; and

WHEREAS, under terms of the contract, the social workers from Rosalie Manor who currently visit with and perform risk assessments for all first time mothers/parents at the birthing hospitals would discuss the paternity acknowledgement process with new parents, facilitating the paperwork on behalf of Milwaukee County; and

WHEREAS, the Department would pay Rosalie Manor \$10 for each Voluntary Paternity Acknowledgement properly completed up to 1,200 per year with a total compensation not-to-exceed \$12,000 per year; and

WHEREAS, the contract is for the one-year period beginning January 1, 2004 and will automatically renew for another one-year period on January 1, 2005 unless either party provides written notice of intent to discontinue; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the contract; now, therefore

BE IT RESOLVED that, the Milwaukee County Board of Supervisors does hereby authorize the Director of Child Support Enforcement to execute a contract with Rosalie Manor for the one-year period beginning January 1, 2004; and

BE IT FURTHER RESOLVED that, the contract will automatically renew for another one-year period unless either party provides written notice of its intent to discontinue the contract.

File No. 04-63
(Journal, February 5, 2004)

(Item No. 7) From Director, Child Support Enforcement, requesting authorization to execute W-2 contracts with Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC) and United Migrant Opportunity Services, Inc., by recommending adoption of a resolution approving the said request.

RESOLUTION

WHEREAS, Milwaukee County has six W-2 regions to assist participants in achieving self-sufficiency; and

WHEREAS, the Director of Child Support Enforcement has recommended that the department enter into contracts with the vendors operating each site in order to allow a child support case manager to be located at each site to gather data, review cases and take appropriate action when possible; and

WHEREAS, the child support case manager at each site will facilitate case referrals made pursuant to W-2 as they relate to the establishment or enforcement of child support obligations and facilitate Children First activities; and

WHEREAS, the contracts would provide that the vendors shall assist the County in the establishment and collection of child support obligations with services to be provided to both custodial and non-custodial parents; and

WHEREAS, the vendors shall reimburse the Department of Child Support Enforcement for the cost of each case manager (\$20,000) and will be entitled to payment of up to \$425 per participant enrolled in the Children First Program in a 12-month period; and

WHEREAS, the term of the contract shall be from January 1, 2004 through December 31, 2004; and

WHEREAS, the three agencies with whom the department will contract include Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC) and United Migrant Opportunity Services, Inc. (UMOS); and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the contracts; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director, Child Support Enforcement, to enter into contracts with Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC) and United Migrant Opportunity Services, Inc. (UMOS) to provide child support case management services as described in this resolution and further delineated in the purchase of service contracts at six W-2 sites operated by these vendors; and

BE IT FURTHER RESOLVED, that the term of the contract shall be from January 1, 2004 through December 31, 2004 under terms and conditions as contained in the purchase of service contracts herein made a part of this file.

**File No. 04-60
(Journal, February 5, 2004)**

(Item No. 8) From Chief Information Officer, Information Management Services Division requesting modification to exhibit A of 800 MHz Trunked Radio System Intergovernmental Agreement – City of Wauwatosa, by recommending adoption of a resolution approving the said request.

RESOLUTION

WHEREAS, at its meeting on March 18, 1999, the County Board adopted File No. 99-46, which authorized an intergovernmental agreement with the City of Wauwatosa for use of the County's 800 MHz radio system for 10 years with successive 10 year periods thereafter; and

WHEREAS, the City of Wauwatosa has requested permission to modify its existing agreement to include the Mayfair Mall Public Safety Department as a sub-user of the County's radio system; and

WHEREAS, approval of this request would allow Mayfair Mall security personnel to communicate only among themselves or with the Wauwatosa Police Department; and

WHEREAS, the Mayfair Mall Public Safety Department radios would not have direct access to the Milwaukee County Sheriff F2 talk group or any other user talk groups; and

WHEREAS, the Chief Information Officer, IMSD, has recommended approval of the request; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on January 22, 2004, recommended approval of the modification; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Chief Information Officer, IMSD to modify the existing intergovernmental agreement between Milwaukee County and the City of Wauwatosa for use of the County's 800 MHz radio system to include the Mayfair Mall Public Safety Department as a sub-user of the County's radio system.

**File No. 04-73
(Journal, February 5, 2004)**

(Item No. 9) Ordinance by Supervisor T. Johnson, to amend Chapter 9 of the General Ordinances of Milwaukee County relating to the Code of Ethics, by recommending adoption of the said ordinance.

SECTION 1. Section 9.05 (2)(m) of the General Ordinances of Milwaukee County as amended to and including _____ is hereby created as follows:

9.05 Code of Ethics

(2)(m) No incumbent elected County official or candidate for an elected County position may contribute monetarily to the campaign of another incumbent elected County official or candidate for elected County position. This provision, however, shall not prohibit an elected County official or candidate for an elected County position from contributing to his or her own campaign.

SECTION 2. This ordinance shall become effective on July 1, 2004.

**File No. 03-591
(Journal, December 18, 2003)**

(Item No. 10) Report, referred back, recommending adoption of a resolution/ordinance by Supervisors Bailey, Diliberti and T. Johnson to amend Chapter 9 of the General Ordinances of Milwaukee County relative to prohibiting elected County officials from soliciting campaign contributions from “at-will” County employees, by reaffirming the previous recommendation for adoption of the said resolution/ordinance.

**File No. 03-592
(Journal, December 18, 2003)**

(Item No. 11) Report, referred back, recommending that a resolution/ordinance by Supervisor Diliberti to amend Chapter 9 of the General Ordinances of Milwaukee County relative to prohibiting an elected County official or candidate for County office from knowingly soliciting a campaign contribution from any employee over whom they have direct supervisory, appointing and/or confirmation authority be placed on file, by recommending that a substitute resolution/ordinance be placed on file.

A RESOLUTION/ORDINANCE

to amend chapter 9 of the General Ordinances of Milwaukee County relative to prohibiting an elected County official from knowingly soliciting a campaign contribution from any employee over whom they have direct supervisory, appointing and/or confirmation authority

WHEREAS, election campaign laws do not prohibit County elected officials from soliciting campaign donations from County employees; and

WHEREAS, a December 2, 2002, USA Today article titled Employers have little responsibility to ‘at-will’ workers reported, “Most workers without a written employment contract are ‘at-will’ employees. This means an employer may terminate an employee for good reason, a bad reason or no reason at all;” and

WHEREAS, employees are usually divided into two categories – “at-will employees,” who can be terminated at any time or “just-cause employees,” who can be dismissed from employment for good reason; and

WHEREAS, most County employees are members of labor unions and covered by a written contract, called a "collective bargaining agreement" that contains provisions specifying that their employment can be terminated only for just cause and therefore they would not be considered at-will employees; and

WHEREAS, most of the remaining County employees would be considered at-will employees in accordance with the general doctrine of employment at-will which is usually defined as an employee who is not under contract, who is hired for an indefinite term or who can be discharged at any time for any non-discriminatory reason; and

WHEREAS, these at-will County employees may be serving in County positions by appointments or may be in positions that are supervised directly or indirectly by a County elected official and therefore they may feel compelled to contribute to campaigns in order to secure their continued employment with the County; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby adopts the following ordinance amending Section 9.05 of the General Ordinances of Milwaukee County:

AN ORDINANCE

to amend chapter 9 of the General Ordinances of Milwaukee County relative to prohibiting elected County officials from soliciting campaign contributions from certain County employees

The County Board of Supervisors of the County of Milwaukee does ordain as follows:

SECTION 1. Section 9.05(2)(k) of the General Ordinances of Milwaukee County as amended to and including _____ is hereby created as follows:

9.05. Code of Ethics

(2)(k) No elected County official may knowingly solicit a campaign contribution from any employee over whom they have direct supervisory, appointing and/or confirmation authority.

SECTION 2. The provisions of this ordinance shall become effective upon passage and publication.

**File No. 03-593
(Journal, December 18, 2003)**

(Item No. 12) Report, referred back, recommending adoption of a resolution/ordinance by Supervisor Diliberti to prohibit a person(s) with a personal financial interest in the approval or denial of a contract being considered by a County department or with an agency funded and regulated by a County department, from making a campaign contribution to any candidate for an

elected County office that has final authority during its consideration, by recommending adoption of a substitute resolution/ordinance.

SECTION 1. Section 9.05(2)(1) of the General Ordinances of Milwaukee County as amended to and including March 17, 2004 is hereby created as follows:

9.05. Code of Ethics

(2)(1) No person(s) with a personal financial interest in the approval or denial of a contract being considered by a County department or with an agency funded and regulated by County department, may make a campaign contribution to any County official who has approval authority over that contract during its consideration. Contract consideration shall begin when a contract is submitted directly to a County department or to an agency until the contract has reached final disposition, including adoption, county executive action, proceedings on veto (if necessary) or departmental approval. This provision does not apply to those items covered by Section 9.15 unless an acceptance by an elected official would conflict with this section.

SECTION 2. The provisions of this ordinance shall be effective upon passage and publication.

**File No. 04-44
(Journal, February 5, 2004)**

(Item No. 13) From Principal Assistant Corporation Counsel, requesting approval of settlement of claim for attorney fees arising from the litigation of Bruno et al. v. Milwaukee County et al., by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

A RESOLUTION

WHEREAS, in *Bruno et al. v. Milwaukee County et al.*, Cir. Ct. Case No. 00-CV-004004, Appeal No. 01-1970, a class of plaintiffs consisting of Milwaukee County pensioners (or their surviving spouses) who left County service in “deferred vested” status and who subsequently became eligible to draw their pensions prior to July 1, 1985, commenced an action against Milwaukee County, the Employee Retirement System and others, challenging the defendants’ interpretation of s. 201.24(2.10), M.C.G.O., which operated to deny pension service credit for the pre-employment military service of the plaintiff class (which for these plaintiffs was combat service in World War II); and

WHEREAS, the Wisconsin Supreme Court decided the case in the plaintiffs’ favor, holding that the plaintiffs are “retirees who retired from the county before July 1, 1985” within the meaning of s. 201.24(2.10), M.C.G.O. and that they are therefore entitled to pension service credit for their pre-employment military service under that ordinance, and the Supreme Court remanded the case to the circuit court with directions; and

WHEREAS, the circuit court has entered judgment in favor of the plaintiffs in accordance with the mandate of the Supreme Court, and the Employee Retirement System has

made retroactive payments and increased current pension benefit payments to the plaintiffs as required by the judgment; and

WHEREAS, the only unresolved issue in the case is the plaintiffs' claim for attorney fees, which issue is now pending before the Wisconsin Court of Appeals; and

WHEREAS, a settlement has been negotiated calling for the payment of \$35,000 to the plaintiffs and their counsel in settlement of all claims for attorney fees in the above described litigation, and Corporation Counsel recommends said payment; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of January 22, 2004, approved the recommended settlement (vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment of \$35,000 to the plaintiffs and their counsel in full settlement of all claims for attorney fees arising from the litigation in *Bruno et al. v. Milwaukee County et al.*, as hereinabove described.

File No. 04-43
(Journal, February 5, 2004)

(Item No. 14) From Deputy Corporation Counsel, requesting approval of settlement of a claim to Anne Smith in the amount of \$9,000, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

RESOLUTION

WHEREAS, on December 23, 2002, Annie Smith was a passenger on a County bus operated by Milwaukee County Transport Services, Inc. When said bus was struck by a County van operated by County employee Jose Rodriquez at the intersection of North 12th Place and West Vliet Street. Because the bus had the right of way the County is liable for this accident, and,

WHEREAS, Ms. Smith was transported by ambulance to Aurora Sinai Medical Center where she received treatment for a lumbar strain and follow-up treatment from a Chiropractor. The total cost of her medical treatment and her wage loss is \$5,111.95, and,

WHEREAS, Negotiations between the adjuster for Milwaukee County and the attorney representing Ms. Smith have resulted in a tentative agreement to settle all of her claims arising out of this incident for \$9,000 and Corporation Counsel recommends approval, and,

WHEREAS, The Committee on Judiciary, Safety and General Services at its meeting on January 22, 2004, approved the recommended settlement (vote 7-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment of \$9,000 to Annie Smith and the Law Offices of Thomas M. Jacobson, S.C., in full settlement of all claims arising out of the motor vehicle accident on December 23, 2002.

The foregoing report correctly states the action taken by the said committee at a meeting held January 22, 2004.

T. ANTHONY ZIELINSKI
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 3, 9, 10 and 12.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **DIVISION OF THE QUESTION** was requested on **Item 3, Attic Services**.

Thereupon, **Item 3, except Attic Services, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 3, Attic Services, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Cesarz, Clark, De Bruin, Diliberti, Endries, Johnson, T., McCue, McDonald, Nyklewicz, Schmitt, Weishan, White, Zielinski and the Chairman – 17. **NOES:** Borkowski, Broderick, Coggs-Jones, Johnson, W., Krug, Lutzka, Mayo and Quindel — 8.

Thereupon, **Item 9 FAILED OF ADOPTION** by the following vote:

AYES: Agnos, Bailey, Borkowski, Broderick, Cesarz, Diliberti, Johnson, T., McDonald, Schmitt and Zielinski – 10. **NOES:** Aldrich, Clark, Coggs-Jones, De Bruin, Endries, Johnson, W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Weishan, White and the Chairman — 15.

Thereupon, **Item 10 WAS ADOPTED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Broderick, Cesarz, De Bruin, Diliberti, Endries, Johnson, T., McCue, McDonald, Weishan and Zielinski – 13. **NOES:** Aldrich, Clark, Coggs-Jones, Johnson, W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, White and the Chairman

— 12.

Supervisor Bailey moved **RECONSIDERATION OF Item 10**. Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Aldrich, Clark, Coggs-Jones, Johnson, W., Lutzka, Nyklewicz, Quindel, Schmitt, White and the Chairman – 10. **NOES:** Agnos, Bailey, Borkowski, Broderick, Cesarz, De Bruin, Diliberti, Endries, Johnson, T., Krug, Mayo, McCue, McDonald, Weishan and Zielinski — 15.

Supervisor De Bruin moved to refer item 12 back to the Committee on Judiciary, Safety and General Services. Thereupon, **Item 12 WAS REFERRED BACK** by the following vote:

AYES: Agnos, Aldrich, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Johnson, W., Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 16. **NOES:** Bailey, Diliberti, Endries, Johnson, T., Krug, Lutzka, McCue, McDonald and Zielinski — 9.

By Supervisor Sheila A. Aldrich, Chairman:

From the Committee on Parks, Energy and Environment reporting on 8 items:

File No. 04-64
(Journal, February 5, 2004)

(Item No. 1) From the County Board Chairman, appointing Mr. Reginald Baylor to the Milwaukee County Public Art Committee, replacing Akua Oladunjoye on the Committee, by recommending confirmation of the said appointment.

File No. 04-51
(Journal, February 5, 2004)

(Item No. 2) From Family & Youth Professional Development Coordinator, University of Wisconsin-Extension, requesting authorization to seek and receive funding from Maximus, Inc. for on-site workshops in family and community education for county fiscal year 2004, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the UW-Extension's mission is to "connect people to University knowledge they can use;" and

WHEREAS, the staff of the UW-Extension's educational programs focus on youth, families, nutrition education, community development, neighborhoods, life skills, environment and horticulture; and

WHEREAS, Maximus, Inc. provides funding for Milwaukee County W-2 Region VI in

family self-sufficiency and economic initiatives; and

WHEREAS, UW-Extension is seeking a grant for \$31,600 from Maximus, Inc. to provide on-site workshops in family and community education for county fiscal year 2004; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Director, UW-Extension (Vote 7-0-); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Milwaukee County University of Wisconsin Extension to seek and receive \$31,600 from Maximus, Inc. for on-site workshops in family and community education for county fiscal year 2004.

**File No. 04-53
(Journal, February 5, 2004)**

(Item No. 3) From Parks Marketing Director, requesting approval of the 2004 Milwaukee County Cultural, Artistic, and Musical Programming Advisory Council (CAMPAC) allocation recommendations, by recommending adoption of a resolution authorizing the Superintendent of the Parks Division to prepare the necessary contractual agreements with the various arts groups for funding for Community Cultural Events programs during 2004 which provides free programming primarily for minority and disabled populations, and enter into 2004 contracts with various agencies for the amounts as set forth in the said resolution; authorizing and awarding Matching Grant funds as set forth in the said resolution to arts groups which have been determined eligible under guidelines established and approved by the Milwaukee County Board of Supervisors; authorizing the amount of \$5,000 for the 2004 Milwaukee High School theatre Festival; setting aside the amount of \$10,000 for programming at Washington and Humboldt Parks, with the specific allocations to be determined by the County Parks Department and the remaining available funds to be redistributed to each organization in order to account for the \$10,000 that will be redirected to Concerts in the Parks; directing the CAMPAC Administrator and the Parks Division work to secure additional private funding for future concerts at Washington and Humboldt Parks; and authorizing the Superintendent of the Parks Division to enter into agreements with each of the organizations and with the Milwaukee Foundation in the amount of \$30,000 to administer Milwaukee County's performing and visual arts fund under the guidelines approved by the County Board of Supervisors.

A RESOLUTION

WHEREAS, adopted County Board Resolution No. 86-466 and 86-463 established guidelines and criteria for awarding County Arts funds; and

WHEREAS, adopted County Board Resolution No. 87-732 approved policy guidelines and funding criteria for arts program funding; and

WHEREAS, the various arts groups and organizations have appeared before CAMPAC and voiced concerns and comments relative to the arts program and the 2004 allocation level; and

WHEREAS, CAMPAC has reviewed and evaluated applications and comments and has made recommendations for awarding contracts and grants through the County arts program; and

WHEREAS, the recommended 2004 CAMPAC allocations were based on the format established in previous years with the consensus of the affected arts organizations; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Superintendent of the Parks Division as amended (Vote 5-2); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Superintendent of the Parks Division to prepare the necessary contractual agreements with the various arts groups for funding for Community Cultural Events programs during 2004 which provides free programming primarily for minority and disabled populations, and enter into 2004 contracts with the following agencies for the amounts listed:

**2004 COMMUNITY CULTURAL EVENTS PROGRAM ALLOCATIONS
(With 2003 Comparisons)**

<u>AGENCY</u>	<u>ALLOCATIONS</u>	<u>2003 ALLOCATIONS</u>	<u>2004</u>
CITY BALLET		\$ 6,000	\$ 4,915
Ko-Thi Dance Company		8,000	4,915
Latino Arts, Inc. (Friends of Hispanic Community)		8,000	5,265
Milwaukee Public Theatre	6,000	3,860	
WALKER'S POINT CENTER		<u>4,000</u>	<u>3,510</u>
TOTAL		\$32,000	\$22,465

; and

BE IT FURTHER RESOLVED, that Matching Grants funds are hereby authorized and awarded to the following arts groups which have been determined eligible under guidelines established and approved by the Milwaukee County Board of Supervisors, in the amounts identified below:

**2004 MATCHING GRANTS
(With 2003 Comparisons)**

<u>AGENCY</u>	<u>2004 GRANTS</u>	<u>2003 GRANTS</u>
AFRICAN AMERICAN CHILDREN'S THEATRE	\$ 6,599	\$ 4,417
BEL CANTO CHORUS	8,537	6,837
BOULEVARD ENSEMBLE	5,202	4,492
CITY BALLET	6,091	4,676
CIVIC MUSIC ASSOCIATION	3,753	3,459
CONCORD CHAMBER ORCHESTRA	2,156	2,628
DANCE-SING	4,919	3,823
DANCEWORKS	8,021	7,148

FIRST STAGE MILWAUKEE	17,376	15,230
FLORENTINE OPERA COMPANY	21,676	<u>17,135</u>
FOOTHOLD	4,072	3,520
IN TANDEM THEATRE	4,310	3,619
KO-THI DANCE COMPANY	11,379	9,374
LATINO ARTS (FRIENDS OF HISPANIC COMMUNITY)	7,936	7,251
MILWAUKEE BALLET	28,639	22,757
MILWAUKEE CHAMBER ORCHESTRA	5,911	4,587
MILWAUKEE CHAMBER THEATRE	12,447	8,925
MILWAUKEE CHILDREN'S CHOIR	1,500	5,555
MILWAUKEE CHORAL ARTISTS	-0-	886
MILWAUKEE DANCE THEATRE	4,310	3,375
MILWAUKEE PUBLIC THEATRE	9,450	7,299
MILWAUKEE REPERTORY THEATER	46,647	39,033
MILWAUKEE SYMPHONY ORCHESTRA	96,923	71,483
MILWAUKEE YOUTH SYMPHONY	9,758	7,929
MODJESKA YOUTH THEATRE COMPANY	7,386	5,630
MUSICAL OFFERING, LTD	1,500	772
NEXT ACT THEATRE	10,325	7,839
PRESENT MUSIC	9,521	6,968
RENAISSANCE THEATERWORKS	6,841	5,220
SKYLIGHT OPERA THEATRE	19,081	15,490
THEATRE X	7,673	5,136
WALKERS POINT CENTER FOR THE ARTS	5,504	5,388
WILD SPACE DANCE COMPANY	6,037	4,266
WOODLAND PATTERN	8,522	
	<u>6,637</u>	
TOTAL	\$410,000	\$328,785

; and

BE IT FURTHER RESOLVED, that the amount of \$5,000 is authorized for the 2004 Milwaukee High School Theatre Festival; and

BE IT FURTHER RESOLVED, that the amount of \$10,000 be set aside for programming at Washington and Humboldt Parks, with the specific allocations to be determined by the County Parks Department and the remaining available funds to be redistributed to each organization in order to account for the \$10,000 that will be redirected to Concerts in the Parks; and

BE IT FURTHER RESOLVED; that the CAMPAC Administrator and the Parks Division will work to secure additional private funding for future concerts at Washington and Humboldt Parks; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors authorizes the Superintendent of the Parks Division to enter into agreements with each of the organizations and

with the Milwaukee Foundation in the amount of \$30,000 to administer Milwaukee County's performing and visual arts fund under the guidelines approved by the County Board of Supervisors.

**File No. 04-54
(Journal, February 5, 2004)**

(Item No. 4) From the Superintendent of Parks and Public Infrastructure, requesting authorization to grant an easement to the City of Oak Creek Water and Sewer Utility to install a water transmission main through the Oak Creek Parkway between 15th Avenue and Pennsylvania Avenue, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the City of Oak Creek Water Utility (Utility) has been upgrading and improving the watermain transmission lines in the City of Oak; and

WHEREAS, to accomplish the upgrades the Utility needs to install a transmission watermain in the Oak Creek Parkway between 15th Avenue and Pennsylvania Avenue; and

WHEREAS, the proposed easement will impact 1.3 acres of the Oak Creek Parkway in parcels identified as tax key numbers 871-9999 and 863-9974; and

WHEREAS, prior to execution of the easement, the City of Oak Creek will apply and receive State of Wisconsin Department of Natural Resource permits and have Southeastern Wisconsin Regional Planning Commission review the proposed easement for environmental significance; and

WHEREAS, the Utility will restore the easement area and replace removed trees under the direction of the Department of Parks and Public Infrastructure; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Superintendent of the Parks Division (Vote 6-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs appropriate County staff to prepare, review, approve, record and execute all the documents as required to grant a permanent easement and other permits for the installation of a watermain once the environmental permits have been received; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the required easement documents and collect the easement fee of \$4,500 and an additional \$1,000 for staff time required to review and approve the easement.

**File No. 03-536
(Journal, October 30, 2003)**

(Item No. 5) From School District of Cudahy, submitting a proposed lease of one baseball field

located at the north end of Sheridan Park in Cudahy, Wisconsin, by recommending adoption of a resolution approving a revised lease agreement between Milwaukee County and the School District of Cudahy.

A RESOLUTION

WHEREAS, the School District of Cudahy has expressed a interest in having a role in the maintenance of the baseball field at Sheridan Park; and

WHEREAS, the School District of Cudahy is prepared to fund substantial improvements to the baseball field at Sheridan Park, which will benefit other groups using the baseball diamond; and

WHEREAS, both the School District of Cudahy and the Parks Division will enjoy long-term benefits through this cooperative agreement, a copy of which is contained herein in File No. 03-536; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Superintendent of the Parks Division (Vote 7-0); now, therefore,

BE IT RESOVLED, that the Milwaukee County Board of Supervisors does hereby authorize and direct appropriate County staff to prepare, review, approve and execute a Use and Lease Agreement with the School District of Cudahy for the purposes of redeveloping, enhancing and cooperatively maintaining the baseball diamond at Sheridan Park; and

BE IT FURTHER RESOLVED, that said agreement shall be approved by Milwaukee County Corporation Counsel and Risk Management prior to execution.

**File No. 04-45
(Journal, February 5, 2004)**

(Item No. 6) Resolution/Ordinance by Supervisor Lutzka, to amend Chapter 64 of the Milwaukee County Code of General Ordinances relating to Regulations for Smoking, to provide an exemption to allow the South Shore Yacht Club to continue to provide smoking areas within the clubhouse, by recommending adoption of an amended resolution/ordinance, as also approved by the Committee on Judiciary, Safety and General Services, on 1/22/04, by a vote of 6-0.

AN AMENDED RESOLUTION

WHEREAS, per the conditions of a prior lease between Milwaukee County and the South Shore Yacht Club, the South Shore Yacht Club clubhouse is owned by Milwaukee County and leased back to the Club for its use; and

WHEREAS, prior to Milwaukee County's ownership of the clubhouse, smoking was allowed in the bar and lounge on the first level and only in the restaurant on the second level when the bar and lounge were closed; and

WHEREAS, in accordance with Chapter 64 of the Milwaukee County Code of General

Ordinances, Regulation of Smoking, no smoking is allowed in the clubhouse because it is now owned by Milwaukee County; and

WHEREAS, in order for smoking to resume within the clubhouse either the County's ordinance must be revised to provide an exception to smoking in the clubhouse or the Club must improve the clubhouse's ventilation system in accordance with the guidelines published by the American Society of Heating, Refrigerating and Air Conditioning Engineers, Inc.; and

WHEREAS, the current lease between Milwaukee County and the Club requires the Club to bring the clubhouse into code compliance by 2011; however, as a result of the present configuration of the clubhouse's ventilation system, renovations to the system will not occur in the near future; and

WHEREAS, therefore, in order to allow smoking, a revision to Chapter 64 of the Code of General Ordinances is required that will provide an exception to the South Shore Yacht Club clubhouse; and

WHEREAS, an exception has already been provided for the Sky Room Restaurant at Lawrence J. Timmerman Airport; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the said resolution and ordinance, as amended (Vote 7-0); and

WHEREAS, the Committee on Judiciary, Safety and General Services, on January 22, 2004, concurred in the recommendation of the Committee on Parks, Energy and Environment (Vote 6-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby adopts the following amendments to Chapter 64.025 of the Milwaukee County Code of General Ordinances to allow smoking in the clubhouse leased by the South Shore Yacht Club:

AN ORDINANCE

to amend Section 64.025 of the General Ordinances of Milwaukee County, relating to the prohibition of smoking in County owned and leased facilities.

The County Board of Supervisors of the County of Milwaukee does ordain as follows:

SECTION 1. Section 64.025 of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

64.025 Exceptions.

(a) Any person entering into a contractual arrangement with the Superintendent of Parks, Department of Parks and Public Infrastructure or the Milwaukee County Zoo for the single event lease of any enclosed facility, room, or space under the jurisdiction of either department may exercise an option permitting smoking during that event.

(b) Smoking shall be permitted in the courthouse cafeteria, where separate ventilation exists. Smoking shall also be permitted in those separately ventilated areas which meet smoking

ventilation guidelines published by the American Society of Heating, Refrigerating, and Air Conditioning Engineers, Inc.

(c) The Sky Room Restaurant at Lawrence J. Timmerman Airport and the South Shore Yacht Club clubhouse lower level.

SECTION 2. This ordinance shall become effective upon passage and publication.

**File No. 03-323(a)(a)
(Journal, February 5, 2004)**

(Item No. 7) From Director, Department of Parks & Public Infrastructure and Director, Economic and Community Development, recommending that approximately 87 acres of land in the Northeast Quadrant of the Milwaukee County Grounds be declared excess to County needs for future conveyance to the Milwaukee Metropolitan Sewerage District for a proposed storm water detention basin, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, pursuant to resolution File No. 03-323, adopted by the Milwaukee County Board of Supervisors in May 2003, the Director of Economic Development has been negotiating with the Milwaukee Metropolitan Sewerage District (MMSD) for the property interests they require on the Northeast Quadrant of the Milwaukee County Grounds to construct and manage a storm water detention basin; and

WHEREAS, the Southeastern Wisconsin Regional Planning Commission (SEWRPC), by letter dated August 29, 2003, determined that without including the County Grounds Basin, the flood control projects would not meet the watershed flood control objectives nor would certain properties be formally removed from the floodplain; and

WHEREAS, SEWRPC concluded it would be appropriate for Milwaukee County to give favorable consideration to the proposed disposition of four (4) parcels comprising 87.32 acres to MMSD; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Superintendent of the Parks Division and the Director, Economic and Community Development Division (Vote 6-1); now, therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby declares the four parcels, comprising 87.32 acres, located in the Northeast Quadrant of the County Grounds excess to County needs for sale to MMSD only; and

BE IT FURTHER RESOLVED, that if the sale to MMSD does not occur, the 87.32 acres will no longer be deemed excess and will return to the jurisdiction of the Parks Division; and

BE IT FURTHER RESOLVED, adoption of this resolution does not authorize the sale of the 87.32 acres of county land to MMSD; therefore, conveyance of the parcels to MMSD, including negotiated terms and conditions of sale, must be approved by the County Board.

**File No. 03-323(a)(b)
(Journal, February 5, 2004)**

(Item No. 8) From Director, Economic and Community Development and Director, Department of Parks & Public Infrastructure, requesting authorization to enter into a Memorandum of Understanding between the Milwaukee County Parks Division and the Milwaukee County

University of Wisconsin-Extension (UWEX) for the use of Wil-o-Way land for the relocation of the UWEX community gardening facility on County Grounds, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Menomonee River floods lands within the City of Milwaukee, the City of Wauwatosa, the Milwaukee County Grounds and various parklands under the jurisdiction of Milwaukee County; and

WHEREAS, the Milwaukee Metropolitan Sewerage District (MMSD) has taken jurisdiction of the Menomonee River for the purpose of planning, designing, constructing, operating, and maintaining a floodwater management system to ameliorate or reduce flood damage to historically inundated land and buildings; and

WHEREAS, MMSD has determined that in order to effectively manage floodwaters on the Menomonee River, it is also necessary to manage floodwaters emanating from Underwood Creek; therefore, it is necessary to construct a floodwater management facility consisting of a basin covering approximately 90 acres on the northeast quadrant of the Milwaukee County Grounds; and

WHEREAS, the Milwaukee County UW-Extension operates a Community Gardening Facility consisting of approximately 1000 garden plots located within the northeast quadrant of the Milwaukee County Grounds on and adjacent to the footprint of the proposed Floodwater Management Facility Basin; and

WHEREAS, the proposed Floodwater Management Facility Basin construction will require relocating the existing Community Gardening Facility plots from within and adjacent to the footprint of the Basin; and

WHEREAS, the Milwaukee County UW-Extension has agreed to relocate the 1000 Community Gardening Facility plots to alternate locations within Milwaukee County including, but not limited to, a 10 acre site immediately north of the Wil-O-Way facility on Milwaukee County Grounds; and

WHEREAS, the Committee on Parks, Energy and Environment, on January 20, 2004, approved the recommendation of the Director, Economic and Community Development Division (Vote 5-2); now, therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors does hereby approve the following actions:

1. Authorize the Superintendent of the Department of Parks and Public Infrastructure's Parks Division, subject to Corporation Counsel approval, to enter into the subject memorandum of understanding between the Milwaukee County University of Wisconsin Extension and the Milwaukee County Parks Division for the use of approximately 10 acres of land at the Wil-O-Way site for relocation of the UW-Extension Community Garden Facility on the County Grounds to facilitate the construction of the Milwaukee Metropolitan Sewerage District Storm Water Management Facility; and

2. Authorize the Superintendent of the Parks Division and appropriate county staff and/or officials to prepare, approve and execute any and all permits, easements and access rights necessary to accomplish the terms of the memorandum of understanding.

The foregoing report correctly states the action taken by the said committee at a meeting held January 20, 2004.

SHEILA A. ALDRICH
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 3, 7 and 8.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES** — 0. **EXCUSED:** Krug – 1.

Supervisor Diliberti in the Chair.

Supervisor Coggs-Jones noted as present.

Supervisor Holloway **SUBMITTED the following Amendment to Item 3, File No. 04-53:**

AMEND lines 86-90 of the third “BE IT FURTHER RESOLVED” clause as follows: “BE IT FURTHER RESOLVED, that the amount of \$~~10,000~~ **25,000** be set aside for programming at Washington and Humboldt Parks, with the specific allocations to be determined by the County Parks Department and the remaining available funds to be redistributed to each organization in order to account for the \$~~10~~**25**,000 that will be redirected to Concerts in the Parks; and”

Thereupon, **the foregoing amendment WAS ADOPTED** by the following vote:

AYES: Bailey, Borkowski, Clark, Coggs-Jones, De Bruin, Holloway, Johnson, W., Lutzka, Mayo, McCue, Nyklewicz, Quindel, White, Zielinski and the Chairman – 15. **NOES:** Agnos, Aldrich, Broderick, Cesarz, Endries, Johnson, T., Krug, McDonald, Schmitt and Weishan — 10.

Thereupon, **Item 3, as amended, WAS ADOPTED** by the following vote:

AYES: Aldrich, Bailey, Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Holloway, Johnson, T., Krug, Lutzka, Mayo, McDonald, Nyklewicz, Quindel, Schmitt,

Weishan, White, Zielinski and the Chairman – 20. **NOES:** Agnos, Cesarz, Endries and McCue — 4. **EXCUSED:** Johnson W. – 1.

Supervisor Johnson, W., noted as present.

Supervisor Holloway in the Chair.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, W., Krug, Mayo, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 18. **NOES:** Bailey, Borkowski, Diliberti, Johnson, T., Lutzka, McCue and Zielinski — 7.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Johnson, T., Johnson, W., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 21. **NOES:** Borkowski, Diliberti, Endries and Krug — 4.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 7 items:

File No. 04-56
(Journal, February 5, 2004)

(Item No. 1) Resolution by Supervisors White, Diliberti, Aldrich and others, calling on the Southeastern Wisconsin Regional Planning Commission (SEWRPC) to conduct an analysis of the funding options and alternatives for financing a Regional Transportation Authority (RTA) for Southeastern Wisconsin and further asking SEWRPC to assess how to advance the concept of an RTA for the seven-county region if sufficient interest is shown among the member counties, by recommending adoption of the said resolution.

File No. 04-69
(Journal, February 5, 2004)

(Item No. 2) From Director, Community Business Development Partners (CBDP), recommending adoption of Federal Fiscal Year 2003-2004 Disadvantaged Business Enterprise Concessions goals at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the United States Department of Transportation (USDOT) requires primary airports to implement and annually update a DBE concession plan in accordance with the provisions contained in federal regulation 49 CFR Part 23, Subpart F; and

WHEREAS, the DBE concession goals for FFY 2004 must be submitted to the Federal Aviation Administration by February 28, 2004; and

WHEREAS, the Community Business Development Partners has prepared the necessary report to submit to the FAA to meet the mandated requirement; and

WHEREAS, in accordance with the federal mandated goal setting methodology established in 2000, the following retail concession opportunities under the management of a Master Concessionaire were identified for FFY 2004:

- Three news/gift shops
- News stand with books
- Specialty retail
- Store within a store
- Branded theme clothing
- Specialty retail (local emphasis)
- Local museum/artisan shop
- Wisconsin themed gifts; and

WHEREAS, one direct concession opportunity was identified that did not fall under the Master Concessionaire, namely Used Books; and

WHEREAS, the new methodology requires that goals be set on new concession opportunities for FFY 2004 and these new opportunities fall within the news/gifts and retail area managed by the Master Concessionaire; and

WHEREAS, since the contract for food and beverages at the Airport does not expire until 2007, the current DBE goal of 25% will remain in effect for FFY 2003/2004; and

WHEREAS, the goal of 4% for car rentals will also remain unchanged since no new opportunities exist in this area; and

WHEREAS, the following table represents the overall projected DBE goals for each concession area based on the established methodology:

Concession Type	DBE RECEIPTS	Total Anticipated Receipts	DBE GOAL
Retail News/Gifts	\$3,247,756	\$15,465,508	21.0%
Food Beverage	\$2,536,933	\$10,147,735	25.0%
Car Rentals	\$1,897,388	\$47,434,718	4.0%

Overall Total	\$7,682,077	\$73,047,961	10.50%
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and;

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 21, 2004, recommended approval of the proposed goals; now therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of the Community Business Development Partners Office to submit to the Federal Aviation Administration the following DBE goals for Airport concessions for FFY 2004:

- 21% of gross receipts for retail concessions under the management of the Master Concessionaire
- 25% of gross receipts for food and beverage concessions
- 4% of gross receipts for car rentals
- 10.50% for the overall DBE goal including all three areas.

File No. 04-68
(Journal, February 5, 2004)

(Item No. 3) From Acting Director of Public Works, recommending to amend Milwaukee County Ordinance 4.05(3)(b)(5) to change taxicab gate fee at the airport from (\$.50) to (\$1.00) and change Section (8) of the Ordinance 4.05 as it pertains to bus operations and fees at the airport, by recommending adoption of an ordinance amending Section 4.05(3)(b)(5) and 4.05(8) of the General Ordinances of Milwaukee County as recommended by the Acting Director of Public Works.

SECTION 1. Section 4.05 (3)(b)(5) of the General Ordinances of Milwaukee County is hereby amended as follows:

For the privilege of operating a taxicab (s) on the premises of General Mitchell International Airport, in addition to the permits (s), the driver shall pay to the county a fee of ~~fifty cents (\$0.50)~~ one dollar (\$1.00) for each cab leaving the airport with one (1) or more passengers, such fee to be paid at the time and in the manner designated by the airport director. This fee includes those taxicab owners, operators or drivers having personal, government or corporate accounts as herein defined.

SECTION 2. Section 4.05 (8) of the General Ordinances of Milwaukee County is hereby amended as follows:

(8) *Buses.*

(a) Definitions.

- (1) Bus organization, under this subsection, shall mean any company, partnership or person which operates buses to and from General Mitchell International Airport. The vehicle(s) which make(s) up the bus

organization shall be large motor vehicles designed primarily for the transportation of persons rather than property. ~~and having a capacity of sixteen (16) or more.~~

(2) Vehicles with a capacity of twelve (12) to twenty three (23) passengers are designated as Mini buses.

(3) Vehicles with a capacity of twenty four (24) or more passengers are designated buses.

(4) For the purpose of this ordinance, a trip shall mean one single entrance on an airport roadway and a single associated exit.

(b) *Licenses, fees.*

~~(1)(a) All bus organizations may operate at the airport provided they are properly licensed by the appropriate governmental licensing authorities. are approved by county board, and have executed an agreement with the airport director.~~

~~(b) The airport director shall submit to the committee on transportation, public works and transit on a quarterly basis a report on agreements executed under this section in the previous quarter.~~

~~(2)The owner of said bus service shall pay to the county, department of public works, airport division, by the 15th day of each month a sum equivalent to fifteen cents (\$0.15) per passenger transported by it to and from said airport during the preceding calendar month. The bus service shall maintain accurate records and books of account which will enable it to submit monthly reports, on or before the 15th day of each month after the month of account, to the airport director on the number of passengers so carried. Said monthly reports shall be substantiated and verified by an annual statement prepared by a firm of certified public accountants at the close of each calendar year and submitted by the bus service to county's airport director not later than March 1st of each year following the year of the account.~~

(c) *Schedules.* Each bus organization, providing scheduled bus service to the airport, shall submit to the airport director a printed schedule or revised schedule showing the times when the buses will arrive at or depart from the airport. Each bus organization shall pay to the county, department of public works, airport division, 50 cents per trip. This rate shall increase to 75 cents effective Jan 1, 2006 and to \$1.00 effective Jan 1, 2008.

(1) Mini Buses not operating on a fixed schedule shall pay the county, department of Public Works, Airport Division \$ 6.00 per day, per vehicle. On the first trip of the day into the airport, each mini bus operator will provide the Ground Transportation Coordinator (GTC) with the bus company name, bus number,

license plate number, and company telephone number. The GTC will provide the bus operator with a date stamped ticket authorizing bus operations for the day. Failure to obtain an authorization ticket will result in a penalty fee of \$10.00 per trip being accessed for each trip into the airport until authorization is obtained.

(2) Buses seating twenty four (24) passengers or more not operating on a fixed route or schedule shall pay the Milwaukee County, Department of Public Works, Airport Division, \$ 10.00 per day, per vehicle. On the first trip of the day into the airport, each bus operator will provide the Ground Transportation Coordinator (GTC) with the bus company name, bus number, license plate number, and company telephone number. The GTC will provide the bus operator with a date stamped ticket authorizing bus operations for the day. Failure to obtain an authorization ticket will result in a penalty fee of \$10.00 per trip being accessed for each trip into the airport until authorization is obtained.

(d) *Laws, codes, ordinances.* All bus organizations and bus drivers shall abide by all applicable laws of the United States of America and all applicable codes, ordinances, rules and regulations of the state, the county, the City of Milwaukee, and such rules and regulations as may be prescribed from time to time by the airport director pursuant to section 4.07 hereof.

(e) *Bus standards*

(1) Bus(es) shall meet all safety standards required by law and be kept in good operating condition and appearance.

(a) Bus(es) shall not have a windshield or any window which is cracked or broken.

(b) Bus(es) interior and exterior shall be free of dirt, mud, oil, rips, tears, exposed springs, foodstuff, trash, waste material or any other substance or object capable of harm, damage or injury to, or interference with, the person, clothing, personal property, comfort or convenience of any passenger, whether upon ingress or egress of such vehicle, or while riding therein.

(c) Bus(es) shall have an exterior which is free of any misshapen or deformed condition arising from collision, crash or other impact, excepting minor dents. Bus(es) shall be free of holes in floorboards, and cargo bays shall be used only for the storing of cargo and passenger luggage. Bus(es) shall be free of exterior rust and exterior(s) must be painted in a uniform color so as not to have patches of unmatching paint on the vehicles.

(d) Bus(es) shall be identified with company or owner name painted on

both exterior sides of vehicle.

(f) *Driver conduct and appearance*

(1) It shall be a violation of this chapter for any driver of a bus to do any of the following upon the premises of General Mitchell International Airport:

(a) Interfere, or attempt to interfere, in any manner whatsoever with a passenger's selection of ground transportation services.

(b) Solicit, or attempt to solicit, any passenger by the utterance of words, by repeated and persistent canvassing or loitering upon the approaches or exits to the airport terminal building, or by other acts which are calculated to induce persons to use the bus.

(c) Move, or attempt to move, baggage, parcels or other personal property of another at a bus loading or unloading zone, except to move such baggage, parcels or other personal property to or from the interior of such bus at such zone curb area for the assistance of an passenger who has engaged such bus.

(d) Fail to diligently remove, or cause to be removed, his/her bus(es) from airport premises in the event such vehicle becomes inoperative.

(e) Perform, or attempt to perform, or cause to be attempted or performed, mechanical or maintenance activity, including, but not limited to, car washing, oil changing or mechanical repair on any bus(es), except such activity minimally necessary for removal of an inoperative vehicle from airport premises.

(f) Engage in the use of profanity or obscenity within the hearing of any member of the public, display any rudeness or discourtesy to any member of the public or, while in a bus loading or unloading zone, sleep or recline in or on any motor vehicle or sit on the exterior thereof.

(g) Refuse to provide any authorized service, to any passenger who requests such service, solely on the basis of the passenger's age, handicap, disability, sex, race or national origin, or any combination of any of the foregoing.

(h) Fail to render service to any passenger, when driver is able and requested to do so, provided that the provisions of this section shall not apply when to render such service would violate any law or ordinance, or it is physically impossible to do so because of an act of God, or when the prospective passenger fails to render and pay the fare in advance when specifically requested to do so by the driver.

(i) Load or unload, or attempt to load or unload, any passenger at any location other than a designated zone.

(j) Fail or refuse to remain within ten (10) feet of his/her bus while such vehicle is parked at a loading or unloading zone, except as may otherwise be required by reason of personal necessity, or as authorized by rules or regulations issued by the airport director.

(k) Dispose of garbage, papers, refuse or other material on airport property, except in receptacles provided for that purpose, or use a comfort station other than in a clean and sanitary manner, or expectorate on floors, walls or other surfaces of any airport facility.

(l) Drink intoxicating beverages, be intoxicated or in a drugged condition, commit any disorderly, obscene or indecent act, or commit any act of nuisance, nor conduct or engage in any form of gambling, or violate any federal, state or local laws on the airport property.

(m) Allow any other person, except individuals employing the bus, to occupy or ride in the bus.

(n) Charge more than the rate prescribed by the bus organization under which it is licensed.

(o) Fail or refuse to comply with, or otherwise violate, any administrative regulation promulgated by the airport director, or any lawful directive of the airport director or the sheriff.

(2) The driver taking passenger from the airport shall, upon request of the passenger, give his/her name, address, or a receipt for fare to the passenger.

(3) Drivers of buses must be neat and clean, be clean or neatly shaven, and be free from offending body odor.

(4) Drivers shall be courteous and shall assist passengers, when requested, with their luggage in and out of their buses. Drivers are not permitted to perform any service normally performed by "sky caps" when a "sky cap" is on duty.

(5) All buses and drivers governed by subsections (8)(c) and (f) of this section may be inspected, at any time, for compliance with these duties.

(g) *Parking.* ~~Bus parking shall be assigned by the ground transportation coordinator and bus(es) shall have the privilege to park in such location(s) for the time required to load and unload passengers and baggage.~~ Buses must park in areas designated by the airport director or his/her representative; parking in other areas is prohibited and constitutes a violation of this section. Buses may remain parked in designated areas for a length of time sufficient to load and unload passengers and luggage.

(h) ~~Temporary permits. Any bus organization not authorized by the County Board to operate at the airport may apply to the airport director for a temporary permit. The fee for this permit will be ten dollars (\$10.00) per bus trip to or from the airport. Revocation of right to operate; hearing.~~ Any owner, operator or driver of a bus who fails to comply with the provisions of chapter 4 of the Code, governing the operation of buses on General Mitchell International Airport, may forfeit the right to operate on said airport provided:

(1) The owner, operator or driver is furnished with a written notice by the airport director that contains the section(s) of this chapter that is alleged to have been violated, together with the factual basis of the violation.

(2) The owner, operator or driver has seventy-two (72) hours from the receipt of said written notice to request in writing a hearing with respect to the section(s) of this chapter that is alleged to have been violated.

(3) If the request in writing is made within seventy-two (72) hours, in accordance with paragraph (2) above, a hearing shall be conducted by the airport director, or designee, at a time and place determined by the airport director or designee.

(4) The hearing may be informal in nature but shall be transcribed. The person who is alleged to have violated section(s) of this chapter may appear with counsel and has the right to call and cross examine witnesses.

(5) At the conclusion of the hearing, the hearing officer shall, within a reasonable time, reduce his/her decision to writing and furnish copies to all parties. He/She may, based upon the number and seriousness of the violation(s), suspend the permittee's right to operate on the airport for any period he/she deems necessary up to a maximum suspension period of ninety (90) days or revoke said operating privileges for not less than three (3) months or more than two (2) years.

(6) If no written request for a hearing is made within seventy-two (72) hours, in accordance with paragraph (2) above, the hearing is deemed waived and the airport director may suspend or revoke the right to operate on airport grounds pursuant to the time periods established by paragraph (5) above.

(7) At the end of any period of revocation, the owner, operator or driver of a bus may apply for the operating agreement required to operate at the airport and such application shall be approved provided the applicant complies with section 4.08(8) of the Code.

SECTION 3. This ordinance shall become effective upon passage and publication.

File No. 04-67

(Journal, February 5, 2004)

(Item No. 4) From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. AC-1408 with Air Wisconsin Airlines Corporation to reduce the amount of space under lease at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

**File No. 04-66
(Journal, February 5, 2004)**

(Item No. 5) From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. AC-865 with Midwest Airlines, Inc. to reduce the amount of space under lease at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

**File No. 04-65
(Journal, February 5, 2004)**

(Item No. 6) From Acting Director of Public Works, requesting authorization to enter into a Preferential Signatory Airline Lease Agreement and a Jet Bridge Lease Agreement with America West Airlines, Inc. at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

**File No. 04-58
(Journal, February 5, 2004)**

(Item No. 7) From Acting Director of Public Works, requesting approval of the staffing and consultant use plan for 2004 Capital Improvement projects and selected major maintenance projects under the authority of the Department of Public Works as recommended by the Department of Public Works, by recommending adoption of a resolution approving the said request, as also recommended for approval by the Committee on Finance and Audit, on 1/29/04, by a vote of 7-0.

The foregoing report correctly states the action taken by the said committee at a meeting held January 21, 2004.

**JAMES G. WHITE
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De

Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:** Aldrich — 1.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic And Community Development reporting on 6 items:

File No. 04-87
(Journal, February 5, 2004)

(Item No. 1) From Director of Housing and Community Development, requesting authorization to enter into an agreement with the County designated Community Housing Development Organization for joint operation of federal HOME funded Homeownership Assistance Program, by recommending adoption of a resolution authorizing the Director of Administrative Services (DAS), or her designee, to enter into an agreement with the Southeast Affordable Housing Corporation on a month-to-month basis to carry out the County's Homebuyer Assistance Program under the conditions described in the body of this resolution, and authorizing the Director, DAS, to process any fund transfers and carry out any other actions required to implement the Program. Further directing the Division of Economic and Community Development (ECD) to solicit proposals to community agencies for joint operation of the Homebuyer Assistance Program and submit its recommendation to the Committee on Economic and Community Development at its March 2004 meeting for review and recommendation.

File No. 04-79
(Journal, February 5, 2004)

(Item No. 2) From Director of Housing and Community Development, recommending approval of the request to subordinate the home repair liens on the property located at 5922 North Ames Terrace in the City of Glendale received from James and Mari Jo Miller, by recommending adoption of a resolution authorizing and directing the Director, DAS, or her designee, to subordinate the County's Home Repair Liens for the refinancing sought by James and Mari Jo Miller of 5925 North Ames Terrace in the City of Glendale and directing the ECD Division to work with the Millers in order to collect their two missed payments.

File No. 03-323(a)(c)
(Journal, February 5, 2004)

(Item No. 3) From Director of Economic and Community Development, requesting authorization to enter into an Intergovernmental Cooperation Agreement (ICA) between

Milwaukee County, the Milwaukee Metropolitan Sewerage District (MMSD) and the Milwaukee County University of Wisconsin-Extension (UWEX) for the relocation of the UWEX Community Gardening Facility on County grounds, by recommending adoption of a resolution authorizing the appropriate County officials, subject to Corporation Counsel approval, to enter into the subject ICA between UWEX, MMSD and the County for the relocation of the UWEX Community Garden Facility on the County Grounds necessary to facilitate the construction of the MMSD Floodwater Management Facility, and further authorizing the appropriate county staff and/or officials, after Corporation Counsel approval, to approve and execute any and all permits, easements and access rights necessary to accomplish the terms of the subject ICA.

**File No. 04-88
(Journal, February 5, 2004)**

(Item No. 4) From Acting Director of Public Works, requesting authorization to apply for and, if awarded, accept two Brownfield Site Assessment Grants from the Wisconsin Department of Natural Resources, by recommending adoption of a resolution authorizing the Acting Director of Public Works to submit an application to the State of Wisconsin for financial aid for Brownfield Site Assessment Grant purposes, accept such grants as are offered and take necessary actions to undertake and complete approved grant activities for the project described in this resolution.

**File No. 04-86
(Journal, February 5, 2004)**

(Item No. 5) From Director of Economic and Community Development, recommending a disposition plan for County-owned properties obtained through foreclosure action by the County Treasurer, by recommending adoption of a resolution declaring excess the following eleven properties acquired by tax foreclosure proceedings by the County Treasurer and recommending that the said properties be offered for sale: 7818 North Teutonia Avenue, Brown Deer; 3646 East Armour Avenue, Cudahy; 3802 East Cudahy Avenue, Cudahy; 3828 East Layton Avenue, Cudahy; 3751 East Squire Avenue, Cudahy; 4317 South 51st Street, Greenfield; 43** South 51st Street, Greenfield; 43** South 51st Street Greenfield; 1628 Carroll Avenue, South Milwaukee; 2109 11th Avenue, South Milwaukee and 1446 South 60th Street, West Allis.

**File No. 04-14(a)(a)
(Journal, December 18, 2003)**

(Item No. 6) Reference file established by the County Board Chairperson relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned vacant residential lot located in the 7300 block of South 92nd Street in the City of Franklin to Jeffrey P. and Patricia A. Klement, and/or assigns, for the consideration of \$85,000, pursuant to the terms and conditions of their offer to purchase; and further authorizing the County Executive and County Clerk, in the event Jeffrey P. and Patricia A. Klement do not fulfill the terms and conditions of their offer to purchase, to convey by Warranty Deed the said property to John and Stephanie Sosa, and/or assigns, for the consideration of \$75,000, pursuant to the terms and conditions of their offer to purchase.

The foregoing report correctly states the action taken by the said committee at a meeting held January 26, 2004.

MICHAEL MAYO, SR.
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 1 and 3.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Mayo moved to refer **Item 1 back to the Committee on Economic and Community Development**. Thereupon, the motion **PREVAILED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 22. **NOES:** Diliberti, McCue and Zielinski — 3.

Thereupon, **item 3 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 22. **NOES:** Borkowski, Diliberti and Krug — 3.

Supervisor Coggs-Jones moved to recess. The Chair called for a brief recess.

Upon reconvening at 5:05 p.m., the following Supervisors were present:

PRESENT: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **ABSENT** — 0.

Supervisor Holloway in the Chair.

TRANSIT SYSTEM CLAIMS

04-4 From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a claim on January 20, 2004 in behalf of Bessie Martin for damages and injuries allegedly

sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the Transit Claim, File No. 04-4. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the Transit System Claims submitted on February 5, 2004, File No. 04-4, WERE DISALLOWED** by a voice vote.

Supervisor Cesarz moved to withdraw the following items from Committee:
Amendment 1A008, Org. Unit 1000, County Board; Amendment 1A009, Org. Unit 1011, County Executive-General Office; Amendment 1A006, Org. Unit 1021, Veterans Service; Amendment 1A019, Org. Unit 1190, DAS-Economic and Community Development; Amendment 1A005, Org. Unit 5300, Department of Parks and Public Infrastructure-Fleet Management; Amendment 1A031, Org. Unit 5700, Department of Parks and Public Infrastructure-Facilities Management; Amendment 1A028, Org. Unit 9000, Department of Parks and Public Infrastructure-Parks Department; and Amendment 1B001, Capital Project WH228.

Thereupon, **the motion FAILED TO PREVAIL** by the following vote:

AYES: Agnos, Bailey, Borkowski, Cesarz, Endries, Johnson, T., Krug, McCue, McDonald and Zielinski – 10. **NOES:** Aldrich, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Johnson, W., Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 15.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 5:19 p.m. to Thursday, March 18, 2004, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Schmitt (Vice Chair), De Bruin, Lutzka, W. Johnson, McDonald, Agnos

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Schmitt, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), W. Johnson (Vice Chair), Aldrich, Borkowski, White, Weishan, Clark

Committee on Intergovernmental Relations

Krug (Chair), McDonald (Vice Chair), Nyklewicz, Diliberti, Holloway, T. Johnson

Committee on Judiciary, Safety and General Services

Zielinski (Chair), Bailey (Vice Chair), Krug, Cesarz, T. Johnson, Broderick, McDonald

Committee on Parks, Energy and Environment

Aldrich (Chair), Broderick (Vice Chair), De Bruin, Diliberti, Quindel, Endries, Agnos

Committee on Personnel

Cesarz (Chair), Quindel (Vice Chair), Bailey, Zielinski, Borkowski, Endries, T. Johnson

Committee on Transportation, Public Works and Transit

White (Chair), Lutzka (Vice Chair), Mayo, Schmitt, W. Johnson, Weishan, McCue

Committee of the Whole

Holloway (Chair), McCue (Vice Chair), Nyklewicz, Bailey, Coggs-Jones, Diliberti, Aldrich,
Borkowski, De Bruin, Zielinski, Quindel, Mayo, Krug, White, Lutzka, Schmitt,
Broderick, W. Johnson, Clark, Weishan, Agnos, Cesarz, Endries, T. Johnson, McDonald

OFFICIAL PROCEEDINGS

Board of Supervisors
 Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
 Chairman

RICHARD D. NYKLEWICZ, JR.
 First Vice Chairman

RYAN P. McCUE
 Second Vice Chairman

Members of the Board

District		Phone
1 st District	JAMES G. WHITE	264-3105
2 nd District	TONI M. CLARK	527-1266
3 rd District	GERRY P. BRODERICK	961-0124
4 th District	SHEILA A. ALDRICH	933-1643
5 th District	LEE HOLLOWAY	873-0132
6 th District	ROBERT McDONALD	357-6902
7 th District	MICHAEL MAYO, SR.	445-3111
8 th District	DANIEL J. DILIBERTI	321-7099
9 th District	ROBERT KRUG	228-0350
10 th District	ELIZABETH M. COGGS-JONES	933-9018
11 th District	MARK A. BORKOWSKI	327-3177
12 th District	T. ANTHONY ZIELINSKI	744-1802
13 th District	WILLIE JOHNSON, JR.	962-2856
14 th District	RICHARD D. NYKLEWICZ, JR.	672-1998
15 th District	TIM JOHNSON	578-3346
16 th District	LYNNE DE BRUIN	778-0515
17 th District	LORI LUTZKA	481-0279
18 th District	ROGER H. QUINDEL	466-1558
19 th District	BUD ENDRIES	856-9947
20 th District	JAMES "LUIGI" SCHMITT	778-0405
21 st District	PETER AGNOS	543-6869
22 nd District	JOHN F. WEISHAN, JR.	321-6669
23 rd District	PAUL M CESARZ	241-9882
24 th District	RYAN P. McCUE	489-1318
25 th District	THOMAS A. BAILEY	906-0804

MARK RYAN
 County Clerk

2004)

(March 18

ANNUAL MEETING (CONTINUED) THURSDAY, MARCH 18, 2004

Milwaukee, Wisconsin, Thursday, March 18, 2004, 9:35 a.m.

Supervisor Holloway in the Chair.

PRESENT: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25.
ABSENT – 0.

REPORTS OF COUNTY OFFICERS

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-108

(Item No. 1) From the County Executive, reappointing Sandra Butler to the Civil Service Commission for a term expiring December 31, 2008.

The question was on confirmation.

Thereupon, **the foregoing reappointment WAS CONFIRMED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

PRESENTATION OF COMMUNICATIONS

- 03-547
(a)(a) From Director, Milwaukee County Park System, requesting authorization for a one-year moratorium on the approved 2004 fee increase for Parks Agricultural Leases, and to change the 2004 distribution of the revenues from the leases and the conservation reserve program. **Referred to the Committee on Parks, Energy and Environment.**
- 04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**
- 04-6 From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a Notice of Injury in behalf of Valeria L. Bratchett for injuries and damages allegedly sustained when her vehicle was struck by a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, submitting a Notice of Injury in behalf of Gary Chaney for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**

- 04-6 From Law Offices of Thomas M. Jacobson, submitting a Notice of Injury in behalf of Louise Conner for injuries and damages allegedly sustained when she was hit in an accident with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, submitting a Notice of Injury in behalf of Joseph Crump for injuries and damages allegedly sustained when bullets were being fired into his car by the Milwaukee County Metropolitan Drug Enforcement Unit. **Placed on file.**
- 04-6 From Jastroch & LaBarge, S.C., submitting a Notice in behalf of John and Shauna Dethloff for injuries and damages allegedly sustained in an accident involving a Milwaukee County truck. **Placed on file.**
- 04-6 From State Farm Insurance Companies, submitting a Notice under their subrogation rights of their insured, Burton Duff, for injuries and damages allegedly sustained when their insured's vehicle was involved in an accident with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Stephen B. Strnad, S.C., submitting a Notice of in behalf of Monique P. Evans for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From John Farmer, submitting a Notice for injuries and damages allegedly sustained due to the loss of personal property while incarcerated in the House of Correction and not being released in a timely fashion after his bail was posted. **Placed on file.**
- 04-6 From Stephen B. Strnad, S.C., submitting a Notice in behalf of Marcia C. Fossie for injuries and damages allegedly sustained while a passenger in an automobile that collided with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Gruber Law Offices, LLC, submitting a Notice of Injury in behalf of Jolly Freeman for injuries and damages allegedly sustained in a motor vehicle accident involving a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Minas Hajigeorgiou, submitting a Notice for injuries and damages allegedly sustained when he fell at Lake Park. **Placed on file.**
- 04-6 From Michael J. Kearns, submitting a Notice for injuries and damages allegedly sustained when his automobile was vandalized while parked in the Milwaukee County juror parking lot. **Placed on file.**
- 04-6 From Action Law Offices, submitting a Notice in behalf of Nick Knox for injuries and damages allegedly sustained when his spouse was injured while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**

- 04-6 From Action Law Offices, submitting a Notice in behalf of Willie Mae Knox for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Michael A. Martin, submitting a Notice of Injury for injuries and damages allegedly sustained while incarcerated at the House of Correction. **Placed on file.**
- 04-6 From James M. Miles, submitting a Notice for injuries and damages allegedly sustained in a fall at the Wilson Park Senior Center. **Placed on file.**
- 04-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Denny Peterson for injuries and damages allegedly sustained in the kitchen at the House of Correction. **Placed on file.**
- 04-6 From Domnitz, Mawicke & Goisman, S.C, submitting a Notice of Injury in behalf of Nathan Rader for injuries and damages allegedly sustained in a fall on a ramp located at General Mitchell International Airport. **Placed on file.**
- 04-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Ronnie Rogers for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Manuel Salas for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Nakeita Shaw and her minor son, Jeremy McGhee, for injuries and damages allegedly sustained while her son was a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of DeShawn Tyler, a minor, for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Law Offices of Raymond E. Schrank II, S.C., submitting a Notice of Injury in behalf of John West, Jr. for injuries and damages allegedly sustained while a patient at Milwaukee County Behavioral Health facility. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting a solicitation for comments regarding the preliminary determination to approve an operation permit for the operation of an existing Gasket Manufacturing Facility. **Placed on file.**

- 04-9 From State of Wisconsin, Department of Natural Resources, submitting a solicitation for comments regarding the preliminary determination to approve an operation permit for the operation of an existing electroplating, anodizing, polishing and bugging facility. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting a solicitation for comments regarding the preliminary determination to approve an operation permit for the operation of an existing drop forge facility. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting a solicitation for comments regarding the preliminary determination to approve an operation permit for the operation of an existing synthetic resin and coating manufacturing facility. **Placed on file.**
- 04-9 From Kewaunee County Clerk, submitting an adopted resolution calling for the governor to require that the Wisconsin Department of Commerce revise milk volume production program to protect water quality. **Placed on file.**
- 04-97 From County Executive, appointing Ronald Tays to serve on the Milwaukee County Federated Library System Board. Mr. Tays is filling the vacancy on the Board for a term expiring December 31, 2006. **Referred to the Committee on Finance and Audit.**
- 04-98 From the Sheriff, requesting approval to apply for and accept funds from the U.S. Department of Justice, Bureau of Justice Assistance, for the purchase of bulletproof vests. The Sheriff's Department will provide the 50 percent match amount by use of the Sheriff's Office and Milwaukee County House of Correction Adopted Budget. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-100 From Ladd, Milaeger and Rebholz, submitting a claim in behalf of Carol Holton for injuries and damages allegedly sustained while visiting the Marcus Center for the Performing Arts. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-101 From Joshua Koplring, submitting a claim for damages allegedly sustained to his automobile while parked in the Lake Park parking lot. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-102 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Sandra R. Ward, for reimbursement of payment made for the alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-103 From Holly Ducat, submitting a claim for damages allegedly sustained to her automobile while parked in the juror's lot during service. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-104 From Law Office of Alan D. Eisenberg, submitting a claim in behalf of Jose G. Gonzales and Angel Maria Lourdes for damages allegedly sustained when the Milwaukee County Sheriff's Department failed to return property to legal owners bearing an outstanding lien that was paid in full. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-109 From the County Executive, appointing Maria Monteagudo to the Civil Service Commission for a term expiring December 31, 2008. **Referred to the Committee on Personnel.**
- 04-110 From Director of Audits, submitting Follow-up Audit of Homeowners Protection Program, Department of Parks and Public Infrastructure, Airport Division, dated February 2004. **Referred to the Committee on Finance and Audit.**
- 04-111 From Interim Administrator, Behavioral Health Division, requesting creation of 10 Psychiatric Social Worker Pool positions. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-112 From Director of Health and Human Services, requesting abolishment of two positions of Clerical Assistant I, one position of Clerical Specialist, one position of Program Coordinator and one position of Detention and Dispositional Services Coordinator, and requesting creation of two positions of Clerical Assistant II and one position of Business Manager in the Delinquency and Court Services Division in the Department of Health and Human Services. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-113 From the Sheriff, requesting approval of proposed reorganization of the Inmate Medical Services Unit of the Milwaukee County Jail involving the abolishment of 11 positions and creation of eight positions. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-114 From Director, Office for Persons with Disabilities, requesting authorization to submit a proposal to the City of Wauwatosa for Community Block Grant funding for capital improvements to the Wil-O-Way Underwood facility. **Referred to the Committee on Health and Human Needs.**

- 04-115 From Director, Office for Persons with Disabilities, requesting authorization to submit a proposal to the Private Industry Council for 26 summer youth positions to work at the Wil-O-Way park summer camps and 6 year round positions to work with the Wil-O-Way evening and weekend programs. **Referred to the Committee on Health and Human Needs.**
- 04-116 From Director, Office for Persons with Disabilities, requesting authorization to submit to, and if awarded, accept a grant from the Wisconsin ADA Partnership to educate voters with disabilities, promote their voting participation, and work with Milwaukee County municipal clerks to assure their polling locations are accessible. **Referred to the Committee on Health and Human Needs.**
- 04-117 From the Director, Department on Aging, requesting authorization to execute a Professional Services Contract totaling \$23,100 with Susan Kelley to provide Project Facilitator Services for the period February 1, 2004 through January 31, 2005, under year one of the four-year Connecting Caring Communities award from Robert Wood Johnson and the four-year commitments from the Helen Bader Foundation, the Faye McBeath Foundation, and the Greater Milwaukee Foundation. **Referred to the Committee on Health and Human Needs.**
- 04-118 From the Director, Department on Aging, requesting authorization to execute 2004 program and service contracts for the period February 1, 2004 through January 31, 2005, as set forth in year one of Milwaukee County's Connecting Caring Communities grant proposal, and funded through (1) year one of a four-year \$750,000 award from the Robert Wood Johnson Foundation's Community Partnerships for Older Adults Initiative and (2) year one of a combined four-year \$360,000 commitment from the Helen Bader Foundation (\$120,000), the Faye McBeath Foundation (\$120,000), and the Greater Milwaukee Foundation (\$120,000). **Referred to the Committee on Health and Human Needs.**
- 04-119 From the Director, Department on Aging, requesting authorization to execute a Professional Services Contract totaling \$65,000 with Robert Pietrykowski to provide Project Coordinator services for the period January 1 through December 31, 2004 under the Prevention Projects based in Family Care Resource Centers initiative funded through an amendment to the Milwaukee County Department on Aging's 2004 Family Care Resource Center contract with the Wisconsin Department of Health and Family Services. **Referred to the Committee on Health and Human Needs.**
- 04-120 From Deputy Corporation Counsel, requesting approval of settlement of a claim, in the amount of \$3,850.92, to Denean Morris and Terran Ransaw. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-121 From Deputy Corporation Counsel, requesting approval of settlement of a claim, in the amount of \$12,149, to Mario Sheffa. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-122 From Laster & Jones, LLC, submitting a claim in behalf of Brian Stewart for injuries and damages allegedly sustained when he slipped and fell at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-123 From Liwanda Stewart, submitting a claim for damages allegedly sustained to her automobile while parked at the Milwaukee County Fleet Management Impound lot. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-124 From Michael A. Martin, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-125 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Brian R. Anderson, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-126 From Director, Milwaukee County Park System, requesting authorization to submit grant applications as identified in the report, with the understanding that Parks staff will work with Department of Administrative Services – Fiscal Affairs Division to develop a complete financing plan for presentation to the County Board in May, 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-127 From Director, Milwaukee County Park System, requesting authorization to enter into a Use Agreement between the Alan Kulwicki Memorial Committee, Greater Greenfield Lion's Club and Milwaukee County. **Referred to the Committee on Parks, Energy and Environment.**
- 04-128 From Director, Milwaukee County Park System, requesting authorization to submit and accept three Great Lakes Basin Program grant applications for soil erosion and sediment control. **Referred to the Committee on Parks, Energy and Environment.**
- 04-129 From Director, Milwaukee County Park System, requesting authorization to grant easements to, and waive permit fees for, the State of Wisconsin Department of Transportation for improvements to the Ryan Road (Highway 100) and the Oak Leaf Trail (North Shore) in the Oak Creek Parkway. **Referred to the Committee on Parks, Energy and Environment.**

- 04-130 From Director, Milwaukee County Park System, requesting authorization to enter into a lease agreement with the Southwest YMCA for the operation of Hales Corners Pool during the summer of 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-131 From the Interim Director, University of Wisconsin Extension (UW-Extension), requesting authorization to execute a professional services contract for staffing of Milwaukee County UW-Extension. **Referred to the Committee on Parks, Energy and Environment.**
- 04-132 From Acting Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a contract with Earth Tech to perform operation and maintenance at the Franklin Landfill and Doyne Park from April 1, 2004 through March 31, 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-133 From the Director, Milwaukee County Zoological Gardens, requesting approval to enter into an agreement with Oceans of Fun, Inc. to provide training consultation services to the Zoo Animal Department at a rate of \$60.00 per hour, not-to-exceed \$25,000, and in an amount not-to-exceed \$132,000 for the Marine Mammal Show. **Referred to the Committee on Parks, Energy and Environment.**
- 04-134 From the Director, Milwaukee County Zoological Gardens, requesting approval to enter into an agreement with the Zoological Society of Milwaukee County for the renovation of the Feline Building. **Referred to the Committee on Parks, Energy and Environment.**
- 04-138 From the Board of Directors, Creative Sharp Presentations, Inc., requesting approval to hang a large mural based on the theme of communities in the General Mitchell International Airport terminal for a minimum period of two years (expected to be installed by December 2004). **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-139 From the Deputy Director of Public Works, requesting authorization to execute an appropriate document for the consent of Milwaukee County to the assignment of Volare Partner's interest in Airport Agreement No. HP-1174 from Volare Partners, LLC to Harley-Davidson Transportation Company, Inc. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-140 From the Deputy Director of Public Works, requesting authorization to amend Milwaukee County Code of General Ordinances Section 4.31 to authorize the Airport Director to approve airline lease amendments which add or reduce space to ticket counters, gates, and operations areas. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-141 From the Deputy Director of Public Works, requesting authorization to amend Airport Agreement NO. HP-1310 with Air Wisconsin Airlines Corporation at General Mitchell International Airport to reflect actual lease lines and rentals due. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-142 From the Deputy Director of Public Works, requesting authorization that the General Mitchell International Airport Deed Restriction for 5410 South Howell Avenue Site (Scott Air Charter) be signed. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-143 From Acting Director, Department of Parks and Public Infrastructure, requesting authorization for the County to grant a permanent easement at a Milwaukee County Park and Ride lot to the City of Milwaukee for the construction, maintenance and operation of an 8" water main as part of the redevelopment of Northridge Mall. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-144 From Managing Director, Milwaukee County Transit System (MCTS), recommending that MCTS staff work with B.I.D. #21 and the Loop Group to operate trolley service during the summer of 2004 and up to two additional summer seasons (2005 and 2006) assuming appropriate private funding commitments are fulfilled through B.I.D. #21. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-145 From Deputy Director, Department of Public Works, requesting authorization to sign a Price Agreement Release for buses. **Referred to the Committee on Transportation, Public Works and Transit and Committee on Finance and Audit.**
- 04-146 From Director, Economic and Community Development, recommending acceptance of an offer from Milwaukee Sewerage District to acquire easement rights on a portion of freeway land located on North Milwaukee Street south of East Clybourn Street for the construction and maintenance of an access shaft and deep tunnel for the Harbor Siphon Project in the City of Milwaukee. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-149 From Director of Audits, submitting 2003 Annual Report Audit Hotline and Audit Activity Related to Fraud, Waste and Abuse, dated February 2004. **Referred to the Committee on Finance and Audit.**
- 04-151 From Director, Department of Administrative Services, Economic and Community Development Division, requesting authorization to enter into an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District concerning construction of the Hart Park Project, formerly known as the Lower Wauwatosa/Hart Park Flood Management Project. **Referred to the Committee on Parks, Energy and Environment.**

- 04-152 From Director of Audits, regarding limited review of the Tax Listing Services Division within the Register of Deeds. **Referred to the Committee on Finance and Audit.**
- 04-153(a) From Acting Fiscal and Budget Administrator, requesting authorization to issue not-to-exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004A, to refund various maturities for the years 1997-2003. **Referred to the Committee on Finance and Audit.**
- 04-153(b) From Acting Fiscal and Budget Administrator, requesting approval of an underwriter for the issuance of not-to-exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004A. **Referred to the Committee on Finance and Audit.**
- 04-154 From Acting Fiscal and Budget Administrator, submitting preliminary Report of 2003 Carryovers to 2004. **Referred to the Committee on Finance and Audit.**
- 04-155 From Acting Fiscal and Budget Administrator, requesting authorization to borrow \$18,627,012 from the State of Wisconsin Board of Commissioners of Public Lands Trust Fund Loan Program for the purpose of funding unfunded contribution variances to the Employees' Retirement System of the County of Milwaukee. **Referred to the Committee on Finance and Audit.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-099

A resolution by Supervisors Weishan and Borkowski, authorizing and directing the Superintendent of the Parks Division to set up a meeting with the USS Des Moines Historic Naval Ship Project, Inc., Wisconsin Department of Natural Resources, Army Corps of Engineers, Harbor Commission and others, as appropriate, to explore possible provisions that might be included in a memorandum of understanding between Milwaukee County and the Milwaukee – USS Des Moines Historic Naval Ship Project, Inc. for the berthing of the USS Des Moines at Veterans Park.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 04-105

A resolution by Supervisor Diliberti, recommending that the November 2004 general election ballot include the following referendum question, "Shall another layer of county government be created, complete with an additional board of elected county supervisors or commissioners, just to operate the Milwaukee County Park System?"

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

ENVIRONMENT.**File No. 04-106**

A resolution by Supervisor Diliberti, recommending that the November 2004 general election ballot include the following referendum question, " Shall Milwaukee County reduce property taxes by removing the operating cost for parks, the zoo, museums and arts from the property tax levy and instead institute up to a ½% sales tax in order to shift some of these operating costs to the tourists and visitors who use them?"

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**File No. 04-107**

A resolution by Supervisor Borkowski, authorizing and directing the Director of the Department of Parks and Public Infrastructure and the Director of the Department of Human Services to study the possibility of using certain county-owned buildings as emergency shelters for the homeless when existing homeless shelters are exceeding capacity.

REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT AND COMMITTEE ON HEALTH AND HUMAN NEEDS.**File No. 04-135**

A resolution by Supervisor Krug, authorizing and directing the Superintendent of Parks to negotiate an agreement with the Milwaukee Metropolitan Sewerage District (MMSD) for the Parks Division to provide MMSD with maintenance and landscape services for all of its properties, including waterways, and authorizing the Department of Administrative Services to establish a segregated account for the receipt of revenues, which will be used for park purposes.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**File No. 04-136**

A resolution by Supervisor Krug, authorizing and directing the Director of Economic and Community Development to prepare an analysis on whether the Parks Administration Building should be sold for commercial use if the Parks Department were relocated to another site as part of the consolidation of the Department of Public Works and the Department of Parks, Recreation and Culture.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT AND COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.**File No. 04-137**

A resolution by Supervisors Aldrich and Broderick, authorizing and directing the Public Art Committee to (1) modify its policies and procedures to include the duties and responsibilities currently vested in the Milwaukee County Design and Review Advisory Board, (2) establish

policies and procedures concerning donations of artworks and memorials and (3) establish procedures of the deacquisition of artwork.

REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT AND COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 04-147

A resolution by Supervisor Krug, authorizing and directing the Director of Economic and Community Development to prepare a financial analysis on the current lease of the former Muirdale Building (M-1) to the Milwaukee County Research Park Corporation as well as the potential financial effects of a sale of M-1.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 04-148

A resolution by Supervisor Krug, urging the State of Wisconsin to raise the State's minimum wage rate.

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

File No. 04-150

A resolution by Supervisors Holloway, Borkowski, Weishan, and others, endorsing the concept of "consensus bargaining" to facilitate the establishment of an amicable labor-management approach to controlling County employee health care costs, authorizing the acceptance of funds from outside sources for this purpose, authorizing a memorandum of understanding with Aon Consulting for providing health care data, and entering into a "Letter of Engagement" with Aon Consulting for a fee not to exceed \$50,000, after sufficient funds from outside sources have been secured for this initiative.

REFERRED TO THE COMMITTEE ON PERSONNEL.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By the Committee on Personnel reporting on 1 item:

File No. 04-157

A resolution denying the appeal of the District Council 48 AFSCME Local 882 Staff Representative for reallocation of the wage rate for one occupied position of Airport Maintenance Worker/In Charge, which action concurs with the recommendation of the Director of Human Resources.

WHEREAS, in accordance with Article 3.14 of the 2002-2004 Memorandum of Agreement between County of Milwaukee and Milwaukee District Council 48 AFSCME, AFL-CIO and Its Appropriate Affiliated Locals, the Staff Representative of Affiliated Local 882 submitted a request on February 2, 2004, for a reallocation of the wage rate for one occupied position of Airport Maintenance Worker/In Charge; and

WHEREAS, on February 27, 2004, the Director, Department of Administrative Services – Human Resources Division (DHR), responded to the Staff Representative of AFSCME, DC-48, by denying the request for reallocation because: a) the request was related to wages that are a mandatory subject of collective bargaining, 2) the economic situation of the County, and 3) the department was experiencing difficulties in recruitment or retention of persons for the position; and

WHEREAS, in accordance with Section 3.14(4) of the “Memorandum of Agreement,” on March 3, 2004, the DC-48 AFSCME Local 882 Staff Representative submitted an appeal of the Director, DHR, recommendation to deny the reallocation of the wage rate for one occupied position of Airport Maintenance Worker/In Charge, to the Committee on Personnel; and

WHEREAS, on March 12, 2004, the Committee on Personnel reviewed the documents, listened to department staff and union representatives and then acted (vote 5-2) to concur with the recommendation of the Director, Division of Human Resources, by denying the appeal by the Local 882 Staff Representative for reallocation of the wage rate for one occupied position of Airport Maintenance Worker/In Charge; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby deny the appeal of the DC-48 AFSCME Local 882 Staff Representative for reallocation of the wage rate for one occupied position of Airport Maintenance Worker/In Charge.

The foregoing resolution correctly states the action taken by the said committee at a meeting held March 12, 2004.

PAUL M. CESARZ
Chairman

Supervisor Cesarz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED**.

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Broderick, Cesarz, Diliberti, Endries, Johnson, T., Krug, McCue, McDonald, Nyklewicz, Quindel and Schmitt – 13. **NOES** — Borkowski, Clark, Coggs-Jones, De Bruin, Johnson, W., Lutzka, Mayo, Weishan, White, Zielinski and the Chairman– 11. **EXCUSED:** Bailey – 1.

By Supervisor Paul M. Cesarz, Chairman:

From the Committee on Personnel reporting on 3 items:

File No. 04-109
(Journal, March 18, 2004)

(Item No. 1) From the County Executive, appointing Maria Monteagudo to the Civil Service Commission for a term expiring December 31, 2008, by recommending confirmation of the said appointment.

File No. 04-15(a)(a)
(Journal, December 18, 2003)

(Item No. 2) Reference file established by the County Board Chairman with respect to reports from the Director of Human Resources relative to temporary and emergency appointments in existence and extension of existing emergency and temporary appointments, by recommending adoption of a resolution authorizing and directing that emergency appointments and temporary appointments, originally made between October 1, 2003 and November 30, 2003 and between December 1, 2003 and January 31, 2004, continue for an additional six-month period, up to one year from the specified date of initial appointment.

A RESOLUTION

WHEREAS, Wisconsin Statutes, Section 63.07, permit temporary and emergency appointments to be in effect for a maximum of one year; and

WHEREAS, the Director, DHR, and the Civil Service Commission have recommended the extension, for a period of six months, up to the maximum-allowed period of one year, of certain temporary and emergency appointments now in existence for less than one year, as indicated in a report from the Director of Human Resources dated March 4, 2004, incorporated by reference herein in File No. 04-15; and

WHEREAS, on March 12, 2004, the Committee on Personnel reviewed the need for extension of the recommended temporary and emergency appointments for a six-month period, up to the maximum-allowed period of one year, as indicated in the said report from the Director of Human Resources, and voted 7-0 to recommend that the said extensions be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct that the indicated emergency appointments and temporary appointments originally made between October 1, 2003 and November 30, 2003 and between December 1, 2003 and January 31, 2004 are hereby permitted to continue for an additional six-month period, up to one year from the specified date of initial appointment; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to transmit a copy of this resolution to all department heads and appointing authorities so named.

File No. 04-150

(Journal, March 18, 2004)

(Item No. 3) A resolution by Supervisors Holloway, Borkowski, Weishan, and others, endorsing the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to controlling County employee health care costs, authorizing the acceptance of funds from outside sources for this purpose, authorizing a memorandum of understanding with Aon Consulting for providing health care data, and entering into a “Letter of Engagement” with Aon Consulting for a fee not to exceed \$50,000, after sufficient funds from outside sources have been secured for this initiative, by recommending adoption of an amended resolution.

AN AMENDED RESOLUTION

WHEREAS, the County and its collective bargaining units are facing a fiscal crisis due to the rapidly escalating cost of providing County employees with employee health care benefits because the County does not directly control these costs; and

WHEREAS, any future ability to contain costs and to maintain affordable employee health care coverage for the County and all of its employees will require labor and management working together; and

WHEREAS, County Supervisors have been approached by locally concerned business leaders and residents with an initiative to establish a labor-management conflict resolution method to achieve a “win-win” situation for all parties, including County taxpayers by serving as an unbiased, objective, expert resource for each; and

WHEREAS, this public-private initiative would provide the County and its collective bargaining units with training and actual experience through a process known as “consensus bargaining” developed by the Wisconsin Employment Relations Commission as a form of labor-management cooperation to facilitate agreements between government employers and labor unions for their mutual benefit; and

WHEREAS, “consensus bargaining” is primarily a problem-solving approach to negotiations which emphasizes the mutual interest of the parties and is not intended to replace traditional “collective bargaining” which is an effort to reach an agreement with reference to the subject under negotiation; and

WHEREAS, the first phase of this initiative would begin by soliciting funds from outside resources and by reviewing current Milwaukee County health care benefit designs, costs and experiences and then doing an analysis and comparison of that data to other health care plan data; and

WHEREAS, the second phase of this initiative would involve the following:

- the selection of participants, the selection of a facilitator/trainer, the development of labor-management teams, consensus training;
- the development of ground rules, time schedule, mission statement, and the identification of

mutual interests;

- the identification of separate and mutual interests;
- the development of objective standards to evaluate options and the development of key criteria for judging solutions;
- the generation and evaluation of additional options;
- the facilitator assisted approval for implementation and presentation to various entities;
- and the assessment of further facilitation and reporting;

and

WHEREAS, the second phase would be contingent upon sufficient funds being generated to cover all the costs related to this initiative and a successful Request for Proposal being obtained; and

WHEREAS, this initiative will address only issues related to the delivery of employee health care services and costs for the mutual benefit of Milwaukee County and its employees; and

WHEREAS, it is necessary for Milwaukee County to authorize and endorse the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to address Milwaukee County employee health care costs before funds can and will be donated for this initiative

WHEREAS, on March 12, 2004, the Committee on Personnel reviewed a resolution authorizing the Director, Department of Administrative Services, to enter into a “memorandum of understanding” and a “Letter of Engagement” with the representatives of Aon Consulting for the purpose of providing it with employee health data for this analysis for a fee not to exceed \$50,000, after sufficient funds from outside sources have been secured for this initiative; and

WHEREAS, after reviewing the resolution and listening to testimony from persons who supported or opposed the authorization of a contract without first conducting a request for proposal, the Committee acted (vote 4-3) to amend the resolution by deleting any reference to Aon Consulting and instead required the Director, Department of Administrative Services, to conduct a request for proposal; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby endorse the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to address Milwaukee County employee health care costs; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to accept funds generated for this purpose from outside funding sources with the understanding that these funds shall be use to aid the County and its collective bargaining units to achieve this initiative; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to issue a “request for proposal” for employee health

benefits consultants to determine the quality, quantity, and cost of providing the County with health care data, including, but not limited to: 1) benefit design, 2) claim costs, 3) budgeted costs, 4) employee and retiree contributions, 5) historical enrollment, 6) vendor contracts, 7) employee census data, and 8) other key items useful for an analysis of this type; and to report back to the Committee on Personnel on the responses generated prior to the execution of any agreement; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to request the human resources and health care consultants, who provides the County with employee health care services and data, to cooperate in providing the needed data to help achieve the goal of reducing County employee health costs; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, will provide a report on the health care data with sufficient detailed analysis and recommendations to aid the Committee on Personnel in its consideration of any modifications to the components of phase two prior to implementation.

The foregoing report correctly states the action taken by the said committee at a meeting held March 12, 2004.

PAUL M. CESARZ
Chairman

The question was on adoption.

SEPARATE ACTION was requested on item 3.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES** — 0. **EXCUSED:** Bailey – 1.

Supervisor Weishan **SUBMITTED** the following substitute resolution to **item 3, File No. 04-150:**

By Supervisors Weishan and Broderick endorsing the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to controlling county employee health care costs, authorizing the acceptance of funds from outside sources for this purpose, authorizing a memorandum of understanding with Aon Consulting for providing health care data, and entering into a “Letter of Engagement” with Aon Consulting for a fee not to exceed \$50,000, after sufficient funds from outside sources have been secured for this initiative, by recommending adoption of the following:

A SUBSTITUTE RESOLUTION

WHEREAS, the County and its collective bargaining units are facing a fiscal crisis due

to the rapidly escalating cost of providing County employees with employee health care benefits because the County does not directly control these costs; and

WHEREAS, any future ability to contain costs and to maintain affordable employee health care coverage for the County and all of its employees will require labor and management working together; and

WHEREAS, County Supervisor have been approached by locally concerned business leaders and residents with an initiative to establish a labor-management conflict resolution method to achieve a “win-win” situation for all parties, including County taxpayers, by serving as an unbiased, objective, expert resource for each; and

WHEREAS, this public-private initiative would provide the County and its collective bargaining units with training and actual experience through a process known as “consensus bargaining” developed by the Wisconsin Employment Relations Commission as a form of labor-management cooperation to facilitate agreements between government employers and labor unions for their mutual benefit; and

WHEREAS, “consensus bargaining” is primarily a problem-solving approach to negotiations which emphasizes the mutual interest of the parties and is not intended to replace traditional “collective bargaining” which is an effort to reach an agreement with reference to the subject under negotiation; and

WHEREAS, the first phase of this initiative would begin by soliciting funds from outside resources and by reviewing current Milwaukee County health care benefit designs, costs and experiences and then doing an analysis and comparison of that data to other health care plan data; and

WHEREAS, the second phase of this initiative would involve the following:

- the selection of participants, the selection of a facilitator/trainer, the development of labor-management teams, and consensus training;
- the development of ground rules, time schedule, mission statement and the identification of mutual interests;
- the identification of separate and mutual interest;
- the development of objective standards to evaluate options and the development of key criteria for judging solutions;
- the generation and evaluation of additional options;
- the facilitator assisted approval for implementation and presentation to various entities; and
- the assessment of further facilitation and reporting.

; and

WHEREAS, the second phase would be contingent upon sufficient funds being generated to cover all the costs related to this initiative and a successful Request for Proposal being obtained; and

WHEREAS, this initiative will address only issues related to the delivery of employee health care services and costs for the mutual benefit of Milwaukee County and its employees; and

WHEREAS, it is necessary for Milwaukee County to authorize and endorse the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to address Milwaukee County employee health care costs before funds can and will be donated for this initiative; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby endorse the concept of “consensus bargaining” to facilitate the establishment of an amicable labor-management approach to address Milwaukee County employee health care costs; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to accept funds generate for this purpose from outside funding sources with the understanding that these funds shall be used to aid the County and its collective bargaining units to achieve this initiative; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to enter into a “memorandum of understanding” with the representatives of Aon Consulting for the purpose of providing it with employee health care data, including, but not limited to: 1) benefit design, 2) claim costs, 3) budgeted costs, 4) employee and retiree contributions, 5) historical enrollment, 6) vendor contracts, 7) employee census data, and 8) other key items useful for an analysis of this type; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to request the human resources and health care consultants who provide the County with employee health care services and data, to cooperating in providing the needed data to help achieve the goal of reducing County employee health costs; and

BE IT FURTHER RESOLVED, that the Director, Department of Administrative Services, is authorized and directed to enter into a “Letter of Engagement” with the representatives of Aon Consulting for the purpose of providing it with employee health data for this analysis for a fee not to exceed \$50,000, after sufficient funds from outside sources have been secured for this initiative, and that the Aon Consulting Team will prepare a report of its findings and recommendations to the County and its collective bargaining units within sixty (60) days.

Thereupon, the foregoing resolution **FAILED TO BE SUBSTITUTED**, by the following vote:

Supervisor Bailey noted as present.

AYES: Aldrich, Broderick, Mayo and Weishan – 4. **NOES:** Agnos, Bailey, Borkowski, Cesarz, Clark, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White and Zielinski – 19. **EXCUSED:** Coggs-Jones – 1. **ABSTENTION:** the Chairman – 1.

Supervisor Quindel **SUBMITTED the following amendment to item 3, File No. 04-150:**

AMEND the second BE IT FURTHER RESOLVED Clause to delete the following: “generated prior to the execution of any agreement; and”

INSERT in the second BE IT FURTHER RESOLVED Clause after the word “responses” the words “and decision; and”

AMEND the second BE IT FURTHER RESOLVED Clause to strike all other words after the words “and decision; and”.

Thereupon, the foregoing amendment **PREVAILED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and Zielinski – 24. **NOES** — 0. **ABSTENTION:** the Chairman – 1.

Thereupon, **Item 3, as amended, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and Zielinski – 24. **NOES** — 0. **ABSTENTION:** the Chairman – 1.

By the Committee on Finance and Audit reporting on 1 item:

File No. 04-156

(Item No. 1) A resolution receiving and placing on file a report from the Director of Administrative Services, dated March 9, 2004, regarding status of action plan and efforts to manage the 2004 County-wide Retirement savings, with the understanding that the Director of Administrative Services will report monthly to the Committee on Finance and Audit on the status of the 2004 County-wide retirement savings and continue to closely monitor the filling of positions.

WHEREAS, at the request of the Chairperson of the Committee of Finance and Audit, the Director of Administrative Services submitted a report, dated March 9, 2004, attached to and made a part of this file, on the status of the Department's action plan and efforts to manage the 2004 County-wide Retirement Savings; and

WHEREAS, the Committee on Finance and Audit considered the March 9 report at its meeting on March 11, 2004, wherein the Director recommends that the Department of Administrative Services report monthly to the Finance and Audit Committee on the status of the 2004 County-wide retirement savings and continue to closely monitor the filling of positions; now, therefore,

BE IT RESOLVED, that the report from the Director of Administrative Services, dated March 9, 2004, **be and the same is hereby received and placed on file**, with the understanding that the Director of Administrative Services will report monthly to the Committee on Finance and Audit on the status of the 2004 County-wide retirement savings and continue to closely monitor the filling of positions.

The foregoing resolution correctly states the action taken by the said committee at a meeting held March 11, 2004.

RICHARD D. NYKLEWICZ, JR.
Chairman

Supervisor Nyklewicz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED**.

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor Nyklewicz, Chairman:

From the Committee on Finance and Audit reporting on 15 items:

**File No. 04-155
(Journal, March 18, 2004)**

(Item No. 1) From Acting Fiscal and Budget Administrator, requesting authorization to borrow \$18,627,012 from the State of Wisconsin Board of Commissioners of Public Lands Trust Fund Loan Program for the purpose of funding unfunded contribution variances to the Employees' Retirement System of the County of Milwaukee, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, as part of the adoption of Milwaukee County's annual budget, Mercer Human Resource Consulting, the Pension Actuary for the Employees' Retirement System of the County of Milwaukee (ERS), provides the County Board of Supervisors and the County Executive with an estimate of the County's pension contribution to ERS for the coming year; and

WHEREAS, in recent years, the annual budgeted pension contribution has been lower than the final actuarially determined contribution which has resulted in unfunded contribution variances; a portion of the ERS unfunded liability; and

WHEREAS, all contribution variances are amortized and charged back to the County over a five-year period through subsequent-year pension contributions and interest is charged on the unfunded liability by the ERS at 8.5%, which is the assumed rate of return of the ERS plan; and

WHEREAS, the County is required to only fund, on an annual basis, the estimated or budgeted pension contribution; and

WHEREAS, the resulting contribution variances, which have been both positive and negative to the ERS, are typically amortized by the fund over a five-year period; and

WHEREAS, in recent years (2001-2003), these contribution variances have been negative since the estimated contributions were lower than actual which added to the ERS unfunded pension liability and the amortization of these unfunded liabilities resulted in slightly higher estimated pension contributions in subsequent years; and

WHEREAS, the outstanding unamortized contribution variance for 2001, 2002 and 2003, as of February 2004, is \$18,627,012; and

WHEREAS, in recent years, municipalities and school districts seeking to reduce the costs of funding unfunded pension liabilities have utilized the Wisconsin Board of Commissioners of Public Lands Trust Fund Loan Program to fund these liabilities at interest rates that are substantially lower than the interest rates used to amortize the unfunded liabilities under Wisconsin Statutes Chapter 24, Subchapter II; and

WHEREAS, Wisconsin statutes enable municipalities that are members of the Wisconsin Retirement System (WRS) to borrow for the purpose of funding unfunded pension liabilities and since Milwaukee County is not a member of the WRS, Corporation Counsel requested an opinion from the Wisconsin Attorney General as to “whether Milwaukee County may obtain a trust fund loan under Wis. Stat. Ch. 24 to pay unfunded prior service liability contributions under the Milwaukee County Employee Retirement System”; and

WHEREAS, on March 4, 2004, Corporation Counsel received an opinion from Wisconsin Assistant Attorney General Anne C. Murphy stating that “It is my opinion, that Milwaukee County may obtain a loan for such purpose based on the applicable statutory sections.”; and

WHEREAS, on February 26, 2004, the Department of Administrative Services submitted an application to the Board of Commissioners of Public Lands in the amount of \$18,627,012 prior to Board approval in order to ensure that the State Trust Fund Loan Program reserved sufficient funds if the County decided to proceed with the borrowing; and

WHEREAS, in November 2003, the Board of Supervisors adopted a budget for 2004, which included a pension contribution of \$35.5 million and according to staff, this contribution figure assumed a 30-year amortization of contribution variances, which represented a change from the five-year amortization previously utilized in calculating the County’s pension contribution; and

WHEREAS, in discussions with County Board staff, the Controller and the Corporation Counsel regarding initial estimates of the savings associated with participating in the State Trust Fund Loan Program, it became evident that the Board’s intent was to maintain the five-year amortization for the contribution variances; and

WHEREAS, Milwaukee County would borrow \$18,627,012 at an interest rate of six percent from the State Trust Fund Loan Program for a term of five years, with principal and interest payments commencing in 2005; and

WHEREAS, the estimated savings would be \$990,356 over the five-year period of the loan as a result of borrowing at an interest rate that is 250 basis points lower than the interest rate used to amortize the contribution variances; and

WHEREAS, while the savings are significant, Mercer Human Resource Consulting has recently indicated that the amortization of prior contribution variances over five years will increase the County’s pension contribution; and

WHEREAS, if the Finance and Audit Committee and the Board approve this request, it may be prudent to reserve the first year of savings realized from the State Loan Trust Fund Program to defray any increase in the County’s pension contribution that is a result of the five-year amortization of prior contribution variances; now, therefore,

BE IT RESOLVED, that, the Department of Administrative Services recommends

approval of the request to borrow \$18,627,012 from the State of Wisconsin Board of Commissioners of Public Lands Loan Trust Fund Program for the purpose of funding prior contribution variances for 2001, 2002 and 2003; and

BE IT FURTHER RESOLVED, that the loan would be for a period of five years at an interest rate of six percent with an estimated savings of \$990,356 over the life of the loan; and

BE IT FURTHER RESOLVED, that the first year of savings that result from borrowing these funds from the State of Wisconsin Board of Commissioners of Public Lands Loan Trust, estimated at \$4.6 million, will be utilized to fund any increase in the County's 2004 pension contribution, above the budgeted amount of \$35.5 million, that results from the ERS actuary's restatement and recalculation of the County's 2004 pension contribution and that is subsequently communicated to the ERS Board in May 2004 or thereabouts; and

BE IT FURTHER RESOLVED, that in the event the loan from the State of Wisconsin Board of Public Commissioners of Public Lands Loan Trust Fund Program is not needed to fund an increase in the County's 2004 pension contribution that results from the May 2004, or thereabouts, communication from the ERS pension actuary, the savings realized from this borrowing are to be managed with the following guiding principles:

1. An effort will be made to "smooth out" the significant up front savings that are expected to occur in the early years of the loan so as to minimize the impact of higher payments (debt service costs exceeding pension amortization savings) projected in the last few years of the loan. This effort shall not be to the detriment of the anticipated net savings to the County.
2. For the duration of the loan, a separate table within Org. Unit 1950, Employee Fringe Benefits, outlining the debt service costs and pension fund contribution savings as a result of the loan shall be reported in the Recommended and Adopted Budget documents.
3. Opportunities to further increase the net savings to the County with the use of this loan from the Public Lands Trust Fund Loan Program, such as refinancing this debt at lower interest rates that may be offered by the Loan Trust Fund Program in the future, will be explored where feasible.

**File No. 04-112
(Journal, March 18, 2004)**

(Item No. 2) From Director of Health and Human Services, requesting abolishment of two positions of Clerical Assistant I, one position of Clerical Specialist, one position of Program Coordinator and one position of Detention and Dispositional Services Coordinator, and requesting creation of two positions of Clerical Assistant II and one position of Business Manager, in the Delinquency and Court Services Division in the Department of Health and Human Services, by recommending adoption of a resolution abolishing two positions of Clerical Assistant 1, one position of Clerical Specialist and one position of Program Coordinator, and creating two positions of Clerical Assistant 2, effective March 28, 2004, and abolishing one position of Detention and Dispositional Services Coordinator and creating one position of Grants

Coordinator, effective July 18, 2004 in order to provide the Delinquency and Court Services Division with the staffing necessary to effectively manage the numerous grants and contracts presently in place and allow the Division to continue to successfully compete for the awarding of similar grants in the future, as also recommended for approval by the Committee on Personnel, on 3/12/04, relating to the following classifications and rates of pay as recommended by the Division of Human Resources: 2 Clerical Assistant II, pay range 4P (\$26,901 to \$34,497) and 1 Grant Coordinator, pay range 32M (\$57,385 to \$68,330).

A RESOLUTION

WHEREAS, the Director of the Department of Health and Human Services (DHHS) requests the abolishment of two positions of Clerical Assistant 1, one position of Clerical Specialist, one position of Program Coordinator, and one position of Detention and Dispositional Services Coordinator, and the creation of two positions of Clerical Assistant 2 and one position of Grants Coordinator in the Department of Health and Human Services-Delinquency and Court Services Division (DCS); and

WHEREAS, the Milwaukee County Department of Health and Human Services Delinquency and Court Services Division has responsibility for administering a 120-bed Juvenile Detention Center, juvenile court intake, custody intake and probation services, support staff for the operation of the Children's Court, pre-dispositional secure/non-secure out-of-home placement resources, the First Time Offender program and post-dispositional placement resources for adjudicated delinquents; and

WHEREAS, the Division is also charged by the State for the cost of juveniles sentenced to a State Juvenile Correctional facility; and

WHEREAS, purchased programs serving alleged and adjudicated delinquent youth are administered in this division with an aim to diverting youth, where appropriate, from high-cost State Juvenile Correctional facility placement into lower-cost alternative programs based in the community; and

WHEREAS, diversion of youth from placement in costly State Correctional facilities into less expensive community-based alternatives has resulted in significant tax levy savings (budgeted at \$3.6 million in the 2004 Adopted Budget); and

WHEREAS, numerous local, state and national organizations have contributed to this success, primarily through the awarding of grants designed to test the effectiveness of various alternatives to traditional incarceration, with DCS currently managing several multi-year grants with a total value exceeding \$3.4 million; and

WHEREAS, the number and value of the grants under DCS management has increased, the administrative responsibilities involved in monitoring, evaluating and reporting on the grants' implementation and outcomes have also increased, with each grant typically requiring its own unique criteria for reporting the fiscal status and overall progress of the grant; and

WHEREAS, in response, DCS has put in place multiple data collection systems (many requiring daily input of the latest information), with this critical, time-sensitive work being in addition to the tasks of executing and monitoring new and continuing professional and purchase of service contracts, development and staffing of grant advisory groups, and preparation and submission of grant re-applications seeking continued funding; and

WHEREAS, due to recent resignations and pending retirements of individuals working in key positions within the Division, DCS management has identified that the remaining, existing staff do not possess the qualifications and skill sets necessary to effectively address the overall issue of grants management and program/contract evaluation; and

WHEREAS, DCS wishes to abolish two positions of Clerical Assistant 1 and one position of Clerical Specialist to be replaced through the creation of two positions of Clerical Assistant 2, with these higher-level clerical positions possessing the skills needed for large volume data entry and data management (which are not required of individuals holding the lower level classifications); and

WHEREAS, DCS wishes to combine the duties of the positions of Program Coordinator and Detention and Dispositional Services Coordinator into one newly created position of Grants Coordinator, anticipating that this classification, with the requirements for an individual with a strong educational background and professional experience in the areas of program evaluation, contract administration, and fiscal oversight will best position the Division to effectively manage the numerous grants and contracts presently in place, and allow the Division to continue to successfully compete for the awarding of similar grants in the future; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 11, 2004, recommended (vote 7-0) the abolishment of two positions of Clerical Assistant 1, one position of Clerical Specialist and one position of Program Coordinator, and the creation of two positions of Clerical Assistant 2, pay range 4P, effective March 28, 2004, and the abolishment of one position of Detention and Dispositional Services Coordinator and the creation of one position of Grants Coordinator, pay range 32M, effective July 18, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on March 12, 2004, recommended (vote 7-0) that the positions to be created be classified as Clerical Assistant II, pay range 4P, and Grant Coordinator, pay range 32M, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Health and Human Services-Delinquency and Court Services Division effective March 28, 2004 and July 18, 2004:

Org. Unit 8900 DHHS-Delinquency and Court Services Division

<u>Action</u>	<u>Title</u>	<u>NO. OF Positions</u>	<u>PAY Range</u>
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ABOLISH*	CLERICAL ASSISTANT 1	2	3P
ABOLISH*	CLERICAL SPECIALIST	1	5P
ABOLISH*	PROGRAM COORDINATOR	1	29M
ABOLISH**	DETENTION & DISPOSITIONAL SERVICES COORDINATOR 1		29M
CREATE*	CLERICAL ASSISTANT II	2	4P
CREATE**	GRANTS COORDINATOR	1	32M

*Effective March 28, 2004

**Effective July 18, 2004

File No. 04-111
(Journal, March 18, 2004)

(Item No. 3) From Interim Administrator, Behavioral Health Division (BHD), requesting creation of 10 Psychiatric Social Worker (PSW) Pool positions, by recommending adoption of a resolution creating ten positions of Psychiatric Social Worker-Pool, effective March 28, 2004, in order to provide the BHD with the staffing necessary to provide the appropriate level of social services in in-patient and/or community-based programs, as also recommended for approval by the Committee on Personnel, on 3/12/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 10 (total 1200 hours) Psychiatric Social Worker (Pool), pay range 24 (\$20.7112 to \$24.1284 per hour).

A RESOLUTION

WHEREAS, the Director of the Department of Health and Human Services (DHHS) and the Administrator of the Behavioral Health Division (BHD) request the creation of 10 positions of Psychiatric Social Worker-Pool in the Department of Health and Human Services-Behavioral Health Division; and

WHEREAS, the Milwaukee County Department of Health and Human Services-Behavioral Health Division provides care and treatment of developmentally, emotionally and mentally ill adults, children and adolescents, as well as individuals with disorders related to alcohol and substance abuse; and

WHEREAS, Acute Hospital units provide inpatient care to individuals who require secure short-term or occasionally extended hospitalization, where services including psychiatry, psychology, nursing, social service and rehabilitation therapy are administered by a team of multi-disciplinary specialists who provide assessment and treatment designed to return the patient to his or her own community as rapidly as possible; and

WHEREAS, a wide array of community-based services are also available to meet the treatment needs of individuals with mental illness who are living in a community setting and in need of long-term community support; and

WHEREAS, a critical component of both the in-patient and the community-based programs is the provision and coordination of social services performed primarily by Master's level trained individuals holding the classification of Psychiatric Social Worker (PSW); and

WHEREAS, the term "social services" encompasses a broad array of diverse services that can include: performing psychotherapy through individual, family and group treatment methods; development and execution of in-patient discharge plans (vital to holding down BHD's in-patient census); acting as a liaison between the consumer, BHD and community resources in order to facilitate effective aftercare; performing home visits of consumers; education of family members concerning the nature of their loved one's mental illness; and many similar services; and

WHEREAS, BHD is anticipating that a significant number of persons presently working for Milwaukee County as PSW's will retire by mid-2004 – as of this date, one incumbent has already retired and another eight PSW's are eligible to retire; and

WHEREAS, BHD requires an adequate level of PSW coverage during the time period between the date a retirement takes effect and the date that a full-time replacement worker can be brought on board; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 11, 2004, recommended (vote 7-0) the creation of 10 positions of Psychiatric Social Worker-Pool, pay range 24, effective March 28, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on March 12, 2004, recommended (vote 7-0) that the positions to be created be classified as Psychiatric Social Worker (Pool), pay range 24, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Department of Health and Human Services-Behavioral Health Division, effective March 28, 2004:

Org. Unit 6300 Dept of Health and Human Services-Behavioral Health Division

<u>Action</u>	<u>Title</u>	<u>NO. OF Positions</u>	<u>PAY Range</u>
CREATE	PSYCHIATRIC SOCIAL WORKER-POOL (\$20.7112-\$24.1284)	10	24

**File No. 04-113
(Journal, March 18, 2004)**

(Item No. 4) From the Sheriff, requesting approval of proposed reorganization of the Inmate Medical Services Unit of the Milwaukee County Jail, involving the abolishment of 11 positions and creation of eight positions, by recommending adoption of a resolution abolishing 2.5

positions of Nursing Supervisor (Shift Supervisor), one position of Nurse Practitioner, 5.5 positions of LPN and two positions of Unit Clerk, and creating two positions of Assistant Nursing Director (Sheriff), two positions of RN II (MH), two positions of RN I, one position of Accreditation Coordinator and 1,600 hours of a Pool Nurse Practitioner, effective March 29, 2004, in order to create greater efficiencies in the Medical and Psychiatric Services Units of the Sheriff's Department, as also recommended for approval by the Committee on Personnel, on 3/12/04, relating to the following classifications and rates of pay as recommended by the Division of Human Resources: Two RN II (MH), pay range 18N (\$46,532 to \$58,695), two RN I, pay range 16N (\$41,526 to \$53,922), 15 Nurse Practitioner (Pool) (Total 2,000 hours), pay range 32NZ (\$60,288 to \$74,342), two Assistant Nursing Director (Sheriff), pay range 28MN (\$51,392 to \$66,776) and one Accreditation Coordinator – No recommendation at this time.

A RESOLUTION

WHEREAS, after extended negotiations, Milwaukee County, in late 2000, reached a settlement of the jail overcrowding and health care services class action lawsuit filed on behalf of Milton Christensen, et. al., and the settlement was approved by the County Board on January 18, 2001 and contained specific information regarding the level of medical services to be provided within the Criminal Justice Facility (CJF) and the House of Correction (HOC); and

WHEREAS, the Sheriff has submitted a request to abolish 11 positions and create eight positions to proceed toward being in full compliance with the requirements of the settlement in terms of health care provision at the CJF and the HOC; and

WHEREAS, these position actions should increase the Sheriff Department's ability to reduce overtime and temporary help expenditures in the Medical and Psychiatric Services Units; and

WHEREAS, these position actions should enhance the provision of medical services at the CJF and the HOC and ensure the continued compliance with the Consent Decree; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 11, 2004, recommended (vote 6-1) the abolishment of two and a half positions of Nursing Supervisor (Shift Supervisor), one position of Nurse Practitioner, five and a half Positions of LPN and two positions of Unit Clerk and the creation of two positions of Assistant Director of Nursing, ECP Grade 915E, two positions of Registered Nurse 2-Mental Health, pay range 18N, two positions of Registered Nurse 1, pay range 16N, one position of Accreditation Coordinator, pay range 16M, and 1600 Hours of a Pool Nurse Practitioner, pay range 32NZ, effective March 29, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on March 12, 2004, recommended (vote 7-0) that the positions to be created be classified as Asst. Nursing Director (Sheriff), pay range 28MN, RN II (MH), pay range 18N, RN I, pay range 16N, and Nurse Practitioner (Pool), pay range 32NZ, as recommended by the Division of Human Resources, however, they did not act on a classification or pay range for

the position of Accreditation Coordinator; now, therefore,

BE IT RESOLVED, that the following positions are approved for the Sheriff's Department, effective March 29, 2004:

Org. Unit 4000 – Sheriff

<u>Action</u>	<u>Title</u>	<u>Positions</u>	<u>Range</u>	No. of	Pay
Abolish			Nursing Supervisor – Shift Supr	2.5	26MN
Abolish			Nurse Practitioner	1	32NZ
Abolish			LPN	5.5	16L
Abolish			Unit Clerk	2	6
Create			Asst. Nursing Director (Sheriff)	2	28MN
Create			RN II (MH)	2	18N
Create			RN I	2	16N
Create			Accreditation Coordinator*1		*
Create			Nurse Practitioner (Pool)	15	32NZ
(Totals 2000 hours)					

*Classification and rate of pay have not yet been determined.

File No. 04-1
(Journal, December 18, 2003)

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-RECEIPT OF REVENUE “A” [A1), A2), A3) and A4)]

File No. 04-1
(Journal, December 18, 2003)

(Item No. 6) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: UNALLOCATED CONTINGENT FUND “B” [B1)]

File No. 04-1
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT “C” [C1), C2), C3) and C4)]

File No. 04-97
(Journal, March 18, 2004)

(Item No. 8) From County Executive, appointing Ronald Tays to serve on the Milwaukee County Federated Library System Board. Mr. Tays is filling the vacancy on the Board for a term expiring December 31, 2006, by recommending confirmation of the said appointment.

File No. 04-153(a)
(Journal, March 18, 2004)

(Item No. 9) From Acting Fiscal and Budget Administrator, requesting authorization to issue not-to-exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004A, to refund various maturities for the years 1997-2003, by recommending adoption of a resolution authorizing the issuance and sale of not-to-exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004.

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE
OF NOT TO EXCEED \$125,000,000
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2004A**

WHEREAS, Milwaukee County, Wisconsin (the "County") has outstanding its General Obligation Corporate Purpose Bonds, Series 1997A, dated May 1, 1997 (the "1997 Bonds"); its General Obligation Building Bonds, Series 1997A, dated September 1, 1997 (the "1997 Building Bonds"); its General Obligation Corporate Purpose Bonds, Series 1998A, dated May 1, 1998 (the "1998 Bonds"); its General Obligation Corporate Purpose Bonds, Series 1999A, dated May 1, 1999 (the "1999 Bonds"); its General Obligation Corporate Purpose Bonds, Series 2000A, dated March 1, 2000 (the "2000 Bonds"); its General Obligation Corporate Purpose Bonds, Series 2001A, dated April 1, 2001 (the "2001 Bonds"); its General Obligation Corporate Purpose Bonds, Series 2002A, dated February 1, 2002 (the "2002 Bonds"); and its General Obligation Corporate Purpose Bonds, Series 2003A, dated February 1, 2003 (the "2003 Bonds") (collectively, the "Outstanding Bonds"); and

WHEREAS, in order to achieve debt service cost savings, it is in the best interest of the County to advance refund the portions of the Outstanding Bonds which are subject to redemption, as described on Exhibit A, and with respect to which aggregate net present value savings of at least 3% of the principal amount of such bonds can be achieved (collectively, the "Refunded Bonds"); and

WHEREAS, it is necessary and in the best interest of the County that the monies needed for such refunding be borrowed through the issuance of general obligation refunding bonds pursuant to the provisions of Section 67.04 of the Wisconsin Statutes, upon the terms and conditions hereinafter provided; and

WHEREAS, due to the nature of the refunding and the need to structure the financing to meet the County's financial objectives, it is in the best interest of the County to negotiate the sale of the refunding bonds rather than offer them at public sale; now, therefore,

BE IT RESOLVED, that the County borrow an amount not to exceed \$125,000,000 by issuing its general obligation bonds for the public purpose of refunding obligations of the

County, including interest on them; and

BE IT FURTHER RESOLVED, that:

Section 1. Sale of Bonds. The County shall sell and deliver its General Obligation Refunding Bonds, Series 2004A, in a principal amount not to exceed \$125,000,000 (the "Bonds"), issued for the purpose above stated, to the underwriter(s) which the County Board determines to have submitted the best proposal for underwriting the Bonds in response to the County's Request for Proposal for underwriting services dated February 20, 2004 (the "Underwriter"). The purchase price to be paid for the Bonds shall be such that the Underwriter's discount on the Bonds shall not exceed 0.5% of the principal amount of the Bonds. The issuance and sale of the Bonds to the Underwriter is subject to satisfaction of the conditions set forth in Section 16 of this Resolution.

Section 2. The Bonds. The Chairperson and County Clerk shall make, execute and deliver the Bonds to the Underwriter, for and on behalf of the County. The Bonds shall be negotiable, general obligation bonds of the County, registered as to both principal and interest. The Bonds shall be in the denomination of Five Thousand Dollars (\$5,000) each or whole multiples thereof and dated as of the first day of the month in which the Bonds are issued.

The Bonds shall be issued in such principal amount as is necessary to produce sufficient funds to provide for the payment of the principal and interest on the Refunded Bonds. The Bonds shall mature or be subject to mandatory redemption on October 1 in such years and in such amounts so that the debt service on the Bonds is less than the aggregate debt service on the Refunded Bonds in each year.

The Bonds shall bear interest at rates per annum which will produce a true interest rate on the Bonds not in excess of 4.25%. Interest on the Bonds shall be payable on April 1 and October 1 of each year.

The Bonds, if subject to redemption at the option of the County, shall be subject to call and prior payment no earlier than October 1, 2012 and no later than October 1, 2016.

Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit B.

Section 4. Tax Provisions.

(A) Direct Annual Irrepealable Tax. For the purpose of paying the principal of and interest on the Bonds as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged and there be and there hereby is levied on all the taxable property in the County a direct, annual, irrepealable tax in such years and in such amounts as are sufficient to meet such principal and interest payments when due.

(B) Tax Collection. The County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for.

After the issuance of the Bonds, said tax shall be, from year to year, carried into the tax rolls of the County and collected as other taxes are collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.

(C) Additional Funds. If in any year there shall be insufficient funds from the tax levy to pay the principal of or interest on the Bonds when due, the said principal or interest shall be paid from other funds of the County on hand, said amounts to be returned when said taxes have been collected.

Section 5. Debt Service Fund and Account.

(A) Creation and Deposits. Within the debt service fund previously established in the treasury of the County, there be and there hereby is established a separate and distinct account designated as the "Debt Service Account for 'General Obligation Refunding Bonds, Series 2004A'" (the "Debt Service Account") and said Account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Bonds when due; (iii) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (iv) any premium which may be received by the County over and above the par value of the Bonds and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other obligations of the County or in other investments permitted by law, which investments shall continue to be a part of the Debt Service Account.

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all permitted investments disposed of, any money remaining in the Debt Service Account shall be deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the Bonds to the Underwriter, except for accrued interest and premium, if any, shall

be deposited by the County Treasurer into a Borrowed Money Fund and such fund shall be maintained separate and distinct from all other funds of the County and shall be used for no purpose other than the purpose for which the Bonds are issued. In order to accomplish the purpose for which the Bonds are issued, proceeds of the Bonds shall be transferred to the Escrow Account established in accordance with Section 12 of this Resolution. In addition, proceeds of the Bonds shall be applied at the direction of the Director of the Department of Administrative Services to the payment of issuance expenses with respect to the Bonds as provided in Section 18(c) of this Resolution. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603, Wis. Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Account.

Section 7. No Arbitrage. All investments permitted by this Resolution shall be legal investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") or the Regulations of the Commissioner of Internal Revenue thereunder (the "Regulations"); and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of closing which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of said Code or Regulations.

Section 8. Persons Treated as Owners; Transfer of Bonds. The County Clerk shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity, and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record dates for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 9. Compliance with Federal Tax Laws; Maintenance of Tax-Exempt Status.

The County represents and covenants that the projects financed by the Bonds and the Refunded Bonds and their ownership, management and use will not cause the Bonds or the Refunded Bonds to be "private activity bonds" within the meaning of Section 141 of the Code (except for the portion of the Bonds which constitute qualified 501(c)(3) bonds as provided in Section 20 below). The County also represents and covenants that it will comply with the provisions of the Code (including restrictions on the purposes for which Bond proceeds can be used, limitations on the investment of Bond proceeds and the payment of any required rebates or penalties to the United States) to the extent necessary to maintain the tax-exempt status of the interest on the Bonds. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of Wisconsin, and to the extent that there is a reasonable period of time in which to comply.

Section 10. Utilization of The Depository Trust Company Book-Entry-Only System.

In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

If at any time DTC determines to discontinue providing its service with respect to the Bonds or the County determines to discontinue the system of book-entry transfers through DTC, the County shall either (a) appoint a successor securities depository or (b) deliver bond certificates to the beneficial owners of the Bonds. If the County determines not to continue the use of a book-entry-only system for the Bonds, it will deliver bond certificates to the beneficial owners of the Bonds. In the event that bond certificates are delivered to the beneficial owners, the beneficial owners will become the registered owners of the Bonds in accordance with Section 8 of this Resolution.

Section 11. Undertaking to Provide Continuing Disclosure. The County covenants and agrees, for the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Bonds or by the original purchaser(s) of the Bonds on behalf of such holders (provided that the rights of the holders and the purchaser(s) to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 12. Escrow Agent; Escrow Agreement; Escrow Account. A bank or trust company approved by the Finance and Audit Committee shall serve as Escrow Agent for the purpose of ensuring the payment of the Refunded Bonds.

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit C (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County of any such modifications), with the Escrow Agent, for the purpose of effecting the provisions of this Resolution.

The Bond proceeds allocable to refunding the Refunded Bonds shall be deposited in an Escrow Account, which is hereby created with the Escrow Agent, pursuant to the Escrow Agreement. The use, investment and disbursement of the Bond proceeds by the Escrow Agent in the manner provided in the Escrow Agreement is authorized and approved.

Upon transfer to the Escrow Account of the proceeds of the bonds and any other necessary funds allocable to refunding the Refunded Bonds, the taxes heretofore levied to pay debt service on the Refunded Bonds shall be abated to the extent such transfer together with investment earnings thereon is sufficient to pay the principal of and interest on the Refunded Bonds, but such abatement shall not affect the County's pledge of its full faith, credit and resources to make such payments. The Escrow Account created by the Escrow Agreement shall hereafter serve as the debt service account (or sinking fund) for the Refunded Bonds. The Escrow Agent shall serve as custodian of said debt service account (or sinking fund).

Section 13. Call of Refunded Bonds.

(a) The Refunded Bonds shall be redeemed on their earliest redemption dates (which are set forth on Exhibit A) at the price of par plus accrued interest.

(b) Notice of call of the Refunded Bonds which are to be redeemed shall be given by the Escrow Agent on behalf of the County pursuant to the Escrow Agreement referred to in Section 12 hereof.

Section 14. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing these Bonds.

Section 15. Initial Resolution. The first resolution paragraph of this Resolution shall constitute the initial resolution required under Sec. 67.05(1) Wis. Stats.

Section 16. Conditions on Issuance and Sale of the Bonds. The issuance of the Bonds and the sale of the Bonds to the Underwriter are subject to satisfaction of the following conditions:

(a) Approval by the Finance and Audit Committee of the definitive interest rates, maturity schedule, redemption feature and purchase price for the Bonds.

(b) Achievement of net present value savings (as calculated by the Department of Administrative Services) of at least 3% of the principal amount of the Refunded Bonds.

Section 17. Bond Insurance. If the Underwriter determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 18. Negotiated Sale; Bond Purchase Agreement; Official Statement; Payment of Issuance Expenses.

(a) The Director of the Department of Administrative Services is authorized to negotiate the sale of the Bonds to the Underwriter. The officers of the County are authorized and directed to execute a Bond Purchase Agreement with the Underwriter providing for the sale of the Bonds in accordance with the terms of this Resolution.

(b) The Director of the Department of Administrative Services shall cause an Official Statement concerning the Bonds to be proposed. The Director of the Department of Administrative Services shall determine on behalf of the County when the Official Statement is in final form for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), and shall certify said Official Statement, such certification to constitute full authorization of the Official Statement under this Resolution.

(c) Proceeds of the Bonds shall be applied at the direction of the Director of the Department of Administrative Services to the payment of issuance expenses with respect to the Bonds. A DAS-only appropriation transfer will be processed to increase expenditure authority in the DAS-Fiscal Affairs Division operating budget (1156-8026) to pay such issuance expenses. The issuance expenses are estimated to be in an amount not to exceed \$350,000 and cover the fees for the following services provided in connection with the issuance of the Bonds as well as the County's out-of-pocket disbursements: credit rating agencies, official statement printing and mailing, financial advisory services, bond counsel services, escrow agent services, escrow verification services and financial auditor services.

Section 19. Closing. The Chairperson and County Clerk are authorized and directed to execute and deliver the Bonds to the Underwriters upon satisfaction of the conditions set forth in Section 16 of this Resolution. The Chairperson and County Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

The officers of the County hereby are directed and authorized to take all necessary steps to close the bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Section 20. Qualified 501(c)(3) Bonds. The County elects to treat as qualified 501(c)(3) bonds under Section 145 of the Code that portion of the Bonds which will refund Refunded Bonds that were qualified 501(c)(3) bonds. A public hearing with respect to the issuance of such qualified 501(c)(3) bonds shall be held by the Finance and Audit Committee prior to the issuance of the Bonds. The County Executive, as the chief elected executive officer of the County, must give public approval of the issuance of the qualified 501(c)(3) bonds (within the meaning of Section 147(f) of the Code) before the Bonds may be issued.

Section 21. Designation of Maturities. For purposes of State law, the Bonds are designated as being issued to pay and discharge the debts incurred by the County through the issuance of the Refunded Obligations in the order in which those debts were incurred, so that the Bonds of the earliest maturities are considered to be issued to discharge the debts which were incurred first.

Section 22. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after the County enters into a contract for sale of the Bonds to the Underwriter.

BE IT FURTHER RESOLVED, that the County Clerk is directed to send certified copies of this resolution to the County's bond counsel, Quarles & Brady LLP, 411 East Wisconsin Avenue, Milwaukee, Wisconsin 53202-4497, Attention: Brian G. Lanser and Butler Rodgers and Johnson LLC, 225 East Michigan Avenue, 4th Floor, Milwaukee, Wisconsin 53201, Attention: Marcus Johnson.

**File No. 04-153(b)
(Journal, March 18, 2004)**

(Item No. 10) From Acting Fiscal and Budget Administrator, requesting approval of an underwriter for the issuance of not-to-exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004A, by recommending adoption of a resolution approving underwriters for General Obligation Refunds Bonds, Series 2004A, as follows: Bear Stearns & Company, Inc. (as senior manager) and Piper Jaffray & Company and J.P. Morgan Chase & Company (as co-managers).

**RESOLUTION APPROVING UNDERWRITERS FOR
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2004A**

WHEREAS the County Board of Supervisors of Milwaukee County, Wisconsin (the "County") has authorized the issuance and sale of not to exceed \$125,000,000 General Obligation Refunding Bonds, Series 2004A (the "Refunding Bonds") pursuant to a resolution adopted on March 18, 2004 (the "Bond Resolution"); and

WHEREAS the County issued a Request for Proposals with respect to the underwriting and purchase of the Refunding Bonds; and

WHEREAS, pursuant to the Bond Resolution, the sale of the Refunding Bonds is to be negotiated with the underwriter(s) which submitted the best proposal for the purchase of the Bonds; and

WHEREAS the County staff has reviewed and evaluated the proposals received with respect to the underwriting and purchase of the Bonds and has determined that the best proposal received was that submitted by Bear, Stearns & Company, Inc., as senior manager, and Piper Jaffray & Co. and J.P. Morgan Chase & Co., as co-managers; now, therefore,

BE IT RESOLVED, that the County shall negotiate the sale of the Refunding Bonds with Bear, Stearns & Company, Inc., as senior manager, and Piper Jaffray & Co. and J.P. Morgan Chase & Co., as co-managers, in accordance with the terms and subject to the conditions set forth in the Bond Resolution; and

BE IT FURTHER RESOLVED that the County Clerk is directed to send certified copies of this resolution to the County's bond counsel, Quarles & Brady LLP, 411 East Wisconsin Avenue, Milwaukee, Wisconsin 53202-4497, Attention: Brian G. Lanser and Butler Rodgers and Johnson, LLC, 225 East Michigan, 4th Floor, Milwaukee, Wisconsin 53201, Attention: Marcus Johnson.

DAS/lh

3/15/2004

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Fiscal Note

Based on the terms of the underwriting proposal submitted by Bear Stearns & Co., the underwriters would receive a maximum of \$3.43 per \$1,000 bond issued as compensation for all underwriting fees and expenses related to the issue. This would result in a dollar amount of \$428,750 if the full amount of bonds authorized were issued. If the County decides to proceed with the refunding of the selected bond issues, the actual compensation will be negotiated based on market conditions on the day of the bond sale. Therefore, the actual compensation may not be the same as the bid amount.

Based on the most recent analysis that consists of interest and investment rates from March 4, 2004, debt service costs for the County would be reduced by \$4,194,942, for a net present value savings of \$3,788,959. These savings are not a guarantee or indicator of the actual interest and investment rates if the bonds were to be refunded at a future date but an illustration of favorable current market conditions.

**File No. 04-154
(Journal, March 18, 2004)**

(Item No. 11) From Acting Fiscal and Budget Administrator, submitting preliminary Report of 2003 Carryovers to 2004, by recommending adoption of a resolution approving carryovers from 2003 to 2004 as tentatively recommended by the Department of Administrative Services, with the understanding that the Department will submit its final recommendations by May 1, 2004 for consideration by the Finance and Audit Committee during the County Board's May meeting cycle.

A RESOLUTION

WHEREAS, SECTION 32.91(7) OF THE GENERAL ORDINANCES OF MILWAUKEE COUNTY REQUIRES THE DEPARTMENT OF ADMINISTRATIVE SERVICES (DAS) TO PREPARE A WRITTEN REPORT TO THE COMMITTEE ON FINANCE AND AUDIT INDICATING THOSE APPROPRIATION CARRYOVER REQUESTS CONCURRED WITH AND THOSE RECOMMENDED FOR DENIAL; AND

WHEREAS, THE FINANCE AND AUDIT COMMITTEE REVIEWS THE DEPARTMENT OF ADMINISTRATIVE SERVICES REPORT AND SUBMITS ITS RECOMMENDATIONS TO THE COUNTY BOARD; AND

WHEREAS, THE DEPARTMENT OF ADMINISTRATIVE SERVICES HAS SUBMITTED ITS TENTATIVE RECOMMENDED CARRYOVERS TO THE FINANCE AND AUDIT COMMITTEE; AND

WHEREAS, THE TENTATIVE RECOMMENDED CARRYOVERS FOR 2003 TO 2004, THE DETAIL OF WHICH HAS BEEN MADE A PART OF THIS FILE, INCLUDE \$7,696,610.56 IN APPROPRIATIONS AND \$8,792,946.28 IN RELATED REVENUES, AND \$64,065,406.34 OF CAPITAL IMPROVEMENT APPROPRIATIONS INCLUDING CARRYOVERS FOR THE AIRPORT AND \$82,868,363.29 OF CAPITAL IMPROVEMENT REVENUES; AND

WHEREAS, THE FINANCE AND AUDIT COMMITTEE REVIEWED AND APPROVED (VOTE 7-0) THE SAID TENTATIVE CARRYOVERS AT ITS MEETING OF MARCH 11, 2004; AND

WHEREAS, recommended lapsed expenditure appropriations and revenues for the capital projects fund result in a potential net surplus available to the County's general fund of \$1,068,866.54 and a contribution to the County's Debt Service Reserve of \$779,565.87; now, therefore,

BE IT RESOLVED, that the carryovers from 2003 to 2004 as tentatively recommended by the Department of Administrative Services and approved by the Finance and Audit Committee are hereby approved, with the understanding that the Department of Administrative Services will submit its final recommendations by May 1, 2004 for consideration by the Finance and Audit Committee during the County Board's May 2004 meeting cycle.

File No. 04-110
(Journal, March 18, 2004)

(Item No. 12) From Director of Audits, submitting Follow-up Audit of Homeowners Protection Program, Department of Parks and Public Infrastructure, Airport Division, dated February 2004, by recommending adoption of a resolution receiving and placing the said follow-up audit on file.

File No. 04-149
(Journal, March 18, 2004)

(Item No. 13) From Director of Audits, submitting 2003 Annual Report Audit Hotline and Audit Activity Related to Fraud, Waste and Abuse, dated February 2004, by recommending adoption of a resolution receiving and placing the said report on file.

File No. 04-152
(Journal, March 18, 2004)

(Item No. 14) From Director of Audits, regarding limited review of the Tax Listing Services Division within the Register of Deeds, by recommending adoption of a resolution receiving and placing the said report on file.

File No. 03-417(a)(e)
(Journal, December 18, 2003)

(Item No. 15) An adopted resolution authoring issuance and providing for the sale of not-to-exceed \$50,000,000 Airport Revenue Bonds, Series 2004A, by recommending adoption of a resolution authorizing the sale of \$37,360,000 Airport Revenue Bonds, Series 2004A, as recommended by the Department of Administrative Services, at a negotiated true interest rate for the bonds of 4.47 percent.

Milwaukee County
Supplemental Resolution

Authorizing the Issuance and Sale
of \$37,360,000 Airport Revenue Bonds,
Series 2004A

Adopted March 18, 2004

WHEREAS, on June 22, 2000, the County Board of Supervisors of Milwaukee County, Wisconsin (the "County") adopted a resolution entitled "GENERAL BOND RESOLUTION Authorizing the Issuance of Airport Revenue Bonds" (the "General Resolution"); and

WHEREAS, the County has determined that the construction of additions, extensions and improvements to the Airport System, consisting of the expansion and improvement of the "C" Concourse and the "D" Concourse and related improvements at General Mitchell International Airport, completion of the parking garage addition at the Airport and other airport projects included in the County's 2004 Capital Improvement Budget (the "Projects"), are necessary in order to provide for the needs of the County and its residents; and

WHEREAS, funds are needed to pay the cost of the Projects; and

WHEREAS, it is now necessary and desirable that the County issue and sell Additional Bonds within the meaning of the General Resolution payable solely from the revenues to be derived from the operation of the Airport System, for the purpose of financing the Projects, which bonds are to be authorized and issued pursuant to the provisions of the General Resolution and Section 66.0621, Wis. Stats; and

WHEREAS, this Resolution shall constitute a Supplemental Resolution within the meaning of the General Resolution, and the bonds issued hereunder shall constitute Additional Bonds within the meaning of the General Resolution; and

WHEREAS, the County has outstanding its Airport Revenue Bonds, Series 2000, dated June 1, 2000 (the "2000 Bonds") and its Airport Revenue Bonds, Series 2003A, dated January 1, 2003 (the "2003 Bonds") (collectively, the "Outstanding Bonds"); and

WHEREAS, there are no revenue obligations outstanding which are payable from the income and revenues of the Airport System, other than the 2000 Bonds and the 2003 Bonds;

NOW, THEREFORE, the County Board of Supervisors of Milwaukee County, Wisconsin, do resolve that:

Section 1 (A). Authorization of Bonds. For the purpose of paying the cost of the Projects, the County shall borrow on the credit of the income and revenue of the Airport System the sum of \$37,360,000. Negotiable, fully-registered bonds of the County, in the denomination of \$5,000, or any whole multiple thereof, shall be issued in evidence thereof (the "Bonds"). The Bonds shall be designated "Airport Revenue Bonds, Series 2004A", shall be numbered from R-1 upward and shall be dated their date of issuance. The Bonds shall mature on December 1 of each of the years and in the amounts set forth below. The Bonds shall bear interest at the rates per annum set forth below, payable on June 1 and December 1 of each year, commencing December 1, 2004. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board.

Year of
Maturity

Principal
Amount

Interest
Rate

2005	\$ 890,000	2.00 %
2006	905,000	2.00
2007	925,000	2.50
2008	950,000	3.00
2009	975,000	3.00
2010	1,005,000	5.00
2011	1,055,000	5.00
2012	1,110,000	5.00
2013	1,165,000	5.00
2015	2,505,000	5.00
2016	1,350,000	5.00
2017	1,415,000	5.00
2024	11,960,000	4.625
2029	11,150,000	4.50

The Bonds described in Section 2(B) (the "Term Bonds") shall be subject to mandatory redemption by lot on December 1 of each of the years and in the amounts specified in Section 2(B), and in the manner specified in Section 2(B).

The schedule of maturities and mandatory redemptions, if any, is found to be such that the amount of annual debt service payments is reasonable in accordance with prudent municipal utility practices.

Section 1(B). Pledge of Revenues; Passenger Facility Charges as Revenues. The Bonds, together with interest thereon, shall be payable only out of the Airport Revenue Bond Special Redemption Fund provided for in the General Resolution (the "Special Redemption Fund"), and shall be a valid claim of the owners thereof only against the Special Redemption Fund and the revenues pledged to such Fund, on a parity with the pledge granted to the owners of the Outstanding Bonds, and sufficient Revenues are pledged to the Special Redemption Fund, and shall be used for no other purpose than to pay the principal of and interest on the Outstanding Bonds and the Bonds as the same fall due.

Passenger Facility Charge revenues ("PFC Revenues") are included in the Revenues pledged to payment of the Bonds, and shall be deposited in the Special Redemption Fund, to the extent that the Projects are approved for funding by PFC Revenues.

Section 2(A). Optional Redemption. Bonds maturing in the year 2015 and thereafter shall be subject to redemption prior to maturity at the option of the County as a whole or from time to time in part on December 1, 2014 or on any date thereafter from maturities selected by the County and within any maturity by lot at the redemption price of par, together with interest to but not including the date fixed for redemption.

Section 2(B). Mandatory Redemption of Term Bonds. The Bonds maturing on December 1 of each of the following years are Term Bonds:

Year(s)

2015
2024
2029

The Term Bonds shall be subject to mandatory redemption on December 1 of each of the years and in the amounts set forth below at the price of par plus accrued interest.

For Term Bonds Maturing in the Year 2015

<u>Year</u>	<u>Amount</u>
2014	\$1,220,000
2015 (maturity)	1,285,000

For Term Bonds Maturing in the Year 2024

<u>Year</u>	<u>Amount</u>
2018	\$1,485,000
2019	1,555,000
2020	1,625,000
2021	1,700,000
2022	1,780,000
2023	1,865,000
2024 (maturity)	1,950,000

For Term Bonds Maturing in the Year 2029

<u>Year</u>	<u>Amount</u>
2025	\$2,040,000
2026	2,130,000
2027	2,225,000
2028	\$2,325,000
2029 (maturity)	2,430,000

The Term Bonds to be so redeemed in each such year shall be selected by lot from among the Term Bonds then outstanding. Notice of each such redemption shall be given in the manner and at the times specified in the bond form established in Section 3 hereof.

Upon any redemption of Term Bonds (other than as part of the mandatory redemption requirement set forth above) or purchase in lieu thereof, the principal amount of the respective Term Bonds so redeemed or purchased shall be credited against the mandatory redemption installments established for the respective Term Bond so redeemed or purchased in such manner

as the County shall direct.

Section 3. Form of Bonds. The Bonds shall be in substantially the form set forth in the General Resolution.

Section 4. Definitions. Unless otherwise provided, all capitalized terms used in this Supplemental Resolution shall have the meaning given them in the General Resolution.

Section 5. Sale of Bonds. The County shall sell and deliver the Bonds to UBS Financial Services, Inc., as representative of the underwriters, for the purchase price set forth in the Bond Purchase Agreement attached hereto as Exhibit A and incorporated herein by this reference. The Bond Purchase Agreement is hereby approved, and the Chairperson and County Clerk are authorized and directed to execute the same. The officers of the County are authorized and directed to do any and all acts necessary to conclude delivery of the Bonds to said purchaser, upon receipt of the purchase price, as soon after adoption of this Supplemental Resolution as is convenient.

Section 6. Application of Bond Proceeds; Funding of Coverage Fund.

(a) All accrued interest received from the sale of the Bonds shall be deposited into the Special Redemption Fund. Proceeds of the Bonds (in an amount not to exceed 10% of the Principal Amount of the Bonds) and Revenues of the Airport System in an amount necessary to make the amount on deposit in the Reserve Account equal to the Reserve Requirement shall be deposited in the Reserve Account. Proceeds of the Bonds (in an amount not to exceed 2% of the proceeds of the Bonds) and Revenues of the Airport System shall be used to pay the expenses incurred in authorizing, issuing and delivering the Bonds. The capitalized interest on the Bonds (if any) shall be deposited in the Capitalized Interest Account held by the Trustee. The balance of the proceeds of the Bonds shall be deposited by the County Treasurer in the Construction Fund.

(b) Upon the issuance of the Bonds, the County shall deposit in the Coverage Fund, from Revenues of the Airport System, an amount necessary to make the amount on deposit in the Coverage Fund equal to the Coverage Fund Requirement.

Section 7. Amendment to Resolution. After the issuance of any of the Bonds, no change or alteration of any kind in the provisions of this Resolution may be made until all of the Bonds have been paid in full as to both principal and interest, or discharged as herein provided, except:

(a) The County may, from time to time, amend this Resolution without the consent of any of the owners of the Bonds, but only to cure any ambiguity, administrative conflict, formal defect, or omission or procedural inconsistency of this Resolution; and

(b) This Resolution may be amended, in any respect, with the written consent of the owners of Bonds with an aggregate principal amount in excess of fifty percent (50%) in principal amount of the Bonds then outstanding, exclusive of Bonds held by the County; provided, however, that no amendment shall permit any change in the pledge of Revenues derived from

the System, or in the maturity of any Bond issued hereunder, or a reduction in the rate of interest on any Bond, or in the amount of the principal obligation thereof, or in the amount of the redemption premium payable in the case of redemption thereof, or change the terms upon which the Bonds may be redeemed or make any other modification in the terms of the payment of such principal or interest without the written consent of the owner of each such Bond to which the change is applicable.

Section 8. Arbitrage. The proceeds of the Bonds shall be used solely for the purpose for which they are issued but may be temporarily invested until needed as provided in the General Resolution. No such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations of the Commissioner of Internal Revenue thereunder.

An officer of the County, charged with the responsibility for issuing the Bonds, shall, on the basis of the facts, estimates and circumstances in existence on the date of closing, make such certifications as are necessary to permit the conclusion that the Bonds are not "arbitrage bonds" under Section 148 of the Code or the Regulations of the Commissioner of Internal Revenue thereunder.

Section 9. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York, the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 10. Trustee. The County hereby appoints and will enter into a contract with U.S. Bank National Association, Milwaukee, Wisconsin (the "Trustee"), the Trustee under the General Resolution, to serve as its fiscal agent with respect to the Bonds pursuant to Wis. Stats. Sec. 67.10(2), which contract shall be in substantially the form attached hereto as Exhibit B. The Chairperson of the County Board and County Clerk are hereby authorized to enter into such contract on the County's behalf. Such contract may provide among other things, for the performance by the Trustee of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the Bonds.

Section 11. Compliance with Federal Tax Laws. The County represents and covenants that it will comply with the provisions of the Code (including restrictions on the ownership, management, leasing and use of the property financed by the Bonds, the purposes for which Bond proceeds can be used, limitations on the investment of Bond proceeds and the payment of any required rebates or penalties to the United States) to the extent necessary to maintain the tax-exempt status of the interest on the Bonds. The County also represents and covenants that it will not use or permit the facilities financed by the Bonds to be used in a manner which would cause such facilities not to be a facility described in Section 142(a)(1) of the Code. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds, provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of Wisconsin, and to the extent that there is a reasonable period of time in which to comply.

Section 12. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data annually and timely notices of the occurrence of certain events in accordance with the Rule. This Undertaking shall be enforceable by the holders of the Bonds or by the original purchaser of the Bonds on behalf of such holders (provided that the holders' and purchaser's right to enforce the provisions of this Undertaking shall be limited to a right to obtain specific performance of the obligations hereunder and any failure by the County to comply with the provision of this Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 13. Public Approval. This resolution is intended to constitute public approval (within the meaning of Section 147(f) of the Code) of the issuance of the Bonds.

Section 14. Bond Insurance. The County will obtain municipal bond insurance with respect to the Bonds from Ambac Assurance Corporation ("Ambac Assurance" or the "Bond Insurer"), which will issue the Financial Guaranty Insurance Policy with respect to the Bonds. The officers of the County are hereby authorized to take any and all actions necessary to procure such insurance. Appropriate reference to the Financial Guaranty Insurance Policy shall be made in the form of Bond. In connection with the Financial Guaranty Insurance Policy, the County agrees that:

(a) Definitions. In this Section, "Financial Guaranty Insurance Policy" means the financial guaranty insurance policy issued by the Bond Insurer insuring the payment when due of principal of and interest on the Bonds, and "Bond Insurer" or "Ambac Assurance" means Ambac Assurance Corporation, a Wisconsin-domiciled stock insurance company, or any successor thereto.

(b) Permitted Investments. "Permitted Investments" as that term is used in the General Resolution shall consist of only the obligations which are included in the definition of that term in Section 1.1 of the General Resolution and which are also included on Exhibit C hereto.

(c) Consent Provisions.

(1) Any provision of this Supplemental Resolution expressly recognizing or

granting rights in or to Ambac Assurance may not be amended in any manner which affects the rights of Ambac Assurance hereunder without the prior written consent of Ambac Assurance. Ambac Assurance reserves the right to charge the County a fee for any consent or amendment to the Supplemental Resolution while the Financial Guaranty Insurance Policy is outstanding.

(2) Unless otherwise provided in this Section, Ambac Assurance's consent shall be required in addition to consent of the owners of the Bonds, when required, for the following purposes: (i) execution and delivery of any amendment, supplement or change to or modification of the General Resolution or this Supplemental Resolution (other than Supplemental Resolutions authorizing the issuance of additional Series of Bonds in accordance with Section 2.2 of the General Resolution); (ii) removal of the Trustee and selection and appointment of any successor trustee or paying agent; and (iii) initiation or approval of any action not described in (i) or (ii) above which requires consent of the owners of the Bonds.

(3) Any reorganization or liquidation plan with respect to the County must be acceptable to Ambac Assurance. In the event of any reorganization or liquidation, Ambac Assurance shall have the right to vote on behalf of all Bondowners who hold Ambac Assurance-insured Bonds absent a default by Ambac Assurance under the applicable Financial Guaranty Insurance Policy insuring such Bonds.

(4) Anything in this Supplemental Resolution to the contrary notwithstanding, upon the occurrence and continuance of an event of default with respect to the Bonds, Ambac Assurance shall be entitled to control and direct the enforcement of all rights and remedies granted to the owners of the Bonds or the Trustee for the benefit of the owners of the Bonds under the General Resolution or this Supplemental Resolution, to the extent the owners of the Bonds issued pursuant to this Supplemental Resolution could exercise such rights.

(d) Notice to the Bond Insurer. The following notices shall be provided to Ambac Assurance:

(1) Notices to be sent to the attention of the SURVEILLANCE DEPARTMENT:

A. While the Financial Guaranty Insurance Policy is in effect, the County shall furnish to Ambac Assurance, upon request, the following:

(a) a copy of any financial statement, audit and/or annual report of the County

(b) such additional information it may reasonably request.

Upon request, such information shall be delivered at the County's expense to the attention of the Surveillance Department, unless otherwise indicated.

B. A copy of any notice to be given to the registered owners of the Bonds, including, without limitation, notice of any redemption of or defeasance of Bonds, and any certificates rendered pursuant to the General Resolution or this Supplemental Resolution relating to the security for the Bonds.

(2) Notices to be sent to the attention of the GENERAL COUNSEL OFFICE:

A. The County shall notify Ambac Assurance of any failure of the County to provide relevant notices or certificates under the General Resolution or this Supplemental Resolution.

B. Notwithstanding any other provision of the General Resolution or this Supplemental Resolution, the County shall immediately notify Ambac Assurance if at any time there are insufficient moneys to make any payments of principal and/or interest as required and immediately upon the occurrence of any event of default hereunder.

(3) Other Information to be given to Ambac Assurance:

The County will permit Ambac Assurance to discuss the affairs, finances and accounts of the County or any information Ambac Assurance may reasonably request regarding the security for the Bonds with appropriate officers of the County. The County will permit Ambac Assurance to have access to the Projects and have access to and to make copies of all books and records relating to the Bonds at any reasonable time.

(e) Defeasance of the Bonds. Notwithstanding anything herein to the contrary, in the event that the principal and/or interest due on the Bonds shall be paid by Ambac Assurance pursuant to the Financial Guaranty Insurance Policy, the Bonds shall remain Outstanding for all purposes, not be defeased or otherwise satisfied and not be considered paid by the Bonds and the pledge of the Revenues and all covenants, agreements and other obligations of the County to the registered owners of the Bonds issued pursuant to this Supplemental Resolution shall continue to exist and shall run to the benefit of Ambac Assurance, and Ambac Assurance shall be subrogated to the rights of such registered owners.

(f) Bond Insurer as Third Party Beneficiary. To the extent that this Supplemental Resolution confers upon or gives or grants to Ambac Assurance any right, remedy or claim under or by reason of this Supplemental Resolution, Ambac Assurance is hereby explicitly recognized as being a third-party beneficiary hereunder and may enforce any such right, remedy or claim conferred, given or granted hereunder.

(g) Parties Interested Herein. Nothing in this Supplemental Resolution expressed or implied is intended or shall be construed to confer upon, or to give or grant to, any person or entity, other than the County, the Trustee, Ambac Assurance, and the registered owners of the Bonds, any right, remedy or claim under or by reason of this Supplemental Resolution or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Supplemental Resolution contained by and on behalf of the County, shall be

for the sole and exclusive benefit of the County, the Trustee, Ambac Assurance and the registered owners of the Bonds.

Section 15. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds.

Section 16. Conflicting Ordinances or Resolutions. All ordinances, resolutions (other than the General Resolution and the Supplemental Resolutions authorizing the 2000 Bonds and 2003 Bonds) or orders, or parts thereof heretofore enacted, adopted or entered, in conflict with the provisions of this Resolution, are hereby repealed and this Resolution shall be in effect from and after its passage. In case of any conflict between this Resolution and the General Resolution, the General Resolution shall control.

BE IT FURTHER RESOLVED that the County Clerk is directed to send certified copies of this resolution to the County's bond counsel, Quarles & Brady LLP, 411 East Wisconsin Avenue, Milwaukee, Wisconsin 53202-4497, Attention: Brian G. Lanser and Butler Rodgers & Johnson LLC, 225 East Michigan Avenue, 4th Floor, Milwaukee, Wisconsin 53201, Attention: Marcus Johnson.

The foregoing report correctly states the action taken by the said committee at meetings held March 11, March 18, and April 1, 2004.

RICHARD D. NYKLEWICZ, JR.
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 1, 4, 7 and 17.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:** Mayo — 1.

Thereupon, Supervisor Nyklewicz **SUBMITTED the following amendment to Item 1, File No. 04-155:**

ADD the following WHEREAS clauses beginning on Line 84:

“WHEREAS, it is anticipated that there may be an additional outstanding unamortized contribution variance for 2004 due to the recalculation of the actual pension contribution based on the five-year rather than the 30-year amortization period; and

WHEREAS, the State Trust Fund Loan Program would allow Milwaukee County to borrow up to \$22 million, or \$3,372,988 more than originally considered; and

WHEREAS, if the County did borrow the additional \$3,372,988 to cover the anticipated unamortized contribution and variance for 2004, an additional \$277,089 in savings is estimated, for a total savings of \$1,267,446; and”

ADD the following BE IT FURTHER RESOLVED clause on Line 97:

“BE IT FURTHER RESOLVED, the County Board of Supervisors hereby authorizes the Department of Administrative Services to borrow up to \$22 million from the State Trust Fund Loan Program; \$18,627,012 for funding prior contribution variances for 2001, 2002 and 2003, and \$3,372,988 for the anticipated contribution variance for 2004; and”

AMEND the BE IT FURTHER RESOLVED clause beginning on Line 98 as follows:

“BE IT FURTHER RESOLVED, that the loan would be for a period of five years at an interest rate of six percent with an estimated savings of \$990,356, or \$1,267,446 if an additional \$3,372,988 is borrowed to cover the anticipated contribution variance for 2004, over the life of the loan; and”

Supervisor Aldrich moved lay over of **item 1** until later in the meeting.

Later, **the foregoing amendment WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Clark, Coggs-Jones, Diliberti, Endries, Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White, Zielinski and the Chairman – 20. **NOES:** Borkowski, De Bruin, Johnson, T., Mayo and Weishan — 5.

Thereupon, **Item 1, as amended, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Broderick, Cesarz, Clark, Coggs-Jones, Diliberti, Endries, Johnson, W., Krug, Lutzka, McCue, Nyklewicz, Quindel, Schmitt, White, Zielinski and the Chairman – 19. **NOES:** Borkowski, De Bruin, Johnson, T., Mayo, McDonald and Weishan — 6.

Supervisor Cesarz moved lay over of **item 4** until later in the meeting.

Later, **Item 4 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, De Bruin, Diliberti, Endries, Johnson, T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski and the Chairman – 21. **NOES:** Clark, Coggs-Jones, Johnson, W. and White — 4.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 17 WAS ADOPTED** by the following vote:

AYES: Agnos, Borkowski, Broderick, Cesarz, Clark, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 22. **NOES** — 0. **EXCUSED:** Aldrich, Bailey and Coggs-Jones – 3.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 10 items:

File No. 04-114
(Journal, March 18, 2004)

(Item No. 1) From Director, Office for Persons with Disabilities, requesting authorization to submit a proposal to the City of Wauwatosa for Community Block Grant funding for capital improvements to the Wil-O-Way Underwood facility, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission) has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote independence in handicapped and disabled persons; and

WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county board of the needs of handicapped and disabled persons within the county and the status of existing services designed to meet those needs, and shall recommend any new programs and services required to meet such needs;" and

WHEREAS, the Wil-O-Way program at Underwood operates year round afternoon, evening and weekend programs and annually sponsors a six week summer camp for persons with disabilities; and

WHEREAS, over 400 citizens including children and adults with a variety of disabilities are served by programming at Wil-O-Way which is not readily available throughout the community; and

WHEREAS, the Wil-O-Way Underwood facility is leased by Goodwill Industries for its senior day care program and is rented by other disability related organizations and the general public for functions; and

WHEREAS, the building was constructed in 1978 and is in need of air conditioning, more efficient windows and updating for safety and code compliance purposes; now therefore,

BE IT RESOLVED that the County Board of Supervisors does hereby authorize and direct the Director, Office for Persons with Disabilities, to submit a grant proposal in the amount of \$150,000 to the City of Wauwatosa for Community Block Grant funding from 2003 & 2004 appropriations; and

BE IT FURTHER RESOLVED that should the Office be successful with its grant proposal, the County Board of Supervisors authorizes the Director of the Office for Persons with Disabilities to accept the Community Block Grant funding to be used as indicated above.

**File No. 04-115
(Journal, March 18, 2004)**

(Item No. 2) From Director, Office for Persons with Disabilities, requesting authorization to submit a proposal to the Private Industry Council for 26 summer youth positions to work at the Wil-O-Way park summer camps and 6 year round positions to work with the Wil-O-Way evening and weekend programs, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission) has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote independence in handicapped and disabled persons; and

WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county board of the needs of handicapped and disabled persons within the county and the status of existing services designed to meet those needs, and shall recommend any new programs and services required to meet such needs;" and

WHEREAS, the Wil-O-Way program at Underwood and Grant Parks operates year round afternoon, evening and weekend programs and annually sponsors a six week summer camp for persons with disabilities; and

WHEREAS, over 400 citizens including children and adults with a variety of disabilities are served by programming at Wil-O-Way which is not readily available throughout the community; and

WHEREAS, the participants and campers have varying and multiple needs requiring high levels of staffing to assure their safety, comfort and quality of experience; and

WHEREAS, the Private Industry Council serves Milwaukee County's disadvantaged youth by funding and coordinating quality job learning and job readiness opportunities in businesses and organizations; now therefore,

BE IT RESOLVED that the County Board of Supervisors does hereby authorize and direct the Director, Office for Persons with Disabilities, to submit a grant proposal to the Private Industry Council for 26 summer youth positions and 6 (six) year round positions to work at the Wil-O-Way park facilities and at Wil O Way sponsored off site locations; and

BE IT FURTHER RESOLVED that should the Office be successful with its grant proposal, the County Board of Supervisors authorizes the Director of the Office for Persons with Disabilities to accept the 26 summer youth positions and six (6) year round positions to be used as indicated above.

**File No. 04-116
(Journal, March 18, 2004)**

(Item No. 3) From Director, Office for Persons with Disabilities, requesting authorization to submit to and if awarded accept a grant from the Wisconsin ADA Partnership to educate voters with disabilities, promote their voting participation, and work with Milwaukee County municipal clerks to assure their polling locations are accessible, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission) has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote independence in handicapped and disabled persons; and

WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county board of the needs of handicapped and disabled persons within the county and the status of existing services designed to meet those needs, and shall recommend any new programs and services required to meet such needs;" and

WHEREAS, the Wisconsin ADA Partnership is offering a grant of \$2,000 to promote ADA related activities; and

WHEREAS, the Commission is prepared to submit a proposal to the Wisconsin ADA Partnership to educate voters with disabilities, promote their voting participation, and work with Milwaukee County municipal clerks to assure their polling locations are accessible; and

WHEREAS, the Commission has reviewed this request and recommends that the County Board of Supervisors support the submittal of the proposal and if awarded, support the acceptance of the grant; now therefore,

BE IT RESOLVED that the County Board of Supervisors does hereby authorize and direct the Director, Office for Persons with Disabilities, to submit a grant proposal for \$2,000 to the Wisconsin ADA Partnership for the activities mentioned herein and if awarded the grant to accept the grant funds.

**File No. 04-119
(Journal, March 18, 2004)**

(Item No. 4) From the Director, Department on Aging, requesting authorization to execute a Professional Services Contract totaling \$65,000 with Robert Pietrykowski to provide Project Coordinator services for the period January 1 through December 31, 2004, under the Prevention Projects based in Family Care Resource Centers initiative funded through an amendment to the Milwaukee County Department on Aging's 2004 Family Care Resource Center contract with the Wisconsin Department of Health and Family Services, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) has engaged in a comprehensive effort to redesign Wisconsin's Long Term Support services for older adults and persons with disabilities; and

WHEREAS, the result of this process is a program initiative called Family Care; and

WHEREAS, the State legislature has authorized Family Care in several Wisconsin counties, including Milwaukee County, in the biennial budget; and

WHEREAS, a major purpose of Family Care is to divert persons requiring long term care from expensive publicly funded nursing homes to more appropriate community-based forms of care; and

WHEREAS, one component of Family Care enables counties to serve as Aging and/or Disability Resource Centers; and

WHEREAS, the Milwaukee County Board of Supervisors authorized the Department on Aging to participate as the Aging Resource Center of Milwaukee County since 2000, with the 2004 reauthorization occurring under File No. 03-600; and

WHEREAS, the Wisconsin Department of Health and Family Services sought proposals for prevention projects from designated Family Care Aging and/or Disability Resource Centers, including Milwaukee County Department on Aging, to demonstrate the benefits of investing in prevention through a Resource Center and documenting outcomes for consumers and the service system; and

WHEREAS, the Department, continuing its successful partnership with the University of Wisconsin – Milwaukee College of Health Sciences on prior Wellness and Prevention awards [File No. 00-280 and File No. 02-109], submitted a proposal entitled *Community Based Wellness in Aging Resource Centers: Building Bridges for Cultural Connections* with emphasis on increasing physical activity among specific populations of minority elders, including African American, Asian, Hispanic or Latino, and Native American; and

WHEREAS, the Department's 2004 Resource Center contract [File No. 03-600] will be amended to include \$249,526 for the prevention project; and

WHEREAS, Professional Services contracts will be awarded in 2004 to several UWM staff and other community partners in the *Community Based Wellness in Aging Resource Centers: Building Bridges for Cultural Connections* initiative; and

WHEREAS, one of the 2004 Professional Service contracts exceeds \$50,000 and requires County Board authorization; and

WHEREAS, Robert Pietrykowski, subject to County Board authorization, will be awarded a Professional Services contract totaling \$65,000 to provide project coordination services in 2004, including (1) coordinating meetings and activities of the wellness in aging work group, (2) coordinating implementation of partnership observation studies and focus groups at five senior centers (3) coordinating partnership meetings to evaluate progress and helping to facilitate were any program adjustments need to be made; and

WHEREAS, Mr. Pietrykowski has extensive experience in (1) assisting non-profit and other organizations in collaborations and partnerships, (2) strengthening leadership skills, (3) and resolving differences among diverse parties; and

WHEREAS, the proposed Professional Services contract with Mr. Pietrykowski includes provisions requiring that 17% of the award be subcontracted to a DBE certified vendor under Milwaukee County's Community Business Development Partners program (formerly Disadvantaged Business Development); and

WHEREAS, a certified vendor has been identified for this purpose; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is authorized to execute a Professional Services contract totaling \$65,000 with Robert Pietrykowski to provide Project Coordinator services, for the period January 1, through December 31, 2004, under the Prevention Projects Based in Family Care Resource Centers initiative and funded through an amendment to the Milwaukee County Department on Aging's Family Care Resource Center contract with the Wisconsin Department of Health and Family Services [File No. 03-600].

**File No. 04-118
(Journal, March 18, 2004)**

(Item No. 5) From the Director, Department on Aging, requesting authorization to execute 2004 program and service contracts for the period February 1, 2004 through January 31, 2005, as set forth in year one of Milwaukee County's Connecting Caring Communities grant proposal, and funded through (1) year one of a four-year \$750,000 award from the Robert Wood Johnson Foundation's Community Partnerships for Older Adults Initiative and (2) year one of a combined four-year \$360,000 commitment from the Helen Bader Foundation (\$120,000), the Faye McBeath Foundation (\$120,000), and the Greater Milwaukee Foundation (\$120,000), by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) has engaged in a comprehensive effort to redesign Wisconsin's Long Term Support services for older adults and persons with disabilities; and

WHEREAS, the result of this process is a program initiative called Family Care; and

WHEREAS, the State legislature has authorized Family Care in several Wisconsin counties, including Milwaukee County, in the biennial budget; and

WHEREAS, a major purpose of Family Care is to divert persons requiring long term care from expensive publicly funded nursing homes to more appropriate community-based forms of care; and

WHEREAS, one component of Family Care enables counties to serve as Aging and/or Disability Resource Centers; and

WHEREAS, the Milwaukee County Board of Supervisors authorized the Department on Aging to participate as the Aging Resource Center of Milwaukee County since 2000, with the 2004 reauthorization occurring under File No. 03-600; and

WHEREAS, the Wisconsin Department of Health and Family Services sought proposals for prevention projects from designated Family Care Aging and/or Disability Resource Centers, including Milwaukee County Department on Aging, to demonstrate the benefits of investing in prevention through a Resource Center and documenting outcomes for consumers and the service system; and

WHEREAS, the Department, continuing its successful partnership with the University of Wisconsin – Milwaukee College of Health Sciences on prior Wellness and Prevention awards [File No. 00-280 and File No. 02-109], submitted a proposal entitled *Community Based Wellness in Aging Resource Centers: Building Bridges for Cultural Connections* with emphasis on increasing physical activity among specific populations of minority elders, including African American, Asian, Hispanic or Latino, and Native American; and

WHEREAS, the Department's 2004 Resource Center contract [File No. 03-600] will be amended to include \$249,526 for the prevention project; and

WHEREAS, Professional Services contracts will be awarded in 2004 to several UWM staff and other community partners in the *Community Based Wellness in Aging Resource Centers: Building Bridges for Cultural Connections* initiative; and

WHEREAS, one of the 2004 Professional Service contracts exceeds \$50,000 and requires County Board authorization; and

WHEREAS, Robert Pietrykowski, subject to County Board authorization, will be awarded a Professional Services contract totaling \$65,000 to provide project coordination services in 2004, including (1) coordinating meetings and activities of the wellness in aging work group, (2) coordinating implementation of partnership observation studies and focus groups at five senior centers (3) coordinating partnership meetings to evaluate progress and helping to facilitate were any program adjustments need to be made; and

WHEREAS, Mr. Pietrykowski has extensive experience in (1) assisting non-profit and other organizations in collaborations and partnerships, (2) strengthening leadership skills, (3) and resolving differences among diverse parties; and

WHEREAS, the proposed Professional Services contract with Mr. Pietrykowski includes provisions requiring that 17% of the award be subcontracted to a DBE certified vendor under Milwaukee County's Community Business Development Partners program (formerly Disadvantaged Business Development); and

WHEREAS, a certified vendor has been identified for this purpose; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is authorized to execute a Professional Services contract totaling \$65,000 with Robert Pietrykowski to provide Project Coordinator services, for the period January 1, through December 31, 2004, under the Prevention Projects Based in Family Care Resource Centers initiative and funded through an amendment to the Milwaukee County Department on Aging's Family Care Resource Center contract with the Wisconsin Department of Health and Family Services [File No. 03-600].

**File No. 04-117
(Journal, March 18, 2004)**

(Item No. 6) From the Director, Department on Aging, requesting authorization to execute a Professional Services Contract totaling \$23,100 with Susan Kelley to provide Project Facilitator Services, for the period February 1, 2004 through January 31, 2005, under year one of the four-year Connecting Caring Communities award from Robert Wood Johnson and the four-year commitments from the Helen Bader Foundation, the Faye McBeath Foundation, and the Greater Milwaukee Foundation, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Robert Wood Johnson Foundation sought 4-year Implementation Grant proposals under the Community Partnerships for Older Adults initiative from thirteen (13) communities nation-wide, including Milwaukee County Department on Aging; and

WHEREAS, the Milwaukee County Board of Supervisors authorized the Department to submit an Implementation Grant proposal under File No. 03-409; and

WHEREAS, the Robert Wood Johnson Foundation awarded Implementation Grants to eight (8) communities nation-wide, including a 4-year \$750,000 award to Milwaukee County Department on Aging based on the Department's *Connecting Caring Communities* proposal; and

WHEREAS, three foundations – the Helen Bader Foundation, the Faye McBeath Foundation, and the Greater Milwaukee Foundation – each pledged \$120,000 in support of Milwaukee County's 4-year Implementation Grant proposal; and

WHEREAS, Milwaukee County's successful *Connecting Caring Communities* proposal includes a Project Facilitator to assist the Project Director (Stephanie Sue Stein, Director, Department on Aging) in managing the partnership infrastructure, including but not limited to (1) conducting meetings of the Core Leadership Group, (2) conducting meetings of the full Partnership, (3) providing technical assistance to individual workgroups and the Core Leadership Group, (4) evaluating project outcomes, and (5) producing written evaluation and project reports for use by the Partnership and/or submission to Robert Wood Johnson Foundation and local foundations; and

WHEREAS, the Department proposes awarding a Professional Services contract to Susan Kelley, MSW, for the period February 1, 2004 through January 31, 2005, and plans to extend that contract for years two, three and four of the four-year Robert Wood Johnson Foundation award for *Connecting Caring Communities*; and

WHEREAS, since during the four years of *Connecting Caring Communities*, the Professional Services contract with Ms. Kelley will exceed \$50,000 requiring review by the Committee on Health and Human Needs and approval by the County Board of Supervisors at that time, the Department has chosen to seek Committee and County Board approval from the outset of Ms. Kelley's four year commitment to this initiative; and

WHEREAS, Susan Kelley has extensive experience in consulting, grant writing, evaluating aging services and program outcomes, and facilitating discussions among diverse populations; and

WHEREAS, Ms. Kelley is a DBE certified vendor participating in Milwaukee County's Community Business Development Partners program (formerly known as the Disadvantaged Business Development division); now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to

execute a Professional Services contract totaling \$23,100 with Susan Kelley to provide Project Facilitator services, for the period February 1, 2004 through January 31, 2005, under year one of the four-year *Connecting Caring Communities* award from Robert Wood Johnson Foundation and year one of the four-year commitment from the Helen Bader Foundation, the Faye McBeath Foundation, and the Greater Milwaukee Foundation.

File No. 04-32(a)(c)
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairman, relative to Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services (DHFS), by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services (DHHS), to execute CY 2004 State/County Contract Addendum No. 04-39 entitled "Community Support Program Wait List" in the amount of \$93,910.

A RESOLUTION

WHEREAS, for the past three years, the State of Wisconsin has made funds available to counties for the purpose of assisting individuals that have a serious and persistent mental illness gain access to needed Community Support Program (CSP) services; and

WHEREAS, for calendar year 2004, the State is making available \$93,910 for this purpose, and the Director of the Department of Health and Human Services (DHHS) is requesting authorization to sign a contract addendum with the State in order to receive these funds; and

WHEREAS, Milwaukee County has been able to assist more than 20 persons with a serious and persistent mental illness access CSP services with these funds during each of the past two years, and would use the \$93,910 to maintain these individuals in CSP's through 2004; and

WHEREAS, the 2004 Adopted Budget for the Behavioral Health Division includes CSP Wait List funds from the State in the amount of \$93,910; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department of Health and Human Services, or her designee, to execute CY 2004 State/County Addendum No 04-39, entitled "Community Support Program (CSP) Wait List", in the amount of \$93,910 for the period of January 1, 2004 through December 31, 2004.

File No. 03-582(a)(a)
(Journal, December 18, 2003)

(Item No. 8) An adopted resolution directing the Director of DHHS, Behavioral Health Division, to present an updated fiscal and operational plan for the Behavioral Health Division for 2004 to the Committees on Finance and Audit and Health and Human Needs during the March 2004 committee cycle, by recommending adoption of a resolution receiving and placing on file a report from the Director, DHHS, dated 3/5/04, as concurred in by the Committee on Finance and Audit at its meeting on 3/11/04.

File No. 04-35(a)(b)
(Journal, December 18, 2003)

(Item No. 9) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Disabilities Service Division, by recommending adoption of a resolution authorizing the Director, DHHS, to execute amendments to the 2004 Purchase of Service contracts for Long-term Support Case Management with Curative Care Network, Kindcare, Inc., and Milwaukee Center for Independence, for the time period April 1 through December 31, 2004. Further, in order to provide flexibility for the Department in the event that it is faced with a significant number of unanticipated Human Service Worker retirements within the next four months, authorizing the Director, DHHS, to increase caseloads and corresponding contractual payments for the three vendors cited above provided that it does not exceed budgeted appropriations in its contractual services account.

A RESOLUTION

WHEREAS, per Section 46.09 of the County Code of General Ordinances, the Director, Department of Health and Human Services (DHHS), is seeking approval to amend purchase of service contracts in the Disabilities Services Division (DSD) to provide case management services to persons with physical and developmental disabilities participating in long-term support programs; and

WHEREAS, in formulating its 2004 budget, DSD initiated several strategies designed to maintain a high level of care for consumers with disabilities while adjusting to the impact of numerous projected staff retirements and also addressing fiscal constraints; and

WHEREAS, one such strategy was development of a plan to contract with community-based agencies to assume a portion of DSD's long-term support case management duties; and

WHEREAS, this plan – which was adopted by the County Board of Supervisors in November 2003 as part of the 2004 Adopted Budget – was projected to result in significant Personal Services savings and was seen as a critical mechanism that would provide for continuity of care in the face of uncertainty regarding pending retirements; and

WHEREAS, the plan calls for the abolishment of 10 Human Service Worker (HSW) positions on April 1, 2004 and an additional 15 HSW positions on August 1, 2004, and utilizes a portion of the savings that would accrue from these abolished positions to contract with community-based agencies for approximately 500 cases effective April 1 and an additional 750 cases effective August 1 (approximately one third of all long-term support cases served within the Division); and

WHEREAS, because of existing vacancies due to retirements, no lay-offs will occur as a result of the abolishments that will take effect on April 1, and the Division is optimistic that no lay-offs will be necessary to accommodate the August 1 abolishments in light of additional anticipated retirements; and

WHEREAS, the total case management budget for the contracted services under this initiative is \$886,875 in 2004, while fringe benefit and salary savings associated with the positions that are abolished are in excess of \$1 million; and

WHEREAS, subsequent to adoption of this initiative in the 2004 Budget, DSD established a detailed plan to facilitate the transition of 350 to 500 current DSD long-term support case management cases to community providers, including a comprehensive Request for Proposals (RFP) process that resulted in 24 proposals from 18 agencies; and

WHEREAS, subsequent to review by two program review panels and a fiscal review panel, DSD has recommended that Milwaukee Center for Independence and Kindcare Inc. be offered contracts to provide long-term support case management services to persons with developmental disabilities; and

WHEREAS, approximately 375 cases would be transitioned to those agencies beginning April 1, 2004 (125 to Kindcare and 250 to MCFI); and

WHEREAS, DSD also has recommended that Curative Care Network be offered a contract to provide long-term case management to persons with physical disabilities, and it is anticipated that 125 cases would be transitioned to Curative Care Network beginning April 1, 2004; and

WHEREAS, it is the Department's intention to come back to the Board in June or July with a request to authorize additional contract amendments to accommodate the additional 750 cases that will be managed by community providers subsequent to August 1, but in the meantime, should DSD face a significant shortage of HSW's prior to that time, DHHS has requested the flexibility to contract for more than the 500 cases cited above with the authorized vendors, provided that it stays within budgeted appropriations; now, therefore,

BE IT RESOLVED, that the Director, DHHS, or her designee, is hereby authorized to execute amendments to 2004 purchase of service contracts with Curative Care Network, Kindcare Inc., and Milwaukee Center for Independence, for the time period April 1 through December 31, 2004, in the following amounts:

1. Curative Care Network by \$120,938 from \$2,280,928 to \$2,401,866 (125 cases)
2. Kindcare, Inc. by \$120,938 from \$16,590 to \$137,528 (125 cases)
3. Milwaukee Center for Independence by \$241,875 from \$1,076,262 to \$1,318,137 (250 cases)

; and

BE IT FURTHER RESOLVED, that in order to provide flexibility for the Department in the event that it is faced with a significant number of unanticipated HSW retirements within the next four months, DHHS is hereby authorized to increase caseloads and corresponding contractual payments for the three vendors cited above provided that it does not exceed budgeted appropriations in its contractual services account.

File No. 04-107
(Journal, March 18, 2004)

(Item No. 10) A resolution by Supervisor Borkowski, authorizing and directing the Director of the Department of Parks and Public Infrastructure and the Director of the Department of Human Services to study the possibility of using certain county-owned buildings as emergency shelters for the homeless when existing homeless shelters are exceeding capacity, by recommending adoption of an amended resolution authorizing the Director of the Department of Parks and Public Infrastructure and the Director of the Department of Health and Human Services to study the possibility of using certain county-owned buildings as emergency shelters when existing homeless shelters are exceeding capacity and to consult with existing shelter providers regarding staffing and any other cost of opening these facilities and the source of funding that could be used for this purpose; and that the Department of Parks and Public Infrastructure and Department of Health and Human Services report back to the County Board in June of 2004.

The foregoing report correctly states the action taken by the said committee at a meeting held March 10, 2004.

ELIZABETH M. COGGS-JONES
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 7, 8 and 9.

Supervisors Aldrich, Bailey and Coggs-Jones noted as present.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 9 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES:** Mayo — 1.

By Supervisor T. Anthony Zielinski, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 4 items:

**File No. 04-593
(Journal, December 18, 2003)**

(Item No. 1) Report, referred back, recommending adoption of a substitute resolution/ordinance by Supervisor Diliberti to prohibit a person or persons with a personal financial interest in the approval or denial of a contract from being considered by a County department or with an agency funded and regulated by a County department, from making a campaign contribution to any elected County office who has approval authority during the contract's consideration, by recommending adoption of a resolution reaffirming the previous recommendation for adoption of the said resolution/ordinance.

**File No. 01-593
(Journal, September 28, 2001)**

(Item No. 2) From Attorney Lynne A. Layber, submitting a claim in behalf of Steven R. Tatro for injuries and damages allegedly sustained while performing recycling duties at the Milwaukee County House of Correction, by recommending adoption of a resolution approving a payment of \$15,000 as settlement in full of the subject claim as recommended by Corporation Counsel.

A RESOLUTION

WHEREAS, on March 28, 2001, Steven Tatro was an inmate at the Milwaukee County House of Correction, located at 8885 S. 68th Street, in Franklin, Wisconsin; and

WHEREAS, Steven Tatro was standing on a platform and staircase that was intended to bear the weight of persons carrying refuse upon it, and the structure collapsed, and he fell backwards on the ground and struck his head; and

WHEREAS, Steven Tatro has past medical expenses of \$2,946.56 as a result of injury to his neck, back, and hand, and future medical expenses for Epidural steroid injections estimated as \$2,000, plus cervical surgery costs estimated at \$50,000 by his treating physician; and

WHEREAS, Steven Tatro has a 15% permanent partial disability as of 12/20/01 based on three-level cervical spondylosis, with cervical syndrome and cervical radiculopathy; and

WHEREAS, Steven Tatro's surgery may actually increase the permanent partial disability rating from 15% to 30%; and

WHEREAS, negotiations between the County claims adjuster and the attorney for Steven Tatro have resulted in a tentative agreement to settle Steven Tatro's claim against the County for \$15,000 and Corporation Counsel recommends approval of the proposed settlement; now, therefore,

BE IT RESOLVED, that Wisconsin County Mutual Insurance Corporation is hereby authorized to pay Steven Tatro and his attorney, Lynne A. Layber, the sum of \$15,000 as settlement in full of Steven Tatro's claim arising out of the March 28, 2001 accident at the Milwaukee County House of Correction.

**File No. 04-121
(Journal, March 18, 2004)**

(Item No. 3) From Deputy Corporation Counsel, requesting approval of settlement of a claim, in the amount of \$12,149, to Mario Sheffa, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

A RESOLUTION

WHEREAS, on August 18, 2002, Milwaukee County employee Evon Veasley was driving a County pickup truck Eastbound in the 7200 block of West Villard Avenue when he suddenly braked and made a u-turn directly in front of a 2001 Chevrolet driven by Mario Sheffa and Mr. Sheffa was unable to avoid striking the County truck; and

WHEREAS, Mr. Sheffa was conveyed by ambulance from the scene to St. Michael's Hospital where he was treated for injuries arising out of the accident; and

WHEREAS, Mr. Sheffa received extensive medical treatment after the accident, the total cost for which is \$5,512.83 and the cost to repair Mr. Sheffa's Chevrolet is \$3,149; and

WHEREAS, negotiations between the County's insurance company and the attorney for Mr. Sheffa have resulted in a tentative agreement to pay Mario Sheffa \$9,000 for his bodily injury claim and \$3,149 for his property damage claim for a total of \$12,149 and Corporation Counsel recommends approval of said settlement; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on March 4, 2004, approved the recommended settlement (vote 4-0); now, therefore,

BE IT RESOLVED, that Wisconsin County Mutual Insurance Corporation is hereby authorized to pay Mario Sheffa and his attorney, Barry Cymerman, the sum of \$12,149 as settlement in full of all claims arising out of the August 18, 2002 motor vehicle accident.

**File No. 04-84
(Journal, February 5, 2004)**

(Item No. 4) From Attorney Robert L. Elliott, submitting a claim on behalf of Joan Kimmel, Randy J. Tylke, et. al., for injuries and damages allegedly sustained by all non-represented

employees of Milwaukee County for the 2004 pay raises which were rescinded with the adoption of the 2004 budget, by recommending adoption of a resolution disallowing the said claim.

A RESOLUTION

WHEREAS, Attorney Robert L. Elliot has submitted a claim to the County of Milwaukee on behalf of Joan Kimmel, Randy J. Tylke, et. al., for injuries and damages allegedly sustained by all non-represented employees for the 2004 pay raises which were rescinded with the adoption of the 2004 budget; and

WHEREAS, the Corporation Counsel has recommended disallowance of this claim and the Committee on Judiciary, Safety and General Services, at its meeting on March 4, 2004, concurred with the recommendation (vote 4-0); now, therefore,

BE IT RESOLVED, that the said claim submitted to the County of Milwaukee by Attorney Robert L. Elliott on behalf of Joan Kimmel, Randy Tylke, et. al., be in the same is hereby disallowed; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy of this resolution to Attorney Robert L. Elliott, and claimants, Joan Kimmel and Randy Tylke.

The foregoing report correctly states the action taken by the said committee at a meeting held March 4, 2004.

T. ANTHONY ZIELINSKI
Chairman

The question was on adoption.

Thereupon, **the foregoing report, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Mayo moved reconsideration of the report from the Committee on Judiciary, Safety and General Services.

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Clark, Coggs-Jones, Johnson, T., Johnson, W., Lutzka, Mayo, Schmitt, Weishan, White and the Chairman – 13. **NOES:** Aldrich, Broderick, Cesarz, Diliberti, Endries, Krug, McCue, McDonald, Nyklewicz, Quindel and Zielinski — 11. **EXCUSED:** De Bruin – 1.

The question was on adoption.

Supervisor De Bruin noted as present.

SEPARATE ACTION was requested on item 1 .

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor Sheila A. Aldrich, Chairman:

From the Committee on Parks, Energy and Environment reporting on 11 items:

File No. 04-137
(Journal, March 18, 2004)

(Item No. 1) A resolution by Supervisors Aldrich and Broderick, authorizing and directing the Public Art Committee to (1) modify its policies and procedures to include the duties and responsibilities currently vested in the Milwaukee County Design and Review Advisory Board and (2) establish policies and procedures concerning donations of artworks and memorials and (3) establish procedures of the deacquisition of artwork, by recommending adoption of an amended resolution.

File No. 04-131
(Journal, March 18, 2004)

(Item No. 2) From the Interim Director, University of Wisconsin Extension (UW-Extension), requesting authorization to execute a professional services contract for staffing of Milwaukee County UW-Extension, by recommending adoption of a resolution approving the said request.

File No. 04-134
(Journal, March 18, 2004)

(Item No. 3) From the Director, Milwaukee County Zoological Gardens, requesting approval to enter into an agreement with the Zoological Society of Milwaukee County for the renovation of the Feline Building, by recommending adoption of a resolution approving the said request.

File No. 04-133
(Journal, March 18, 2004)

(Item No. 4) From the Director, Milwaukee County Zoological Gardens, requesting approval to enter into an agreement with Oceans of Fun, Inc. to provide training consultation services to the Zoo Animal Department at a rate of \$60.00 per hour, not-to-exceed \$25,000; and in an amount not-to-exceed \$132,000 for the Marine Mammal Show, by recommending adoption of a resolution approving the said request.

**File No. 04-132
(Journal, March 18, 2004)**

(Item No. 5) From Acting Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a contract with Earth Tech to perform operation and maintenance at the Franklin Landfill and Doyne Park from April 1, 2004 through March 31, 2004, by recommending adoption of a resolution approving the said request.

**File No. 04-128
(Journal, March 18, 2004)**

(Item No. 6) From Director, Milwaukee County Park System, requesting authorization to submit and accept three Great Lakes Basin Program grant applications for soil erosion and sediment control, by recommending adoption of a resolution authorizing and directing the Superintendent of the Parks Division to submit three Great Lakes Basin grant applications and accept funding awards associated with those grant applications for the following projects: Sheridan Park Ravine Erosion Study; Menomonee River Streambank Stabilization; and Wehr Nature Center Drainage Channel Stabilization.

**File No. 04-129
(Journal, March 18, 2004)**

(Item No. 7) From Director, Milwaukee County Park System, requesting authorization to grant easements to and waive permit fees for the State of Wisconsin Department of Transportation for improvements to the Ryan Road (Highway 100) and the Oak Leaf Trail (North Shore) in the Oak Creek Parkway, by recommending adoption of a resolution approving the said request.

**File No. 03-547(a)(a)
(Journal, March 18, 2004)**

(Item No. 8) From Director, Milwaukee County Park System, requesting authorization for a one-year moratorium on the approved 2004 fee increase for Parks Agricultural Leases, and to change the 2004 distribution of the revenues from the leases and the conservation reserve program, by recommending adoption of a resolution approving the said request and directing a report back to the Parks Committee in July 2004 relative to recommendation(s) including the best use of this agricultural land and how the lost revenue will affect operations.

**File No. 04-126
(Journal, March 18, 2004)**

(Item No. 9) From Director, Milwaukee County Park System, requesting authorization to submit grant applications as identified in the report, with the understanding that Parks staff will work with Department of Administrative Services – Fiscal Affairs Division to develop a complete financing plan for presentation to the County Board in May, 2004, by recommending adoption of a resolution approving the said request.

**File No. 04-151
(Journal, March 18, 2004)**

(Item No. 10) From Director, Department of Administrative Services, Economic and Community Development Division, requesting authorization to enter into an Intergovernmental Cooperation Agreement (ICA) with the Milwaukee Metropolitan Sewerage District (MMSD) concerning construction of the Hart Park Project, formerly known as the Lower Wauwatosa/Hart Park Flood Management Project, by recommending adoption of a resolution providing the following: (A) authorizing and directing the Director of the Economic and Community Development Division, subject to Corporation Counsel approval, to enter into the ICA between Milwaukee County and MMSD concerning construction of the Hart Park Project dated February 27, 2004; (B) authorizing and directing the Director of the Economic and Community Development Division and the Superintendent of the Parks Division to explore possible alternatives for repair of the eroded Menomonee River bank across from Hart Park for possible inclusion in the ICA between Milwaukee County and MMSD concerning the land acquisitions and construction of the Milwaukee County Grounds floodwater management facility and report back their recommendations; and (C) that a portion of the revenues received from MMSD for the land acquisitions and construction of the flood management facility may be used for the riverbank project.

**File No. 04-26(a)(a)
(Journal, December 18, 2003)**

(Item No. 11) Reference file established by the County Board Chairman, relative to informational reports from the Parks Division, by recommending adoption of a resolution directing the Acting Director, Department of Parks and Public Infrastructure and Superintendent, Parks Division, to report back to the Committee on Parks, Energy and Environment at its May 2004 meeting on the specific operational goals of the Parks Division for the 2004 summer recreation season, priorities and staffing to achieve those goals and any criteria used to make these decision.

The foregoing report correctly states the action taken by the said committee at a meeting held March 9, 2004.

**SHEILA A. ALDRICH
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1, 4, 8 and 11.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by

the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Aldrich **SUBMITTED the following Amendment to Item 1, File No. 04-137:**

ADD the following WHEREAS clause on Line 53:

“WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 3, 2004, by a vote of 7-0, laid over the matter with direction to County Board staff to report back to the committee at its May meeting on: 1) the role of the Design and Review Advisory Board and 2) a clarification from Corporation Counsel and the County Risk Manager on the lines of authority and liability issues related to granting the Public Art Committee authority to accept art donations on behalf of Milwaukee County and assume responsibility for the deacquisition of artwork from the public collection; and”

ADD the following BE IT FURTHER RESOLVED clause on Line 62:

“BE IT FURTHER RESOLVED, that in developing such revised policies and procedures, the Public Art Committee is directed to work with Corporation Counsel and the County Risk Manager to clarify the lines of authority and liability issues related to granting authority to the Public Art Committee to assume the responsibilities on behalf of Milwaukee County; and”

AMEND the BE IT FURTHER RESOLVED clause as follows:

Delete the words “County Board” and insert the words “Committee on Transportation, Public Works and Transit and the Committee on Parks, Energy and Environment.”

Thereupon, **the foregoing amendment WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **the foregoing item, as amended, WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Mayo, Quindel, Schmitt, Weishan, White and the Chairman – 20. **NOES:** Lutzka, McCue, McDonald, Nyklewicz and Zielinski — 5.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 23. **NOES:** Krug and McDonald — 2.

Thereupon, **Item 11 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 9 items:

**File No. 04-146
(Journal, March 18, 2004)**

(Item No. 1) From Director, Economic and Community Development, recommending acceptance of an offer from Milwaukee Sewerage District to acquire easement rights on a portion of freeway land located on North Milwaukee Street south of East Clybourn Street for the construction and maintenance of an access shaft and deep tunnel for the Harbor Siphon Project in the City of Milwaukee, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division is responsible for leasing and managing freeway lands, subject to the approval of the Milwaukee County Board of Supervisors, Wisconsin Department of Transportation (WDOT) and the Federal Highway Administration (FHWA); and

WHEREAS, the Real Estate Section of the Economic and Community Development Division received an offering price letter from the Milwaukee Metropolitan Sewerage District (MMSD) to acquire easement rights for the Harbor Siphons Project on a portion of freeway land located on North Milwaukee Street south of East Clybourn Street currently used as a surface parking lot; and

WHEREAS, the following is a breakdown of the needed property interests and the offering prices:

Permanent Tunnel Easement	\$	-0-	
Permanent Sewer Easement	\$	34,000	
Temporary Construction Easement	\$	<u>350,300</u>	
		TOTAL	\$ 384,300

;and

WHEREAS, the Permanent Tunnel Easement is needed for construction of the deep tunnel (210 feet below the surface) and does not include any surface rights; and

WHEREAS, since this area is in the bedrock, it does not affect surface activities or the continued use of the land and therefore no compensation is offered; and

WHEREAS, the Permanent Sewer Easement is needed to provide access to the deep tunnel and this surface easement area will be needed after the construction to access the shaft for periodic maintenance and inspection of the deep tunnel; and

WHEREAS, the MMSD appraiser has determined a value of \$34,000 as fair compensation for this permanent easement, which was derived from comparable land sales in the area to establish the subject's land value and then applying a 10% loss in use of the land due to the easement; and

WHEREAS, after construction, the easement area will be available for parking and if MMSD requires access to the shaft that results in no parking in the easement area, it will pay for the lost parking spaces; and

WHEREAS, the Temporary Construction Easement is needed to provide a surface area for staging the construction of the shaft and tunnel; and

WHEREAS, the subject surface area is currently used as a parking lot and is leased by Central Parking Systems (CPS) under the standard five year Airspace Agreement with a monthly rental paid by CPS of \$11,201.33; and

WHEREAS, the lease expires on September 30, 2007; and

WHEREAS, the Temporary Construction Easement is required for a three-year period and MMSD has offered to pay Milwaukee County the current rental amount for the three years; and

WHEREAS, since the payment would be made in a lump sum at the beginning of the project construction, MMSD applied an annual 10% discount and the discounted amount is \$350,300 versus \$403,247.88 (\$11,201.33 X 36 months) that would have been received over the three-year lease period; and

WHEREAS, staff has reviewed the offer and appraisal submitted by MMSD and is of the opinion that the value estimate of the subject land is well supported but the 10% discount rate applied to the future rental revenue stream is high and the utility loss of the land due to the

permanent easement is low; and

WHEREAS, the market is more supportive of a four to six percent return on investment and therefore staff has requested that MMSD consider applying a five percent discount to the future rental revenue stream thereby increasing the MMSD payment to \$375,500; and

WHEREAS, although the permanent easement causes little reduction of the parking area of the land, there would be a larger loss of utility if the land were to be used for other purposes and staff has therefore requested that MMSD consider a reduction in the area needed for this easement; and

WHEREAS, after negotiations, MMSD proposes a 20% reduction in utility of the land and a reduced area encumbered by the easement, increasing the compensation of the permanent easement to \$45,400; and

WHEREAS, a summary of the revised compensation for the easement rights is as follows:

Permanent Tunnel Easement	\$ -0-
PERMANENT SEWER EASEMENT	\$ 45,400
Temporary Construction Easement	<u>\$ 375,500</u>
Total	\$ 420,900

; and

WHEREAS, during the occupancy of the subject parking lot by MMSD, any and all obligations under the existing Airspace Agreement between Milwaukee County and CPS Parking would be suspended and upon completion of the Harbor Siphons Project and providing the CPS Airspace Agreement has not expired, CPS shall reoccupy the subject lot and fulfill the obligations of the Airspace Agreement; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 3, 2004, recommended approval of the MMSD proposal subject to increasing the compensation for \$384,300 to \$420,900 and to suspend the obligations of CPS Parking under the current Airspace Lease during the time MMSD occupies the subject lot; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to execute the requested easements for that portion of freeway land located on N. Milwaukee Street south of E. Clybourn Street for construction and maintenance of an access shaft and deep tunnel for the Harbor Siphon Project subject to the approval of MMSD, WDOT and FHWA for the consideration of \$420,900 pursuant to the terms and conditions as outlined in this resolution.

**File No. 04-145
(Journal, March 18, 2004)**

(Item No. 2) From Deputy Director, Department of Public Works, requesting authorization to sign a Price Agreement Release for buses, by recommending adoption of a resolution authorizing the Deputy Director of Public Works to sign a Price Agreement Release in April 2004 with New Flyer of America, Inc. for 15 buses and one lot of spare parts, for delivery in early 2005, with the Milwaukee County Capital funding share provided in the year 2005 budget, as also concurred in by the Committee on Finance and Audit on 3/11/04.

A RESOLUTION

WHEREAS, the Milwaukee County Transit System (MCTS) owns 505 buses purchased since 1990 and the Federal Transit Administration (FTA) requires a minimum bus service life of 12 years or 500,000 miles and reimburses Milwaukee County a portion of the replacement cost of buses exceeding minimum life requirements; and

WHEREAS, MCTS is in the process of replacing 92 of its oldest buses built by Orion Bus Company and purchased in 1990-91; and

WHEREAS, the Milwaukee County Department of Parks and Public Infrastructure is securing FTA grants which will provide 83% reimbursement for these buses; and

WHEREAS, the Milwaukee County Procurement Division entered into a price agreement with New Flyer of America, Inc. for the purchase of up to 92 buses and spare parts; and

WHEREAS, a price guarantee of \$268,381 per bus and \$79,258 for a set of spare parts is established through June, 2006; and

WHEREAS, the first 30 buses of this procurement were delivered in early 2004; and

WHEREAS, the next order, to be placed through this resolution, provides for the delivery of 15 buses in early 2005; and

WHEREAS, a Price Agreement Release authorization is needed to allow for the purchase and delivery in early 2005 of 15 buses and one lot of spare parts; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 3, 2004, recommended approval of the authorization; and

WHEREAS, the Finance and Audit Committee, at its meeting on March 11, 2004, concurred in the recommendation of the TPWT Committee; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Deputy Director of Public Works to sign a Price Agreement Release in April, 2004 with New Flyer of America, Inc. for 15 buses and one lot of spare parts for delivery in early 2005; and

BE IT FURTHER RESOLVED, that Milwaukee County will provide the 17% local share funding commitment for the purchase of these buses in the 2005 County budget.

File No. 04-143
(Journal, March 18, 2004)

(Item No. 3) From Acting Director, Dept of Parks and Public Infrastructure, requesting authorization for the County to grant a permanent easement, at a Milwaukee County Park and Ride lot, to the City of Milwaukee for the construction, maintenance and operation of an 8" water main as part of the redevelopment of Northridge Mall, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the retail development known as Northridge Mall is undergoing significant redevelopment as Granville Station; and

WHEREAS, the County owns the Park and Ride lot located at 8450 W. Beatrice Court that services this development area; and

WHEREAS, additional water service to the development is needed; and

WHEREAS, the City of Milwaukee wishes to obtain a permanent easement for construction and maintenance activities of the water main connection through the Beatrice Court Park and Ride lot; and

WHEREAS, the City of Milwaukee has submitted a request for a 15.5 foot wide permanent easement to construct, operate and maintain water service through the Beatrice Court Park and Ride lot, which is contiguous with an existing City of Milwaukee sewer easement across the lot; and

WHEREAS, the City of Milwaukee will complete all work and restore any disturbed areas, per mutually agreed upon plans and specifications at no expense or assessment to the County; and

WHEREAS, the easement would be provided to the City of Milwaukee at a cost of one dollar (\$1.00), since it is within an existing sewer easement; and

WHEREAS, prior to execution, the Department of Parks and Public Infrastructure, Corporation Counsel and Risk Management will review and approve all documents as required; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 3, 2004, recommended approval of the easement; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby

authorize the appropriate County staff to prepare, review, approve and record all documents as required to execute the requested permanent easement to the City of Milwaukee for an 8" water main connection through the Park and Ride lot located at 8450 W. Beatrice Court; and

BE IT FURTHER RESOLVED, that the fee for this easement shall be set at one dollar (\$1.00).

**File No. 04-144
(Journal, March 18, 2004)**

(Item No. 4) From Managing Director, Milwaukee County Transit System (MCTS), recommending that MCTS staff work with B.I.D. #21 and the Loop Group to operate trolley service during the summer of 2004 and up to two additional summer seasons (2005 and 2006) assuming appropriate private funding commitments are fulfilled through B.I.D. #21, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, from 1997 through 1999, the Milwaukee County Transit System (MCTS), in conjunction with several neighborhood groups, offered a limited summer trolley service paid in part by a CMAQ (Congestion Mitigation and Air Quality) grant and private funds; and

WHEREAS, beginning in 2000, Milwaukee County received funds from a CMAQ grant to operate an expanded trolley service in downtown Milwaukee; and

WHEREAS, in April 2003, MCTS recommended eliminating trolley service after the grant funding expired in the fall of 2003 and to sell all 10 trolley vehicles at that time; and

WHEREAS, at the July 9, 2003 meeting of the Transportation, Public Works and Transit Committee, several representatives of downtown neighborhood organizations indicated they would attempt to raise private funds to continue a limited summer trolley service and MCTS was authorized to sell six trolleys and retain four trolleys for summer use, which provided additional time for these organizations to raise funds for the summer trolley service; and

WHEREAS, since July, 2003, MCTS staff has met with representatives of B.I.D. #21 and the Loop Group, which is comprised of downtown neighborhood organizations and the Greater Milwaukee Convention and Visitors Bureau; and

WHEREAS, the Executive Director, B.I.D. #21 has informed transit system staff that between the B.I.D. #21 and the Loop Group, \$120,000 has been raised to operate limited trolley service during the summer of 2004, and that all the organizations listed have made a three-year funding commitment; and

WHEREAS, the proposed trolley route would serve hotels and cultural attractions in downtown as well as Brady Street and the Third Ward and would operate at 20 minute intervals from Wednesday through Sunday commencing on May 26 through September 25, 2004 from 11

a.m. to 10 p.m. on Wednesdays and Thursdays; 11 a.m. to 12 a.m. on Fridays and Saturdays and 11 a.m. to 6 p.m. on Sundays, resulting in an operating cost of \$127,500; and

WHEREAS, a \$1.00 fare would be charged to adults along with a half-fare of 50 cents for senior citizens, children under 12 years of age and persons with disabilities, with the fare revenue to be used toward the cost of operating the trolley service; and

WHEREAS, MCTS staff has estimated that the \$9,000 to \$13,000 which could be received in revenue will make up the shortfall of \$7,500 in the amount raised by B.I.D. #21 and the Loop Group; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 3, 2004 recommended approval of the summer trolley service proposal; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize MCTS staff to work with B.I.D. #21 and the Loop Group to operate trolley service during the summer of 2004 and up to two additional summer seasons (2005 and 2006) assuming appropriate private funding commitments are fulfilled through B.I.D. #21 on a schedule as outlined in this resolution.

**File No. 04-142
(Journal, March 18, 2004)**

(Item No. 5) From the Deputy Director of Public Works, requesting authorization that the General Mitchell International Airport Deed Restriction for 5410 South Howell Avenue Site (Scott Air Charter) be signed, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, in 1998 one 10,000 gallon jet fuel underground storage tank which had been leased to Scott Air Charter, Inc. at 5410 South Howell Avenue was removed from GMIA property; and

WHEREAS, it was determined that one or more petroleum related discharges had occurred on this property; and

WHEREAS, Scott Air Charter, a Milwaukee County tenant, has been deemed to be the responsible party to remediate existing Diesel Range Organics discharges which have occurred on the property; and

WHEREAS, Scott Air Charter has restored the environment of the property to the extent practicable; and

WHEREAS, no further mitigation action is necessary at this time; and

WHEREAS, a deed restriction is required declaring that the Diesel Range Organics contamination is for practical purposes not a public health threat if access to the area is limited and may exist and remain until such time that the soil is disturbed or excavated; and

WHEREAS, Milwaukee County's General Mitchell International Airport has been contacted regarding the requirements of filing a deed restriction which include that at the time the soil is disturbed or excavated, the owner of the property shall be required to conduct an investigation of the degree and extent of the petroleum contamination, and to the extent that the contamination is found at that time, the Wisconsin Department of Natural Resources (DNR) shall be immediately notified and the contamination shall be properly treated or disposed of in accordance with applicable laws; and

WHEREAS, the DNR, or its successor, shall upon request, review and determine whether the deed restriction is no longer required and can be extinguished; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 3, 2004, recommended approval of the deed restriction; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Deputy Director of Public Works and the County Clerk to sign upon approval by the Corporation Counsel, the said deed restriction for the site at 5410 South Howell Avenue; and

BE IT FURTHER RESOLVED, that the County Board does hereby authorize the Director, Milwaukee County Department of Economic Development, Real Estate Division, to properly record the deed restriction for the property; and

BE IT FURTHER RESOLVED, that at such time it is determined by the Department of Commerce, or its successors, that the deed restriction is no longer required for the property, the Deputy Director of Public Works and the County Clerk or other appropriate County officials are hereby authorized to sign, after approval of the Corporation Counsel, a release instrument extinguishing the said deed restriction, which thereafter will be recorded with the County Register of Deeds.

**File No. 04-141
(Journal, March 18, 2004)**

(Item No. 6) From the Deputy Director of Public Works, requesting authorization to amend Airport Agreement NO. HP-1310 with Air Wisconsin Airlines Corporation at General Mitchell International Airport to reflect actual lease lines and rentals due, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, on August 22, 2001 Milwaukee County entered into Airport Agreement No. HP-1310 with Air Wisconsin Airlines Corporation for the lease of land on which to construct, operate and maintain an aircraft hangar and corporate office facility at GMIA; and

WHEREAS, the term was for a period of thirty-two (32) years, commencing on the date of Substantial Beneficial Occupancy of the facility which was later determined to be January 1, 2002; and

WHEREAS, at the time of the agreement signing, the agreement contained estimates regarding the location of the lease lines, the amount of land to be leased and the rentals due; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 3, 2004, concurred with Airport staff's recommendation to amend Airport Agreement No. HP-1310 between Milwaukee County and Air Wisconsin Airlines Inc. to include the actual lease lines and rentals due; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Deputy Director of Public Works and the County Clerk to amend Airport Agreement No. HP-1310 between Milwaukee County and Air Wisconsin Airlines Inc. to include the following:

1. The land under lease shall consist of 209,609 square feet of land and an additional 26,644 square feet of paved ramp.
2. Effective January 1, 2002, the rental for 209,609 square feet of land shall be at the rate of 20.03 cents per square foot per annum and rental for 26,644 square feet of paved ramp shall be at the rate of 8.7 cents per square foot per annum.
3. Effective July 1, 2002, the rental for 209,609 square feet of land shall be at the rate of 20.39 cents per square foot per annum and rental for 26,644 square feet of paved ramp shall be at the rate of 8.86 cents per square foot per annum.
4. Effective July 1, 2003, the rental for 209,609 square feet of land shall be at the rate of 20.66 cents per square foot per annum and rental for 26,644 square feet of paved ramp shall be at the rate of 8.98 cents per square foot per annum.
5. Air Wisconsin will grant ingress and egress across the Air Wisconsin leased premises to Wisconsin Bell Telephone Company (now SBC) for access to an equipment building located adjacent to the Air Wisconsin leased property.

File No. 04-140
(Journal, March 18, 2004)

(Item No. 7) From the Deputy Director of Public Works, requesting authorization to amend Milwaukee County Code of General Ordinances Section 4.31 to authorize the Airport Director to approve airline lease amendments which add or reduce space to ticket counters, gates, and operations areas, by recommending adoption of an ordinance amending Section 4.31 of the General Ordinances of Milwaukee County as recommended by the Deputy Director of Public Works.

AN ORDINANCE

To amend Chapter 4.31 of the General Ordinances of Milwaukee County, relating to authority, approval or action delegated to the airport director.

The County Board of Supervisors of the County of Milwaukee does hereby ordain as follows:

SECTION 1. Section 4.31 of the General Ordinances of Milwaukee County as amended to and including March 17, 2004, is hereby amended as follows:

4.31. [Authority, approval or action delegated to the airport director.]

- (a) In those instances in which action, authorization, or approval is required to be taken by the county through its board of supervisors, such authority, approval or action is hereby delegated to the airport director, as provided for in Section 4.01(4), for the following transactions:
- (1) Airline subleases under master airline lease agreement;
 - (2) Lease options which are included in the original base lease;
 - (3) Utility easements and utility permits;
 - (4) Rental of county-owned T-hangars, as provided for in Section 4.06(1)(c);
 - (5) Rights of first refusal involving the purchase of private hangars;
 - (6) Written month-to-month agreements of any type, not to exceed one (1) year;
 - (7) Written month-to-month extensions, not to exceed one (1) year;
 - (8) Supplements to agreement with federal governmental agencies;
 - (9) Lessee name changes only that do not alter the liability, responsibility

or financial obligation of the tenant in possession;

- (10) Amendments to airline lease agreements which add or reduce leased space for electronic ticketing machines;
- (11) Rental of county-owned ground space in the northeast hangar area for aircraft parking
- (12) Written agreements for issuance of permits for the placement of equipment on Airport premises
- (13) Amendments to signatory airline lease agreements which add or reduce leased space for various existing uses including, but not limited to, ticket counters, gates and operations areas.

SECTION 2. This ordinance shall become effective upon passage and publication.

**File No. 04-139
(Journal, March 18, 2004)**

(Item No. 8) From the Deputy Director of Public Works, requesting authorization to execute an appropriate document for the consent of Milwaukee County to the assignment of Volare Partner's interest in Airport Agreement No. HP-1174 from Volare Partners, LLC to Harley-Davidson Transportation Company, Inc., by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, on April 15, 1996, Milwaukee County entered into Airport Agreement No. HP-1174 with Sybron International Corporation and Leeson Electric Corporation, as tenants in common, for the lease of land at GMIA on which their hangar was located; and

WHEREAS, the agreement was for an initial term of ten (10) years with the Lessees having the right to renew the Agreement for two (2) additional terms of five (5) years; and

WHEREAS, on September 28, 2000, the County Board consented to the assignment of Leeson Electric Corporation's interest in Airport Agreement No. HP-1174 from Leeson Electric Corporation to Christopher L. Doerr and Daniel L. Doerr, effective September 29, 2000, and then to a Limited Liability Company (LLC) in which each of the Doerrs would have a 50% interest, now known as Volare Partners, LLC; and

WHEREAS, on February 15, 2001, the County Board consented to the assignment of Sybron International Corporation's interest in Airport Agreement No. HP-1174 to Harley-Davidson Transportation Co., Inc. due to the sale of Volare's interest in the hangar to Harley-Davidson; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on

March 3, 2004, concurred in Airport staff's recommendation that Milwaukee County consent to the assignment of Volare Partner, LLC's interest in Airport Agreement No. HP-1174 from Volare Partners, LLC to Harley-Davidson Transportation Co., Inc.; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Deputy Director of Public Works and the County Clerk to execute an appropriate document for the consent of Milwaukee County to the assignment of Volare Partners' interest in Airport Agreement No. HP-1174 from Volare Partners, LLC to Harley-Davidson Transportation Co., Inc.

**File No. 04-138
(Journal, March 18, 2004)**

(Item No. 9) From the Board of Directors, Creative Sharp Presentations, Inc. requesting approval to hang a large mural based on the theme of communities in the General Mitchell International Airport terminal for a minimum period of two years (expected to be installed by December 2004), by recommending adoption of a resolution approving the said request, as also recommended for approval by the Committee on Parks, Energy and Environment at its meeting on 3/9/04.

A RESOLUTION

WHEREAS, Creative SHARP Presentations Inc. is a nonprofit organization which uses visual art and art history to help teach Greater Milwaukee area children to read, write, research and present; and

WHEREAS, Creative SHARP focuses on underprivileged and at-risk students and makes its programs available to elementary schools at a minimal cost and includes public, private, Choice, charter and parochial schools; and

WHEREAS, Creative SHARP's artistic approach is aimed at improving literacy by enhancing the existing curricula and augmenting the traditional approach to teaching science, social studies and the language arts; and

WHEREAS, one of Creative SHARP's projects is the Communities Mural Project which is funded by WE Energies Corporation and involves an artist-in-residence program with third grade students who will work to create a mural which will reflect the multicultural and ethnic diversity of Milwaukee County as seen through the eyes of the student artists; and

WHEREAS, eight schools will be chosen to participate in the mural project with students working under the direction of four local professional artists to create portions of the mural; and

WHEREAS, officials from Creative SHARP and WE Energies Corporation have requested permission to display the finished mural at General Mitchell International Airport for a minimum of two years; and

WHEREAS, the finished mural would be ready to be installed at the Airport in December, 2004; and

WHEREAS, the Airport Director has expressed support for the project and has proposed that the finished mural be displayed near the entrance to the terminal in the north skywalk; and

WHEREAS, all costs related to this project will be paid by WE Energies with no cost to the Airport or Milwaukee County; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 3, 2004, recommended approval of a motion to authorize the Director of the Department of Parks and Public Infrastructure to enter into an agreement with Creative SHARP Presentations Inc. to accept the donation of the mural to be displayed at the Airport; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Department of Parks and Public Infrastructure to enter into an agreement with Creative SHARP Presentations Inc. to accept the donation of a mural to be created by third grade students from throughout Milwaukee County which will be displayed at General Mitchell International Airport for a period of two years.

The foregoing report correctly states the action taken by the said committee at a meeting held March 3, 2004.

JAMES G. WHITE
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 7 and 9.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 24. **NOES:** Zielinski — 1.

Supervisor McCue moved to lay over **Item 9** until later in the meeting.

Later, **Item 9 WAS ADOPTED** by the following vote.

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De

Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 5 items:

**File No. 03-191
(Journal, March 20, 2003)**

(Item No. 1) Resolution by Supervisors Diliberti and Aldrich, authorizing a \$15,000 grant from the Economic Development Fund to Layton Blvd., West Neighbors, Inc. for its neighborhood economic development five-year plan, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of March 20, 2003.

**File No. 04-136
(Journal, March 18, 2004)**

(Item No. 2) A resolution by Supervisor Krug, authorizing and directing the Director of Economic and Community Development to prepare an analysis on whether the Parks Administration Building should be sold for commercial use if the Parks Department were relocated to another site as part of the consolidation of the Department of Public Works and the Department of Parks, Recreation and Culture, by recommending adoption of the said resolution as amended to authorize and direct the Director of Economic and Community Development, in conjunction with the Department of Parks and Public Infrastructure and County Board staff, to prepare an analysis of whether the Parks Administration Building should be sold or leased for commercial use and if the new Parks Division should be relocated to another site as part of this consolidation, as also concurred in by the Committee on Parks, Energy and Environment at its meeting on 3/9/04.

AN AMENDED RESOLUTION

WHEREAS, on January 24, 2002, the Milwaukee County Board of Supervisors approved File No. 02-79, which directed the Department of Audit to conduct a review of the organizational structure of certain county departments; and

WHEREAS, the Department of Audit's Management Structure Review for the Department of Parks recommends that the Parks Department and Department of Public Works explore the consolidation of maintenance functions in order to achieve savings and greater efficiencies within the departments; and

WHEREAS, the Milwaukee County Board of Supervisors has approved consolidation of the Department of Parks, Recreation and Culture and the Department of Public Works as part of the 2004 Adopted Budget, in order to increase departmental efficiencies and save property tax levy by streamlining operations; and

WHEREAS, Milwaukee County has authorized the commercial development of approximately 60 acres of the County Grounds surrounding the Parks Administration Building, including the Eschweiler Buildings; and

WHEREAS, the Economic and Community Development Division, in cooperation with the City of Wauwatosa, is currently preparing plans to achieve the development of this site, which will be submitted to the County Board, and these plans should consider the possibility of including the Parks Administration Building as part of the commercial development; now, therefore,

BE IT RESOLVED, that the Director of Economic and Community Development, in conjunction with the Department of Parks and Public Infrastructure and County Board staff, is hereby authorized and directed to prepare an analysis of whether the Parks Administration Building should be sold or leased for commercial use and if the new Parks Division should be relocated to another site as part of this consolidation; and

BE IT FURTHER RESOLVED, that the report shall be submitted for consideration by the Committees on Economic and Community Development and Parks, Energy and Environment.

**File No. 04-14(a)(b)
(Journal, December 18, 2003)**

(Item No. 3) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Quit Claim Deed the vacant land located to the rear of 1307 Martha Washington Drive in the City of Wauwatosa to Mary Ann Grages and Judith M. Wantuch, and/or assigns, for the consideration of \$500 pursuant to the terms and conditions of their offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received an offer to purchase on County-owned land located to the rear of 1307 Martha Washington Drive in the City of Wauwatosa; and

WHEREAS, the subject parcel of land is an irregular shaped wooded parcel with an average depth of 25 feet and average width of 40 feet which is steeply sloped; and

WHEREAS, it is part of a larger landlocked unbuildable parcel of land the County acquired by tax foreclosure proceedings and staff has been in negotiations with adjoining owners to eliminate the burden of maintenance and return the land to the tax rolls; and

WHEREAS, the offer is from Mary Ann Grages and Judith M. Wantuch in the amount of \$500 cash; and

WHEREAS, Ms. Grages and Ms. Wantuch live in the house in front of the subject land

and would simply use the land to extend their rear yard; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on March 8, 2004, recommended acceptance of the above-described offer from Mary Ann Grages and Judith M. Wantuch in the amount of \$500; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Quit Claim Deed the subject property located to the rear of 1307 North Martha Washington Drive in the City of Wauwatosa to Mary Ann Grages and Judith M. Wantuch, and/or assigns, for the consideration of \$500, pursuant to the terms and conditions of their offer to purchase.

**File No. 04-14(a)(c)
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the single-family house located at 1321 Rawson Avenue in the City of South Milwaukee to Chris Kaeufl and David Blau, and/or assigns, for the consideration of \$55,000 pursuant to the terms and conditions of their offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received an offer to purchase on an excess County-owned single-family residence located at 1321 Rawson Avenue in the City of South Milwaukee; and

WHEREAS, Milwaukee County acquired the subject property through tax foreclosure proceedings in deplorable condition; and

WHEREAS, County staff made arrangements to remove rubbish, however, the house still requires extensive repairs and complete rehabilitation of the interior and exterior; and

WHEREAS, the subject property is a two-story colonial containing four bedrooms and one bath with a two-car detached garage; and

WHEREAS, the lot measures 48 feet by 132 feet and the property is appraised at \$53,000 in its "as is" condition; and

WHEREAS, the property has been advertised and a "For Sale" sign was placed on the property, and there have been numerous showings by County staff and realtors; and

WHEREAS, the offer, in the amount of \$55,000, is from Chris Kaeufl and David Blau and contains no contingencies; and

WHEREAS, the offer provides that the Seller (Milwaukee County) pay \$1,800 in closing costs, which would be a credit to the Buyer on the purchase price at closing; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on March 8, 2004, recommended acceptance of the above-described offer from Chris Kaeufl and David Blau in the amount of \$55,000; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property located 1321 Rawson Avenue in the City of South Milwaukee to Chris Kaeufl and David Blau, and/or assigns, for the consideration of \$55,000, pursuant to the terms and conditions of their offer to purchase.

**File No. 04-14(a)(d)
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the single-family house located at 1212 South 88th Street in the City of West Allis to Robert J. Lamb, and/or assigns, for the consideration of \$90,500 pursuant to the terms and conditions of his offer to purchase; and further authorizing the County Executive and County Clerk, in the event Mr. Lamb does not fulfill the terms and conditions of his offer to purchase, to convey by Warranty Deed the said property to She Properties, LLC, , and/or assigns, for the consideration of \$80,000 pursuant to the terms and conditions of its offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received 12 offers to purchase on an excess County-owned single-family residence located at 1212 South 88th Street in the City of West Allis; and

WHEREAS, Milwaukee County acquired the subject property through tax foreclosure proceedings; and

WHEREAS, the interior of the house was received in deplorable condition and County staff made arrangements to remove rubbish, however, the house still requires extensive repairs and complete rehabilitation of the interior; and

WHEREAS, the exterior of the house is in good condition with aluminum siding and storm windows; and

WHEREAS, the subject property comprises a one and one-half story bungalow with two bedrooms and one bath on the main floor along with a living room, dining room and kitchen with pantry, and the upstairs is an unfinished area suitable for additional living space; and

WHEREAS, the property also has a one and one-half car detached garage all situated on

a 45 X 133 foot lot; and

WHEREAS, the property is appraised at \$68,000 in its "as is" condition and was marketed for sale at a price of \$69,900; and

WHEREAS, the first offer, in the amount of \$90,500, is from Robert J. Lamb and contains no contingencies; and

WHEREAS, Mr. Lamb is a landscape contractor and plans to rehabilitate the house himself, possibly adding another bedroom and bath in the attic area; and

WHEREAS, the second offer, in the amount of \$80,000, is from She Properties, LLC and contains no contingencies; and

WHEREAS, She Properties buys and rehabilitates homes for resale; and

WHEREAS, the third offer, in the amount of \$77,000, is from Robert Graham and contains a financing contingency; and

WHEREAS, the fourth offer, in the amount of \$75,000 is from Tony Larson and contains no contingencies; and

WHEREAS, the fifth offer, in the amount of \$75,000, is from Steven M. Gurgul and Daniel S. Gurgul and contains a financing contingency; and

WHEREAS, the sixth offer, in the amount of \$70,200, is from Robert L. Hammel, Denis J. Korb and Thomas L. Nelson and contains no contingencies; and

WHEREAS, the seventh offer, in the amount of \$69,000, is from Jeff Butler and contains a financing contingency; and

WHEREAS, the eighth offer, in the amount of \$62,000, is from Dennis P. Griffin and Ann M. Griffin and contains no contingencies; and

WHEREAS, the ninth offer, in the amount of \$60,500, is from Mohammad A. Choudry and contains no contingencies; and

WHEREAS, the tenth offer, in the amount of \$51,297, is from Timothy J. Bruch and George F. Bruch, Jr. and contains no contingencies; and

WHEREAS, the eleventh, offer in the amount of \$31,360, is from Jeffrey T. Fix and George O. Cawley and contains no contingencies; and

WHEREAS, the twelfth offer, in the amount of \$1.00, is from Donald A. Seipel and contains no contingencies; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on March 8, 2004, recommended acceptance of the above-described offer from Robert J. Lamb in the amount of \$90,500 as a primary offer and the offer from She Properties, LLC in the amount of \$80,000 as a secondary offer; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 1212 South 88th Street in the City of West Allis to Robert J. Lamb, and/or assigns, for the consideration of \$90,500, pursuant to the terms and conditions of his offer to purchase; and

BE IT FURTHER RESOLVED, that, in the event Robert J. Lamb does not fulfill the terms of his offer, the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property to She Properties, LLC, and/or assigns, for the consideration of \$80,000, pursuant to the terms and conditions of its offer to purchase.

The foregoing report correctly states the action taken by the said committee at a meeting held March 8, 2004.

MICHAEL MAYO, SR.
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 2 and 4.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Broderick moved to refer **Item 2** back to the Committee on Economic and Community Development and Committee on Parks, Energy and Environment.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Aldrich, Broderick, Clark, Diliberti, White and the Chairman – 6. **NOES:** Agnos, Bailey, Borkowski, Cesarz, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan and Zielinski — 19.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Cesarz, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, McCue, McDonald, Nyklewicz, Quindel, Schmitt and Weishan – 16. **NOES:** Aldrich, Broderick, Clark, Diliberti, Lutzka, Mayo, White, Zielinski and the Chairman — 9.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 25. **NOES** — 0.

Supervisor Krug moved to recess to 2:00 p.m.

Upon reconvening at 2:05 p.m., the following Supervisors were recorded as present:

PRESENT: Agnos, Borkowski, Broderick, Cesarz, Clark, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 22. **ABSENT:** Aldrich, Bailey and Coggs-Jones — 3.

By Supervisor Robert Krug, Chairman:

From the Committee on Intergovernmental Relations reporting on 2 items:

**File No. 03-558
(Journal, December 18, 2003)**

(Item No. 1) Report, referred back, recommending rejection of a resolution by Supervisor Krug, as amended, urging the Governor and the Wisconsin Legislature to make state statutory changes that would: 1) allow any library system within the Milwaukee County Federated Library System to have discretion of whether or not to charge patrons for any services or materials other than the lending of books; and 2) give Milwaukee Public Libraries discretion over their participation in reciprocal borrowing within the Milwaukee County Federated Library System, by recommending adoption of the said amended resolution as appearing in the Journal of Proceedings of December 18, 2003.

AN AMENDED RESOLUTION

WHEREAS, Milwaukee County's Libraries have traditionally been important educational resources in the community, with digital video discs (DVD's) and other multimedia items recently pacing to overtake books as the most popular materials in Milwaukee County's library system; and

WHEREAS, current state statute 43.52(2) governing the library system provides that every public library shall be "free" for the use of the inhabitants of the municipality that maintains it, with the Attorney General clarifying in 1984 that "free" pertains to any service involving providing patrons with information; and

WHEREAS, approximately 43% of the materials circulated at the thirteen Milwaukee public libraries were multimedia items in 2001, up from 27% in 1994 and 38% in 1999; and

WHEREAS, this increased demand for multimedia items has led to increased spending on such items by 4% since 1996, with intermunicipal reciprocal borrowing costing Milwaukee's libraries over \$1,000,000 per year; and

WHEREAS, multimedia items are currently 33% of total circulation for the Milwaukee County Library System, with particular libraries within the system having multimedia circulation as high as 62%; and

WHEREAS, it may be difficult for the Milwaukee County Federated Library System to abide by the existing regional library compact, given the potential revenue shortfalls and expenses in such areas as reciprocal media borrowing; and

WHEREAS, the City of Milwaukee and the Milwaukee Public Library Board of Trustees are in desperate need of cost-savings measures and have resorted to considering the closure of individual libraries within the system in order to keep the system solvent; and

WHEREAS, all members of the Milwaukee County Federated Library System need additional authority to consider revenue enhancements to preserve services and control property taxes; and

WHEREAS, a pricing system for the rental of movies and music and exploration of surcharges for reciprocal borrowing could potentially save the City of Milwaukee Public Library over \$1 million per year; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the Governor and the Wisconsin Legislature to make state statutory changes that would allow any library systems that is a member of the Milwaukee Federated Library System to have discretion on whether or not to charge patrons for any services or materials other than the lending of books; and

BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors hereby urges the Governor and the State Legislature to make state statutory changes that would give Milwaukee Public Libraries discretion over their participation in reciprocal borrowing within the Milwaukee County Federated Library System; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send a copy of this resolution to the Governor and members of the Wisconsin Legislature; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey the position established by this resolution to the Governor and members of the Wisconsin Legislature.

**File No. 04-148
(Journal, March 18, 2004)**

(Item No. 2) A resolution by Supervisor Krug, urging the State of Wisconsin to raise the State's minimum wage rate, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of March 18, 2004.

The foregoing report correctly states the action taken by the said committee at a meeting held March 15, 2004.

**ROBERT KRUG
Chairman**

Supervisors Aldrich, Bailey and Coggs-Jones noted as present.

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item, **FAILED OF ADOPTION** by the following vote:

AYES: Aldrich, Johnson, T., Johnson, W., Krug, McDonald and Schmitt – 6. **NOES:** Agnos, Bailey, Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Weishan, White, Zielinski and the Chairman — 19.

An amendment by Supervisor Krug to **Item No. 1, File No. 03-558, FAILED TO PREVAIL** by the following vote:

AYES: Aldrich, Broderick, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, McDonald, Quindel, Schmitt and Zielinski – 12. **NOES:** Agnos, Bailey, Borkowski, Cesarz, Clark, Coggs-Jones, Lutzka, Mayo, McCue, Nyklewicz, Weishan, White and the Chairman — 13.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Agnos, Aldrich, Broderick, Clark, Coggs-Jones, De Bruin, Diliberti, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 20. **NOES:** Bailey, Borkowski, Cesarz, Endries and McDonald — 5.

TRANSIT SYSTEM CLAIMS

04-4 From Kasen & Reback, S.C., submitting a Claim on February 18, 2004 in behalf of Natissa Black for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.

- 04-4 From Law Offices of Thomas M. Jacobson, S.C., submitting a Claim on February 12, 2004 in behalf of Carl Knak for damages and injuries allegedly sustained in an automobile accident with a Milwaukee Transit Services, Inc. bus.
- 04-4 From Gendlin & Liverman, S.C., submitting a Claim on March 3, 2004 in behalf of Arnishia Lowery for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.
- 04-4 From Stephen R. Woodson, Jr., submitting a Claim on February 26, 2004 for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION
UNDER SUSPENSION OF THE RULES (OR OTHER SIMILAR MOTIONS)

IMMEDIATE WITHDRAWAL OF ITEM FROM COMMITTEE

File No. 09-99

Resolution by Supervisor Weishan and Borkowski, authorizing and directing the Superintendent of the Parks Division to set up a meeting with the USS Des Moines Historic Naval Ship Project, Inc., Wisconsin Department of Natural Resources, Army Corps of Engineers, Harbor Commission and others, as appropriate, to explore possible provisions that might be included in a memorandum of understanding between Milwaukee County and the Milwaukee – USS Des Moines Historic Naval Ship Project, Inc. for berthing of the USS Des Moines at Veterans Park.

The question was on withdrawal from Committee.

Thereupon, **File No. 04-99 WAS WITHDRAWN FROM COMMITTEE** by the following vote:

AYES: Agnos, Bailey, Borkowski, Cesarz, Clark, Coggs-Jones, De Bruin, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White and Zielinski – 20. **NOES:** Aldrich, Broderick, Diliberti and the Chairman— 4.

Supervisors Borkowski and Weishan **SUBMITTED the following amendment to Item 1, File No. 04-99:**

ADD the following BE IT FURTHER RESOLVED clause after Line 51 as follows:

“BE IT FURTHER RESOLVED, that approval of a memorandum of understanding between Milwaukee County and the USS Des Moines Historic Naval Ship Project, Inc. is contingent upon any policies that may be recommended by the Lakefront Task force, upon the completion of its mission, and adopted by the County Board as well as the outcome of the County’s due diligence process.”

Thereupon, the **foregoing amendment PREVAILED** by the following vote:

AYES: Agnos, Bailey, Borkowski, Cesarz, Clark, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 23. **NOES:** Aldrich and Broderick— 2.

Supervisor Borkowski moved **immediate reconsideration of withdrawal from committee.**

Thereupon, the foregoing motion **PREVAILED** by the following vote:

AYES: Aldrich, Bailey, Broderick, Coggs-Jones, De Bruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 20. **NOES:** Agnos, Borkowski, Cesarz, Clark and McDonald— 5.

Thereupon, **File No. 04-99, as amended, WAS ADOPTED** by the following vote:

AYES: Agnos, Borkowski, Cesarz, Clark, Coggs-Jones, De Bruin, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman – 19. **NOES:** Aldrich, Bailey, Broderick, Diliberti, Endries and White — 6.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on March 18, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 7:08 p.m. to Monday, April 26, 2004, at 2:00 p.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Schmitt (Vice Chair), De Bruin, Lutzka, W. Johnson, McDonald, Agnos

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Schmitt, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), W. Johnson (Vice Chair), Aldrich, Borkowski, White, Weishan, Clark

Committee on Intergovernmental Relations

Krug (Chair), McDonald (Vice Chair), Nyklewicz, Diliberti, Holloway, T. Johnson

Committee on Judiciary, Safety and General Services

Zielinski (Chair), Bailey (Vice Chair), Krug, Cesarz, T. Johnson, Broderick, McDonald

Committee on Parks, Energy and Environment

Aldrich (Chair), Broderick (Vice Chair), De Bruin, Diliberti, Quindel, Endries, Agnos

Committee on Personnel

Cesarz (Chair), Quindel (Vice Chair), Bailey, Zielinski, Borkowski, Endries, T. Johnson

Committee on Transportation, Public Works and Transit

White (Chair), Lutzka (Vice Chair), Mayo, Schmitt, W. Johnson, Weishan, McCue

Committee of the Whole

Holloway (Chair), McCue (Vice Chair), Nyklewicz, Bailey, Coggs-Jones, Diliberti, Aldrich,
Borkowski, De Bruin, Zielinski, Quindel, Mayo, Krug, White, Lutzka, Schmitt,
Broderick, W. Johnson, Clark, Weishan, Agnos, Cesarz, Endries, T. Johnson, McDonald

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ORGANIZATIONAL MEETING, MONDAY, APRIL 26, 2004

OATH OF OFFICE

MARK RYAN, COUNTY CLERK**CERTIFICATE OF COUNTY CLERK AS TO THE MEMBERS OF THE
COUNTY BOARD OF SUPERVISORS 2004-2008.****Monday, April 26, 2004**

STATE OF WISCONSIN)
)
MILWAUKEE COUNTY)

I, Mark Ryan, County Clerk in and for the County of Milwaukee, Wisconsin, do hereby certify that the following is a true and correct list of the members of the Milwaukee County Board of Supervisors elected for a four-year term at the regular election held on the 6th day of April, 2004, and that each of them has been duly qualified by taking and subscribing to the official oath as required by law.

1st District	JAMES G. WHITE
2nd District	TONI M. CLARK
3rd District	GERRY P. BRODERICK
4th District	MARINA DIMITRIJEVIC
5th District	LEE HOLLOWAY
6th District	JOSEPH RICE
7th District	MICHAEL MAYO, SR.
8th District	RYAN P. McCUE
9th District	PAUL M. CESARZ
10th District	ELIZABETH M. COGGS-JONES
11th District	MARK A. BORKOWSKI
12th District	PEGGY WEST
13th District	WILLIE JOHNSON, JR.
14th District	RICHARD D. NYKLEWICZ, JR.
15th District	LYNNE DE BRUIN
16th District	JOHN F. WEISHAN, JR.
17th District	DAN DEVINE
18th District	ROGER H. QUINDEL
19th District	JAMES J. SCHMITT

All of the aforementioned oaths are on file in the Office of the Milwaukee County Clerk.

In testimony whereof, I have herewith set my hand and affixed the official seal of Milwaukee County this 26th day of April, 2004.

MARK RYAN
COUNTY CLERK

C. Affidavit of the County Clerk as to preparation/ mailing of Notice of Special Organizational Meeting of the County Board to be held on April 26, 2004.

MARK RYAN, COUNTY CLERK

AFFIDAVIT AS TO PREPARATION/MAILING – NOTICE OF ORGANIZATIONAL MEETING OF THE COUNTY BOARD TO BE HELD ON APRIL 26, 2004.

STATE OF WISCONSIN)
)
MILWAUKEE COUNTY)

I, Mark Ryan, County Clerk in and for the County of Milwaukee, Wisconsin, do hereby certify that I did prepare a notice of the organizational meeting, a copy of which is attached hereto and made a part hereof,* pursuant to the provisions in Section 59.11 of the Wisconsin Statutes. On Monday, April 12, 2004, one such notice was deposited in the U.S. Mail for each Board members as follows:

MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
ELIZABETH M. COGGS-JONES	737 N. 32nd St., Milwaukee 53208
LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
DAN DEVINE	11923 W. Holt Ave., West Allis 53227
MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
MICHAEL MAYO, SR.	3156 N. 50th St., Milwaukee 53216
RYAN P. McCUE	3927 E. Plankinton, Cudahy, WI 53110
RICHARD D. NYKLEWICZ, JR.	3129 S. 17th St., Milwaukee 53215
ROGER H. QUINDEL	4126 N. 90th Ct., Milwaukee 53222
JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
JAMES J. SCHMITT	2517 N. 88th St., Wauwatosa 53226
JOHN F. WEISHAN, JR.	2605 S. 82nd St., West Allis 53219
PEGGY WEST	1111 W. Scott St., Milwaukee 53204
JAMES G. WHITE	3070 N. 13th St., Milwaukee 53206

In testimony whereof, I have herewith set my hand and affixed the official seal of Milwaukee County this 12th day of April, 2004.

MARK RYAN
COUNTY CLERK

***Notice is contained in File No. 04-158, a copy of which can be obtained from the County Clerk upon prior request.**

No action taken on the above items.

ELECTION OF CHAIRPERSON AND VICE CHAIRPERSONS

The Chair DECLARED that nominations were in order for the election of Chairperson of the Milwaukee County Board of Supervisors.

Supervisor Nyklewicz nominated Supervisor Holloway for the position of Chairperson of the County Board. The motion was seconded by Supervisor Mayo.

Supervisor Weishan nominated Supervisor Schmitt for the position of Chairperson of the County Board. The motion was seconded by Supervisor Devine.

Supervisor Cesarz nominated himself for the position of Chairperson of the County Board. The motion was seconded by Supervisor Schmitt.

Nominations were closed and the Chair ordered the Roll to be called for the election of the Chairperson of the Milwaukee County Board, with the following results:

ELECTION OF CHAIRPERSON OF THE COUNTY BOARD.

FOR SUPERVISOR HOLLOWAY: Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 16.

FOR SUPERVISOR SCHMITT: None.

FOR SUPERVISOR CESARZ: Borkowski, Cesarz and Weishan – 3.

ELECTION OF VICE CHAIRPERSONS OF THE COUNTY BOARD.

The Chair ANNOUNCED that nominations were in order for the election of First Vice Chairperson.

Supervisor Broderick nominated Supervisor Nyklewicz for the position of First Vice Chairperson of the County Board. The motion was seconded by Supervisor McCue.

Nominations were closed and the Chair ordered the Roll to be called for the election of First Vice Chairperson of the Milwaukee County Board, with the following results:

FOR NYKLEWICZ: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19.

The Chair ANNOUNCED that nominations were in order for the election of Second Vice Chairperson.

Supervisor Devine nominated Supervisor McCue for the position of Second Vice Chairperson of the County Board. The motion was seconded by Supervisor White.

Nominations were closed and the Chair ordered the Roll to be called for the election of Second Vice Chairperson of the Milwaukee County Board, with the following results:

FOR SUPERVISOR McCUE: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19.

REPORTS OF COUNTY OFFICERS

MATTERS RETURNED UNSIGNED BY THE COUNTY EXECUTIVE:

File No. 04-107

(Item No. 1) Report from the Committee on Health and Human Needs, recommending adoption of an amended resolution authorizing the Director of the Department of Parks and Public Infrastructure and the Director of the Department of Health and Human Services to study the possibility of using certain county-owned buildings as emergency shelters when existing homeless shelters are exceeding capacity and to consult with existing shelter providers regarding staffing and any other cost of opening these facilities and the source of funding that could be used for this purpose; and that the Department of Parks and Public Infrastructure and Department of Health and Human Services report back to the County Board in June of 2004.

File No. 04-136

(Item No. 2) Report from the Committee on Economic and Community Development recommending adoption of a resolution, as amended, to authorize and direct the Director of Economic and Community Development, in conjunction with the Department of Parks and Public Infrastructure and County Board staff, to prepare an analysis of whether the Parks Administration Building should be sold or leased for commercial use and if the new Parks Division should be relocated to another site as part of this consolidation, as also concurred in by the Committee on Parks, Energy and Environment at its meeting on 3/9/04.

File No. 04-148

(Item No. 3) Report from the Committee on Intergovernmental Relations recommending adoption of a resolution by Supervisor Krug, urging the State of Wisconsin to raise the State's minimum wage rate.

The above items remain in full force and effect.

TRANSIT SYSTEM CLAIMS

04-4 From Phillips, Cymerman & Stein, S.C., submitting a claim on March 8, 2004 in behalf of Gregory Emerson for damages and injuries allegedly sustained while a passenger in a

vehicle that was struck by a Milwaukee Transport Services, Inc. bus.

- 04-4 From Safer & Stein Law Firm, S.C., submitting a claim on April 13, 2004 in behalf of Curtis Ford for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 04-4 From Barrock & Barrock, submitting a claim on April 6, 2004 in behalf of Mary Hale for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 04-4 From Reitz, Mandelman & Lawent, LLC, submitting a claim on March 17, 2004 in behalf of Quianas Johnson for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 04-4 From Reitz, Mandelman & Lawent, LLC, submitting a claim on March 17, 2004 in behalf of Zalicia Johnson for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 04-4 From Cross Law Firm, S.C., submitting a claim on March 12, 2004 in behalf of Zakkiyya Liphford for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 04-4 From Phillips, Cymerman & Stein, S.C., submitting a claim on March 8, 2004 in behalf of Corey Moore for damages and injuries allegedly sustained while a passenger in a vehicle that was struck by a Milwaukee Transport Services, Inc. bus.
- 04-4 From Phillips, Cymerman & Stein, S.C., submitting a claim on March 8, 2004 in behalf of Terrence Owens for damages and injuries allegedly sustained when his vehicle was struck by a Milwaukee Transport Services, Inc. bus.
- 04-4 From Reitz, Mandelman & Lawent, LLC, submitting a claim on March 17, 2004 in behalf of Shantell Steward for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the Transit System Claims submitted to the County Board on April 26, 2004. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the Transit System Claims WERE DISALLOWED** by a voice vote.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on April 26, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION
UNDER SUSPENSION OF THE RULES (OR OTHER SIMILAR MOTIONS)

File No. 04-159

By Supervisor Holloway

A RESOLUTION

BE IT RESOLVED, that all matters pending before the County Board at the time of adjournment of its last meeting prior to April 26, 2004 and subsequent to December 31, 2003, be and the same are hereby vested in the new Board; and

BE IT FURTHER RESOLVED, that all matters referred by the Board and pending before its Committees at the time of adjournment of its last meeting prior to April 26, 2004 and subsequent to December 31, 2003, as well as all matters pending before the Board's Task Forces and Special Committees at the time of adjournment of its last meeting prior to April 26, 2004, and all rights, powers and authority delegated to such Committees, Task Forces and Special Committees, be and the same are hereby referred to and vested in the corresponding Committees, Task Forces and Special Committees of the new Board.

Supervisor Nyklewicz **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the above resolution. There being no objections, the rules **WERE SUSPENDED**.

The question was on adoption.

Thereupon, **the foregoing resolution WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Jursik, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **NOES** — 0.

ITEMS PLACED ON FILE DUE TO END OF TERM (2000-2004) OF COUNTY BOARD

Pursuant to County Board Rules 1.09(b) and 1.18(a), the following item(s) pending before committee(s) of the County Board are hereby placed on file at the end of the term (2000-2004) of the Milwaukee County Board of Supervisors. Dated this 26th day of April 2004:

99-350 From Acting Director of Economic Development, requesting approval of the City
(a)(b) Redevelopment Plan for those lands resulting from the termination and removal of

the Park East Freeway (STH 145) in the City of Milwaukee. **(Referred to Committee on Economic and Community Development)**

- 99-494
(a)(b) Part of a report, referred back 4/21/01 to the Finance and Audit Committee and the Long Range Strategic Plan Steering Committee, recommending adoption of the following goal as a component of Milwaukee County's Strategic Plan: "Identify and establish alternative or dedicated funding sources, including fees, for programs such as Parks and Mass Transit." **(Referred to Committee on Finance and Audit)**
- 00-044 From Attorney John Miller Carroll, S.C., submitting a claim on behalf of Robert Miller for injuries and damages allegedly sustained as a result of being falsely arrested, imprisoned, and kept confined against his will in the Milwaukee County Jail. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-045 From Richard A. Carpenter, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-046 From Attorneys Fellows, Piper & Schmidt, submitting a claim on behalf of Compcare Health Services Insurance Corporation for the alleged payment of medical expenses paid incurred by their insured, Robert Wagoner. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-053 From the Director of Parks, Recreation and Culture, and Director, Milwaukee County Executive Office for Persons with Disabilities, requesting transfer of operations and administration of both Wil-O-Way centers from the Department of Parks to the Office for Persons with Disabilities. **(Referred to Committee on Parks, Energy and Environment and Health and Human Needs)**
- 00-054
(a)(f) From Deputy Corporation Counsel, requesting authorization to extend by \$10,000, the not-to-exceed amount of its contract with the law firm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. to \$260,000 for legal work in connection with the West Allis storm water lawsuit. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-058 Resolution by Supervisors Zielinski, Czaja, Quindel and others, requiring that each private employer that enters into a contract with Milwaukee County for the provision of professional, health care or similar services worth \$250,000 or more agree to a lawful, nonconfrontational process for its workers to form or select and participate in a labor organization (the "Card Check Agreement") and further, requiring that the labor organization seeking to represent the workers of such an employer agree to settle disputes during organizing campaigns without strikes or picketing. **(Referred to Committee on Personnel)**
- 00-064 From Mike Szymik, submitting a claim for damages allegedly sustained to his vehicle as a result of a pothole in the northbound lane of South 76th Street, north of

Drexel. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-070 From the County Executive appointing Francia M. Evers to the Milwaukee County Personnel Review Board for a term expiring October 31, 2002. Ms. Evers is filling the unexpired term of Fred Knox who has resigned. **(Referred to Committee on Personnel)**
- 00-077 From Thomas Malecki, employed as a Deputy Sheriff for Milwaukee County, submitting a claim for injuries and damages allegedly sustained as a result of the negligent invasion of privacy contrary to Wis. Stats. 895.50(c). **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-087 From Healthcare Recoveries, Inc., submitting a claim in behalf of United Healthcare for reimbursement of payment made for their insured, Emily Braatz, for injuries sustained while she was visiting the Milwaukee County Zoo on May 14, 1999. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-088 From Al-Rahman A. Jefferson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-097 A resolution by Supervisors McGuigan, Krug, Podell and others, prohibiting the feeding of geese in Milwaukee County parks, parkways and on all county-owned lands instituting a penalty for feeding geese on Milwaukee county property by amending Chapter 47, Section 47.01 and adding Section 47.01 and adding Section 47.07(3) to the Milwaukee County Code of General Ordinances relating to "Definitions" and "Geese." **(Referred to Committee on Parks, Energy and Environment)**
- 00-100 From Ezzard Charles White, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-120 Resolution by Supervisor Quindel, expressing the support of the Milwaukee Board of Supervisors for the Impartial Justice Bill which creates changes in the current campaign finance law affecting campaigns for Office of Justice of the Supreme Court. **(Referred to Committee on Intergovernmental Relations)**
- 00-121 Resolution by Supervisor White, expressing the support of the Milwaukee County Board of Supervisors, in principle, for Assembly Bill 623 in honor of the birthday of labor activist Cesar E. Chavez. **(Referred to Committee on Intergovernmental Relations)**
- 00-124 From the Director of Human Resources, requesting authorization for the Department on Aging to double-fill the position of Assistant Director-Fiscal Support Services for the period of February 7 through March 9, 2000. **(Referred to Committee on**

Personnel)

- 00-130 From Sara Lee Johann, submitting a claim for injuries and damages allegedly sustained due deprivation of her statutory and constitutional rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-133 From Janice Johnson Kuhn, submitting a claim for injuries and damages allegedly sustained when she slipped and fell in the entrance of the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-133 (a) From Attorney Kenneth J. Murray, submitting an additional claim in behalf of Janice Kuhn for injuries and damages allegedly sustained as a result of a fall in the driveway outside of the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-135 From Clinton Neal, submitting a claim for the damages allegedly sustained to his personal property while waiting in the District Attorney's office. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-137 From Director of Public Works, requesting the abolishment of one vacant position of Specification Writer and the creation of one position of Deputy Director Fleet Maintenance. **(Referred to Committees on Finance and Audit and Personnel, and Departments of Administration and Human Resources)**
- 00-139 From Attorneys Murphy, Gillick, Wicht & Prachthausen, submitting a claim on behalf of Garrett Ruehl, Personal Representative for Frances J. Ruehl, his mother, for fatal injuries and damages allegedly sustained by his mother at the Milwaukee County Mental Health Center; and submitting a claim for the loss of his mother's companionship. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-182 From Attorneys Stern & Ramthun, LLP, submitting a claim on behalf of Coardes Buchner for injuries and damages allegedly sustained while an inmate at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-184 From Law Offices of Harry E. Jankowitz, J.D., S.C., submitting a claim by Leisa Hartman (mother) on behalf of her son, Darrin Nelson, a minor, for injuries and damages he allegedly sustained while attending a camp program at Grant Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-210 Resolution by Supervisor Launstein, directing the Airport Director and Director of Economic Development to prepare a report identifying which County-owned lands around the airport must be retained for airport purposes including outlining various FAA-approved options for the use of these lands and further imposing a moratorium on the sale of surplus airport lands in the City of Oak Creek until a long-term

development plan for these lands is developed by the Economic Development Director in conjunction with officials from the City of Oak Creek. **(Referred to Committee on Transportation, Public Works and Transit)**

- 00-212 From Hurtado, S.C., submitting a claim in behalf of B&D Contractors Inc. for payment of labor and materials and construction for and under the Milwaukee County General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-213 From Amy L. Burlingame, submitting a claim for damages allegedly sustained due to the wrongful eviction by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-215 From Jacqueline Dunn, submitting a claim for damages allegedly sustained to her automobile when she drove over a piece of metal in the roadway on STH 145 & Hampton Ave. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-222 Resolution/Ordinance by Supervisor Zielinski, requiring that each private employer that enters into a contract with Milwaukee County for the provision of human services worth \$250,000 or more agree to sign a neutrality agreement with any labor organization seeking to represent its employees and, further, requiring that the labor organization agree to settle disputes during organizing campaigns without strikes or picketing. **(Referred to Committee on Personnel)**
- 00-223 From Lynn Fleishmann, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-224 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Frank & Rosemary Macek for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-225 From Phyllis Harris, submitting a claim for damages allegedly sustained to her automobile while traveling on the Root River Parkway road within the park system between 92nd and 76th Street. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-226 From Chester J. Talley III, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-227 From President, Retired Employees of Milwaukee County (REMCO), requesting to have Milwaukee County Ordinance Chapter 201, Section 5.7, Post Retirement Pension Adjustment, amended to provide an increase of the adjustment from 2% to

3% compounded, or to the maximum that is financially responsible. **(Referred to Committee on Personnel and Pension Study Commission)**

- 00-228 From Michael Brown, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-229 From Renee D. Demler, submitting a claim for property damages allegedly sustained as a result of the forced entry to the property at 5349 N. 91st Street in error by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-231 From Law Office of Alan D. Eisenberg submitting a claim in behalf of Harry T. Staver for payment of interest on retroactive amount of retirement money and medical insurance which he had to buy because he did not receive his proper service credit due him at the time of his retirement. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-233 From Michael A. Swain, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-234 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Marilyn Dama, for reimbursement of payment made for alleged damages sustained to her automobile as a result of an accident occurring on January 20, 2000 involving a Milwaukee County snowplow. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-236 From Amy Thurner, submitting a claim for damages allegedly sustained to her automobile as a result of high winds blowing glass out of the roof vent of the Milwaukee County Greenhouse Center onto the parking lot where her vehicle was parked. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-238 From Kyle Stache, submitting a claim for damages allegedly sustained to his automobile as a result of high winds blowing glass out of the roof vent of the Milwaukee County Greenhouse Center onto the parking lot where his vehicle was parked. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-239 From Cheryl Danculovich, submitting a claim for damages allegedly sustained to her automobile as a result of high winds blowing glass out of the roof vent of the Milwaukee County Greenhouse Center onto the parking lot where her vehicle was parked. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-240 From Walter Brosel, submitting a claim for damages allegedly sustained to his automobile while driving northbound on I-43/94 he drove over a large pothole. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-245 From Ann Marie Hackbarth, submitting a claim for damages allegedly sustained to her automobile as a result of high winds blowing glass out of the roof vent of the Milwaukee County Greenhouse Center onto the parking lot where her vehicle was parked. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-246 From Kenneth R. Sierszen, submitting a claim for injuries and damages allegedly sustained to his automobile as a result of stone, gravel and debris coming from a jet airliner taking off from the North-South runway at the General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-247 From Southeastern Wisconsin Regional Planning Commission (SEWRPC), submitting a copy of A Transportation Improvement Program for Southeastern Wisconsin: 2000-2002. **(Referred to Committee on Transportation, Public Works and Transit)**
- 00-248 Report, referred back 5/18/00, recommending adoption of a resolution authorizing and approving the Chief Judge's proposed security screening adjustments and relocations for the fifth and seventh floors of the Courthouse as also recommended by the Supreme Court's Security Committee. **(Referred to Committees on Judiciary, Safety and General Services and Transportation and Public Works)**
- 00-288 From Glojek Limited, submitting a claim on behalf of Dolores Rick for injuries and damages allegedly sustained while traveling on the shuttle bus at General Mitchell International Airport; also a claim in behalf of Eugene Rick, husband of claimant, for the loss of company and companionship of his wife. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-292 From Sheilah I. and Hernan David Carrillo, submitting a claim for injuries and damages allegedly sustained due to the misfiling of a divorce decree by the Milwaukee County Clerk of Courts. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-303 From Director of Public Works, recommending construction of a temporary 1,400 space employee parking facility at the southeast corner of Layton and Howell Avenues. **(Referred to Committee on Transportation, Public Works and Transit)**
- 00-307 From Executive Director, Urban Ecology Center, requesting approval to negotiate with the Parks Director regarding the development of an urban ecology center in Riverside Park. **(Referred to Committee on Parks, Energy and Environment)**
- 00-308 Veto by County Executive, referred 6/22/00, of a report from the Parks Committee recommending approval of a conceptual Grant Park Beach Master Plan to allow for preparation of a project cost estimate; further authorizing the Parks Director to use any remaining monies from the original \$50,000 appropriation to begin development

of construction plans and/or minor construction, as funding allows. **(Referred to Committee on Parks, Energy and Environment)**

- 00-320 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Karl E. Hackbarth, for reimbursement of payment made for the alleged damages sustained to his automobile while parked on County-owned property. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-321 From Karl Robe, submitting a claim for damages allegedly sustained to his automobile when he drove over a large pothole on Highway 45/894 at Watertown Plank Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-329 From the Office of Intergovernmental Relations, submitting the Spring 2000 Legislative Session Update. **(Referred to Committee on Intergovernmental Relations)**
- 00-331 From Ahmed Al-Muhari, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-333 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Stephen M. Hovick, for reimbursement of payment made for the alleged damages sustained to his automobile while parked on County-owned property. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-334 From Jeffrey L. Marks, submitting a claim for damages allegedly sustained to his automobile while driving northbound on I-94 as a result of debris on the road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-338 From Attorneys Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a claim in behalf of Tekila Holeyfield for injuries and damages allegedly sustained in a fall on the sidewalk of the Ronald McDonald House. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-339 From Attorney S.A. Schapiro, submitting a claim in behalf of Ilir Aliju for injuries and damages allegedly sustained when an Allegro Airlines jet was standing on a runway at General Mitchell International Airport and threw debris onto passing traffic on College Avenue. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-340 From Attorney S.A. Schapiro, submitting a claim in behalf of Besnik Sinani, a minor, for injuries and damages allegedly sustained when an Allegro Airlines jet was standing on a runway at General Mitchell International Airport and threw debris onto passing traffic on College Avenue. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-341 From Jeffrey Palkowski, submitting a claim for damages allegedly sustained to his automobile when he drove over a pothole in the center lane of I-43 in the Hale Interchange. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-342 From Attorneys Gimbel, Reilly, Guerin & Brown, submitting a claim in behalf of Van Buren Management, Inc. (VBM) for Milwaukee County's violations of VBM's constitutional, contractual and common law rights in connection with its lease and operation of a parking lot located along the north side of St. Paul Street from North Jackson Street west to North Milwaukee Street under I-794. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-343 From Attorneys Tilton & Tilton submitting a claim in behalf of Marcia E. Roundtree for injuries and damages allegedly sustained when she slipped and fell on a walkway located at the Dr. Martin Luther King Jr. Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-344 From Attorney Lynne A. Layber, submitting a claim in behalf of Randolph Wilhelm for monetary damages allegedly sustained from the loss of the use of his wages from the time they would have been earned if he had not been terminated from the Parks Department in 1996 until the time the back pay was paid on May 11, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-349 From the County Executive, submitting a proposal for the development of a golf course at Bender Park. **(Referred to Committees on Parks, Energy and Environment and Finance and Audit)**
- 00-380 From Director, Department of Administration, requesting authorization to subordinate the County's Home Repair Lien for the refinancing sought by Charles Rondon of 4611 North Newhall. **(Referred to Committee on Economic and Community Development)**
- 00-381 From City Administrator, City of Oak Creek, regarding development proposal for the City's Lakeview Village concept. **(Referred to Committee on Economic and Community Development)**
- 00-382 Resolution by Supervisors Zielinski and Quindel, authorizing and directing that the Milwaukee County Health Care Policy Task Force explore the feasibility of providing health care services for those persons who do not qualify under other health care programs. **(Referred to Committees on Finance and Audit and Health and Human Needs)**
- 00-382 Report, referred back 6/22/00, recommending adoption of a resolution by Supervisors Zielinski and Quindel, authorizing and directing that the Milwaukee County Health Care Policy Task Force explore the feasibility of providing health

care services for those persons who do not qualify under other health-related care programs. **(Referred to Committee on Health and Human Needs)**

- 00-396 Resolution by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, authorizing and directing the Director of the Department of Parks, Recreation and Culture, in conjunction with the County's Risk Manager, to develop a Risk Management Plan for the parks system including an evaluation of The Task Force on Parks Safety and Security's Ten-point recommendations. **(Referred to Committee on Parks, Energy and Environment)**
- 00-401 Veto by the County Executive, referred 7/20/00, of a resolution authorizing Milwaukee County to serve as the Historic Third Ward Association's local sponsor for a Wisconsin Department of Transportation Enhancement Grant to construct an experimental storm water treatment pond in the area bounded by St. Paul Avenue, Clybourn Street, Water Street and the Milwaukee River under I-794. **(Referred to Committee on Parks, Energy and Environment)**
- 00-408 From Otis Brown, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on March 7, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-415 From Ronald Zaharias, submitting a claim for damages allegedly sustained to his automobile while parked in the County parking lot at Sheridan Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-416 From David L.A. Williams, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-417 From Prudential Property and Casualty Insurance Company, submitting a claim under their subrogation rights of their insured, Harold Rupert, for damages allegedly sustained to his automobile as a result of flying gravel from an airplane at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-418 From Heritage Companies, submitting a claim under their subrogation rights of their insured, Christine Van Etta, for damages allegedly sustained to her automobile when she collided with a collapsed section of roadway in the 7700 block of West Silver Spring Drive. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-419 From Christopher Kress, submitting a claim for damages allegedly sustained to his automobile when he drove over a loose piece of concrete roadway on North 76th Street between Greentree Road and Acacia Street. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-420 From William M. Burdick, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-421 From Keith B. Hinton submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-429 From the Chief Judge, requesting the creation of one Deputy Sheriff position to support the Judicial Oversight Project. **(Referred to Committees on Finance and Audit, Personnel and Judiciary, Safety and General Services, and Departments of Administration and Human Resources)**
- 00-437 From Director of Public Works, requesting authorization to grant an easement to Milwaukee Metropolitan Sewerage District (MMSD) on General Mitchell International Airport (GMIA) land to construct and maintain a sewage pump. **(Referred to Committee on Transportation, Public Works and Transit)**
- 00-446 Resolution by Supervisor Bailey, to place an advisory referendum on the next available County-wide election ballot asking the following: "Do you support reducing the size of the current 25 member Milwaukee County Board of Supervisors?" **(Referred to Committee on Intergovernmental Relations)**
- 00-453 From Law Offices of Jeffrey W. Jensen, submitting a claim in behalf of Ernest Barnes for damages allegedly sustained as a result of work release privileges were wrongfully denied while serving a sentence at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-454 Resolution by Supervisor Quindel, supporting a full investigation of the Milwaukee Metropolitan Sewerage District's sewage dumping practices during heavy rains, by the United States Environmental Protection Agency and the Wisconsin Department of Natural Resources. **(Referred to Committee on Parks, Energy and Environment)**
- 00-465 From Ivan A. Crockett Sr., submitting a claim for the alleged loss of personal property while incarcerated at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-466 From CGU Insurance, submitting a claim under their subrogation rights of their insured, Greg Koch, for reimbursement of payment made for alleged damages sustained to his vehicle in an accident occurring on January 24, 2000 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-469 From Jose Coronado, submitting a claim for the alleged loss of personal property

that was stolen during a break in and robbery that occurred at the Wilson Park service yard shed. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-475 From Ahilsa Bailey, submitting a claim for damages allegedly sustained to her automobile while parked in Sherman Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-477 From Lindberg Newman, for damages allegedly sustained due to Milwaukee County failing to notify him of his court date. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-478 From Jacqueline Paasch, Gregory Paasch, Daniel Bourbon and Lorelei Bourbon, submitting a claim for injuries and damages allegedly sustained to the property at 1720 S. 54th St., West Milwaukee due to the executed search warrant and unlawful entry by the Milwaukee County Sheriff's Dept. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-479 From Jerome D. Sullivan, submitting a claim for damages allegedly sustained to his yacht at the McKinley Marina. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-480 From Premier Cable Communications, submitting a claim for damages allegedly sustained to one of their vehicles as a result of an accident involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-486 From United German Choruses of Milwaukee, proposing to acquire and use the West Building of the Eschweiler Complex, located in Milwaukee County. **(Referred to Committee on Economic and Community Development)**
- 00-491 From Attorneys Fellows, Piper & Schmidt, submitting a claim in behalf of Blue Cross & Blue Shield United of Wisconsin for reimbursement of medical expenses paid to their insured, Mildred A. Mashek, for injuries and damages allegedly sustained. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-492 From Quality Assurance Nursing Service, Inc., submitting a claim for payment of C.N.A. services to a client at the Department on Aging. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-496 From Jeffrey S. Griffin, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on July 30, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-497 From Kershek Law Offices, submitting a claim in behalf of Anne Kreinus for

injuries and damages allegedly sustained when she slipped and fell at the Wilson Park Recreation Center on July 13, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**

- 00-498 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Lisa M. & Thomas M. Greco, for damages allegedly sustained to their automobile due to an accident occurring on July 14, 2000 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-510 From Manager, Information Management Services Division, submitting a report regarding Information Technology positions and functions within County departments and the relationship of those positions to similar positions and functions with Information Management Services Division (IMSD). **(Referred to Committees on Finance and Audit and Personnel)**
- 00-538 From Attorneys Domnitz, Mawicke & Goisman, S.C., submitting a claim in behalf of Gene and Ivone Mack for property damages allegedly sustained resulting from a severing of a pipe used to evacuate water from the sump pump during road construction by the County of Milwaukee. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-539 From Gerald Kopczynski, submitting a claim for damages allegedly sustained to his automobile as a result of hitting an unmarked stake on the road that was under construction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-541 From Director of Human Resources, submitting the 1999-2000 Affirmative Action Summary Report, dated August, 2000. **(Referred to Committee on Personnel)**
- 00-551 From Richard Flasch, submitting a claim for damages allegedly sustained to his vehicle while parked on Milwaukee County property located at 27th & Wells. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-553 From Steven C. Scott, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-554 From Attorney Steven C. Kmiec, submitting a claim in behalf of Arthur Mitchell for injuries and damages allegedly sustained due to the treatment and lack of treatment received at Froedtert Memorial Hospital. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-555 From Legal Action of Wisconsin, Inc., submitting a claim in behalf of Linetta Battle, for reimbursement of rent payments not paid since May, 2000 by Milwaukee County's My Home Rent Assistance Housing Program. **(Referred to Committee**

on Judiciary, Safety and General Services)

- 00-573 From Attorney I.B. Shapiro, submitting a claim in behalf of Paul Bay-Voit for injuries and damages allegedly sustained as a result of failure to have warning barricades to detour traffic in conjunction with the repairs and reconstruction of Highway 74 which later turns into Brown Deer Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-574 From Venice Byas, submitting a claim in behalf of her daughter Kristina Byas, a minor, for injuries and damages allegedly sustained while swimming at Smith Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-582 From Director of Community Development, City of Oak Creek, submitting a copy of The Comprehensive Plan for the City of Oak Creek. **(Referred to Committee on Economic and Community Development)**
- 00-589 From Director, Department of Parks, Recreation and Culture, requesting that the scope of the Brady Street Bridge Ramp project in the 2001 Adopted Capital Improvements Budget be changed to allow for the immediate removal of the Brady Street pedestrian bridge over Lincoln Memorial Drive. **(Referred to Committees on Finance and Audit and Parks, Energy and Environment Committee)**
- (a)(d)
- 00-617 From CGU Insurance, submitting a claim under their subrogation rights of their insured, Greg Koch, for reimbursement of payment made for alleged injuries and damages allegedly sustained due to an accident occurring on January 24, 2000 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-619 From Christine Ruh, submitting a claim for damages allegedly sustained as a result of the unlawful entry and eviction from her property by the Milwaukee Sheriff's Department on May 23, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-620 From Prudential Property and Casualty Insurance Co., submitting a claim under their subrogation rights of their insured, Della M. Sell, for reimbursement of payment made for damages allegedly sustained to her automobile due to an accident involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-621 From Attorney Roberta M. Rieck, submitting a claim in behalf of Angela Gayden for damages allegedly sustained as a result of the denial of her application for child care certification by Milwaukee County's Department of Human Services. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-626 From Gail Neudling, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle.

(Referred to Committee on Judiciary, Safety and General Services)

- 00-627 From Jim Lange, submitting a claim for damages allegedly sustained to his unharvested soybean crop as a result of a police chase by deputy sheriffs and the pursuit ended up in his field. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-628 From Attorneys Pitman & Kyle, S.C., submitting a claim in behalf of Daniel Singer for injuries and damages allegedly sustained when the wheel of his bicycle became entrapped in a gap in the sidewalk located on the east side of Lincoln Memorial Drive. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-629 From Milwaukee Metropolitan Sewerage District, requesting consideration of the Northwest Side Relief Sewer project and begin negotiations for a Memorandum of Understanding (MOU) with Parks staff. **(Referred to Committee on Parks, Energy and Environment)**
- 00-651 From The Village of Hales Corners Police Department, submitting a claim for damages allegedly sustained to one of their police squad vehicles when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-660 From Attorneys Petrie & Stocking, submitting a claim in behalf of Richard Ortin for injuries and damages allegedly sustained while on the Whitnall County Golf Course. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-669 From the Business Council, Inc., submitting a grant application requesting \$25,000 from the Milwaukee County Economic Development fund to provide part of the match required to receive a \$100,000 state grant to establish a revolving loan fund for disadvantaged and minority businesses. **(Referred to Committee on Economic and Community Development)**
- 00-670 From Director of Human Resources, requesting approval on behalf of the Medical Examiner to exclude the classification of Assistant Medical Examiner from the residency requirement Civil Service Rule II. **(Referred to Committee on Personnel)**
- 00-673 From Investigator, Milwaukee Metropolitan Drug Enforcement Group, submitting a claim for payment of attorney fees for professional services rendered relating to an on-duty shooting incident which occurred on July 28, 2000 at or near 54th and Burleigh. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-689 From Attorney Lynne A. Layber, submitting claims in behalf of Fred Antonich, et. al., for injuries and damages allegedly sustained by reason of breach of their contractual pension rights when the Milwaukee County Employees' Retirement System denied them and/or their spouses the military service pension credit

provided for in Section 20.24 sub. 2.10 of the Milwaukee County Ordinances.
(Referred to Committee on Judiciary, Safety and General Services)

- 00-701 From Christine Huck, submitting a claim for injuries and damages allegedly sustained when she fell on a piece of equipment from construction at Packard Ave. and Layton Ave., City of Cudahy. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-702 From Attorney Alan D. Eisenberg, submitting a claim in behalf of Larry R. Wolnik for damages allegedly sustained due to the false arrest and imprisonment and deprived of his freedom in violation of his constitutional rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 00-709 Report, referred back 1/18/01, recommending adoption of a resolution approving conceptual plans for the Thank You Ben memorial at Veterans Park, and other provisions as set forth in the resolution. **(Referred to Committee on Parks, Energy and Environment)**
- 00-713 Resolution by Supervisors Jasenski, Weishan, Ryan and others, authorizing and directing the Director of the Parks Department to develop a plan for funding the maintenance of the county's walkways, bike trails, tennis and basketball courts, parkway roads, service yards and parking lots identified in the Asphalt Surface Condition Assessment Report as in need of complete renovation as soon as possible or reconstruction in two to four years. **(Referred to Committee on Parks, Energy and Environment)**
- 00-745 From Robert C. Braun, submitting a claim for injuries and damages allegedly sustained as a result from the criminal assault and battery by a Milwaukee County Deputy Sheriff. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-048 From Mark Worzalla, submitting a claim for injuries and damages allegedly sustained when he was struck in the leg by a stick that flew from the lawn mower being operated by a Milwaukee County employee at Dineen Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-049 From Thaddeaus Mitchell, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-052 From William Joyner, submitting a claim for damages allegedly sustained to his automobile when it collided with a Milwaukee County bus sign on Interstate Highway I-43. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-054 From Keith Blockton, submitting a claim for the alleged loss of personal property

while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-055 From Mark Deniswicz, submitting a claim for damages allegedly sustained to his automobile while parked at the General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-056 From Robert F. DeBona, submitting a claim for damages allegedly sustained to his automobile when he hit a pot hole on the ramp of Interstate Highway I-43 & I-94. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-064 From Midtown Neighborhood Association, requesting a Brownfield grant of \$30,000 for the remediation and redevelopment of a site at 26th and Lisbon. **(Referred to Committee on Economic and Community Development)**
- 01-074 From Joseph D. Ticcioni, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County snowplow while traveling westbound on I94 between the County Line and Moorland Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-075 From Ryan E. Hurse, submitting a claim for damages allegedly sustained to his automobile while parked on Milwaukee County Grounds parking lot. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-076 From Jodi Hetzer, submitting a claim for damages allegedly sustained to her automobile as a result of a Milwaukee County snowplow throwing snow on her windshield. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-079 From Jason D. Jones, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-080 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Carrie A. Bilski, for reimbursement of payment made for alleged damages sustained to her automobile in an accident occurring on December 1, 2000 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-081 From Darryl D. Hampton, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-082 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, John B. Urban, for reimbursement of payment made for alleged damages sustained to his automobile in an accident occurring on December

19, 2000 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-091 Resolution by Supervisors Johnson, Mayo, Holloway and Coggs-Jones, creating a task force that shall be appointed by the County Executive to study the feasibility of a discount recreation/culture pass for visitors to Milwaukee County. **(Referred to Committee on Parks, Energy and Environment)**
- 01-093 From Bryan A. Palmer, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-094 From CNA Commercial Insurance submitting a claim under their subrogation rights of their insured, Lemberg Electric Co., for reimbursement of payment made for alleged damages sustained to their automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-095 From the Law Offices of Alan D. Eisenberg, submitting a claim in behalf of Francine Zylka for injuries and damages allegedly sustained due to an accident involving a helicopter in which her husband, Ralph Zylka, was a passenger, resulting in his death on or about August 17, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-098 From Alphonso Miller, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-099 From Domnitz, Mawicke & Goisman, Inc. submitting claims in behalf of First Choice General Contractors - Wisconsin, Inc., Amwest Surety Insurance Corporation for damages allegedly sustained due to the failure of Milwaukee County to pay its subcontractors for work performed on various projects at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-102 Resolution by Supervisor Zielinski, authorizing the Superintendent of the House of Correction to purchase an additional two-color press and a computer to plate system at an estimated cost of \$110,000 to allow the House of Correction print shop to accept additional printing business which will increase revenues and maximize inmate training opportunities. **(Referred to Committees on Finance and Audit and Judiciary, Safety & General Services)**
- 01-107 Resolution by Supervisors McGuigan, Quindel, De Bruin and others, creating a policy which requires that any future conveyance of any property rights by Milwaukee County to a municipality shall be conditioned upon an agreement to

exempt all of Milwaukee County's real property within the municipality from any existing or future stormwater utility fees. **(Referred to Committees on Parks, Energy and Environment and Economic and Community Development)**

- 01-120 From Law Offices of Kopp, Arena & Bishop, S.C., submitting a claim in behalf of Christopher Bayer for injuries and damages allegedly sustained as a result of the treatment and lack of treatment received while incarcerated at the House of Correction and the Milwaukee County Jail. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-122 From Demetrius Hawkins, submitting a claim for damages allegedly sustained to his automobile when he drove over a pothole in the road on I-43 at Hampton Avenue. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-140 From Robert Armstrong, submitting a claim for damages allegedly sustained to his car when he struck a pothole in the road while driving northbound on highway 45 south of Good Hope Rd. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-141 From Mabry & Mabry, submitting a claim under their subrogation rights of their client, Miller's Classified Insurance for reimbursement of payment made to their insured, Linda Stephens, for damages allegedly sustained to her car when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-142 From Chairperson, Captain Fredrick Pabst Theater Board, relative to a potential transfer of the Captain Frederick Pabst Theater. **(Referred to Committee on Parks, Energy and Environment)**
- 01-143 From Director, Division of Economic Development, submitting a draft copy of the Feasibility Study and Environmental Analysis for the Milwaukee County Grounds. **(Referred to Committees on Economic and Community Development and Parks, Energy and Environment)**
- 01-148 Resolution by Supervisors Nyklewicz and Borkowski, to abolish the Milwaukee County Public Art Program and provide that if a Public Art Program is re-established, it will be funded with private dollars. **(Referred to Committees on Transportation, Public Works and Transit and Parks, Energy and Environment)**
- 01-149 Resolution by Supervisors Krug and De Bruin, to amend the policies and procedures of the Milwaukee County Public Art Program to provide that the County Board and the appropriate County Board standing committee shall review and approve all public art projects recommended by the Public Art Committee for all eligible capital improvement projects included in the Milwaukee County Public Art Program. **(Referred to Committees on Transportation, Public Works and Transit and**

Parks, Energy and Environment)

- 01-150 Resolution by Supervisor White, denying approval of the "Big Blue Shirt" project, a major "non-integrated" public art project for General Mitchell International Airport as approved by the Public Art Committee and terminating the contract to construct it. **(Referred to Committees on Transportation, Public Works and Transit and Parks, Energy and Environment)**
- 01-151 From Nathan & Pamela Swain, submitting a claim for damages allegedly sustained to their automobile when Pamela got onto the Park Freeway and drove over a patch of ice and hit the wall. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-152 From Allstate Insurance Company, submitting a claim under their subrogation rights of their insured, Timothy Welch, for reimbursement of payment made for the alleged damage sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on December 18, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-153 From Roseann Wesolowski, submitting a claim for damages allegedly sustained to her automobile while parked in the Milwaukee County Mental Health Division parking lot. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-154 From Youlanda K. Montgomery, submitting a claim for payment of Child Support checks that were allegedly not received by her. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-155 From the Commodore and the Lease Committee Chair of the South Shore Yacht Club, requesting to open negotiations for a Lease with South Shore Yacht Club upon such terms and conditions as the Club and County may agree. **(Referred to Committee on Parks, Energy and Environment)**
- 01-157 Resolution by Supervisor Krug, prohibiting the Public Art Committee from authorizing any expenditure of Public Art Program funds for 2001 until the County Board has an opportunity to review and revise the current policies and procedures of the Public Art Program, including the authority of the Public Art Committee to authorize expenditures for public art projects without further County Board approval. **(Referred to Committees on Transportation, Public Works and Transit and Parks, Energy and Environment)**
- 01-164 From Attorneys Rebholz, Auberry & Malone, submitting a claim in behalf of Gary Zergoski for the alleged loss of personal property seized by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-166 From Frances Robinson, submitting a claim for the alleged loss of personal property

while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-167 From Michael S. Paszkiewicz, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-168 From Ruben R. Ward, submitting a claim for injuries and damages allegedly sustained from the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-170 From Taloulah & Tajeem Gillem, submitting claims for injuries and damages allegedly sustained when they slipped and fell while entering the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-192 From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Robert J. Armstrong, for reimbursement of payment made for alleged damages sustained to his automobile due to driving over a pothole in the road on Hwy. 45 and Good Hope Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-193 From Attorneys Goosens & George, S.C., submitting a claim in behalf of Timothy & Wendy Welch, for injuries and damages allegedly sustained due to an accident involving a Milwaukee County-owned vehicle occurring on December 18, 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-203 From Denise Hughes, submitting a claim for damages allegedly sustained to her automobile while parked in the parking lot of the Milwaukee County Grounds. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-204 From Attorney Elvis Cardell Banks, submitting a claim in behalf of Florine Hicks for injuries and damages allegedly sustained due to the treatment and lack of treatment received while an inmate at the Milwaukee County Jail. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-205 From Attorneys Stevens & Kroening, LLC, submitting claims in behalf of Carol Craig, Et. Al. for damages allegedly sustained to their homes due to flooding in Lincoln Creek during rains. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-206 From Attorney Elvis C. Banks, submitting a claim in behalf of Dexter Carter for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-207 From Attorney Elvis C. Banks, submitting a claim in behalf of Kim Jawort for injuries and damages allegedly sustained when she slipped and fell on the sidewalk in front of the Milwaukee County Courthouse. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-208 From Chanda Allen, submitting a claim for damages allegedly sustained to her automobile when she drove over a pothole on 76th & Green Tree Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-209 From Ricco L. Fisher, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Jail. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-215 From Richard Jaroszewski, submitting a claim for property damages allegedly sustained due to the airplane vibrations from the General Mitchell International Airport west runway. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-216 From Attorneys Donald P. Styler and Timothy M. Whiting submitting claims in behalf of Amos C. Moore, Jr. for injuries and damages allegedly sustained due to the negligence of the Milwaukee Fire Department in attempting to extinguish a car fire and in behalf of Barbara Moore for the alleged loss of society, companionship and consortium of her husband. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-217 From Ruben Ward, submitting a claim for injuries and damages allegedly sustained for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-224 From Bonnie Piszczek, submitting a claim for the alleged theft of her motor vehicle while parked on Milwaukee County property. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-225 From Attorneys Fellows, Piper & Schmidt, submitting a claim in behalf of Meridian Resource Corporation for reimbursement of payment made under their subrogation rights of their insured, Aubrey Hubanks, for the alleged injuries and damages sustained as a result of an accident occurring on August 25, 1997 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-226 From Jesse M. Klim, Sr., submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-227 From Julie Runkel, submitting a claim for damages allegedly sustained to her automobile as a result of snow from a Milwaukee County-owned snowplow hitting her vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-230 From Director, Intergovernmental Relations, regarding Senate Bill 63 Update – changes to the Redistricting process. **(Referred to Committee on Intergovernmental Relations and Special Committee on Redistricting)**
- 01-233 From Chairman, Pension Board, recommending a pension increase for pre-2001 Retirees. **(Referred to Committee on Personnel and Pension Study Commission)**
- 01-247 From Principal Assistant Corporation Counsel, submitting a claim in behalf of (a)(a) Milwaukee County against Juneau County in an attempt to recover its workers compensation costs and property damages arising out of the helicopter crash and the death of two of its deputy sheriffs. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-255 From Attorneys Habush, Habush, Davis & Rottier, S.C., submitting a claim in behalf of D.S. (a minor) by her Guardian ad Litem, Kevin M. Costello, for injuries and damages allegedly sustained as the result of being severely beaten by her foster mother and by reason of negligence of Milwaukee County by allowing her to be placed in an unlicensed foster home. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-256 From Ryan Jacques, submitting a claim for the alleged loss of personal property while incarcerated in the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-257 From Enterprise Rent-A-Car, Inc., submitting a claim for the alleged damages sustained to their automobile while parked at 900 N. 9th Street. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-259 From Kevin McCoy, submitting a claim for damages allegedly sustained to his automobile when he was traveling northbound on US 45 and drove over a section of raised/buckled concrete. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-275 From Attorneys Resnick & Resnick, S.C., submitting a claim in behalf of Kathleen Arenz, for injuries and damages allegedly sustained on or about September 7, 2000 in a motor vehicle accident involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-276 From Kelvyn West, submitting a claim for the alleged loss of personal property while incarcerated in the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-277 From Arthur Jones, Jr., submitting a claim for injuries and damages allegedly sustained while lifting weights in the gym at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-278 From Heritage Companies, submitting a claim under their subrogation rights of their insured, Karen S. Singsheim, for reimbursement of payment made for the alleged damages sustained to her automobile while parked at the Milwaukee County Medial College. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-279 From Attorney Jake Herro, Legal Intervention For Employment, submitting a claim in behalf of Decosa Hobson for reimbursement of 3 months of rent due to the alleged failure of the Rent Assistance Program to make the inspection and Request for Lease Approval on time. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-280 From UAW Legal Services Plan, submitting a claim in behalf of Thomas and Joan Brooks, for property damages allegedly caused by the Home Owner's Protection Program (HOPP). **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-284 From Michael Hageman, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-285 From William J. Grimm, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-286 From Don Cornelius, submitting a claim for damages allegedly sustained to his automobile when he ran over a pothole in the road while driving through Lincoln Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-290 From Mark Ziskind, submitting a claim for damages allegedly sustained when his coat got caught in the escalator at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-291 From Brad Till, submitting a claim for damages allegedly sustained to his automobile when he struck a pothole near North 76th Street and West Brown Deer Road. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-293 From Reliance Insurance, submitting a claim under their subrogation rights of their insured, Edward Don Company, for reimbursement of payment made for damages allegedly sustained to his automobile due to construction on a Milwaukee County-owned bridge. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-294 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Roxanne Kupfer, for reimbursement of payment made for the alleged damages sustained to the insured's commercial rental building due to a fire as a result of the negligent placement of an employee by the Milwaukee County Mental health Division. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-295 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Roxanne Kupfer, for reimbursement of payment made for the alleged accident-related medical expenses and loss of personal property suffered by several tenants involving fire damage to a commercial rental building owned by the insured. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-299 Report, referred back 5/23/01, recommending adoption of a resolution abolishing 26 positions in various County departments that have been vacant one year or longer, as recommended by the Department of Administration and concurred in by the departments. **(Referred to Committee on Finance and Audit)**
- 01-321 From Director, Economic Development Division, recommending approval of the Milwaukee County Grounds Northeast Quadrant Development Plan; and requesting authorization to submit a rezoning request to the City of Wauwatosa. **(Referred to Committee on Economic and Community Development)**
- (a)(a)
- 01-321 Report, referred back 1/24/02, making no recommendation by reason of a tie vote in committee on a motion to approve the November 21, 2001 draft of the Ground Lease with Wisconsin Lutheran College as amended. **(Referred to Committee on Economic and Community Development)**
- (a)(b)
- 01-335 Report, referred back 5/17/01, recommending the creation of one position of Accountant 3 NR and the abolishment of one position of Accountant 1 within the Management Services Division of the Department of Human Services, effective May 27, 2001, in order to provide the Department with the staffing needed to provide accurate analysis of fiscal and performance outcomes. **(Referred to Committee on Finance and Audit)**
- 01-342 From Attorney James C. Mentkowski, S.C., submitting a claim in behalf of Paul Murphy for injuries and damages allegedly sustained when he tripped over a protruding pipe while jogging on the sidewalk at or near the intersection of West Morgan Ave. and West Beloit Road. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-345 From Sixth Grade Teacher, Kosciuszko Elementary School, Cudahy, WI, relative to a \$10,000 grant they received to study the problem of geese in Sheridan Park and working in conjunction with the Milwaukee County Parks Department to attempt various deterrents. **(Referred to Committee on Parks, Energy and Environment)**
- 01-358 From Brian Lewis Evans, submitting a claim for injuries and damages allegedly sustained when he slipped and fell while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-359 From Jeff Obodal, submitting a claim for damages allegedly sustained to his motorcycle as a result of hitting a deep pothole in the road while traveling northbound on I-43. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-360 From Attorneys Koch & McCann, S.C., submitting a claim in behalf of Daniel P. Berczyk for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-363 From Derek Edwards, submitting a claim for the alleged loss of personal property while incarcerated in the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-364 From Attorneys Domnitz, Mawicke & Goisman, S.C., submitting a claim in behalf of First Choice General Contractors-Wisconsin, Inc. and Amwest Surety Insurance Corp. for damages allegedly sustained due to Milwaukee County's failure to make payment for work performed and/or materials supplied by its subcontractors. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-365 From General Casualty Company of Wisconsin, submitting a claim under their subrogation rights of their insured, Andrew C. Johnson for reimbursement of payment made for the alleged damages sustained to his automobile when involved in an accident with at Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-366 From Thomas W. Springfield, Jr., submitting a claim for injuries and damages allegedly sustained when he fell to the ground while crossing the intersection on the southwest corner of 10th & State St. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-367 From Attorneys Tylicki, Witkowiak & Jennings S.C., submitting a claim in behalf of A.T.T. Jr. for injuries and damages allegedly sustained due to Milwaukee County allowing him to be placed in a foster home which was an unsafe environment; and a claim in behalf of Anthony Tate, Sr. father of claimant, for damages allegedly sustained due to the future loss of comfort and companionship of his son. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-369 From Bruce N. Bieber, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-379 From Director of Public Works, requesting authorization to pursue appropriate legal action to terminate Airport Agreement HP-1092 at General Mitchell International Airport with Miller Aviation Co for its lease of land at the airport on which the company's aircraft hangar is located. **(Referred to Committee on Transportation, Public Works and Transit)**
- 01-394 From MMA Services, requesting a grant from the Economic Development fund to be applied toward development of MMA Services Complex to be located at 3211 W. Burleigh Street. **(Referred to Committee on Economic and Community Development)**
- 01-399 From Attorneys Friebert, Finerty & St. John, S.C., submitting communication and proposal of Oak Shore Development LLC for the Cooperative Development of a Tournament Quality Public Golf Course at Bender Park in the City of Oak Creek, Wisconsin. **(Referred to Committee on Parks, Energy and Environment)**
- 01-414 From Judy Hagner, submitting a claim for injuries and damages allegedly sustained due to violation of her civil rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-415 From Catherine Dahlman, submitting a claim for damages allegedly sustained to her automobile while parked in the O'Donnell parking structure. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-416 From Ruben R. Ward, submitting a claim for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-417 From Florine Hicks, submitting a claim for damages allegedly sustained due to the violation of civil rights, false arrest and discrimination while a client under the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-418 From David L. Truvillion, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-419 From Walter L. Vogel, submitting a claim for damages allegedly sustained due to the discrimination and violation of his constitutional rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-420 From Marvin W. Vogel, submitting a claim for damages allegedly sustained due to the discrimination and violation of his constitutional rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-421 From Director of Audits and Manager, Information Management Services Division (a)(b) (IMSD), recommending approval of an ordinance providing for early IMSD input to support a coordinated strategically planned county wide Information Technology (IT) approach. **(Referred to Committee on Finance and Audit)**
- 01-425 From Christian Legal Services, Ltd., submitting a claim in behalf of Dorothy Benson for injuries and damages allegedly sustained when she slipped and fell on the icy sidewalk at the Children's Detention Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-426 From Bruce N. Bieber, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-436 From Wenford T. Brown, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-438 A resolution by Supervisors McGuigan, Krug, Quindel and others, authorizing and directing the Director of the Parks Department to explore ways of dealing with the deer problem in Milwaukee County with special focus on the Northwest side of the county. **(Referred to Committee on Parks, Energy and Environment)**
- 01-455 From Attorneys Carl L. Ricciardi and Wendy A. Patrickus, submitting a claim in behalf of Lisa Brylow for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-456 From Darnell Blake, submitting a claim for the alleged loss of personal property while a patient at the Mental Health Division. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-475 From Ralph Lewis Mitchell, submitting a claim for the alleged loss of personal property while an inmate at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-476 From Attorney Edward J. Plagemann, submitting a claim in behalf of Andrea Diaz for injuries and damages allegedly sustained at the public pool at Hoyt Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-483 An Ordinance by Supervisor Aldrich, to amend Chapter 64.02 of the General Ordinances of Milwaukee County, relating to prohibition of smoking in county-owned bus shelters. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-485 From Law Office of Scott F. Anderson, submitting a claim in behalf of Estate of Robby L. Davis injuries and damages allegedly sustained due to the treatment and lack of treatment received while in inmate at the Milwaukee County House of Correction which lead to his suicide. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-486 From Law Office of Scott F. Anderson, submitting a claim in behalf of Stefanie Herring, sister of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of her brother. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-487 From Law Office of Scott F. Anderson, submitting a claim in behalf of Jody Davis, brother of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of his brother. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-488 From Law Office of Scott F. Anderson, submitting a claim in behalf of Donald Davis, father of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of his son. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-489 From Law Office of Scott F. Anderson, submitting a claim in behalf of Liza Davis, sister of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of her brother. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-490 From Law Office of Scott F. Anderson, submitting a claim in behalf of Sheryn Goff, mother of Robby L. Davis, for injuries, damages and loss of society of companionship allegedly sustained due to the suicide of her son. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-493 From Susan K. Ness, submitting a claim for injuries and damages allegedly sustained when she slipped and fell at the O'Donnell Parking structure. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-494 From Terronce Y. Maron, submitting a claim for the alleged loss of personal property while incarcerated at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-495 From Andrew W. Martin, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-497 From Joshua Hauglie, submitting a claim for the alleged loss of personal property while an inmate at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-499 From Lora Mae Martin, submitting a claim for injuries and damages allegedly sustained when she stepped on the escalator that was traveling at a high speed and lost her balance at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-500 From Charles L. Shears, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-503 From Jodi A. Pliszka, submitting a claim for injuries and damages allegedly sustained while visiting the Milwaukee County Zoo. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-504 From James Mitchell, submitting a claim for the alleged loss of personal property at the McKinley Marina boat yard. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-521 From Charles L. Shears, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-523 From Charles L. Shears, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-524 From David Ware, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-527 Resolution by Supervisors Krug, McGuigan and Quindel, authorizing and directing the Director of the Parks Department to begin implementation of the Aquatic Master Plan with the addition to Noyes Pool of a Family Aquatic Center. **(Referred to Committees on Parks, Energy and Environment and Finance and Audit)**
- 01-528 From Attorney Chris L. Hartley, submitting a claim in behalf of Kenneth Molette for injuries and damages allegedly sustained when he was falsely incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-529 From Brian Coughlin, submitting a claim for damages allegedly sustained to his automobile while working as a lifeguard at Lincoln Park swimming pool. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-532 From Allan Thompson & Jill Heg, submitting a claim for damages allegedly sustained to their automobile when it was broken into at Whitnall Park Golf Course. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-533 From Lisa Jones, submitting a claim for damages allegedly sustained to her automobile while parked at the Milwaukee County Parks North Region Office. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-541 From the Inner City Redevelopment Corporation, Inc., requesting a grant from the Economic Development fund for housing development costs in the Harambee Ombudsman area in the City of Milwaukee. **(Referred to Committee on Economic and Community Development)**
- 01-551 From Carly Owens, submitting a claim for the alleged loss of personal property at a Milwaukee County parks facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-553 Report from the Committee on Parks, Energy and Environment, referred by the County Board on 6/18/03, recommending adoption of a resolution approving the recommendations of the Parks, Recreation and Culture Funding Task Force. **[NOTE: Prior to referral, the County Board adopted an amendment by Supervisor Coggs-Jones as modified.] (Referred to Committee on Finance and Audit)**
- 01-570 From Florine Hicks, submitting a claim for injuries and damages allegedly sustained for being discriminated against and violated under the Americans Disabilities Act (ADA). **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-571 From READCO, requesting land swap to accommodate a bike trail on the west side of the Milwaukee River, between North Avenue and Locust Street. **(Referred to Committee on Parks, Energy and Environment)**
- 01-586 Resolution by Supervisor Krug, relating to appropriating \$25,000 in the 2002 Budget to the America's Black Holocaust Museum to assist in its operation as a major tourist attraction in place of the \$25,000 budgeted for the Greater Milwaukee Convention and Visitors Bureau. **(Referred to Committee on Finance and Audit)**
- 01-588 From Senior Associate, Justice 2000, submitting "Jailing the Mentally Ill," a study of the mentally ill charged with crimes and detained in Milwaukee County during the year 2000. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-589 From Lamont Pitts, submitting a claim for damages allegedly sustained to his automobile while parked at Dineen Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-590 From Law Offices of Hans A. Buehler, submitting a claim in behalf of Dawn Maurice, for injuries and damages allegedly sustained when involved in an accident with a bus that is contracted by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-592 From Washington Law Offices, submitting claims in behalf of Eddie Banks, Quincy N. Banks and Eddie Banks, Jr. for injuries and damages allegedly sustained due to the violation of civil rights, false arrest and discrimination while at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-599 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Edward Arndt, for reimbursement of payment made for alleged damages sustained to his automobile due to an accident that occurred on June 22, 2001, involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-600 From Mark Knigge, submitting a claim for damages allegedly sustained to his automobile while parked in the juror parking lot. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-611 From the Law Offices of Thomas M. Jacobson, S.C. and Action Law Offices, S.C., submitting a claim in behalf of Tiffany Slade and Richard Bettencourt, parents of Devin Slade, for injuries and damages allegedly sustained to their son as a result of negligence and wrongful death when placed in a foster home. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-612 From Louise A. Body, submitting a claim for property damages allegedly sustained when her keys were removed from her desk at the Milwaukee County Mental Complex. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-613 From Daniel P. Nowacki, submitting a claim for damages allegedly sustained to his motorcycle that caused an accident due to road repairs being done in the vicinity of 76th St. and Northridge Lakes Blvd. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-614 From Lynn Short, submitting a claim for damages allegedly sustained to her automobile while parked in the juror's lot on 10th Street. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-618 From Director of Public Works, requesting authorization to allow for the dual filling of the following positions in the Department of Public Works Facilities Management: Carpenter, Carpenter Supervisor, Painter Supervisor and Mechanical Services Manager. **(Referred to Committee on Personnel)**
- 01-621 From Tyrone D. Wilson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-623 From Danette M. Santos, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-632 From Director of Public Works, regarding the assignment of airline gates, associated operations areas, ticketing areas, a bag claim room and hydrant fuel pits currently leased by United Airlines, Inc. (United) at General Mitchell International Airport to Air Wisconsin Airlines Corporation (Air Wis). **(Referred to Committee on Transportation, Public Works and Transit)**
- 01-643 From Stern & Ramthun, LLP, submitting a claim in behalf of Tyrone Wilson for injuries and damages allegedly sustained while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-644 From Miyaka L. Fusi, submitting a claim for injuries and damages allegedly sustained while riding the tube slide at Cool Waters in Greenfield Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-656 From Joy M. Kubusek, submitting a claim for injuries and damages allegedly sustained while attending the fireworks display at Grant Park on July 4, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-665 From Myron Wilson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-666 From Donald Buford, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-667 From Eric P. Daniel, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-668 From David Achenbach, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-672 From Tannetta Hughes, submitting a claim for property damages allegedly sustained due to the Milwaukee County's failure to complete the paperwork on a writ that was written but never cancelled. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-674 From Attorneys Brennan & Collins, submitting claims in behalf of Ilir Aliju, Besnik Sinani, Fekri Sinani and Fidani Sinani, for injuries and damages allegedly sustained when an airline jet was preparing for takeoff at General Mitchell International Airport and an excessive amount of debris was blown onto College Avenue and struck the automobile driven by the claimants. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-676 From the County Executive, requesting to permit employees who are called to active military duty during the War on Terrorism to receive the difference between their military pay and county pay for the period of time that the employee is on a military leave of absence. **(Referred to Committees on Finance and Audit and Personnel Committee)**
- 01-681 From Attorney Robert C. Lally, submitting a claim in behalf of Butters-Fetting Co., Inc. for payment of work performed at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-682 From Carol Anger, submitting a claim for damages allegedly sustained to her car when involved in an accident while on duty assigned to the Milwaukee County Sheriff's Department, Youth Services Division. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-683 From Charles R. Edson, submitting a claim for reimbursement of slip fees at McKinley Marina due to the excessive weed growth in the marina during July and August 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-704 From Todd C. Esser & Associates, submitting a claim in behalf of Stephan T. Hart and Carla A. Hart for injuries and damages allegedly sustained by Stephan while on a field trip at McCarty Park Pool on July 31, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-705 From Brandon Brazeau, submitting a claim for damages allegedly sustained to his automobile when debris from a Milwaukee County truck struck and cracked the windshield of his car while traveling eastbound on I-94. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-709 From the Director, Department of Parks, Recreation and Culture, requesting authorization to negotiate with the City of Milwaukee regarding transfer of Kilbourn Park to Milwaukee County and to report back regarding the proposed agreement to the Parks Committee and the County Board. **(Referred to Committee on Parks, Energy and Environment)**
- 01-717 Resolution by Supervisors Ordinans, Diliberti, Aldrich and others, authorizing and directing the Director of the Department of Parks, Recreation and Culture to develop a master plan for Milwaukee County's golf course system that will evaluate the condition of the infrastructure at each golf course, determine the costs of necessary repairs and improvements and provide a timeframe for completing the highest priority repairs, improvements and enhancements to ensure the golf course system remains competitive with other golf courses in southeastern Wisconsin. **(Referred to Committee on Parks, Energy and Environment)**
- 01-724 From South Town Points, Inc., requesting a grant of \$40,000 from the Economic Development Fund to pay costs related to the hiring of an Executive Director. **(Referred to Committee on Economic and Community Development)**
- 01-735 From Secure Insurance, submitting a claim under their subrogation rights of their insured, Nolas on the Lake (O'Donnell Park) for reimbursement of payment made for property damages allegedly sustained due to the sewer and water back up on September 16, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 01-737 From Lonnie L. Jackson, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 01-748 From Deputy Director, Northwest Side Community Development Corporation, submitting Survey Results -- Dineen Park and 65th Street School Study, dated October 2001. **(Referred to Committee on Parks, Energy and Environment)**
- 02-038 From Edward Cleveland, Jr., submitting a claim for the alleged loss of personal property while incarcerated at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-039 From Padway & Padway, Ltd. submitting a claim in behalf of Andrew Sata (a/k/a Timothy Tikkurri) for injuries and damages allegedly sustained as a result of an accident that occurred at the Milwaukee County Criminal Justice Facility on September 5, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-041 From Valerie L. Crowley, submitting a claim for damages allegedly sustained to her personal property as a result of an eviction conducted by the Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-042 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, David W. Poppe, for reimbursement of payment made for alleged damages sustained to his vehicle due to an accident occurring at Grant Park on October 31, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-064 From Law Offices of Thomas M. Jacobson, S.C., submitting a claim in behalf of Linda Domke for injuries and damages allegedly sustained when she was attacked in the parking lot of the Milwaukee County Mental Health Complex by a patient of the hospital. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-071 Resolution by Supervisor Krug, to direct the Director, Department of Human Resources, to explore the availability, desirability and feasibility of obtaining independent insurance or self-insured coverage for the cost of providing military pay differential and/or for the continuation of health and dental benefits for County employees who are reservists in the military and are called to active military service. **(Referred to Committee on Personnel)**
- 02-073 From Director of Audits, recommending revisions to the Milwaukee County Ethics Code. **(Referred to Committees on Finance and Audit and Judiciary, Safety and General Services)**
(a)(a)
- 02-075 Resolution by Supervisor Quindel, authorizing and directing the Director of the Department of Parks, Recreation and Culture to add a per-user cost estimate to analyses of park capital improvement projects submitted to the Milwaukee County Board of Supervisors. **(Referred to Committees on Finance and Audit and Parks, Energy and Environment)**

- 02-080 From the Sheriff, requesting the creation of one Sheriff's Department Bureau Director position for the newly created Airport Security Bureau and requesting abolishment of one Deputy Sheriff Sergeant position. **(Referred to Committees on Finance and Audit and Personnel, Department of Administrative Services and Division of Human Resources)**
- 02-082 From Director of Audits, submitting an Audit of Milwaukee County's Development and Adoption of 2001-2004 Wage and Benefit Package, dated April 2002. **(Referred to Committees on Finance and Audit and Personnel)**
- (a)(a)
- 02-084 From Daniel P. Kondos, S.C. Law Offices, submitting a claim in behalf of Josue Martinez for injuries and damages allegedly sustained when he was a passenger in a vehicle owned by the Milwaukee County Conservation Corp., which was involved in a collision with an uninsured motorist. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-085 From Patricia S. Tarver-Harris, submitting a claim for injuries and damages allegedly sustained when she was going through security on the Wells Street entrance of the Milwaukee County courthouse and put her purse through the security scanner and forgot to pick it up, when she returned, it was gone. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-086 From Tyrone D. Wilson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-116 From Kenneth L. McDade, Jr., submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-117 From Scott A. Slapp, submitting a claim for injuries and damages allegedly sustained due to the illegal arrest for operating under intoxication. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-128 From Daniel P. Kondos, S.C. Law Offices, submitting a claim in behalf of Brian Williams for injuries and damages allegedly sustained while a passenger in a vehicle owned by the Milwaukee County Conservation Corp. was involved in a collision with an uninsured motorist. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-129 An Ordinance by Supervisors McGuigan, Quindel, Jasenski and others, to amend Section 201.24(8.2) of the General Ordinances of Milwaukee County relating to the Milwaukee County Employees' Retirement System. **(Referred to Committee on Personnel and Pension Study Commission)**

- 02-132 From Jimmy L. Sinclair II, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-136 From County Executive, appointing Mr. Timm J. Armour to the Milwaukee County Commission for Persons with Disabilities for a term expiring July 31, 2003. Mr. Armour is replacing Susan K. Garcia. **(Referred to Committee on Health and Human Needs)**
- 02-137 From County Executive, appointing Ms. Catherine A. McCarthy to the Milwaukee County Commission for Persons with Disabilities for a term expiring on July 31, 2003. Ms. McCarthy is replacing Patrick Sullivan. **(Referred to Committee on Health and Human Needs)**
- 02-138 From County Executive, appointing Mr. Stanley Dzedzic to the Milwaukee County Commission for Persons with Disabilities for a term expiring on July 31, 2003. Mr. Dzedzic is replacing Morris C. Henderson, Jr. **(Referred to Committee on Health and Human Needs)**
- 02-139 From County Executive, appointing Barbara Leigh to the Milwaukee County Commission for Persons with Disabilities for a term expiring on July 31, 2003. Ms. Leigh is replacing Virginia Rydberg. **(Referred to Committee on Health and Human Needs)**
- 02-141 From Gerald S. Boisits Law Offices, submitting a claim in behalf of Christopher Nowicki for injuries and damages allegedly sustained while a passenger in a Milwaukee County-owned vehicle, which was involved in an accident occurring on November 16, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-142 From Sherry L. Jimenez, submitting a claim for damages allegedly sustained to her automobile from a Milwaukee County-owned snowplow. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-144 Resolution by Supervisor Quindel, requesting state legislation to establish by statute the size of the County Board at 13 members. **(Referred to Committee on Intergovernmental Relations)**
- 02-151 From Director, Economic Development Division, forwarding an application from Kids World Child Care Centers, Inc. requesting Economic Development grant funding in the amount of \$40,000 for development of a playground area for the child care center. **(Referred to Committee on Economic and Community Development)**

- 02-152 Report from the Committee on Intergovernmental Relations, referred 3/21/02, recommending adoption of an amended resolution urging the Governor and Wisconsin Legislature to modify or rescind Section 59.17(1)(a) of the Wisconsin Statutes so that Milwaukee County shall be treated the same as all other Wisconsin counties in regard to the creation or abolishment of an elected county executive or an appointed county administrator; and other provisions as set forth in the resolution. **(Referred to Select Committee on County Government Structure and Procedures)**
- 02-153 From Nathaniel Peterson, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while a patient at the Milwaukee County Behavior Health Division. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-154 From National Spinal Cord Injury Association, requesting partial closing of Lincoln Memorial Drive for the annual Wheels & Heels Run to be held the evening of Thursday, July 18, 2002. **(Referred to Committee on Parks, Energy and Environment)**
- 02-157 From Inspector, Sheriff's Department, requesting creation of one position of Deputy Sheriff 1 to monitor the inmate phone system, insure functionality, report problems to Sprint and handle other duties specific to this assignment. **(Referred to Committees on Finance and Audit and Personnel, Department of Administrative Services and Division of Human Resources)**
- 02-159 From Charles L. Shears, submitting a claim for injuries and damages allegedly sustained while incarcerated in the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-160 From Gendlin & Liverman, S.C., submitting a claim in behalf of Frederick Larry for injuries and damages allegedly sustained when he slipped and fell on the marble floor inside the Milwaukee County Courthouse; and a claim in behalf of Delores Larry, spouse of Frederick Larry, for the alleged loss of love, society and companionship of her spouse. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-164 From Gendlin, Safran & Liverman, S.C., submitting a claim in behalf of Jeffrey Wilson for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle; and a claim in behalf of Tammy Wilson, spouse of Jeffrey Wilson, for the alleged loss of love, society and companionship of her spouse. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-174 From Director of Public Works, recommending that Chapter 4.31 of the General Ordinances of Milwaukee County be amended to give the Airport Director authorization to effectuate transactions which presently require County Board approval. **(Referred to Committee on Transportation, Public Works and Transit)**
- 02-186 From Law Offices of Robert A. Levine, submitting a claim in behalf of Estate of Salwa Hafez for wrongful and deliberate actions including but not limited to breach of pension contract and breach of fiduciary duty owed to the estate. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-198 From Latasha M. Kelly, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-200 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Tracy L. Cuda, for reimbursement of payment made for alleged damages sustained to her automobile due to an accident that occurred on January 31, 2002 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-201 From Attorney Robert L. Elliott, submitting a claim in behalf of Milwaukee County Non-Represented Employees for injuries and damages allegedly sustained due to the breach of contract by Milwaukee County relative to the benefits entitled under Sec. 17.184 of the General Ordinances by reason of the passage on or about February 21, 2002 of a certain Resolution/Ordinance which was modified effective March 15, 2002. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-204 From Executive Vice President, Milwaukee Public Museum, requesting to facilitate the repatriation of Native American human remains and an unassociated funerary object in compliance with the Native American Graves Protection and Repatriation Act of 1990. **(Referred to Committee on Parks, Energy and Environment)**
- 02-207 From Scott Petersen, submitting a claim in behalf of Andrea Barbier for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-208 From John C. Fenwick, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-209 From Wisconsin Electric/Wisconsin Gas, submitting a claim for damages allegedly sustained to their utility pole, located at the House of Correction, which was struck by a Milwaukee County-owned snowplow. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-210 From Michael L. Rodgers, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-212 From Executive Director, Urban Ecology Center, relative to the annual financial report as required by their lease for Riverside Park. **(Referred to Committee on Parks, Energy and Environment)**
- 02-220 Report from the Committee on Intergovernmental Relations, recommending adoption of a resolution by Supervisors Krug, Quindel and Diliberti, urging the Governor and Wisconsin Legislature to amend the Wisconsin Statutes and/or the Wisconsin Constitution pertaining to the elected offices of County Clerk, Treasurer, Sheriff, Clerk of Circuit Court and Register of Deeds in counties with a population of 500,000 or more. **(Referred back to Committee on Intergovernmental Relations on 5/23/02 as well as to the Committees on Finance and Audit and Judiciary, Safety and General Services and the Select Committee on County Government Structure and Procedures)**
- 02-222 From President/CEO, Innovative Alternatives to Incarcerations (IAI), recommending an automated, cost-effective home detention program to reduce costs associated with incarceration while improving the quality of information to judges and others in the Criminal Justice System. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-227 From Director of Parks, Recreation and Culture, requesting authorization to enter into a one year agreement with the South Shore YMCA for the operation of Grobschmidt Pool during 2002. **(Referred to Committee on Parks, Energy and Environment)**
- 02-237 From Deputy Inspector, Sheriff's Department, requesting authorization to enter into contract negotiations for consolidated inmate health care services at the Criminal Justice Facility (CJF) and the House of Corrections (HOC). **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-252 From Robert A. Koszewski, submitting a claim for injuries and damages allegedly sustained while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-253 From Jason Bui, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-255 From Badger Mutual Insurance Company, submitting a claim under their subrogation rights of their insured, Joseph Brown, for reimbursement of payment made for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-256 From Heather Hewitt, submitting a claim for injuries and damages allegedly sustained when she slipped on ice and fell in front of the Lake Park Office. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-257 From Scott A. Heimermann, submitting a claim for injuries and damages allegedly sustained due to the illegal arrest and imprisonment. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-269 From Robert F. Schlax, submitting a claim for damages allegedly sustained to his automobile when he turned onto northbound I894 and drove over 1 or 2 potholes. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-270 From Valerie A. Dabel, submitting a claim for injuries and damages allegedly sustained due to the nonpayment of back pay for child support that was due to her. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-271 From Law Offices of Robert A. Levine, submitting a claim in behalf of LeRoy B. Brown, III, for injuries and damages allegedly sustained due to the unlawful arrest, incarceration and civil rights violation. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-272 From Executive Director, Milwaukee Metropolitan Sewerage District (MMSD), requesting authorization to install antennas next to the existing telemetry panels at the remote sites located on or adjacent to Milwaukee County park property and other Milwaukee County properties. **(Referred to Committee on Parks, Energy and Environment)**
- 02-281 Report, referred back 9/5/02, recommending adoption of a resolution approving, in (a)(a) concept, the report submitted by the Fiscal and Budget Administrator, Director of Audits and County Board Director of Research regarding a proposed Department of Administrative Services, with certain exceptions. **(Referred to Committee on Finance and Audit)**
- 02-282 From Michael O. Morgan, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-283 From Bonnie Revie, submitting a claim for damages allegedly sustained to her automobile when a Milwaukee County sweeper threw rock and stone debris onto her car while she was driving on I-94 Interchange. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-284 From Attorney James T. Flynn, submitting a claim in behalf of Neil L. Jacobson for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-285 From Butterfly Furniture, submitting a claim for damages allegedly sustained as a result of not getting called as a defendant while appearing in court. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-286 From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Sylvia Van Witzenburg, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle on November 16, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-287 From Sarah A. Bell, submitting a claim for damages allegedly sustained to her automobile while parked at the Milwaukee County Mental Health Complex. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-290 From Niah Harris, submitting a claim for damages allegedly sustained to her vehicle caused by road tar. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-291 From Edward L. Barbee, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-292 From Cedric L. Williams, submitting a claim for injuries and damages allegedly sustained due to the misappropriation of Department of Corrections Form on record. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-293 Report, referred back 5/23/02, making no recommendation by reason of a tie vote in Committee on a motion to approve a resolution by Supervisor Arciszewski, authorizing and directing the Director of the Department of Parks, Recreation and Culture to raise the resident fee for Juniors and establish a non-resident fee for Adults at Hales Corners pool for 2002 and to use the additional revenue for operating the pool. **(Referred to Committee on Parks, Energy and Environment)**

- 02-295 From George L. Wilson, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-296 From Attorneys Schmidt, Martz & Smith, Ltd, submitting a claim in behalf of Nicholas L. Bast for injuries and damages allegedly sustained due to the treatment received when arrested by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-297 From Attorneys Gimbel, Reilly, Guerin & Brown, submitting a claim in behalf of James Wilson for injuries and damages allegedly sustained due to the wrongful termination by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-298 From Attorneys Gimbel, Reilly, Guerin & Brown, submitting a claim in behalf of Susan Medina for injuries and damages allegedly sustained due to the wrongful termination by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-299 From Attorneys Gimbel, Reilly, Guerin & Brown, submitting a claim in behalf of Robin Pena-Booker for injuries and damages allegedly sustained due to the wrongful termination by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-300 From Attorneys Gimbel, Reilly, Guerin & Brown, submitting a claim in behalf of Judith Schiera for injuries and damages allegedly sustained due to the wrongful termination by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-301 From Attorney Patrick T. Earle, submitting a claim in behalf of Michael F. Brown for injuries and damages allegedly sustained due to the wrongful arrest by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-303 From Cudahy Sportmen's Club, according to lease requirements, informing of the Club's intentions to replace their current Clubhouse trailer with a newer model. **(Referred to Committee on Parks, Energy and Environment)**
- 02-313 From Director of Public Works, submitting the Milwaukee County Pest Control/Pesticide Management Program Annual Report for CY 2001. **(Referred to Committee on Parks, Energy and Environment)**

- 02-314 From Villa Terrace Decorative Arts Museum, requesting the closing of Lincoln Memorial Drive on Saturday evening, July 20, 2002 for approximately one hour as part of the Villa Terrace Garden Gala. **(Referred to Committee on Parks, Energy and Environment)**
- 02-322 Resolution by Supervisor Arciszewski, creating a task force to study the feasibility of a discount recreation/culture pass for Milwaukee County's senior citizens. **(Referred to Committee on Parks, Energy and Environment)**
- 02-324 From Fiscal and Budget Administrator, Department of Administration, Director of Audits and County Board Director of Research, submitting an analysis of a prospective conversion to a biennial budget process and analysis of the fund transfer process. **(Referred to Committee on Finance and Audit)**
- (a)(a)
- 02-325 From the County Executive, recommending adoption of an ordinance to amend Section 17.99(2)(b) and (c) of the General Ordinances of Milwaukee County relating to the salaries of the Milwaukee County Supervisors and the Chairman of the Milwaukee County Board beginning in the 2004 term of office. **(Referred to Committee on Personnel and Special Committee on Redistricting)**
- 02-326 From Acting Director of Human Resources, submitting a resolution/ordinance creating Section 17.105 of the General Ordinances of Milwaukee County in order to provide for the performance awards for incumbents of positions not included in the Executive Compensation Plan. **(Referred to Committee on Personnel)**
- 02-335 From Robert Behling, submitting a claim for damages allegedly sustained to his property when a tree from a Milwaukee County park fell on his fence. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-336 From Law Office of Alan D. Eisenberg, submitting a claim in behalf of Suzanne C. Pfeiffer for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-337 From Law Office of Alan D. Eisenberg, submitting a claim in behalf of Cynthia J. Hughlett for injuries and damages allegedly sustained as a result of the false arrest and malicious prosecutions due to the issuance of false citations. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-338 From Secretary, Cudahy Lions Club, requesting approval to change the name of Cudahy Park to Cudahy Lions Park. **(Referred to Committee on Parks, Energy and Environment)**

- 02-343 From Attorney Kathleen E. Hume, submitting a claim in behalf of the Estate of Lee Richard French, for injuries and damages allegedly sustained resulting from the treatment and lack of treatment received with the Milwaukee County Department of Mental Health's South Side Community Support Group, which directly resulted in his death. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-346 From Clerk of Circuit Court/Director of Court Services, requesting creation of one position of Deputy Court Clerk/Judicial Assistant and abolishment of one vacant position of Network Technician Specialist. **(Referred to Committees on Finance and Audit and Personnel, Department of Administrative Services and Division of Human Resources)**
- 02-350 From Attorney John C. Possi, submitting a claim in behalf of Allstate Insurance Co. for payment made to their insured, Timothy Welch, for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-351 From Attorney David Pifer, submitting a claim in behalf of Jeanie Carr for damages allegedly sustained due to her child day care certification being revoked with prior opportunity for a hearing and without providing her accurate information about her appeal right. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-352 From Stan Gordon, submitting a claim for reimbursement of back rent that was due to him through a contract with Milwaukee County's Rent Assistance Program. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-367 Resolution by Supervisors Krug, Ordinans, Quindel and others, urging the Governor and Wisconsin Legislature to amend Section 59.10(2) of the Wisconsin Statutes to grant authority to the County Board to reduce its size from 25 members to 17 members prior to the 2004 elections and declaring that the County Board will reduce its size from 25 members to 17 members should such legal authority be granted. **(Referred to Committee on Intergovernmental Relations and Committee of the Whole)**
- 02-372 Resolution/Ordinance by Supervisors Holloway, Schmitt, Zielinski, and others, creating a County Board Committee on Audit, Rules and Procedures. **(Referred to Committees on Finance and Audit and Judiciary, Safety & General Services)**
- 02-374 From Attorney Gerald R. Turner, submitting a claim in behalf of Pablo Rios for injuries and damages allegedly sustained when he slipped and fell in the shower at the Community Correctional Center. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-375 From Robert Kimbrough, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-377 Resolution/Ordinance by Supervisor Weishan, amending Chapter 69.02 of the General Ordinances of Milwaukee County relating to parking prohibition in designated areas of county trunk highways. **(Referred to Committee on Transportation, Public Works and Transit)**
- 02-389 Resolution by Supervisors McCue, Diliberti and Schmitt, to request the County Civil Service Commission to convene a work group to examine Civil Service Rules, Milwaukee County Code of General Ordinances and Code of Ethics and to make recommendations to amend any provisions that would address conflicts in the hiring, promotion and discharge of County service employees or any other revisions deemed desirable. **(Referred to Committee on Personnel)**
- 02-392 From Julie Batley, submitting a claim for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-393 From John Korinek, submitting a claim for water damage caused when the main municipal sewer overflowed into the basement at the premises located at 332 N. Milwaukee Street, Milwaukee, WI 53202. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-399 From Anthony Lopez, submitting a claim for the alleged loss of personal property while working in the Milwaukee County Medical Examiner's office. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-401 From the Acting Director, Department of Human Services, submitting a copy of the Adult Services Division Master Plan for Persons with Physical and Developmental Disabilities & Sensory Impairments. **(Referred to Committee on Health and Human Needs)**
- 02-403 Resolution/Ordinance by Supervisor Diliberti, to create the Committee on Finance, Audit and Personnel. **(Referred to Committees on Finance and Audit, Personnel and Judiciary, Safety and General Services)**
- 02-404 From Lonnie Jackson, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-405 From Attorney David Pifer, submitting a claim in behalf of Felicia King for damages allegedly sustained due to her child day care certification being revoked without prior opportunity for a hearing and without providing her accurate information about her appeal right. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-408 From Karen Szyszko, submitting a claim for injuries and damages allegedly sustained when she slipped and fell on a patch of ice at the O'Donnell Parking Structure. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-409 From the Law Office of Alan D. Eisenberg, submitting a claim in behalf of Michael J. Mangan for damages allegedly sustained due to the Milwaukee County Sheriff's Department illegally detained and imprisoned claimant and deprived claimant of his civil rights. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-410 From Victor J. Fowler, submitting a claim for damages allegedly sustained to his motorcycle while parked at the Milwaukee Lakefront. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-416 Ordinance by Supervisors Bailey, De Bruin, Diliberti and Krug to amend Chapter 9 of the General Ordinances of Milwaukee County relative to campaign contributions by County elected officials and employees. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-417 From Wallace Burks, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-418 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Wesley E. Pichler, for reimbursement of payment made for the alleged damages sustained to his automobile from paint overspray occurring at I-43 under W. Lincoln Avenue. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-419 (a) From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Clark & Cindy Blachly, for reimbursement of payment made for the alleged damages sustained to their automobile from an accident occurring on July 16, 2002. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-420 From Robin Perkins Saffold, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-421 From Anderson R. McCormick, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-422 From Law Offices of Daniel P. Kondos, S.C., submitting a claim in behalf of Matthew Antoniewicz for injuries and damages allegedly sustained while walking up the steps of the Brady Street Bridge. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-424 From Jim Meyer, submitting a claim for damages allegedly sustained to his automobile when struck by a golf ball that was hit from the Lincoln Golf Course. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-425 From Mary Ann Kopp, submitting a claim for injuries and damages allegedly sustained when she slipped and fell at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-430 From Jean Trimble, submitting a claim for damages allegedly sustained to her automobile when a Milwaukee County-owned vehicle was parked next to her car and the driver's side door was wide open and resting on the passenger side door of her vehicle while parked in a private sector parking lot. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-431 From the Law Offices of Eisenberg, Weigel, Carlson Blau & Clemens, S.C., submitting a claim in behalf of Milos Lazarevic for injuries and damages allegedly sustained while traveling in the cross walk on North 60th Street when a Milwaukee County-owned vehicle struck him due to the walk signal not operating at the time of the accident. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-432 From the Law Offices of Eisenberg, Weigel, Carlson Blau & Clemens, S.C., submitting a claim in behalf of Jane Lazarevic for injuries and damages allegedly sustained due to the past and future loss of consortium of her husband, Milos Lazarevic. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-433 From Kenneth P. Skowronski, submitting a claim for property damage allegedly sustained to the office building at 11113 W. Forest Home Ave., Franklin, WI when a stone from a Milwaukee County-owned lawn mower cracked the window. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-438 From William R. Garrett, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-439 From the Law Offices of Thomas M. Jacobson, S.C., submitting a claim for injuries and damages allegedly sustained when she was attacked at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-440 An Ordinance by Supervisor Zielinski, to amend Section 17.99 of the existing Milwaukee County General Ordinances (MCGO) to equate the compensation of the chairperson of the County Board of Supervisors to that of other county supervisors and to amend the scheduled revision of Section 17.99 of the MCGO to establish a revised compensation schedule effective after the 2004 elections for the chairperson and the county executive. **(Referred to Committees on Finance and Audit and Personnel)**
- 02-441 An Ordinance by Supervisors Zielinski, McCue, Agnos and Borkowski, to amend Section 17.99 of the existing Milwaukee County General Ordinances (MCGO) to establish compensation for the chairperson of the County Board of Supervisors as equal to a county supervisor's pay plus \$5,000 and to amend the scheduled revision of Section 17.99 of the MCGO to establish a revised compensation schedule effective after the 2004 elections for the chairperson and the county executive. **(Referred to Committees on Finance and Audit and Personnel)**
- 02-442 From the County Executive, submitting a resolution to provide office space to a Citizen's Review Panel appointed by the County Executive to review the operations of County government. **(Referred to Committee on Finance and Audit)**
- 02-443 Resolution by Supervisors Zielinski, McDonald, Cesarz and Agnos, to place a referendum question on the November 2002 election ballot asking, "Do you support compensating the position of Milwaukee County Supervisor at a level that reflects a determination that this shall be a part-time position?" **(Referred to Committee on Finance and Audit)**
- 02-444 Resolution by Supervisor Zielinski, authorizing the Sheriff's Department to work with the Department of Administration, Department of Audit and County Board staff to produce an analysis that will indicate the total fiscal effects on both revenues and expenditures of reducing the number of Deputy Sheriffs assigned to patrol Milwaukee County's expressways from 65 to 57 and reducing the number of expressway patrol sectors from seven to six and expressing the opposition of the Milwaukee county Board of Supervisors to any such reductions pending the results of the analysis. **(Referred to Committees on Finance and Audit and Judiciary, Safety and General Services)**
- 02-445 Resolution by Supervisor Zielinski, expressing the strong support of the Milwaukee County Board of Supervisors for preservation of the Milwaukee County Sheriff's Department's helicopter program provided that a means of funding the program without the use of County property tax levy can be identified. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-453 From Claudia R. Cody, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while in the custody of the Milwaukee Sheriff's Department at the Milwaukee Mental Health Complex. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-454 From Katherine I. Barber, submitting a claim for injuries and damages allegedly sustained due to the treatment received during an encounter with a Milwaukee Sheriff's Department deputy at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-457 Resolution by Supervisor De Bruin, opposing construction of additional lanes on I-94 from Zoo Interchange to the Marquette Interchange as proposed in the Southeastern Wisconsin Regional Planning Commission (SEWRPC) Regional Freeway System Reconstruction Study. **(Referred to Committee on Transportation, Public Works and Transit)**
- 02-460 From American Family Insurance Group, submitting a claim in behalf of their insured, Carol J. Nelson, for reimbursement of payment made for alleged damages sustained to her automobile due to an accident occurring at E. Good Hope Road on June 21, 2002. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-461 From Attorney James T. Flynn, submitting a claim in behalf of M.C.R, a minor, for injuries and damages allegedly sustained resulting from the alleged trauma and emotional distress while in the care and custody of Milwaukee County and one of its agents: also, submitting a claim in behalf of Susan M. Robinson, mother of M.C.R., for compensation due to the alleged emotional distress and loss of the society and companionship of her daughter. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-462 From Luis Osorio, submitting a claim for damages allegedly sustained to his property due to an oak tree on county property falling on his garage roof. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-464 Resolution by Supervisor Coggs-Jones, providing that the County review the unused County-owned land near North 12th and West Vliet Streets to determine which land is not needed for future County use and recommend disposition of any surplus land that may be suitable for new housing. **(Referred to Committee on Economic and Community Development)**
- 02-484 From Kristine Hipp, submitting a claim for damages allegedly sustained to her automobile when she drove over a pothole at the entrance to the Bayshore Mall. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-486 From Attorney David Pifer, submitting a claim in behalf of Godella Petty for damages allegedly sustained due to her child day care certification being revoked without prior opportunity for a hearing. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-487 From Sara Chaplock, submitting a claim for damages allegedly sustained to her automobile while parked in the employee lot at Noyes Pool. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-489 From Robert C. Rice, submitting a claim for damages allegedly sustained to his automobile when a tree located on Milwaukee County grounds had fallen on his car. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-495 From Alan Silvers, submitting a claim for damages allegedly sustained to his aircraft when it taxied into a snow bank left on the taxiway at Timmerman Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-499 From Richard J. and Alice T. Stanula, submitting a claim for damages allegedly sustained to their automobile when the gate down on top of their car as they were entering the parking lot at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-500 From Sarah A. Voth, submitting a claim for injuries and damages allegedly sustained when she fell on loose gravel on the asphalt while riding her bicycle in Lake Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-501 From Alton Enterprises, LLC, requesting Brownfield Redevelopment grant funding for the property located at 2625 South Greeley Street in the Bay View section of the City of Milwaukee. **(Referred to Committee on Economic and Community Development)**
- 02-505 From Du Juan K. Brookshire, submitting a claim for the alleged loss of personal property after his resignation from the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-507 From David A. Nowicki, submitting a claim for payment of attorney fees while in the process of challenging the guardian ad litem statute as unconstitutional. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-508 From Attorneys Green, Kapsos & Riley, S.C., submitting a claim in behalf of Laron Anthony Ball, Jr. and Arron Adiran Ball (minor children of Laron Ball) for the alleged loss of companionship of their father, who was in the custody of Milwaukee County Sheriff's Department, which led to the shooting death of Laron Ball. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-510 From the Sheriff, requesting creation of 20 Licensed Practical Nurse (Sheriff) Pool positions to be used as part of the nursing staffing necessary to provide health care at the Jail and the House of Correction. **(Referred to Committees on Finance and Audit and Personnel, Department of Administrative Services and Division of Human Resources)**
- 02-512 From the Law Offices of Alan D. Eisenberg, submitting a claim in behalf of James Mitchell and the Estate of Lamont Mitchell for injuries and damages allegedly sustained to Lamont Mitchell due to the treatment and lack of treatment received at the Milwaukee Criminal Justice Facility resulting in his death. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-513 From Daniel F. Webb, submitting a claim for damages allegedly sustained due to the false arrest by Shorewood police and held in the Milwaukee County Jail. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-515 From Acting Director of Public Works, submitting an overview and status report of the Moss-American Superfund site. **(Referred to Committee on Parks, Energy and Environment)**
- 02-522 From the Wisconsin Legislative Audit Bureau, submitting a copy of the Audit Summary of Milwaukee County Government, dated September 2002. **(Referred to Committee on Finance and Audit)**
- 02-524 From Wausau Insurance Company, submitting a claim under their subrogation rights of their insured, Dianne Frostman-Messier, for reimbursement of payment made for the alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-526 From Peter Greenfield, submitting a claim for injuries and damages allegedly sustained while riding on an escalator at General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-544 From Ameritech, submitting a claim for property damage allegedly sustained when Milwaukee County workers severed a toll cable while removing wood chips at 1300 Lincoln Memorial Drive. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-545 From Cramer, Multhauf & Hammes, LLP, submitting a claim in behalf of Richard George Worth for loss of property and property damage allegedly sustained as a result of activities undertaken by Milwaukee County and the City of Glendale. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-555 (a)(a) From Acting Director, Department of Human Services, notifying of a request from W-2 agencies to be paid rent and a recommendation for authorization to execute agreements with W-2 agencies containing rent payments from the County or to execute a lease agreement with a leasing agent for contingency space. **(Referred to Committee on Health and Human Needs)**
- 02-558 From Susan C. Lau, submitting a claim for property damages allegedly sustained due to an unknown eviction by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-559 From Michael Brezgel, submitting a claim for the alleged loss of personal property while going through the Milwaukee County Courthouse security screening area. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-560 From Director of Human Resources, submitting a copy of the Milwaukee County Workforce Analysis for the Year Ending December 2001. **(Referred to Committee on Personnel)**
- 02-564 From de la Mora & de la Mora, submitting a claim in behalf of Diane Rosenthal for injuries and damages allegedly sustained when she was struck by a golf ball at Noyes Golf Course. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-565 From Renee Lewis, submitting a claim for injuries and damages allegedly sustained while bicycle riding through Esterbrook Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-566 From Charles C. Brown, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-568 From Jeffrey S. Hynes & Associates, S.C. submitting a claim in behalf of Debra Gratke for injuries and damages allegedly sustained due to the emotional harm caused by a Milwaukee County Deputy Sheriff on I-43 northbound at or near the Milwaukee County/Ozaukee County line. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-569 From Thomas E. Otto, submitting a claim for injuries and damages allegedly sustained by him as a result of the wrongful death of his father, Emil H. Otto. **(Referred to Committee on Judiciary, Safety and General Services)**

- 02-575 Resolution by Supervisor Endries, authorizing and directing the Director of Audit and the Director of the Human Resources Division to assess the organizational structure, including the realignment of staff responsibilities, modification of classifications and compensation for administrative positions in the Department of Parks, Recreation and Culture. **(Referred to Committee on Finance and Audit)**
- 02-579 From Edmund Chojnacki, submitting a claim for damages allegedly sustained to his vehicle when a Milwaukee County truck was driving on the shoulder of I-94 and throwing up stones. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-580 From Timber Wolf Preservation Society, Inc., submitting a claim for property damage allegedly sustained when a tree from the Root River Parkway had fallen onto the perimeter fence in their yard. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-581 Report, referred back 12/19/02, recommending adoption of a resolution by Supervisors Broderick and Aldrich, to name the community center at Gordon Park the Podell Pavilion. **(Referred to Committee on Parks, Energy and Environment)**
- 02-599 Resolution by Supervisor Cesarz, urging the Governor and Wisconsin Legislature to amend Section 59.10(2) of the Wisconsin Statutes to grant authority to the County Board to reduce its size prior to the 2004 elections. **(Referred to Committee on Intergovernmental Relations)**
- 02-613 From Anthony C. Thomas, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 02-632 From Grant Park Commons, LLC, relative to an encroachment issue concerning a parcel of land that runs along the southern boundary of Grant Park in South Milwaukee. **(Referred to Committee on Parks, Energy and Environment)**
- 03-041 From The Shellow Group, submitting a claim in behalf of Estate of James Spinn for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Mental Health Complex resulting in the wrongful death of James Spinn. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-042 From Jeff Soderstrom, submitting a claim for damages allegedly sustained to his automobile when he drove into 3 barricades the County had out to close the on ramp for southbound US 41. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-043 From Donald D. Marshall, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-044 From Dakota Intertek Corp. submitting a claim for payment of the alleged professional services performed for the first quarter of 2002 at the Franklin Landfill and Doyme Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-045 From Guttormsen, Hartley, Guttormsen & Wilk, LLP, submitting a claim in behalf of Patricia A. Moran for injuries and damages allegedly sustained when she tripped over a raised sign base at General Mitchell International Airport; and a claim in behalf of Frank A. Moran, husband of Patricia, for the loss of society and companionship. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-046 From Cleo Harris, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-058 From Urban Taylor & Stawski, Ltd, submitting a claim in behalf of Mary Angeli for injuries and damages allegedly sustained when she fell while attempting to embark a Midwest Express airline at General Mitchell International Airport; and a claim in behalf of William Angeli, husband of Mary, for loss of his wife's consortium and services he provided. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-059 From Anderegg & Mutschler, LLP, submitting a claim in behalf of Karen L. Mutschler for injuries and damages allegedly sustained on property owned and operated by General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-062 From Angela F. Vanetta, submitting a claim for damages allegedly sustained to her automobile when she struck a pothole in the road while approaching the I-43 on ramp. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-085 Resolution by Supervisor T. Johnson, urging the Wisconsin Legislature and the Governor to amend the Wisconsin Statutes to provide for the imposition of a limit of two consecutive four-year terms on the office of Milwaukee County Executive. **(Referred to Committee on Intergovernmental Relations)**
- 03-101 From the Law offices of Alan D. Eisenberg, submitting a claim in behalf of Cletus S. Long, III for injuries and damages allegedly sustained due to the false arrest by a Milwaukee County Sheriff's Deputy. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-103 From Attorney Kevin T. Roach, submitting a claim in behalf of State Farm Mutual Automobile Insurance Company, and its insured Sylvia Vanwittenburg, for injuries and damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle on November 17, 2001. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-109 Resolution by Supervisor Mayo, to provide sufficient funds to enable the Pension Study Commission to fulfill its legal obligations. **(Referred to Committees on Finance and Audit and Personnel)**
- 03-110 Resolution by Supervisor McCue, to place an advisory referendum question on the April 2003 election ballot asking "Do you support establishing the position of Milwaukee County Supervisor as a part-time position with a part-time salary?" **(Referred to Committee on Finance and Audit)**
- 03-113 Report from the Committee on Health and Human Needs, referred 2/20/03, recommending adoption of a resolution by Supervisors Quindel, Coggs-Jones, Aldrich and W. Johnson, expressing opposition to the proposed budget submitted by the State of Wisconsin Department of Workforce Development that recommends severe cuts and the elimination of prevention programs that had received Temporary Assistance to Needy Families (TANF) funds. **(Referred to Committee on Intergovernmental Relations)**
- 03-115 From Mark B. Brown, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-116 From Edward D. Smith, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-118 From Joshua Betka, submitting a claim for damages allegedly sustained to his automobile while parked in the employee parking lot at Noyes Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-119 From Dameon Highshaw, submitting a claim for personal property damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-120 From Darrick J. Tate, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-135 Report from the Committee on Parks, Energy and Environment, recommending adoption of a Resolution by Supervisors Diliberti, Zielinski and Quindel, authorizing and directing the Department of Administrative Services to process a fund transfer from account WP018-Milwaukee Kickers Soccer Complex Land Purchase to a new account for the potential purchase of land located on the City of Milwaukee's south side for soccer field development. **(Referred back to Committee on Personnel on 3/20/03 and to Committee on Finance and Audit)**
- 03-136 Resolution by Supervisors McCue, Endries and Cesarz, urging the Public Service Commission to deny approval of Wisconsin Energy's plans to build three 600 megawatt, coal-fired plants in Oak Creek. **(Referred to Committees on Parks, Energy and Environment and Intergovernmental Relations)**
- 03-140 From Hilda M. Saunders, submitting a claim for the alleged loss of personal property while a patient at the Milwaukee County Behavioral Health Division. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-143 From John Krusick, submitting a claim for payment of compensation due to him as a result of negligence on the part of the Register of Deeds sending the wrong birth certificate. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-144 From Attorney Ellen M. Escalera, submitting a claim in behalf of De Vonne Berry for injuries and damages allegedly sustained due to the revocation of certification as a child day care provider. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-146 From Stadler & Centofanti, LLC, submitting a claim in behalf of Aisha Sykes for injuries and damages allegedly sustained due to the treatment and lack of treatment received while a patient at Milwaukee County Mental Health Division; also submitting a claim in behalf of Mernathan Sykes, mother of Aisha, for damages allegedly sustained due to the loss of companionship of her daughter. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-148 From Alaark Tooling & Automation, Inc., submitting a claim for damages allegedly sustained to their company truck when it was towed illegally by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-149 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Gerald Schubert, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on January 15, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-156 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a claim in behalf of Zubair Mian for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-160 Resolution by Supervisor Quindel, authorizing and directing the Director of Public Works and the Director of the Economic Development Division to investigate a possible exchange of Aurora's land at 7620 Honey Creek Parkway for a parcel or parcels of land at the Milwaukee County Grounds for the siting of Aurora's proposed hospice. **(Referred to Committees on Parks, Energy and Environment and Economic and Community Development)**
- 03-161 Resolution by Supervisor White, expressing support for the Southeastern Wisconsin Regional Planning Commission (SEWRPC) preliminary recommended regional freeway system reconstruction plan which calls for modernizing the freeway system with design and safety improvements and further supporting continued planning for certain recommendations of the study addressing the need for constructing additional lanes on some segments of the freeway system. **(Referred to Committee on Transportation, Public Works and Transit)**
- 03-162 Resolution by Supervisor De Bruin, expressing support for the Southeastern Wisconsin Regional Planning Commission (SEWRPC) preliminary draft regional freeway system reconstruction plan to modernize the freeway system with design and safety improvements but opposing any plans for adding lanes to any segment of the freeway system within Milwaukee County. **(Referred to Committee on Transportation, Public Works and Transit)**
- 03-166 From Attorney Joe A. Goldberger, submitting a claim in behalf of Julian C. Taagen for injuries and damages allegedly sustained while walking along the bike and recreation path that extends from Estabrook Park to McKinley Marina. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-168 From Robert Dlugopolski, submitting a claim for damages allegedly sustained to his car when he was driving eastbound on Good Hope Rd. and drove over a piece of concrete that was raised. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-178 From Brenda Brown, submitting a claim for reimbursement of her 1997 amended homestead claim that was denied. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-194 Resolution by Supervisor Mayo, to implement a procedural process that would provide sufficient oversight for the review and adoption of any recommended changes to pension provisions contained in a County employee wage and benefit package proposal. **(Referred to Committee on Finance and Audit and Personnel)**

- 03-195 Resolution/Ordinance by Supervisor McDonald, to remove the ability for future elected county officials to gain membership in and eligibility for accrual of deferred pension benefits as participants in the County Employees' Retirement System. **(Referred to Committee on Personnel)**
- 03-196 From the Sheriff, requesting adoption of a resolution and ordinance creating sections 63.036, 63.037 and 63.038 of the General Ordinances of Milwaukee County prohibiting truancy, chronic truancy and contributing to truancy and establishing penalties for same. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-204 Resolution by Supervisors Diliberti, W. Johnson and Borkowski creating a Mass Transit Advisory Board to provide transit users and other citizens with a formal avenue to present ideas and suggestions on transit matters. **(Referred to Committee on Transportation, Public Works and Transit)**
- 03-221 From Brian J. Lemoine, submitting a claim for injuries and damages allegedly sustained due to an un-amended court record within Milwaukee County Clerk of Courts Office for 17 years. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-222 From West Bend Mutual Insurance Company, submitting a claim under their subrogation rights of their insured, Willa M. and Harry Oden, for reimbursement of payment made for alleged damages sustained to their automobile as a result of an accident occurring on February 7, 2003 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-223 From Law Office of John H. Pellmann, submitting a claim in behalf of Continuum Architects & Planners, S.C. for payment of architectural, design and construction management services provided on the Milwaukee County Zoo, Lakeview Concessions stand project. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-224 From Berrada Properties, submitting a claim for property damage allegedly sustained to one of their buildings, which was damaged due to enforced entry by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-225 From Law Office of Alan D. Eisenberg, submitting a claim in behalf of Carmen Johnson-Ward for injuries and damages allegedly sustained as a result of being discriminated by the Milwaukee County Sheriff's Department because of her religious beliefs and observances as a Muslim while appearing in court at the Milwaukee County Safety Building. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-233 Resolution by Supervisor Zielinski, urging the Wisconsin Legislature and the Governor to adopt legislation to require medical service providers to make available medical fee schedules which would list different types of medical procedures and their costs and urging the State to review existing medical data to determine if that data could be reproduced in a consumer-usable format. **(Referred to Committee on Intergovernmental Relations)**
- 03-237 Resolution by Supervisor Krug, endorsing the concept of consolidating the Department of Parks, Recreation and Culture and Department of Public Works to provide more efficient and streamlined operations, and authorizing and directing the Department of Parks, Recreation and Culture, Department of Public Works, Department of Administrative Services, Department of Administrative Services – Division of Human Resources, Department of Audit and County Board staff, as well as any other departments that they may need to assist them, to prepare a report specifying how this concept should be implemented as of October 1, 2003. **(Referred to Committees on Transportation, Public Works and Transit and Parks, Energy and Environment)**
- 03-237 Report, referred back 4/17/03, recommending adoption of an amended resolution by Supervisor Krug, providing, among other things, that the Department of Parks, Recreation and Culture and Department of Public Works to provide more efficient and streamlined operations, and authorizing and directing the Department of Parks, Recreation and Culture, Department of Public Works, Department of Administrative Services, Department of Administrative Services – Division of Human Resources, Department of Audit and County Board staff, as well as any other departments that they may need to assist them, to jointly prepare a report delineating how this potential collaboration/consolidation of services between the Department of Parks, Recreation and Culture and the Department of Public Works could potentially be implemented as of January 1, 2004. **(Referred to Committee on Parks, Energy and Environment)**
- 03-238 Resolution by Supervisor Krug, authorizing and directing the Director of Economic Development to prepare an analysis on whether the Parks Administration Building should be sold for commercial use based upon the structure of the proposed consolidation of the Parks Department and the Department of Public Works, if the Parks Department is relocated to another site as part of this consolidation. **(Referred to Committee on Economic and Community Development)**
- 03-239 From Chudnow Law Offices, submitting a claim in behalf of Josephine Marchese for damages allegedly sustained when she was mistreated and misled by the County in an attempt to appoint state guardianship over her financial affairs. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-241 From Robert LeSure, submitting a claim for the alleged loss of personal property while incarcerated at the Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-244 From Chair, O'Donnell Park Committee, submitting details for a "Sensory Garden" in the north area of O'Donnell Park. **(Referred to Committee on Parks, Energy and Environment)**
- 03-250 From Anthony C. Thomas, submitting a claim for injuries and damages allegedly sustained when his automobile was rear ended by a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-251 Resolution by Supervisors Quindel and Borkowski, expressing the support of the Milwaukee County Board of Supervisors for We Energies' proposal to construct three new coal-fired power plants in the City of Oak Creek and urging the Public Service Commission to approve the We Energies proposal. **(Referred to Committees on Parks, Energy and Environment and Intergovernmental Relations)**
- 03-257 Resolution/Ordinance by Supervisor McCue, to prohibit County employees from being in a position where they would supervise a relative or be supervised by a relative related by blood or marriage. **(Referred to Committee on Personnel)**
- 03-267 From Charles Wilson, submitting a claim for injuries and damages allegedly sustained as a result of the altered trial transcripts discovered after his trial testimony on December 14, 2002. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-269 From Redevelopment Authority of the City of Milwaukee, submitting a claim for damages allegedly associated with petroleum investigation and remediation costs it encountered in the so-called Sealman Block (block bounded by North 7th St., West Highland Avenue, North 8th St. and West Juneau Avenue). **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-270 From Charlton Morgan & Joy Ltd, submitting a claim in behalf of Karin Kitchen for injuries and damages allegedly sustained when she slipped and fell into an approximate seven-inch hole adjacent to a sewer grate. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-273 From Brenda Brown, submitting a claim for reimbursement of her homestead payment that was allegedly denied due to foreclosure on her property. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-274 From Nayda Rivera, submitting a claim for damages allegedly sustained to her automobile, which was parked under the I-94/43 expressway at National Ave., when concrete from the freeway above fell on her car and cracked the windshield. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-275 From Larry Victor Reid, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-276 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Howard & Susan Schoenfeld, for reimbursement of payment made for the alleged damages sustained to their automobile due to an accident that occurred on March 17, 2003 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-278 From George Tellis, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-282 From Laura Barton, submitting a claim for damages allegedly sustained to her automobile while attending an activity at the Zoofari Conference Center. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-283 From Anthony Young, submitting a claim for damages allegedly sustained to his automobile which was towed by the Sheriff's Dept. as a result of being abandoned on I I-94 Expressway near Ryan Road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-284 From Leon J. Gegere, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle occurring on April 7, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-285 From Florine Hicks, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment that she received at the Medical College of Wisconsin as a General Assistance Medical Program patient. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-297 Resolution by Supervisors Endries and McCue, urging the Public Service Commission to require We Energies to substantially reduce its plans to build three 600-megawatt, coal-fired plants in Oak Creek. **(Referred to Committees on Parks, Energy and Environment and Intergovernmental Relations)**
- 03-298 Resolution by Supervisors Weishan and Borkowski, authorizing and directing the Director of the Parks, Recreation and Culture to negotiate a 99-year lease for the berthing of the USS Des Moines at Veterans Park. **(Referred to Committee on Parks, Energy and Environment)**
- 03-299 From Acting Director of Public works, submitting the Milwaukee County Pest Control/Pesticide Management Program Annual Report for Calendar Year 2002. **(Referred to Committee on Parks, Energy and Environment)**

- 03-310 Resolution by Supervisors Mayo and T. Johnson, to revise County General Ordinance, Section 17.19, to reflect the changes in Federal Law that permit leave of absences for “inactive periods of training” for employees who are members of military reserves. **(Referred to Committee on Personnel)**
- 03-311 From Thomas Frisch, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while an inmate at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-318 From Thomas E. Zablocki, submitting a claim for punitive damages allegedly sustained due to the denial of a pension due him from the Employee Retirement System (ERS) of Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-319 From Daniel J. Morrisey, submitting a claim for damages allegedly sustained to his automobile as a result of highway construction not properly posted. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-321 From Nicole Herman, submitting a claim for damages allegedly sustained to her automobile when she drove over a large hole in the road on Highway 100 between Greenfield Ave. and Lapham St. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-322 From Dennis Oppenheim, submitting a claim for pecuniary damages allegedly sustained resulting from the breach of contract with Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-324 From Tawana Brinson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-325 From Damien J. Brooks, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-328 From Krawczyk, Duginski & Rohr, S.C., submitting a claim in behalf of Margaret Kovac (sister), Alyce Perla (mother) and the Estate of James Perla for injuries and damages allegedly sustained due to the negligent handling and supervision of the body of James Perla during his autopsy, which was conducted by the Milwaukee County Medical Examiner’s office. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-331 From Eddie L. Qualls, Jr., submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-332 From Michael F. Hupy & Associates, S.C., submitting a claim in behalf of Jackie Dejean for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-335 Resolution by Supervisor White authorizing Milwaukee County to become a member of the East Wisconsin Counties Railroad Consortium with the understanding that no financial contribution from Milwaukee County will be forthcoming or owed to the consortium as a condition of membership. **(Referred to Committee on Transportation, Public Works and Transit)**
- 03-355 From Rebecca Kerber, submitting a claim for damages allegedly sustained to her automobile when she swerved to avoid a metal object in the road while traveling westbound on 894. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-356 From Jean Steinbach, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle occurring on April 24, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-366 From Director of Audits, submitting an Audit Review of Wauwatosa School District's Reimbursement of Operating Costs of the Milwaukee County Department of Health and Human Services (MCDHHS) Schools for the 2001-02 School Year. **(Referred to Committee on Finance and Audit)**
- 03-369 From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, India R. Robinson, for reimbursement of payment made for damages allegedly sustained to his automobile as result of an accident involving a Milwaukee County-owned vehicle on August 15, 2002. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-371 From City of Wauwatosa, submitting a claim for damages allegedly sustained to a City of Wauwatosa vehicle when involved in an accident with a Milwaukee County-owned vehicle on February 4, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-374 From Di Pronio Law Office, submitting a claim in behalf of J.C. Bowe, Jr. for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on April 9, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-375 From Di Pronio Law Office, submitting a claim in behalf of Robert Scott for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on April 9, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-376 From Eggert & Cermele, S.C. submitting a claim in behalf of Milwaukee County Deputy Sheriff's Association for damages allegedly sustained due to Milwaukee County failing to pay retroactive wage payments to members of MDSA according to the 2001-2003 collective bargaining agreement in effect since March 21, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-378 From Marilka Velez, submitting a claim for damages allegedly sustained to her automobile, which was struck by a Milwaukee County-owned vehicle while parked on the Milwaukee County Zoo Grounds. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-379 From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Marilka Velez, for reimbursement of payment made for alleged damages sustained to her automobile on March 7, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-381 From Attorney Kevin T. Roach, submitting a claim in behalf of West Bend Mutual Insurance Co. and its insured, Tracey Doan, for damages allegedly sustained to the vehicle owned by Tracey Doan when it was struck by a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-401 From Samster, Konkel & Safran, LLC, submitting a claim in behalf of Doriann Pyant for damages allegedly sustained to her automobile as a result of an accident occurring on April 15, 2003 involving a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-402 From Rashed Rahman, submitting a claim for reimbursement of Notice of Entry of Judgment and fees filed in error. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-408 From the County Executive, appointing Donald K. Bulley to serve on the Milwaukee County Federated Library System Board for a term expiring December 31, 2003. Mr. Bulley is filling the vacancy created due to the recent death of Dr. Pedro Pedraza. **(Referred to Committee on Finance and Audit)**
- 03-426 From Virgil M. Smith, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-429 Resolution by Supervisor Coggs-Jones, calling on the Sheriff to insure that the Gun Reduction Interdiction Program is carried out throughout Milwaukee County and not just in the City of Milwaukee to prevent the appearance of a program based on “racial profiling”. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-430 From Veretta Porter, submitting a claim for damages allegedly sustained to her automobile when a tar substance splashed on her car as she was traveling northbound on Hwy. 41 under I-94. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-438 Resolution by Supervisors McDonald, Johnson, Cesarz and others, stating that the fiscal policy of Milwaukee County will be to enact a “property tax freeze” for the 2004 budget. **(Referred to Committee on Finance and Audit)**
- 03-441 From Emile Banks & Associates, LLC, submitting a claim in behalf of Tim Murray for injuries and damages allegedly sustained while at the General Mitchell International Airport. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-442 From 4 Star Printing, submitting a claim for the alleged breach of contract by Milwaukee County for printing services according to the terms and conditions listed in the Master Price Agreement. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-443 From Margaret Pena, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-444 Resolution by Supervisor Diliberti, approving a policy that a potential redistricting plan for 19 Supervisor districts be developed by an independent citizens redistricting panel that redraws Supervisory districts in the best interests of the citizens of Milwaukee County. **(Referred to Committee on Finance and Audit)**
- 03-445 Resolution by Supervisor Krug, stating that the fiscal goal of Milwaukee County will be to cap the County tax levy for the 2004 budget to the percentage change in the tax base due to new construction. **(Referred to Committee on Finance and Audit)**
- 03-449 A resolution by Supervisor Krug urging the Milwaukee County Executive to include an appropriation in the 2004 Recommended Budget for the Department of Parks, Recreation and Culture for gypsy moth treatments to prevent tree defoliation within the parks system and the community. **(Referred to Committee on Parks, Energy and Environment)**

- 03-458 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Darlene Mallett, for reimbursement of payment made for the alleged damage sustained to her automobile when she was exiting Lincoln Park and unsecured gate swung open and struck her vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-459 From Nicholas Jon Schulz, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-461 From Eggert & Cermele, S.C., submitting a claim for payment of legal services provided to Milwaukee County Deputy Sheriffs Thomas LaMothe and Charles Stowers in clearing them in any criminal wrongdoing for actions taken while on duty in the Criminal Justice Facility resulting in their having to use force to restrain a combative prisoner. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-462 From Dann C. Hoepfner, submitting a claim for damages allegedly sustained due to the wrongful arrest made on June 3, 2003. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-463 From Shirley Brockman, Executor for the estate of William J. Brockman, submitting a claim for injuries and damages allegedly sustained to her late husband who was a passenger in transit between the Midwest Dialysis Center and the Hillview Health Care facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-483 Report, referred back 9/24/03, recommending adoption of a resolution **REJECTING** the corrective action plan as recommended and urging the County Executive and the Finance and Audit Committee to re-evaluate the impact of the corrective action plan and develop alternatives for cost savings, if feasible. **(Referred to Committee on Parks, Energy and Environment)**
- 03-484 Resolution by Supervisor T. Johnson, amending Chapter 22 of County General Ordinances to require that up to half of revenue generated from the county sales tax shall be dedicated to fund the local share cost of the Milwaukee County Transit System thereby relieving mass transit from the annual budgetary pressures of competing for property tax dollars. **(Referred to Committee on Finance and Audit)**
- 03-488 From Inez Griffin, submitting a claim for damages allegedly sustained when she was denied access to the courts in the Milwaukee County Court House as well as the Safety Building. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-489 From Robert L. Fry, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-490 From Colleen M. Greene, submitting a claim for injuries and damages allegedly sustained when she slipped and fell at the Pulaski pool. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-491 Resolution by Supervisor Krug, authorizing and directing the Director of the Department of Parks, Recreation and Culture to explore contracting with private and/or non-profit organizations for the management of any park operations that the Department may eliminate or significantly reduce due to fiscal constraints. **(Referred to Committee on Parks, Energy and Environment)**
- 03-496 From Attorney Lynne A. Layber, submitting a claim in behalf of Kelly Vernon for injuries and damages allegedly sustained due to Milwaukee County Pension Board's decision of June 11, 2003 to offset claimant's pension benefits with her worker's compensation benefits. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-497 From Hills Legal Group, LTD, submitting a claim in behalf of Eileen Grubman for injuries and damages allegedly sustained when she fell at the Marcus Center for Performing Arts. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-498 From Attorney Christopher L. Zimmerman, submitting a claim in behalf of Pedro Ransbury for injuries and damages allegedly sustained as a passenger on a Milwaukee County House of Correction bus. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-499 From Yvette Shearer, submitting a claim for the alleged loss of personal property while visiting the Milwaukee County Zoo. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-500 From Cream City Foundation, submitting a claim for damages allegedly sustained and reimbursement of expenses paid out for a golf outing at Dineen Golf Course, which was later closed by Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-502 Resolution by Supervisor Krug, directing the Interim Director, Department of Health and Human Services-Behavioral Health Division, to study the feasibility of adopting a pharmaceutical formulary for treatment of the mentally ill. **(Referred to Committees on Health and Human Needs and Finance and Audit)**

- 03-506 From Mark Flessas, submitting a claim for damages allegedly sustained as a result of the loss of personal property while on trial in Judge Amato's court. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-507 From Gregory Gibson, submitting a claim for damages allegedly sustained due to his car being stolen off of the Martin Luther Kung Community Center parking lot. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-508 From Henry A. Tessmer & Associates, submitting a claim in behalf of Brady E. Sonnenberg for injuries and damages allegedly sustained due to unnecessary risk of bodily harm and extreme emotional distress in the courtroom while on jury duty. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-513 From Koch & Mcann, S.C., submitting a claim in behalf of Tyrell Scott for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-514 From Lynette M. Hegeman, submitting a claim for injuries and damages allegedly sustained when she slipped and fell while entering the Milwaukee County Courthouse. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-515 From Inez Griffin, submitting a claim for the treatment and lack of treatment received while visiting the Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-516 From Tyrone Battle, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-521 From Bessie Washington, submitting a claim for property damages allegedly sustained when a tree fell on her house that is located next to a small park/walk way on the south side of Lincoln Creek. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-522 From Dawayne R. Williams, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-548 From the Family of Linda Faye Grant, deceased, submitting a claim for injuries and damages allegedly sustained due to the failure of Milwaukee County to provide case management and supportive housing services resulting in the death of Linda Faye Grant. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-549 From Warshafsky, Rotter, T & Bloch, S.C., submitting a claim in behalf of Ashley A. Morris, a minor, for injuries and damages allegedly sustained when struck by a police car on August 30, 2002; and a claim in behalf of Ken and Debra Morris, parents, for past and future loss of society and companionship as a result of their daughter's injuries. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-561 From Patricia Warnke, submitting a claim for injuries and damages allegedly sustained due to her General Assistance Medical Program (G.A.M.P) Insurance being denied as a result of surgery and hospitalization taking place outside of Milwaukee County. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-563 From Allstate Insurance Co., submitting a claim under their subrogation rights of their insured, Ellen Zasada, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-564 From Brent J. Hajduch, submitting a claim for damages allegedly sustained to his automobile while parked at the Pulaski pool. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-565 From Eggert & Cermele, S.C. submitting claims in behalf of Lisa K. Ordonez for injuries and damages allegedly sustained when she slipped and fell at the Milwaukee County Safety Building; and in behalf of Jose M. Ordonez (husband) for the loss of consortium. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-566 From Attorney Colleen A. Foley, Legal Aid Society of Milwaukee, Inc., submitting a claim in behalf of Virginia Brown and David Campbell, for damages allegedly sustained from a Writ of Restitution improperly executed by the Milwaukee County Sheriff's Department. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-567 From Eggert & Cermele, S.C., submitting a claim in behalf of John Hepp for injuries and damages allegedly sustained when his employment contract with Milwaukee County House of Correction was breached. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-568 From Michael A. Martin, for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-569 From Fuchs, DeStefanis & Boyle, S.C. and O'Neill, Cannon & Hollman, S.C., submitting a claim in behalf of Geoffrey L. Bilda, James Fuerst and Gerald Rieder for damages allegedly sustained when both former and current members of the Milwaukee County Employees' Retirement System Pension Board breached their fiduciary duties and legal obligations to properly operate and administer the Retirement System according to law. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-570 From Michael A. Straughter, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-571 From Elizabeth M. Freuck, submitting a claim for damages allegedly sustained to her automobile while parked in the employee parking lot (known as the "Tory" lot). **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-572 From Rita Neal, submitting a claim for damages allegedly sustained to her automobile when a construction cone bounced up and hit her car while driving on US 45. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-573 From Lanier Law Offices, Ltd, submitting a claim in behalf of Evelyn Terry, for damages allegedly sustained due to the failure to act, breach of contract and failure to accept the change order by the Milwaukee County Arts Board. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-574 From Aiken & Sceptur, S.C., submitting a claim in behalf of Estate of James Spinn for injuries and damages allegedly sustained prior to his death; also submitting claims in behalf of Deana & Jamie Spinn, daughters of decedent, James Spinn, Jr., son of decedent, and Joyce A. Spinn-Carlson, mother of decedent, for the loss of society and companionship. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-575 From Valerie Thames, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-577 From Boucher Chevrolet, submitting a claim for damages allegedly sustained to one of their vehicles, which was involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-578 From Paul Muelrath, submitting a claim for damages allegedly sustained to his automobile, which was involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-579 From Shikora & Kaiser, LLP, submitting a claim in behalf of Robert Kimbrough for injuries and damages allegedly sustained due to the treatment and lack of treatment received which incarcerated the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-580 From George E. Frommell, submitting a claim for damages allegedly sustained to his automobile when he drove over a barricade that was lying flat on the road. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-598 Resolution by Supervisor Krug, to authorize and direct the Directors of the Department of Administrative Services and Division of Human Resources to retain an actuary to calculate Milwaukee County's accrued liability for retiree health care costs and to adopt a policy to earmark a portion of future land sale revenues to help pre-pay these post-retirement benefit costs. **(Referred to Committee on Finance and Audit)**
- 03-601 Resolution by Supervisor Zielinski, authorizing and directing the Director of the Department of Parks, Recreation and Culture to fill Park Maintenance Worker positions in January 2004, as provided in the 2004 Adopted Budget for Milwaukee County. **(Referred to Committee on Parks, Energy and Environment)**
- 03-625 From Jerome V. Metcalfe, Submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County House of Correction. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-627 From Progressive Northern Insurance Company, submitting a claim under their subrogation rights of their insured, Rebecca Olson, for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-628 From Law Offices of Pitts & Pitts, submitting a claim in behalf of Patricia A. Parker, for injuries and damages allegedly sustained as a result of trip and fall suffered while visiting the Wisconsin State Fair Park. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-629 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Wendy Wegner, for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**

- 03-630 From American Family Mutual Insurance Co., submitting a claim under their subrogation rights of their insured, Debra A. Simonis, for damages allegedly sustained to her automobile when concrete from the elevated structure of Highway Interstate 794 fell on her car while parked in a parking lot at 4th and St. Paul Avenue. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-631 From Pyramid Productions, submitting a claim for property damage allegedly sustained to a stage roof at the Milwaukee County Zoo. **(Referred to Committee on Judiciary, Safety and General Services)**
- 03-632 From Dwayne Burtin, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Referred to Committee on Judiciary, Safety and General Services)**
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On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** at 2:53 p.m. to **Thursday, May 27, 2004**, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee of the Whole

Holloway (Chair), Nyklewicz (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Quindel,
Mayo, White, Schmitt, Johnson, Weishan, Cesarz, Broderick, Clark, Devine,
Dimitrijevic, Rice, West, McCue

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

District	<u>Members of the Board</u>	Phone
1 st District	JAMES G. WHITE	264-3105
2 nd District	TONI M. CLARK	527-1266
3 rd District	GERRY P. BRODERICK	961-0124
4 th District	MARINA DIMITRIJEVIC	481-2323
5 th District	LEE HOLLOWAY	873-0132
6 th District	JOSEPH RICE	278-4243
7 th District	MICHAEL MAYO, SR.	445-3111
8 th District	RYAN P. McCUE	241-9884
9 th District	PAUL M. CESARZ	241-9882
10 th District	ELIZABETH M. COGGS-JONES	933-9018
11 th District	MARK A. BORKOWSKI	327-3177
12 th District	PEGGY WEST	647-1167
13 th District	WILLIE JOHNSON, JR.	962-2856
14 th District	RICHARD D. NYKLEWICZ, JR.	672-1998
15 th District	LYNNE DE BRUIN	778-0515
16 th District	JOHN F. WEISHAN, JR.	321-6669
17 th District	DAN DEVINE	329-9144
18 th District	ROGER H. QUINDEL	466-1558
19 th District	JAMES J. SCHMITT	778-0405

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED) THURSDAY, MAY 27, 2004

Milwaukee, Wisconsin, Thursday, May 27, 2004, 9:36 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16.

ABSENT: Clark, Coggs-Jones and Rice – 3.

REPORTS OF COUNTY OFFICERS

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-212

(Item No. 1) From County Executive, reappointing Ms. Patsy Delago to serve on the Long Term Care Council for a term expiring on November 2, 2007.

File No. 04-213

(Item No. 2) From County Executive, reappointing Supervisor Roger Quindel to serve on the Long Term Care Council for a term expiring on November 2, 2007.

File No. 04-214

(Item No. 3) From County Executive, reappointing Mr. Donald Natzke to serve on the Long Term Care Council for a term expiring on November 2, 2007.

Supervisors Coggs-Jones and Rice noted present.

The question was on confirmation.

Thereupon, **the foregoing reappointments WERE CONFIRMED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES** – 0. **EXCUSED:** Clark – 1.

PRESENTATION OF COMMUNICATIONS

04-6 Various Notices of Injury for injuries and damages allegedly sustained relating to Milwaukee Transport Services, Inc. buses. **Placed on file.**

04-9 From State of Wisconsin, Department of Natural Resources, submitting Public Notices of an Air Pollution Review for various entities located in Milwaukee County. **Placed on file.**

- 04-9 From Milwaukee Metropolitan Sewerage District, submitting an adopted resolution redefining the District boundary within the City of Oak Creek and a resolution redefining the District boundary within the City of Franklin. **Placed on file.**
- 04-9 From Kewaunee County Clerk, submitting an adopted resolution in opposition to AB868 which refers to the establishment of a new or the expansion of an existing livestock facility. **Placed on file.**
- 98-610 From President, North Point Lighthouse Friends, informing Milwaukee County (a)(b) that North Point Lighthouse Friends, Inc. intends to exercise its option to lease and restore the North Point Light Station facility, as described in an option to lease granted by Milwaukee County. **Referred to the Committee on Parks, Energy and Environment.**
- 03-323(a)(d) From Director of Economic and Community Development, requesting authorization to enter into an Intergovernmental Cooperation Agreement (ICA) between Milwaukee County and the Milwaukee Metropolitan Sewerage District concerning construction of the Milwaukee County Grounds Floodwater Management Facility. **Referred to the Committee on Economic and Community Development.**
- 04-154(a)(a) From Acting Fiscal and Budget Administrator, submitting the final report of 2003 carryovers to 2004. **Referred to the Committee on Finance and Audit.**
- 04-155(a)(a) From Acting Fiscal and Budget Administrator, regarding update on borrowing up to \$22 million from the State of Wisconsin Board of Commissioners of Public Lands Trust Fund Loan Program for the purpose of funding unfunded contribution variances to the Employees' Retirement System of the County of Milwaukee. **Referred to the Committee on Finance and Audit.**
- 04-161 From the Medical Examiner, requesting authorization to utilize the professional/administrative services of the Medical College of Wisconsin Affiliated Hospitals for the upcoming academic year. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-162 From Gatzke & Ruppelt, S.C. submitting a claim in behalf of Lori Storey for injuries and damages allegedly sustained when she slipped and fell at General Mitchell International Airport. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-163 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Sandra R. Ward, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle on December 31, 2003. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-164 From Michael J. Kearns, submitting a claim for damages allegedly sustained to his automobile while parked in the jurors' parking lot. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-165 From Mary A. Walgenbach, submitting a claim for injuries and damages allegedly sustained when she slipped and fell at General Mitchell International Airport. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-166 From Ferguson Enterprises, submitting a claim for damages allegedly sustained to their truck that was struck by a Milwaukee County snowplow. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-167 From Angela J. Reasby, submitting a claim for damages allegedly sustained to her automobile when she hit a large pothole in the road while traveling on 91st and Brown Deer Road. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-168 From Kohler & Hart, LLP, submitting a claim in behalf of Mark Harms for damages allegedly sustained when the Milwaukee County Sheriff's Department falsely arrested him. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-169 From Lisa Teichert, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County snowplow. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-170 From Kohler & Hart, LLP, submitting a claim in behalf of Jean Zdroik for damages allegedly sustained when the Milwaukee County Sheriff's Department falsely arrested her. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-171 From Cross Law Firm, S.C., submitting a claim in behalf of Tina Wicks for injuries and damages allegedly sustained when Milwaukee County violated the Wisconsin Fair Employment Act. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-172 From Latty Keodouangsy, submitting a claim for injuries and damages allegedly sustained when a large piece of concrete debris dropped from the Locust Street bridge and hit his automobile. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-173 From Desmond Jones, submitting a claim for damages allegedly sustained due to the wrongful eviction by the Milwaukee County Sheriff's Department. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-174 From J.W. Hutton, Inc. submitting a claim in behalf of Wausau Benefits, Inc. under their subrogation rights of their insured, Bryant and Gerald Hawkins, for reimbursement of payment made for alleged injuries sustained to Bryant at the Children Detention Center. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-175 From Piper & Schmidt, submitting a claim in behalf of Compcare Health Services Ins. Corp. under their subrogation rights of their insured, Karin Kitchen, for reimbursement of payment made for the alleged injuries and damages sustained to Karin on December 15, 2002. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-176 From Brian Lee Crawford, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-177 From Urban Taylor & Stawski, Ltd, submitting a claim in behalf of Estate of Elise A. Misuraco for fatal injuries and damages allegedly sustained when her vehicle struck a mattress that became disengaged from a trailer owned by Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services**
- 04-178 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a claim in behalf of Sharon & Paul Reinelt for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-179 From Sidney Earl Rushing, submitting a claim for damages allegedly sustained when he slipped and fell at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-180 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Sandra R. Ward, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-181 From City of Glendale, submitting a claim for damages allegedly sustained to a traffic signal which was struck by a Milwaukee County snowplow. **Referred to the Committee on Judiciary, Safety and General Services**
- 04-182 From Superintendent, House of Correction, requesting authorization to accept grant funds from the Bureau of Justice Assistance to enhance services at the Milwaukee County Community Justice Resource Center. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-183 From Superintendent, House of Correction, requesting authorization to amend the current Professional Service Contract with Wisconsin Community Service to increase expenditures by not more than \$71,100. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-184 From James O'Connor, submitting a claim for the alleged loss of personal property that was unlawfully taken by the Milwaukee County Sheriff's Department. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-185 From Legal Action of Wisconsin, Inc., submitting a claim in behalf of Emily Cole for injuries and damages allegedly sustained due to the denied revocation by Milwaukee County of the claimant's certification as a child care provider. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-186 From Legal Action of Wisconsin, Inc., submitting a claim in behalf of Wendy Bullocks for injuries and damages allegedly sustained due to the denied revocation by Milwaukee County of the claimant's certification as a child care provider. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-187 From Mayor, City of Wauwatosa, requesting, on behalf of the City of Wauwatosa, that Milwaukee County affirm and extend its previous guarantees regarding repayment of project bonds associated with Wauwatosa TIF #2, the Milwaukee County Research Park. **Referred to the Committee on Finance and Audit.**
- 04-188 From Deputy Corporation Counsel, recommending payment of \$19,051.66 from contingent funds in settlement of all claims of Josephine Marchese against Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services and Committee on Finance and Audit.**
- 04-189 From Deputy Corporation Counsel, requesting approval of payment in full settlement of a claim to Pyramid Productions in the amount of \$11,102.48. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-190 From Deputy Corporation Counsel, requesting approval of payment in full settlement of a claim to American Family Insurance Group in the amount of \$625. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-191 From Deputy Corporation Counsel, proposing a revision to Chapter 9 of the Milwaukee County Code of Ethics that governs Milwaukee County officials and employees. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-192 From Deputy Corporation Counsel, requesting approval of payment in full settlement of a claim to Allstate Insurance in the amount of \$2,633.25. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-193 From Deputy Corporation Counsel, requesting approval of payment in settlement of a claim to City of Wauwatosa in the amount of \$850.34. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-194 From Principal Assistant Corporation Counsel, proposing a settlement in the case of Milwaukee County v. Juneau County, *et al.* **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-196 From the Superintendent of Parks requesting authorization to grant permanent and temporary, limited easements to the State of Wisconsin-Department of Transportation and the City of Milwaukee to install a combined sewer in Carver Park. **Referred to the Committee on Parks, Energy and Environment.**
- 04-197 From the Superintendent of Parks, requesting authorization to enter into a one-year agreement with the YMCA of Metropolitan Milwaukee, Inc. for the operation of Hales Corners pool during 2004. **Referred to the Committee on Parks, Energy and Environment.**
- 04-198 From the Superintendent of Parks requesting authorization to enter into a ten-year use agreement with the Southeastern Hockey Association of Wisconsin (SHAW) to lease office and storage space in the Wilson Park Recreation Center. **Referred to the Committee on Parks, Energy and Environment.**
- 04-199 From the Superintendent of Parks requesting authorization to enter into a Use and Lease Agreement with Tosa Baseball League, Inc. for the purposes of using the baseball diamonds at Wisconsin Avenue Park and to construct improvements that will benefit the public at large. **Referred to the Committee on Parks, Energy and Environment.**
- 04-200 From the Superintendent of Parks requesting authorization to grant an easement to accommodate the modification of existing Milwaukee Metropolitan Sewerage District (MMSD) infrastructure within the Kinnickinnic River Parkway at Manitoba and South 35th Streets. **Referred to the Committee on Parks, Energy and Environment.**
- 04-201 From the Superintendent of Parks requesting authorization to grant easements for the construction of public utilities and infrastructure required to be relocated or constructed within the Kinnickinnic River Parkway between South 27th and South 35th Streets. **Referred to the Committee on Parks, Energy and Environment.**

- 04-202 From the Zoo Director, requesting authorization to grant a water main easement and partial release of an older easement to the City of Milwaukee for the construction of the Karen Peck Katz Conservation Education Center at the Zoo. **Referred to the Committee on Parks, Energy and Environment.**
- 04-203 From the Zoo Director, requesting authorization to execute a professional service contract with the William A. Jones Co. for the operation of high profile plastic injection vending machines at the Zoo for 2004, with options to renew in 2005 and 2006. **Referred to the Committee on Parks, Energy and Environment.**
- 04-204 From the Airport Director, requesting authorization to amend Airport Agreement No. HP-1391 with Jeff Bales at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-205 From the Airport Director, requesting authorization for the installation, operation, maintenance and management of a Wireless Local Area Network (WI-FI) Service Commission at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-206 From the Airport Director, requesting authorization to enter into a Preferential Use Lease Agreement, a Hydrant Fuel Agreement, and Jetbridge Use Agreement with Frontier Airlines, Inc. for Gate C-26. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-207 From the Department of Parks & Public Infrastructure requesting authorization to file applications and execute contracts on behalf of Milwaukee County with the State of Wisconsin Department of Transportation and U.S. Department of Transportation, Federal Transit Administration to aid in financing the sixth year of the Milwaukee County 2004/2005 Job Access Program, providing transportation services that close gaps between employee residence locations and employer worksites. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-208 From the Airport Director, requesting authorization that Paradies-Mark II, LLC not construct a fixed "computer port" station as part of their master concessionaire concepts. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-209 From the Acting Director of Parks and Public Infrastructure, requesting authorization to amend the new agreement with Renaissance Book Shop GMF, Inc. at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-210 From the Airport Director, recommending that Milwaukee County grant approval for Midwest Airlines, Inc. to sublease a portion of its hangar space to United Parcel Services at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-211 From the Airport Director, requesting authorization the parcels of land located in the City of Cudahy at 5243, 5255 and 5265 South Nicholson be declared surplus property in excess of Airport needs and authorize the Economic Development Office of Milwaukee County to dispose of these parcels. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-215 From County Board Chairman, requesting to reorganize the Milwaukee County Board's Public Information Office by abolishing, when vacant, two positions of Public Information Coordinator and one position of Receptionist, and creating one position each of Communications Director, Information Specialist (30 hours), Graphic Designer and Office Assistant (30 hours). **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-216 From Director of Administrative Services and County Board Fiscal and Budget Analyst, recommending amendment of the voluntary time off without pay ordinance, Section 17.176 of the Milwaukee County Code, so that a declaration of a fiscal emergency by the County Board would no longer be necessary, thereby providing eligible employees and department administrators greater flexibility to schedule work hours and achieve salary savings on an annual and on-going basis. **Referred to the Committee on Finance and Audit.**
- 04-217 From Director of Health and Human Services, requesting creation of two positions of Quality Assurance Technician and the positions of Administrative Coordinator (Financial Assistance), Support Services Program Coordinator, Technical Assistance Coordinator, Reading Literacy Specialist, Special Needs Coordinator and Instructional Educator Coach in the Department of Health and Human Services Economic Support Division. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-218 From County Executive, appointing Ms. Karen Avery to serve on the Long Term Care Council for a term expiring November 2, 2006. Ms. Avery will fill the vacancy created by the resignation of Mr. Lee Schultz. **Referred to the Committee on Health and Human Needs.**
- 04-219 From County Executive, appointing Ms. Irene Brown to serve on the Long Term Care Council for a term expiring November 2, 2006. Ms. Brown will fill the vacancy created by the resignation of Ms. Louise Yaffe. **Referred to the Committee on Health and Human Needs.**

- 04-220 From County Executive, appointing Mr. Jim Kimble to serve on the Long Term Care Council for a term expiring November 2, 2006. Mr. Kimble will fill the vacancy created by the resignation of Ms. Nancy Winkelmann. **Referred to the Committee on Health and Human Needs.**
- 04-221 From County Executive, appointing Ms. Rita Maher to serve on the Long Term Care Council for a term expiring November 2, 2006. Ms. Maher will fill the vacancy created by the resignation of Ms. Janet Alberti. **Referred to the Committee on Health and Human Needs.**
- 04-222 From County Executive, appointing Mr. Bob Pietrykowski to serve on the Long Term Care Council for a term expiring November 2, 2006. Mr. Pietrykowski will fill the vacancy created by the resignation of Mr. Fred Lindner. **Referred to the Committee on Health and Human Needs.**
- 04-223 From County Executive, appointing Ms. Rebecca McGill to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. McGill will fill the vacancy created by the resignation of Ms. Nellie Wilson. **Referred to the Committee on Health and Human Needs.**
- 04-224 From County Executive, appointing Ms. Genevieve Schroeder to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Schroeder will fill the vacancy created by the resignation of Eurdine Patterson. **Referred to the Committee on Health and Human Needs.**
- 04-225 From County Executive, appointing Ms. Mary Parish Gavinski, M.D. to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Gavinski will fill the vacancy created by the resignation of Mr. Bob Haffan. **Referred to the Committee on Health and Human Needs.**
- 04-226 From County Executive, appointing Mr. Ed Hida to serve on the Long Term Care Council for a term expiring November 2, 2005. Mr. Hida will fill the vacancy created by the resignation of Ms. Josephine Henderson. **Referred to the Committee on Health and Human Needs.**
- 04-227 From County Executive, appointing Ms. Patricia Taylor McManus to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Taylor McManus will fill the vacancy created by the resignation of Ms. Holly Beard. **Referred to the Committee on Health and Human Needs.**
- 04-228 From Director, Office for Persons with Disabilities, requesting authorization to amend the contract with Kindcare, Inc. for additional administrative duties in association with the 2004 Wil-O-Way Summer Camp. **Referred to the Committee on Health and Human Needs.**
- 04-229 From Acting Director, Veterans Service Office, requesting retroactive

authorization to apply for and accept, if approved, funding of a \$13,000 County Veterans Service Office Grant from the Wisconsin Department of Veterans Affairs. **Referred to the Committee on Health and Human Needs.**

- 04-230 From Associate General Counsel, City of Greensboro, submitting a claim in behalf of Terrel M. Heather for damages allegedly sustained to her laptop computer during the security screening at General Mitchell International Airport. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-231 From Milwaukee County Transit System, submitting a claim for damages allegedly sustained to one of their buses that was struck by a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-232 From Director of Economic and Community Development, requesting authorization to execute a contract with the Metropolitan Milwaukee Fair Housing Council for fair housing services required in the 2004 Community Development Block Grant program. **Referred to the Committee on Economic and Community Development.**
- 04-233 From Director of Economic and Community Development, recommending that the term of a Housing Organization Loan Fund loan held by Inner City Redevelopment Corporation be extended for 90 days and that the interest penalty be waived for the period of the extended term. **Referred to the Committee on Economic and Community Development.**
- 04-234 From Director of Economic and Community Development, requesting approval of the Citizen Participation Plan for the Community Development Block Grant and HOME programs for 2005-2009. **Referred to the Committee on Economic and Community Development.**
- 04-235 From Director of Economic and Community Development, requesting approval of Children's Hospital of Wisconsin purchase of a parcel of land on County Grounds currently under a long-term land lease from Milwaukee County. **Referred to the Committee on Economic and Community Development.**
- 04-236 From the Director, Department of Health and Human Services, requesting authorization to distribute 2004 funds for the Youths Sports Authority. **Referred to the Committee on Health and Human Needs.**
- 04-237 From the Director, Department of Health and Human Services, requesting authorization for the Behavioral Health Division to enter into a Professional Service Contract with Roeschen's Omnicare Pharmacy for the period June 1, 2004 through December 31, 2004 in an amount not to exceed \$2,700,000. **Referred to the Committee on Health and Human Needs.**

- 04-238 From the Director of Economic and Community Development recommending the lease of freeway land as surface parking located to the rear of 828 South 9th Street in the City of Milwaukee. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-239 From Director of Economic and Community Development: (a) recommending endorsement of the Master Plan and Design Guidelines, Milwaukee County Grounds, Northeast Quadrant, Economic Development Zone, by Kabala Washatko Architects, Inc.; (b) requesting authorization to work with the City of Wauwatosa to develop and advertise a Request for Qualifications for an entity to develop the Milwaukee County Grounds, Northeast Quadrant Economic Development Zone, and directing that the entity selected be presented to the County Board for approval; (c) requesting authorization to contract for services necessary to develop the site such as a survey and environmental assessments; and (d) requesting authorization to apply to the city of Wauwatosa for approval of zoning and a certified survey map. **Referred to the Committee on Economic and Community Development.**
- 04-240 From Director of Human Resources, submitting proposed Executive Compensation Plan Revisions. **Referred to the Committee on Personnel.**
- 04-241 From Michael F. Hupy & Associates, S.C., submitting a claim in behalf of Denny Peterson for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-242 From Attorney Russell Goldstein, submitting a claim in behalf of Louis Sengmanivoug for damages allegedly sustained as a result of money taken from him at the house where he was visiting by the Milwaukee County Sheriff's Department, who seized the money by virtue of a search warrant but was never charged with any offense. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-243 From Zimmerman & Steber Legal Group S.C. submitting a claim in behalf of Homeland Central Insurance Company under their subrogation rights of their insured, Tamara Mallett, for reimbursement of payment made for alleged damages sustained to her automobile which was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-244 From Director of Economic and Community Development, regarding request from Children's Hospital of Wisconsin for a pedestrian tunnel easement under 92nd Street on the County Grounds in Wauwatosa. **Referred to the Committee on Economic and Community Development.**

04-245 From Director, Department of Administrative Services and Director, Department on Aging, regarding financial impacts of alternatives for proposals to contract with the State as a Care Management Organization for the Family Care Program. **Referred to the Committee on Finance and Audit and Committee on Health and Human Needs.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-160

Resolution by Supervisor White, authorizing and directing the Director of Audits to initiate a formal audit of the County Executive – Office of Community Business Development Partners for the purpose of assessing the current state of the Milwaukee County Disadvantaged Business Enterprise (DBE) program and helping to identify any potential areas of improvement.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 04-195

Resolution by Supervisor White, declaring excess and authorizing negotiations for the sale to the City of Glendale of County parkland along the east side of the Milwaukee River for the development of a U.S. Postal Service Carrier Annex.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 13 items:

**File No. 04-217
(Journal, May 27, 2004)**

(Item No. 1) From Director of Health and Human Services, requesting creation of two positions of Quality Assurance Technician and the positions of Administrative Coordinator (Financial Assistance), Support Services Program Coordinator, Technical Assistance Coordinator, Reading Literacy Specialist, Special Needs Coordinator and Instructional Educator Coach in the Department of Health and Human Services Economic Support Division, by recommending adoption of a resolution creating two positions of Quality Assurance Technician, two positions of Administrative Coordinator (EESB) and one position each of Child Care Program Coordinator (Accreditation), Child Care Program Coordinator (Special Needs), Child Care Program Coordinator (Literacy) and Child Care Program Coordinator (Instruction), effective July 4, 2004, in order to provide the Department of Health and Human Services (DHHS) with

the staffing necessary to effectively address the certification, training and quality improvement needs of community-based Child Day Care providers. These positions are asterisked to be abolished if funding is no longer available in the future, as also recommended for approval by the Committee on Personnel, on 5/21/04, relating to the following classifications and rates of pay as recommended by the Division of Human Resources: 2 Quality Assurance Technician, pay range 15 (\$32,644 to \$35,802), 2* Administrative Coordinator (ESSB), pay range 27M (\$47,253 to \$54,747), 1* Child Care Program Coordinator (Accreditation) pay range 25 (\$44,898 to \$52,566), 1* Child Care Program Coordinator (Special Needs) pay range 25 (\$44,898 to \$52,566), 1* Child Care Program Coordinator (Literacy) pay range 25 (\$44,898 to \$52,566), and 1* Child Care Program Coordinator (Instruction) pay range 25 (\$44,898 to \$52,566).

A RESOLUTION

WHEREAS, the Director of the Department of Health and Human Services (DHHS) requests the creation of two positions of Quality Assurance Technician, one position of Administrative Coordinator (Financial Assistance), one position of Support Services Program Coordinator, and one position each in the newly created classifications of Support Services Program Coordinator, Instructional Educator Coach, Reading Literacy Specialist, Special Needs Coordinator, and Technical Assistance Coordinator in the Department of Health and Human Services Economic Support Division (ESD); and

WHEREAS, the DHHS Economic Support Division, per State Statutes, is charged with the responsibility of assisting eligible persons to obtain Food Stamps, Medical Assistance (Title XIX) and Child Day Care benefits in cooperation with the "Wisconsin Works" or W-2 program (which replaced the former Aid to Families with Dependent Children, or AFDC program); and

WHEREAS, with the implementation of W-2 in 1997, the responsibilities of the Child Day Care section increased dramatically, with the initial focus of the Child Day Care section centered on ensuring a sufficient quantity of care providers to meet the demand created by hundreds of former AFDC recipients entering the workforce (as required by W-2); and

WHEREAS, the 2004 Adopted Budget included a restructuring of the Child Day Care section to facilitate a greater emphasis on the quality of care being provided, with the restructuring consisting of the abolishment of 21 positions and the creation of 33 positions (17 funded, 16 unfunded), based on an assumed level of State Day Care Administration revenue expected to be available in 2004; and

WHEREAS, in February 2004, DHHS received notice from the State that an additional \$1.03 million of unbudgeted Day Care Administration revenue would be available to Milwaukee County in 2004, with the State directing that this revenue be used to deal with the certification, training and quality improvement needs of the community-based care providers who currently serve 24,000+ children in Milwaukee County; and

WHEREAS, in view of this additional unbudgeted revenue, a re-analysis of the staffing needs for the Child Day Care section was undertaken, resulting in the request to create an additional eight positions so as to enhance the County's ability to effectively meet the State's

directive for use of this funding; and

WHEREAS, DHHS specifically requests the creation of the following positions:

- Quality Assurance Technician (2 positions) - identifying and recouping erroneous overpayments to providers, preparing and presenting cases at Child Care administrative fair hearings, and coordinating activities with ESD's Change Call Center.
- Administrative Coordinator (Financial Assistance) – supervising Child Care Specialist staff who are responsible for monitoring the quality of Child Care providers; this position will also manage the Program Integrity (Fraud) area and supervise the Indigent Burial program.
- Support Services Program Coordinator – managing the day-to-day activities of the Child Care payment section and supervising the activities of the Interim Disability Assistance Program (IDAP), Electronic Benefits Transfer (EBT) issuance and Photo ID area.
- Technical Assistance Coordinator - providing on-site technical assistance and mentoring services to family and group Child Care providers.
- Reading Literacy Specialist - providing enhanced reading and literacy services to Child Care providers, enabling them to better instruct children in their care and thus meet the standards of quality Child Care.
- Special Needs Coordinator - coordinating activities related to the provision of Child Care services to children with special needs, reflecting DHHS's decision to maintain the Special Needs Child Care program in-house for (at least) the remainder of 2004.
- Instructional Educator Coach – developing methods and materials for coaching Child Care staff and providers; designing evaluation tools that utilize motivational methodologies along with assessment and outcome measures. The information gathered will be used to target the educational needs of care providers.

; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 20, 2004, recommended (vote 7-0) the creation of two positions of Quality Assurance Technician, pay range 15, one position of Administrative Coordinator (Financial Assistance), pay range 27M, one position of Support Services Program Coordinator, pay range 29M, one position of Instructional Educator Coach, pay range 26M, one position of Reading Literacy Specialist, pay range 25M, one position of Special Needs Coordinator, pay range 25M, and one position of Technical Assistance Coordinator, pay range 25M, effective July 4, 2004, with said positions asterisked for abolishment if funding is no longer available in the future, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on May 21, 2004,

recommended (vote 7-0) that the positions to be created be classified as two positions of Quality Assurance Technician, pay range 15, two positions of Administrative Coordinator (ESSB), pay range 27M, and one position each of Child Care Program Coordinator (Accreditation), Child Care Program Coordinator (Special Needs), Child Care Program Coordinator (Literacy) and Child Care Program Coordinator (Instruction), pay range 25, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Health and Human Services - Economic Support Division, effective July 4, 2004:

Org. Unit 8400 Dept of Health and Human Services - Economic Support Division

<u>Action</u>	<u>Title</u>	<u>NO. OF Positions</u>	<u>PAY Range</u>
CREATE	QUALITY ASSURANCE TECHNICIAN	2*	15
CREATE	ADMINISTRATIVE COORDINATOR (ESSB)	2*	27M
CREATE	CHILD CARE PROGRAM COORDINATOR (ACCREDITATION)	1*	25
CREATE	CHILD CARE PROGRAM COORDINATOR (SPECIAL NEEDS)	1*	25
CREATE	CHILD CARE PROGRAM COORDINATOR (LITERACY)		1*
	25		
CREATE	CHILD CARE PROGRAM COORDINATOR (INSTRUCTION)	1*	25

*These positions are asterisked to be abolished if funding is no longer available in the future.

File No. 04-215
(Journal, May 27, 2004)

(Item No. 2) From County Board Chairman, requesting to reorganize the Milwaukee County Board's Public Information Office by abolishing, when vacant, two positions of Public Information Coordinator and one position of Receptionist, and creating one position each of Communications Director, Information Specialist (30 hours), Graphic Designer and Office Assistant (30 hours), by recommending adoption of a resolution abolishing two positions of Administrative Secretary 3-Media and one position of Administrative Secretary-Receptionist, and creating one position of Administrative Secretary-Communications Director, one 30-hour position of Administrative Secretary-Information Specialist, one position of Administrative Secretary-Graphic Designer and one 30-hour position of Administrative Secretary-Office Assistant 3, effective May 31, 2004, in order to provide a more comprehensive approach to delivering the communications and support functions of the County Board. The Committee on Personnel, on 5/21/04, laid over the recommendation of the Division of Human Resources relating to the classifications and rates of pay for the aforementioned positions.

A RESOLUTION

WHEREAS, the County Board of Supervisors is seeking to implement a more comprehensive approach to delivering its communications and support functions; and

WHEREAS, the County Board has submitted a request to abolish three positions and create four positions; and

WHEREAS, these position actions will enable the Department to develop a strong Public Information Office team that provides quality backup services and will increase the amount and depth of communications and support services provided to the County Board; and

WHEREAS, these position actions will improve the quality of County Board informational materials and increase County Board visibility through the development of individual supervisor websites; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 20, 2004, recommended (vote 5-2) the abolishment of two positions of Administrative Secretary 3-Media and one position of Administrative Secretary-Receptionist and the creation of one position of Administrative Secretary-Communications Director, pay range 31M, one 30-hour position of Administrative Secretary-Information Specialist, pay range 23M, one position of Administrative Secretary-Graphic Designer, pay range 23M, and one 30-hour position of Administrative Secretary-Office Assistant 3, pay range 13M, effective May 31, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on May 21, 2004, **laid over** (vote 6-1) the recommendation of the Division of Human Resources regarding the classifications and rates of pay for the positions recommended for creation by the Committee on Finance and Audit; now, therefore,

BE IT RESOLVED, that the following positions are approved for the County Board, effective May 31, 2004:

Org. Unit 1000 – County Board

<u>Action</u>	<u>Title</u>	<u>No. of Pay</u>	<u>Positions</u>	<u>Range</u>
Abolish	Administrative Secretary 3-Media		2	27M
Abolish	Administrative Secretary-Receptionist		1	11M
Create	Administrative Secretary- Communications Director		1	*
Create	Administrative Secretary- Information Specialist (30 hours)		1	*
Create	Administrative Secretary-Graphic Designer		1	*
Create	Administrative Secretary-Office Assistant (30 hours)		3 1	* *

*The Committee on Personnel, at its meeting on May 21, 2004, **laid over** the recommendation of the Division of Human Resources regarding the classifications and rates of pay for the aforesaid positions recommended for creation.

**File No. 04-188
(Journal, May 27, 2004)**

(Item No. 3) From Deputy Corporation Counsel, recommending payment of \$19,051.66 from contingent funds in settlement of all claims of Josephine Marchese against Milwaukee County, by recommending adoption of a resolution approving the payment of \$19,051.66 to Josephine Marchese and her counsel in full settlement of all claims arising from the County's foreclosure on 1638 Cedar Street in the City of South Milwaukee. Further, authorizing and directing the Director of Administrative Services to transfer \$19,051.66 from the Appropriation for Contingencies to the appropriate account in order to pay the settlement costs arising out of Ms. Marchese's claim, as also recommended for approval by the Committee on Judiciary, Safety and General Services on 5/13/04.

A RESOLUTION

WHEREAS, Josephine Marchese formerly of 1638 Cedar Street in the City of South Milwaukee failed to pay property taxes on her home between 1993 and 2002 and because of such failure Milwaukee County foreclosed on her property; and

WHEREAS, after obtaining title, the County sold the property with the proceeds of the sale exceeding the back taxes and the costs of sale; and

WHEREAS, State Statutes allow the former owner to share in the proceeds of the sale if the former owner provides timely notice to the County of the intent to share; and

WHEREAS, the State Statutes require the County to strictly comply with the notice provisions and a Circuit Court Judge has determined that in this instance the County did not provide proper and adequate notice of the proceeds to Ms. Marchese; and

WHEREAS, with timely notice Ms. Marchese is entitled to \$19,051.66, which is approximately one-half of the net proceeds from the sale, and Corporation Counsel recommends that Ms. Marchese be paid that amount by Milwaukee County to comply with the order of the Circuit Court Judge and to settle all claims against Milwaukee County arising out of the foreclosure of Ms. Marchese's property; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on May 13, 2004, approved the recommended settlement (vote 7-0); and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 20, 2004, authorized the use of contingent funds for settlement of this claim (vote 7-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment of \$19,051.66 to Josephine Marchese and her counsel in full settlement of all claims arising from the County's foreclosure on 1638 Cedar Street in the City of South Milwaukee; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Administrative Services to transfer \$19,051.66 from the Appropriation for Contingencies to the appropriate account in order to pay the settlement costs arising out of Ms. Marchese's claim.

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-RECEIPT OF REVENUE "A" [A1), A2) AND A3)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT "B" [B1), B2), B3), B4), B5), B6) AND B7)].

**File No. 04-187
(Journal, May 27, 2004)**

(Item No. 6) From Mayor, City of Wauwatosa, requesting, on behalf of the City of Wauwatosa, that Milwaukee County affirm and extend its previous guarantees regarding repayment of project bonds associated with Wauwatosa TIF #2, the Milwaukee County Research Park, by recommending adoption of a resolution authorizing and directing Corporation Counsel to negotiate a further amendment to the Agreement for Cooperative Development of Research Park for the purpose of facilitating the development and construction of the GE Healthcare headquarters at the Research Park, consistent with the terms and conditions outlined in the resolution, in particular, the agreement of Milwaukee County to guarantee the due and punctual payment of the Project Bonds related to the financing incentives. Further, providing that prior to execution, the agreement shall be reviewed by, among others, the Department of Administrative services, County Board and Department of Audit staff to ensure that the terms and conditions set forth are consistent with the facts upon which the due diligence was performed.

A RESOLUTION

WHEREAS, Milwaukee County (County), the City of Wauwatosa (City) and the Milwaukee County Research Park Corporation (MCRPC) entered into an agreement on December 15, 1994, entitled "Agreement for Cooperative Development of Research Park" (Agreement); and

WHEREAS, the purpose of the Agreement was to facilitate development of the Research and Technology Park (Research Park) located on certain lands owned by the County and located within the boundaries of the City, by means of creating a Tax Incremental District (TID); and

WHEREAS, this agreement contained a schedule setting forth estimated costs of certain improvements and activities with respect to the Research Park, which costs were to be financed from proceeds of bonds and other debt instruments issued by the City in accordance with the Agreement and the TID statutes and laws (Project Bonds); and

WHEREAS, one of the requirements imposed upon and accepted by the County was a guarantee of due and punctual payments related to the Project Bonds if insufficient funds were available in the TID fund to make such payments; and

WHEREAS, the Agreement was amended in 1999 by the mutual consent of the parties to provide for additional improvements to the Research Park east campus in order to induce Alternative Living Services, Inc., to construct its corporate headquarters in that area of the Research Park; and

WHEREAS, that amendment included provisions for financing those additional improvements by means of Project Bonds, and the amendment further provided that Milwaukee County would guarantee the due and punctual payment of those additional Project Bonds, in accordance with Section III. 1 of the Agreement; and

WHEREAS, in order to induce GE Healthcare to locate the global headquarters of its IT division, eBusiness and ultrasound functions at the Research Park, the City of Wauwatosa has offered to assist GE Healthcare to finance the construction of the proposed headquarters and the

related structures and improvements by means of a development grant in the amount of \$15 million and a low-interest loan, to be secured by a second mortgage, in the amount of \$10 million, which assistance will be provided by the City and financed from the proceeds of additional Project Bonds; and

WHEREAS, the City of Wauwatosa has been advised by its financial advisors that if the County extends its previous guarantee to the approximate \$23 million project bond issuance a savings of up to one-half percent, or \$1 million over the life of the bonds could be achieved; and

WHEREAS, in order to provide the financial incentives hereinabove described and take other actions required for the development and construction of the GE Healthcare headquarters at the Research Park, it will be necessary to negotiate a further amendment to the Agreement, under the terms of which Milwaukee County would guarantee the due and punctual payment of the Project Bonds related to those financing incentives; and

WHEREAS, Department of Administrative Services, County Board and Department of Audit staff have, pursuant to Section 7.92 of the Milwaukee County Administrative Manual, undertaken the necessary due diligence procedures associated with the proposed \$23 million Project Bond loan guarantee by the County; and

WHEREAS, it is in the best programmatic and fiscal interests of Milwaukee County to cooperate with the other parties to the Agreement to negotiate a further amendment to the Agreement for the purpose of facilitating the development and construction of the GE Healthcare headquarters at the Research Park; now, therefore,

BE IT RESOLVED, that the Corporation Counsel is hereby authorized and directed to negotiate a further amendment to the Agreement for Cooperative Development of Research Park for the purpose of facilitating the development and construction of the GE Healthcare headquarters at the Research Park consistent with the terms and conditions outlined above and, in particular, including the agreement of Milwaukee County to guarantee the due and punctual payment of the Project Bonds related to the financing incentives; and

BE IT FURTHER RESOLVED, that prior to execution, the agreement shall be reviewed by, among others, Department of Administrative Services, County Board and Department of Audit staff to ensure that the terms and conditions set forth are consistent with the facts upon which the due diligence was performed.

**File No. 04-155(a)(a)
(Journal, May 27, 2004)**

(Item No. 7) From Acting Fiscal and Budget Administrator, requesting authorization to borrow \$18,627,012 from the State of Wisconsin Board of Commissioners of Public Lands Trust Fund Loan Program for the purpose of funding unfunded contribution variances to the Employees' Retirement System of the County of Milwaukee, by recommending adoption of a resolution providing that the County only borrow \$18,627,012 of the \$22,000,000 authorized from the State Lands Trust Fund for pension contribution variances and reducing the pension contribution

anticipated for 2004 to \$33.2 million based on recent actuarial results. Further, authorizing and directing the Director of Administrative Services to prepare a fund transfer to transfer \$2,000,000 of net savings from reduced pension contributions, less interest costs on the borrowing from the State Lands Trust Fund, to the Appropriation for Contingencies for fiscal needs in 2004.

A RESOLUTION

WHEREAS, in March, the County Board approved the borrowing of up to \$22 million from the State of Wisconsin Board of Commissioners of Public Lands Trust Fund (State Lands Trust Fund) for contribution variances that occurred in prior years due to payments to the pension plan being lower than actual required contributions; and

WHEREAS, recent calculations completed by the Employee Retirement System of Milwaukee County (ERS) actuaries will require the County to only use \$18,627,012 of these bond proceeds for prior year contribution variances; and

WHEREAS, the Department of Administrative Services is continuing to review options on borrowing the remaining funds from the State Lands Trust Fund, but is recommending only borrowing the \$18.6 million at this time; and

WHEREAS, the ERS actuaries also provided updated information on the 2004 contribution requirements that will require the County to only fund \$33.2 million to the pension fund instead of the \$35.5 million pension contribution that was budgeted; and

WHEREAS, the County will be able to reduce 2004 appropriated costs, on a net basis, by \$2 million by reducing the pension contribution by \$2.7 million offset by appropriating funds for interest costs of \$0.7 million, for 2004, for the cost of borrowing \$18.6 million from the State Lands Trust Fund; and

WHEREAS, the transfer of the net savings of \$2 million to the Appropriation for Contingencies could be used to provide additional resources for any fiscal issues that occur in 2004; and

WHEREAS, if, during the course of 2004, the \$2 million of savings is not needed for any fiscal issues that arise in 2004, the County Board could designate these funds as an additional contribution to the ERS pension plan, which would reduce pension costs for the next five years by \$0.5 million; now, therefore,

BE IT RESOLVED, that the County only borrow \$18,627,012 of the \$22,000,000 authorized from the State Lands Trust Fund for pension contribution variances; and

BE IT FURTHER RESOLVED, that the pension contribution anticipated for 2004 is reduced to \$33.2 million, based on recent actuarial results; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administrative

Services is hereby authorized and directed to prepare a fund transfer to transfer \$2 million of net savings from reduced pension contributions less interest costs on the borrowing from the State Lands Trust Fund to the Appropriations for Contingencies for fiscal needs in 2004.

File No. 04-12(a)(a)
(Journal, December 18, 2003)

(Item No. 8) Reference file established by the County Board Chairperson relative to reports from Departments regarding revenue deficits greater than \$75,000, by recommending adoption of a resolution authorizing and directing the Director of Audits to initiate a formal audit of the Department on Aging, including but not limited to the Family Care program, to determine what factors led to the deficit and to recommend what steps should be taken to improve the operation of the department. Further, that the Department of Administrative Services, in conjunction with the Department on Aging, provide the following reports to the Finance and Audit Committee beginning in June 2004, until such time that it is determined the reports are no longer necessary: (1) a monthly fiscal status report on the Family Care program operated by the Department on Aging; and (2) additional status reports that may be needed between scheduled committee meetings to ensure prompt notification of any material changes in the fiscal or programmatic operations of the Family Care program.

A RESOLUTION

WHEREAS, Family Care is a long-term care pilot program operating in selected Wisconsin counties under four federal Medicaid waivers and is intended to re-design the state's long-term support systems in order to: provide individuals better choices about their living arrangements and services they receive; improve access to services; improve quality of care including an emphasis on both health and social outcomes; and establish a system that will be cost-effective into the future; and

WHEREAS, the Department on Aging operates the Care Management Organization (CMO), which is responsible for administering Milwaukee County's Family Care pilot program; and

WHEREAS, the Family Care pilot in Milwaukee County is limited to providing eligible adults 60 years of age or older services including adult day care, supportive home care, transportation, accessibility equipment and home modifications, residential care services, money management, durable medical equipment, home health care, personal care, skilled nursing services, and skilled nursing home care; and

WHEREAS, in return for coordinating and managing these services, the CMO receives a capitated rate payment per member per month so that no tax levy funds are budgeted to operate the program; and

WHEREAS, on April 9, 2004 the Director of the Department on Aging notified the County Board that a \$1.2 million revenue shortfall for fiscal year 2003 was anticipated in the Department on Aging due to non-realized payment for persons receiving Family Care through

the CMO and the inability of the department to capture end of year revenue through a rate adjustment or through negotiated retroactive payments; and

WHEREAS, an additional \$3.3 million of inaccurate payments from 2000 to 2004 had been identified by the State Department of Health and Family Services (DHFS), but was still subject to further examination and negotiations; and

WHEREAS, on May 18, 2004, the County Board was notified by the Department of Administrative Services (DAS) that, using a "worst case" estimate, the Family Care CMO ended the 2003 Fiscal Year with an operating deficit of \$6 million, not the \$1.2 million previously reported to the Board; and

WHEREAS, it was also recently brought to the County Board's attention that the Department on Aging had drawn down approximately \$2 million in reserves at the end of the first quarter in 2003 generated through earlier capitation payments from the State to cover revenue shortfalls in the Family Care program for 2002; and

WHEREAS, neither the Department on Aging nor the Department of Administrative Services notified the County Board of the need to draw down the Family Care reserves or the details of the action plan required by the State to reestablish the working capital reserves for the pilot program; and

WHEREAS, in response to the Family Care deficit issues, the County Executive has recently transferred the fiscal oversight responsibilities for the Family Care program from the Department on Aging to the Department of Administrative Services; and

WHEREAS, a formal audit of the Family Care program, as well as other programs operated by the Department on Aging, may be useful in helping to determine the causes that has resulted in the departmental deficit; and

WHEREAS, until such time that an audit can be completed and the fiscal situation accurately assessed and corrected at the Department on Aging, it would be prudent to receive a monthly fiscal status report on the Family Care program; now, therefore,

BE IT RESOLVED, that the Director of Audits is authorized and directed to initiate a formal audit of the Department on Aging, including but not limited to the Family Care program, to determine what factors led to the deficit and to recommend what steps should be taken to improve the operation of the department; and

BE IT FURTHER RESOLVED, that the Department of Administrative Services, in conjunction with the Department on Aging, shall provide the following reports to the Finance and Audit Committee, beginning in June 2004, until such time that it is determined the reports are no longer necessary:

1. A monthly fiscal status report on the Family Care program operated by the Department on Aging.

2. Additional status reports that may be needed between scheduled committee meetings to ensure prompt notification of any material changes in the fiscal or programmatic operations of the Family Care program.

File No. 04-154(a)(a)
(Journal, May 27, 2004)

(Item No. 9) From Acting Fiscal and Budget Administrator, submitting the final report of 2003 carryovers to 2004, by recommending adoption of a resolution approving carryovers from 2003 to 2004 as recommended by the Department of Administrative Services and providing that \$1,022,264.21 in surplus bonds which are not eligible to be included in the determination of net surplus be contributed to the Debt Service Reserve, with the balance of \$1,132,757.68 to be used in the determination of the 2003 County surplus/(deficit).

A RESOLUTION

WHEREAS, SECTION 32.91(7) OF THE GENERAL ORDINANCES OF MILWAUKEE COUNTY REQUIRES THE DEPARTMENT OF ADMINISTRATIVE SERVICES (DAS) TO PREPARE A WRITTEN REPORT TO THE COMMITTEE ON FINANCE AND AUDIT INDICATING THOSE APPROPRIATION CARRYOVER REQUESTS CONCURRED WITH AND THOSE RECOMMENDED FOR DENIAL; AND

WHEREAS, THE FINANCE AND AUDIT COMMITTEE REVIEWS THE DEPARTMENT OF ADMINISTRATIVE SERVICES REPORT AND SUBMITS ITS RECOMMENDATIONS TO THE COUNTY BOARD; AND

WHEREAS, THE DEPARTMENT OF ADMINISTRATIVE SERVICES SUBMITTED ITS TENTATIVE RECOMMENDED CARRYOVERS TO THE FINANCE AND AUDIT COMMITTEE ON MARCH 11, 2004; AND

WHEREAS, UPON RECOMMENDATION OF THE FINANCE AND AUDIT COMMITTEE, THE COUNTY BOARD, ON MARCH 18, 2004, APPROVED THE CARRYOVERS FROM 2003 TO 2004 AS TENTATIVELY RECOMMENDED BY THE DEPARTMENT OF ADMINISTRATIVE SERVICES, WITH THE UNDERSTANDING THAT THE DEPARTMENT OF ADMINISTRATIVE SERVICES WOULD SUBMIT ITS FINAL RECOMMENDATIONS BY MAY 1, 2004 FOR CONSIDERATION BY THE FINANCE AND AUDIT COMMITTEE DURING THE COUNTY BOARD'S MAY MEETING CYCLE; AND

WHEREAS, the Department of Administrative Services submitted its Final Report of 2003 Carryovers to 2004 to the Finance and Audit Committee on April 30, 2004; and

WHEREAS, THE FINAL CARRYOVERS FOR 2003 TO 2004 INCLUDE \$7,272,652.73 IN APPROPRIATIONS AND \$8,798,362.88 IN RELATED REVENUES, AND \$63,298,471.05 OF CAPITAL IMPROVEMENT APPROPRIATIONS INCLUDING

CARRYOVERS FOR THE AIRPORT AND \$79,285,044.05 OF CAPITAL IMPROVEMENT REVENUES; AND

WHEREAS, recommended lapsed expenditure appropriations and revenues for the capital projects fund result in a potential net surplus available to the County's general fund of \$1,132,757.68 and a contribution to the County's Debt Service Reserve of \$1,022,264.21; now, therefore,

BE IT RESOLVED, that the carryovers from 2003 to 2004 recommended by the Department of Administrative Services and approved by the Finance and Audit Committee are hereby approved; and

BE IT FURTHER RESOLVED, that \$1,022,264.21 in surplus bonds which are not eligible to be included in the determination of net surplus shall be contributed to the Debt Service Reserve, with the balance of \$1,132,757.68 to be used in the determination of the 2003 County surplus/(deficit).

File No. 04-160
(Journal, May 27, 2004)

(Item No. 10) Resolution by Supervisor White, authorizing and directing the Director of Audits to initiate a formal audit of the County Executive – Office of Community Business Development Partners for the purpose of assessing the current state of the Milwaukee County Disadvantaged Business Enterprise (DBE) program and helping to identify any potential areas of improvement, by recommending adoption of the said resolution.

File No. 04-374(a)(a)
(Journal, October 30, 2003)

(Item No. 11) An adopted resolution calling for a report on possible privatization of County facilities and programs, by recommending adoption of a resolution receiving and placing on file a report dated 5/12/04 submitted by County Board staff and the Director of Audits.

File No. 03-583(a)(a)
(Journal, December 18, 2003)

(Item No. 12) An adopted resolution directing the Department of Administrative Services, in conjunction with County Board staff, to prepare an informational report to be submitted to the County Board by March 2004 outlining the financial and programmatic impact of a 1%, 3% or 5% reduction as of June 1 in all professional service and purchase of service contracts funded in the 2004 Milwaukee County Adopted Budget, as well as additional information, by recommending adoption of a resolution receiving and placing on file a report dated 5/10/04 submitted by the Director, Department of Administrative Services, and County board Fiscal and Budget Analyst.

**File No. 04-216
(Journal, May 27, 2004)**

(Item No. 13) From Director of Administrative Services and County Board Fiscal and Budget Analyst, recommending amendment of the voluntary time off without pay ordinance, Section 17.176 of the Milwaukee County Code, so that a declaration of a fiscal emergency by the County Board would no longer be necessary, thereby providing eligible employees and department administrators greater flexibility to schedule work hours and achieve salary savings on an annual and on-going basis, by recommending adoption of an ordinance amending Section 17.176 of the Milwaukee County Code as recommended by the Director of the Department of Administrative Services and County Board Fiscal and Budget Analyst.

AN ORDINANCE

To amend Section 17.176 of the General Ordinances relating to voluntary time off without pay.

The County Board of Supervisors of the County of Milwaukee does ordain as follows:

SECTION 1. Section 17.176 of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

17.176. Voluntary time off without pay ~~during a fiscal crisis.~~

~~In the event the county board adopts a resolution declaring a fiscal emergency,~~
~~employees will be~~ are allowed to request voluntary time off without pay, subject to the approval of the director of human resources. The appropriate appointing authority may recommend that the director of human resources approve or deny such requests, based upon workload, staffing requirements, budgetary constraints and other factors which are pertinent to the respective department. Employees shall not lose any benefits as a result of taking a voluntary time off without pay, including postponement of salary increments, continuation of insurance benefits, seniority and accrual of holiday time, sick allowance and vacation. No employee shall be allowed to take more than one hundred sixty (160) voluntary hours without pay in a calendar year and the position may not be filled during the employee's absence. This section shall not apply to employees who are represented by collective bargaining units unless it is incorporated into the respective collective bargaining agreement.

SECTION 2. This ordinance shall become effective upon passage and publication retroactive to January 1, 2004.

The foregoing report correctly states the action taken by the said committee at a meeting held May 20, 2004.

**RICHARD D. NYKLEWICZ, JR.
Chairman**

Supervisor Clark noted as present.

The question was on adoption.

SEPARATE ACTION was requested on items 2, 3 and 7.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Rice – 1.

Thereupon, Supervisor Weishan moved to refer **Item 2 back to the Committee on Personnel**.

Thereupon, the **MOTION FAILED TO PREVAIL** by the following vote:

AYES: Cesarz and Weishan – 2. **NOES:** Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, West, White and the Chairman – 16. **EXCUSED:** Rice – 1.

Supervisor Rice noted as present.

Supervisor Quindel moved to amend **Item 2, File No. 04-215** as follows:

ADD, after Line 29, the following WHEREAS clause:

“WHEREAS, the Director of Human Resources, in a communication dated May 13, 2004, recommended the following classifications and pay ranges for the positions recommended to be created:

Administrative Secretary-Office Assistant	13M
Administrative Secretary-Communications Director	31M
Administrative Secretary-Graphic Designer	23M
Administrative Secretary-Public Information Specialist	23M

; and”

AMEND lines 42-48 as follows:

Create	Administrative Secretary-Communications Director	1	<u>*31M</u>
Create	Administrative Secretary-Information Specialist (30 hours)	1	<u>*23M</u>
Create	Administrative Secretary-Graphic Designer	1	<u>*23M</u>
Create	Administrative Secretary-Office Assistant 3 (30 hours)	1	<u>*13M</u>

DELETE lines 51-53.

Supervisor Weishan moved to lay over **Item 2**.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Cesarz and Weishan – 2. **NOES:** Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **EXCUSED** – 0.

Thereupon, the motion to **AMEND ITEM 2 PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **NOES:** Cesarz and Weishan – 2. **EXCUSED** – 0.

Thereupon, **Item 1, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **NOES:** Cesarz and Weishan – 2. **EXCUSED** – 0.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **NOES:** Borkowski and Weishan – 2. **EXCUSED** – 0.

By Supervisor Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 7 items:

**File No. 04-218
(Journal, May 27, 2004)**

(Item No. 1) From County Executive, appointing Ms. Karen Avery to serve on the Long Term Care Council for a term expiring November 2, 2006. Ms. Avery will fill the vacancy created by the resignation of Mr. Lee Schultz, by recommending confirmation of the said appointment.

**File No. 04-219
(Journal, May 27, 2004)**

(Item No. 2) From County Executive, appointing Ms. Irene Brown to serve on the Long Term Care Council for a term expiring November 2, 2006.. Ms. Brown will fill the vacancy created by the resignation of Ms. Louise Yaffe, by recommending confirmation of the said appointment.

File No. 04-220
(Journal, May 27, 2004)

(Item No. 3) From County Executive, appointing Mr. Jim Kimble to serve on the Long Term Care Council for a term expiring November 2, 2006. Mr. Kimble will fill the vacancy created by the resignation of Ms. Nancy Winkelmann, by recommending confirmation of the said appointment.

File No. 04-221
(Journal, May 27, 2004)

(Item No. 4) From County Executive, appointing Ms. Rita Maher to serve on the Long Term Care Council for a term expiring November 2, 2006. Ms. Maher will fill the vacancy created by the resignation of Ms. Janet Alberti, by recommending confirmation of the said appointment.

File No. 04-222
(Journal, May 27, 2004)

(Item No. 5) From County Executive, appointing Mr. Bob Pietrykowski to serve on the Long Term Care Council for a term expiring November 2, 2006. Mr. Pietrykowski will fill the vacancy created by the resignation of Mr. Fred Lindner, by recommending confirmation of the said appointment.

File No. 04-223
(Journal, May 27, 2004)

(Item No. 6) From County Executive, appointing Ms. Rebecca McGill to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. McGill will fill the vacancy created by the resignation of Ms. Nellie Wilson, by recommending confirmation of the said appointment.

File No. 04-224
(Journal, May 27, 2004)

(Item No. 7) From County Executive, appointing Ms. Genevieve Schroeder to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Schroeder will fill the vacancy created by the resignation of Eurdine Patterson, by recommending confirmation of the said appointment.

File No. 04-225
(Journal, May 27, 2004)

(Item No. 8) From County Executive, appointing Ms. Mary Parish Gavinski, M.D. to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Gavinski will fill the vacancy created by the resignation of Mr. Bob Haffan, by recommending confirmation of the said appointment.

**File No. 04-226
(Journal, May 27, 2004)**

(Item No. 9) From County Executive, appointing Mr. Ed Hida to serve on the Long Term Care Council for a term expiring November 2, 2005. Mr. Hida will fill the vacancy created by the resignation of Ms. Josephine Henderson, by recommending confirmation of the said appointment.

**File No. 04-227
(Journal, May 27, 2004)**

(Item No. 10) From County Executive, appointing Ms. Patricia Taylor McManus to serve on the Long Term Care Council for a term expiring November 2, 2005. Ms. Taylor McManus will fill the vacancy created by the resignation of Ms. Holly Beard, by recommending confirmation of the said appointment.

**File No. 04-229
(Journal, May 27, 2004)**

(Item No. 11) From Acting Director, Veterans Service Office, requesting retroactive authorization to apply for and accept, if approved, funding of a \$13,000 County Veterans Service Office Grant from the Wisconsin Department of Veterans Affairs, by recommending adoption of a resolution approving the said request.

**File No. 04-228
(Journal, May 27, 2004)**

(Item No. 12) From Director, Office for Persons with Disabilities, requesting authorization to amend the contract with Kindcare, Inc. for additional administrative duties in association with the 2004 Wil-O-Way Summer Camp, by recommending adoption of a resolution approving the said request.

**File No. 04-237
(Journal, May 27, 2004)**

(Item No. 13) From the Director, Department of Health and Human Services, requesting authorization for the Behavioral Health Division to enter into a Professional Service Contract with Roeschen's Omnicare Pharmacy for the period June 1, 2004 through December 31, 2004 in an amount not to exceed \$2,700,000, by recommending adoption of a resolution approving the said request.

**File No. 04-236
(Journal, May 27, 2004)**

(Item No. 14) From the Director, Department of Health and Human Services, requesting authorization to distribute 2004 funds for the Youths Sports Authority, by recommending adoption of a resolution approving the said request.

**File No. 04-32(a)(d)
(Journal, December 18, 2003)**

(Item No. 15) Reference file established by the County Board Chairman, relative to Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services (DHFS), by recommending adoption of a resolution authorizing the Director, DHHS, to execute a 2004 Income Maintenance Contract Addendum with the State of Wisconsin that will provide \$408,802 to support the work of an Economic Support Unit to determine eligibility for the Family Care Program.

A RESOLUTION

WHEREAS, the Department of Health and Human Services (DHHS) has received notification from the Wisconsin Department of Health and Family Services (DHFS) that it will provide \$408,802 to support eligibility work conducted by Economic Support Division staff on behalf of the Family Care program during 2004 via an addendum to the 2004 State/County Income Maintenance contract; and

WHEREAS, the Director, DHHS, has requested authorization to sign a contract addendum with the State to accept this revenue; and

WHEREAS, Milwaukee County's Department on Aging assumed responsibility for administering the State Family Care program in Milwaukee County in 2000, and in each subsequent year, DHHS has received an addendum to its Income Maintenance Administration contract providing an increase in funding to support the Family Care program; and

WHEREAS, ESD provides this support by determining Title 19 Medicaid eligibility for Family Care applicants; and

WHEREAS, since 2002, DHHS has assigned ten Economic Support Specialists and a Unit Supervisor to process Family Care Title 19 applications to determine eligibility; and

WHEREAS, the 2004 IM Contract addendum amount is \$408,802, which is a reduction of \$4,464 from the \$413,266 provided in 2003 and from the amount budgeted in 2004; and

WHEREAS, DHHS will utilize these funds to provide 6.5 of the 11 staff in the Economic Support Unit that supports Family care, and will charge Aging for the remaining staff (a total of \$275,165); and

WHEREAS, DHHS enables Aging to obtain reimbursement for 50% of its charge via Federal Title 19 Administration revenue, and DHHS also enables Aging to obtain the 50% Title 19 Administration revenue for four of its own Service Support Specialist positions, thus saving Aging half of the cost of those positions; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of the Department of Health and Human Services, or her designee, to execute an Income Maintenance contract addendum with the State of Wisconsin that will provide \$408,802 for Economic Support Division support of the Family Care program.

**File No. 04-32(a)(e)
(Journal, December 18, 2003)**

(Item No. 16) Reference file established by the County Board Chairman, relative to Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services (DHFS), by recommending adoption of a resolution authorizing the Director, DHHS, to execute a 2004 Income Maintenance Contract Addendum with the State of Wisconsin that will provide \$235,125 in Regional Training funds to support the work of two County Economic Support Division trainers at the State's Regional Training Center.

A RESOLUTION

WHEREAS, the Department of Health and Human Services (DHHS) has received notification from the Wisconsin Department of Health and Family Services (DHFS) that it will provide \$235,125 for Regional Training activities during 2004 via an addendum to the 2004 State/County Income Maintenance contract; and

WHEREAS, the Director, DHHS, has requested authorization to sign a contract addendum with the State to accept the Regional Training revenue; and

WHEREAS, the State of Wisconsin operates a Regional Training Center for Income Maintenance (IM) and W-2 programs at 68th and Morgan in Milwaukee County, and this Center is designed to serve all of Southeastern Wisconsin in light of the region's significant population and needs in the area of Income Maintenance and W-2; and

WHEREAS, for the past several years, the State has contracted with Milwaukee County to pay for two Economic Support Training Assistants who are located at the Regional Training Center, and these two County trainers complement in-house training staff and provide training for both new and ongoing County IM workers, as well as occasional training for staff from other counties in Southeastern Wisconsin; and

WHEREAS, the 2004 Regional Training contract addendum would provide the County with \$235,125, which would fund the full cost of salaries, fringe

benefits, equipment/supplies and host and occupancy for the two County workers located at 68th and Morgan, as well as 25% of the cost of a Supervisor and administrative support; and

WHEREAS, this is an increase of \$86,728 from a similar addendum provided in 2003 and will provide for full funding associated with the costs of these workers, including host and occupancy costs that previously were paid with the County's base IM allocation; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of the Department of Health and Human Services, or her designee, to execute an Income Maintenance contract addendum with the State of Wisconsin that will provide \$235,125 for Regional Training.

**File No. 04-34(a)(c)
(Journal, December 18, 2003)**

(Item No. 17) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers, by recommending adoption of a resolution authorizing the Director, Department on Aging, to increase by \$13,000, from \$1,498,868 to \$1,511,868, the Department's contract with the Interfaith Older Adult Programs, Inc., to provide programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park and Lawrence P. Kelly Senior Centers and Nutrition Site Supervisor Services (12 sites) for the period 1/1/04 through 12/31/04 and to amend the program title to programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park and Lawrence P. Kelly Senior Centers and Nutrition Site Supervisor Services (13 sites) to reflect the addition of a Senior Meal Program site in Franklin to the Nutrition Site Supervisor portion of the contract.

A RESOLUTION

WHEREAS, on December 18, 2003, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2004 [File No. 04-34 (a) (a)]; and

WHEREAS, within File No. 04-34 (a) (a), the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Interfaith Older Adult Programs, Inc., to provide Programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park, and Lawrence P. Kelly Senior Centers and Nutrition Site Supervision Services (12 Sites) for the period January 1, through December 31, 2004; and

WHEREAS, in 2001, the Department funded the Southwest Needs Assessment to study the needs of older adults in four suburban municipalities: Franklin, Greendale, Greenfield, and Hales Corners; and

WHEREAS, the purpose of the needs assessment was to (1) determine the extent

to which older adults living in southwest Milwaukee County were underserved by public and private older adult programs and resources and (2) recommend solutions to identified service needs of that population; and

WHEREAS, a major finding of the needs assessment was the limited access to senior centers and meal sites available to older adults living in southwest Milwaukee County; and

WHEREAS, results from the 2000 Census of Population and Housing shows that although the number of persons age 60 or older in Milwaukee County declined by 19,226, or 11.2%, over the decade (1990-2000), the number of persons age 60 or older in the four suburban municipalities in southwest Milwaukee County increased by 4,182, or 29.3%, over the same period; and

WHEREAS, the greatest increase during the decade occurred in Franklin, which experienced a 63.7% rise in the number of persons age 60 or older; and

WHEREAS, a major recommendation from the Southwest Needs Assessment supports the establishment of a Franklin Community Center/Senior Center to serve the social, recreational, and educational needs of older adults living in Franklin and neighboring municipalities; and

WHEREAS, working cooperatively with the Franklin Mayor and Common Council, a Milwaukee County Senior Meal Program nutrition site to be located in the Franklin City Hall Community Room, 9229 West Loomis Road, is scheduled to open on or about June 23 to serve older adults in southwest Milwaukee County; and

WHEREAS, Interfaith Older Adult Programs, Inc., has agreed to perform Nutrition Site Supervision Services at the Franklin site, requiring an amendment to the 2004 contract for Programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park, and Lawrence P. Kelly Senior Centers and Nutrition Site Supervision Services (12 Sites) to reflect the addition of the Franklin site by increasing the total number of Senior Meal Program nutrition sites served under that contract from twelve to thirteen; and

WHEREAS, the \$13,000 proposed to fund Nutrition Site Supervision at the Franklin site comes from unallocated Older Americans Act dollars included in the Department's 2004 Adopted Budget; now, therefore;

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to increase by \$13,000, from \$1,498,868 to \$1,511,868, the Department's 2004 contract with Interfaith Older Adult Programs, Inc., to provide Programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park, and Lawrence P. Kelly Senior Centers and Nutrition Site Supervision Services (12 Sites) for the period January 1, through December 31, 2004; and

BE IT FURTHER RESOLVED, that the program title be amended to read Programs in Clinton and Bernice Rose Park, McGovern Park, Washington Park, Wilson Park, and Lawrence P. Kelly Senior Centers and Nutrition Site Supervision Services (13 Sites) to reflect the addition of the Senior Meal Program nutrition site in Franklin to the contract.

The foregoing report correctly states the action taken by the said committee at a meeting held May 19, 2004.

ELIZABETH M. COGGS-JONES
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 13, 14 and 15.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 13 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 17. **NOES:** Mayo and White – 2. **EXCUSED** – 0.

Thereupon, **Item 14 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Clark – 1. **EXCUSED** – 0.

Thereupon, Supervisor Coggs-Jones moved to lay over **Item 15** until later in the meeting. There being no objections, the **CHAIR RULED item 15 LAID OVER** until later in the meeting.

Later, **Item 15 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Borkowski – 1. **EXCUSED** – 0.

By Supervisors Nyklewicz and Coggs-Jones, Chairmen:

From the Committee on Finance and Audit and Committee on Health and Human Needs reporting on 2 items:

**File No. 04-245
(Journal, May 27, 2004)**

From Director, Department of Administrative Services and Director, Department on Aging, regarding financial impacts of alternatives for proposals to contract with the State as a Care Management Organization for the Family Care Program, by recommending adoption of a resolution as follows:

Item No. 1A -- File No. 04-245(a): authorizing and directing the Director, Department on Aging, to take the necessary steps to prepare separate responses to the Department of Health and Family Services' Request for Proposals (RFP) to contract as a Care Management Organization (CMO) in the Milwaukee County Family Care Service Area (FCSA), wherein **(1)** the Department proposes to continue as the sole CMO for the FCSA program; **(2)** the Department and Community Care Organization respond as partners operating under a Memorandum of Understanding, as originally proposed by the Department; and **(3)** the Department develops a response in partnership with a consortium of current FCSA providers where the Department on Aging holds the CMO contract with the Department of Health and Family Services. Further, that the Director, Department on Aging, report back to the Committees on Finance and Audit, and Health and Human Needs in June 2004 for approval of any of the proposals.

A RESOLUTION

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) initiated Family Care in 2000 as a pilot program to serve older adults and persons with disabilities in Wisconsin; and

WHEREAS, Milwaukee County was selected as one of five pilot counties for Family Care and selected the Milwaukee County Department on Aging (Aging) to serve as the Care Management Organization (CMO) to provide services to Milwaukee County adults aged 60 and older during the initial contract period of 2000 - 2004; and

WHEREAS, prior to Family Care, long term support services in Milwaukee County were funded through a fixed annual allocation that limited the number of eligible persons each year, resulting in lengthy waiting lists for persons in need of services; and

WHEREAS, Family Care, as an entitlement administered by Aging, has eliminated waitlists for seniors in Milwaukee County; and

WHEREAS, Family Care has been praised locally and nationally by seniors and advocates for providing comprehensive services at reduced costs in comparison to the previous system that emphasized costly residential placements; and

WHEREAS, while DHFS has previously expressed concern over the Department on Aging's fiscal situation, Aging has worked to eliminate structural conditions that impeded fiscal activities and have retained an independent accounting firm to assume control of fiscal operations; and

WHEREAS, the Department on Aging has further ceded oversight of all fiscal matters to the Department of Administrative Services, thereby allowing program personnel to focus entirely on delivery of services; and

WHEREAS, DHFS issued a Request for Proposals (RFP) to contract as a Care Management Organization in the Milwaukee Family Care Service Area on April 1, 2004 that included an option for counties to partner with private entities; and

WHEREAS, in May 2004, Aging submitted a report to the Committee on Health and Human Needs informing the Committee of the Department's intent to partner with Community Care Organization, Inc. (CCO) to submit a response to the State RFP; and

WHEREAS, pursuant to Section 7.92 of the Milwaukee County Administrative Manual, the Committee on Health and Human Needs referred the subject report to Departments on Aging and Audit and County Board staff to conduct due diligence on the proposed partnership; and

WHEREAS, also in May 2004, the Department on Aging submitted a report to the Committee on Finance and Audit informing the Committee of a revenue shortfall for fiscal year 2003; and

WHEREAS, the Committee on Finance and Audit subsequently directed the Department of Administrative Services and the Department on Aging to report on the advantages and comparative costs of providing Family Care services under three scenarios:

1. Continuation of the existing Family Care CMO as run by Aging;
2. The proposed partnership between Aging and CCO; and
3. A Family Care CMO operated by Aging that contracts business and fiscal services with a private entity that would share in the financial risk associated with running the program.

; and

WHEREAS, at a subsequent Joint Meeting of the Committees on Finance and Audit and Health and Human Needs on May 26, 2004, committee members voted to direct Aging to prepare separate responses to the State RFP, wherein:

1. The Department proposes to continue to contract as the sole CMO for the Family Care program;
2. The Department and Community Care Organization, Inc., respond as partners, operating under a Memorandum of Understanding, as originally proposed by the department; and
3. The Department develops a response in partnership with a consortium of current Family Care service providers where the Department on Aging holds the CMO contract with the DHFS.

; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging, to take the necessary steps to prepare separate responses to the Family Care RFP issued by the Department of Health and Family Services, wherein:

1. The Department proposes to continue to contract as the sole CMO for the Family Care program;
2. The Department and Community Care Organization, Inc., respond as partners, operating under a Memorandum of Understanding, as originally proposed by the department; and
3. The Department develops a response in partnership with a consortium of current Family Care service providers where the Department on Aging holds the CMO contract with the DHFS.

; and

BE IT FURTHER RESOLVED, that the Director, Department on Aging report back to the Committees on Finance and Audit and Health and Human Needs in June 2004 for approval to submit any of the proposals.

Item No. 1B -- File No. 04-245(b): directing County Board staff, working in conjunction with the County Executive and the Department of Aging, to draft a letter (to be signed jointly by the Chairman of the County Board and the County Executive) to the Governor and the Secretary of the Department of Health and Family Services requesting an extension of the June 30, 2004 deadline for submission of responses to the State RFP.

A RESOLUTION

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) initiated Family Care in 2000 as a pilot program to serve older adults and persons with disabilities in Wisconsin; and

WHEREAS, Milwaukee County was selected as one of five pilot counties for Family Care and selected the Milwaukee County Department on Aging (Aging) to serve as the Care Management Organization (CMO) to provide services to Milwaukee County adults aged 60 and older during the initial contract period of 2000 - 2004; and

WHEREAS, in the initial authorizing Family Care legislation, the Family Care pilot counties were able to operate the CMO without competition for up to five years, with the understanding the program would then be subject to a competitive bidding process; and

WHEREAS, on April 1, 2004 DHFS issued a Request for Proposals (RFP) for all pilot counties, including Milwaukee, to contract as a Care Management Organization that included an option to partner with private entities; and

WHEREAS, the RFP responses for all respondents wishing to operate the CMO for Family Care in the pilot counties are due by June 30, 2004; and

WHEREAS, in May 2004, Aging submitted a report to the Committee on Health and Human Needs informing the Committee of the Department's intent to partner with Community Care Organization, Inc. (CCO) to submit a response to the State RFP; and

WHEREAS, at a Joint Meeting of the Committees on Finance and Audit and Health and Human Needs on May 26, 2004, committee members voted to direct Aging to prepare separate responses to the State RFP, wherein:

4. The Department proposes to continue to contract as the sole CMO for the Family Care program;
5. The Department and Community Care Organization, Inc., respond as partners, operating under a Memorandum of Understanding, as originally proposed by the department; and
6. The Department develops a response in partnership with a consortium of current Family Care service providers where the Department on Aging holds the CMO contract with the DHFS.

; and

WHEREAS, the Department on Aging and Department of Administrative Services recommends in its May 25, 2004 *Report on Alternatives for Providing Family Care Services in Milwaukee County* that the County Board Chairman and the County Executive send a joint letter to the Secretary of Wisconsin Health and Family Services requesting an extension of the time period for submission of proposals for the operation of the CMO; and

WHEREAS, an extension of the June 30, 2004 deadline to submit proposals would provide the Department on Aging additional time to explore and develop various partnerships to operate the CMO and present these options to policymakers for consideration and approval; now, therefore,

BE IT RESOLVED, that County Board staff, working in conjunction with the County Executive and the Department on Aging, draft and submit a letter, signed jointly by the Chairman of the County Board and the County Executive, to the Governor and the Secretary of the Department of Health and Family Services requesting an extension of the June 30, 2004 deadline for the submission of all responses to the State RFP.

The foregoing report correctly states the action taken by the said committees at a meeting held May 26, 2004.

RICHARD D. NYKLEWICZ, JR. AND ELIZABETH M. COGGS-JONES
Chairmen

The question was on adoption.

SEPARATE ACTION was requested on items 1(a)(3) and 1(b).

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 1(a)(3) WAS ADOPTED** by the following vote:

AYES: Borkowski, Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, McCue, Nyklewicz, Schmitt and Weishan – 10. **NOES:** Broderick, Cesarz, Devine, Mayo, Quindel, Rice, Weishan, White and the Chairman – 9. **EXCUSED** – 0.

Thereupon, **Item 1(b) WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Cesarz – 1. **EXCUSED** – 0.

By Supervisor Gerry P. Broderick, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 3 items:

File No. 04-182
(Journal, May 27, 2004)

(Item No. 1) From Superintendent, House of Correction, requesting authorization to accept grant funds from the Bureau of Justice Assistance to enhance services at the Milwaukee County Community Justice Resource Center, by recommending adoption of a resolution approving the said request.

File No. 04-183
(Journal, May 27, 2004)

(Item No. 2) From Superintendent, House of Correction, requesting authorization to amend the current Professional Service Contract with Wisconsin Community Service to increase expenditures by not more than \$71,100, by recommending adoption of a resolution approving the said request.

File No. 04-189
(Journal, May 27, 2004)

(Item No. 3) From Deputy Corporation Counsel, requesting approval of payment in full settlement of a claim to Pyramid Productions in the amount of \$11,102.48, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at a meeting held May 13, 2004.

GERRY P. BRODERICK

Chairman

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Lynne De Bruin, Chairman:

From the Committee on Parks, Energy and Environment reporting on 9 items:

**File No. 04-200
(Journal, May 27, 2004)**

(Item No. 1) From the Superintendent of Parks requesting authorization to grant an easement to accommodate the modification of existing Milwaukee Metropolitan Sewerage District (MMSD) infrastructure within the Kinnickinnic River Parkway at Manitoba and South 35th Streets, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee Metropolitan Sewerage District (MMSD) has requested that Milwaukee County grant an easement to accommodate the modification of existing infrastructure within the Kinnickinnic River Parkway at Manitoba Street and S. 35th Street; and

WHEREAS, MMSD has several existing facilities related to their operations located in this area of the Parkway; and

WHEREAS, these facilities include flow control structures, regular and back-up power supplies, monitoring equipment and remote telemetry and control equipment; and

WHEREAS, existing easements and permits allow portions of this equipment to be located, operated and maintained on County property; and

WHEREAS, improvements are required to these existing facilities whereby some equipment will be removed and some control components will be added to improve system performance and reliability; and

WHEREAS, some of the proposed improvements will be located outside of the areas provided by the existing easements; and

WHEREAS, to accommodate the construction, operation and on-going maintenance of these proposed improvements a permanent easement is required; and

WHEREAS, MMSD has requested temporary access for construction and a permanent easement to allow for the construction, operation and maintenance of these essential facilities; and

WHEREAS, most of the proposed improvements will be installed underground, and other above ground equipment will be eliminated, resulting in less visual intrusion into the area than the existing condition; and

WHEREAS, MMSD will complete all initial construction, restoration and on-going maintenance and restore the site, per mutually agreed upon plans and specifications, at no expense to the County; and

WHEREAS, prior to execution, the Department of Parks and Public Infrastructure, Corporation Counsel and Risk Management will review and approve all documents as required; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request (vote 6-0); now, therefore,

BE IT RESOLVED, that the Director, Department of Parks and Public Infrastructure, and other appropriate County staff are authorized to prepare, approve and record all documents as required to execute any required easements or permits for the proposed MMSD improvements at S. 35th Street and Manitoba Street; and,

BE IT FURTHER RESOLVED that the County Executive and County Clerk are hereby authorized to execute the required easement agreements.

**File No. 04-199
(Journal, May 27, 2004)**

(Item No. 2) From the Superintendent of Parks requesting authorization to enter into a Use and Lease Agreement with Tosa Baseball League, Inc. for the purposes of using the baseball diamonds at Wisconsin Avenue Park and to construct improvements that will benefit the public at large, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, Tosa Baseball League, Inc. (the "League") has traditionally rented and used the baseball diamonds in Wisconsin Avenue Park; and,

WHEREAS, the League is prepared to design, construct and fund substantial improvements to the baseball fields at Wisconsin Avenue Park; and,

WHEREAS, the improvements provided by the League will benefit other groups using the baseball diamonds at Wisconsin Avenue Park; and,

WHEREAS, both the League and the Park System will enjoy long term benefits through

this cooperative agreement; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request, as amended (vote 6-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent of the Parks Division to enter into a Use and Lease Agreement with Tosa Baseball League, Inc. (a copy of which is contained herein in File No. 04-199) for the purposes of using the baseball diamonds at Wisconsin Avenue Park and constructing improvements that will benefit the public at large; and,

BE IT FURTHER RESOLVED, that said agreement shall be approved by Corporation Counsel and Milwaukee County Risk Manager prior to execution.

**File No. 04-198
(Journal, May 27, 2004)**

(Item No. 3) From the Superintendent of Parks requesting authorization to enter into a ten-year use agreement with the Southeastern Hockey Association of Wisconsin (SHAW) to lease office and storage space in the Wilson Park Recreation Center, by recommending adoption of a resolution authorizing and directing the Superintendent of the Parks Division to enter into an agreement with SHAW for the purposes of leasing space in the Wilson Park Recreation Center and potentially adding a dehumidification system that will benefit the public at large.

A RESOLUTION

WHEREAS, the Southeastern Hockey Association of Wisconsin (SHAW) has expressed an interest in leasing office and storage space out of the Wilson Park Recreation Center; and,

WHEREAS, SHAW has agreed to pay \$9,000 per year for a ten-year term for leasing space at the Wilson Park Recreation Center; and,

WHEREAS, the space that SHAW is proposing to lease is not used by the staff at the Wilson Park Recreation Center; and,

WHEREAS, the Wilson Park Recreation Center is in need of a dehumidification system to provide a better skating environment; and,

WHEREAS, SHAW has expressed an interest in purchasing and installing a dehumidification system in lieu of making lease payments; and,

WHEREAS, the anticipated cost of purchasing and installing a dehumidification system ranges from \$90,000 to \$150,000; and,

WHEREAS, the Park System does not have the resources to purchase and install a dehumidification system; and,

WHEREAS, the public will benefit from the installation of a dehumidification system;
and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request (vote 5-1); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent of the Parks Division to enter into an agreement with the Southeastern Hockey Association of Wisconsin (a copy of which is contained herein in File No. 04-199) for the purposes of leasing space in the Wilson Park Recreation Center and potentially adding a dehumidification system that will benefit the public at large; and,

BE IT FURTHER RESOLVED, that said agreement shall be approved by Corporation Counsel and Milwaukee County Risk Manager prior to execution.

**File No. 03-360(a)(a)
(Journal, June 18, 2003)**

(Item No. 4) From Lakefront Task Force, dated May 4, 2004, entitled, "*Lakefront Development Advisory Commission, Draft Final Report*," submitted pursuant to an adopted resolution creating a lakefront task force to develop standards for evaluating and measuring proposed lakefront developments, by recommending adoption of a resolution adopting the Lakefront Task Force's report entitled, "*Lakefront Development Advisory Commission, Draft Final Report*," dated May 4, 2004, which recommends the establishment of a permanent Lakefront Development Advisory Commission to apply agreed-upon criteria to lakefront development proposals as set forth in the said resolution. Further, requesting that the Commission develop a plan to include the entire lakefront of Milwaukee County; determine if additional appointments to the Commission are in order to represent the interests of the additional portions of Milwaukee County; and report back to the Milwaukee County Board of Supervisors within one year with recommendations.

A RESOLUTION

WHEREAS, the Lakefront Task Force (LTF) was created by Milwaukee County Board Resolution (File No. 03-360) with the intent to develop "a vision for the lakefront as well as an ongoing method and a set of standards for evaluating and measuring proposed lakefront developments;" and

WHEREAS, the mission of the LTF is to: (1) develop a vision for Milwaukee's lakefront; (2) develop ongoing methods for evaluating new proposals for developments on the lakefront; (3) develop standards and criteria to be utilized in evaluating new proposals for lakefront development; and (4) develop strategies for ensuring sufficient public comment and participation in decision-making regarding lakefront development proposals; and

WHEREAS, the LTF consisted of the following fifteen representatives, or their designee: Sheila Aldrich, Milwaukee County Board of Supervisors; Sue Black, Milwaukee County Park System Superintendent; Lynn Broaddus, Friends of Milwaukee's Rivers; Gerry Broderick,

Milwaukee County Board of Supervisors; Tina Chang, Harbor Commission; Willie Hines, City of Milwaukee Common Council; William Lynch, Citizen; Gloria McCutcheon, Wisconsin Department of Natural Resources; Michael Murphy, City of Milwaukee Common Council; Julie Penman, City of Milwaukee Commissioner; Michael Maierle, City of Milwaukee; John Hyslop, City of Milwaukee; Betty Quadracci, Greater Milwaukee Committee; John Roethle, Citizen; and Laura Schuett (Chairman), Citizen; and

WHEREAS, the study area included that portion of the lakefront and all contiguous parklands bounded on the north by the Linnwood Water Purification Plant and on the south to Bruce Street, extended east to Lake Michigan; and

WHEREAS, the Lakefront Task Force recommends the adoption of their report entitled "*Lakefront Development Advisory Commission, Draft Final Report*" dated May 4, 2004; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval (vote 6-0) of the Lakefront Task Force report to create a "Lakefront Development Advisory Commission;" and

WHEREAS, the Committee on Parks, Energy and Environment added to the Lakefront Task Force's recommendations a request that the Commission develop a plan to include the entire lakefront of Milwaukee County; determine if additional appointments to the Commission are in order to represent the interests of the additional portions of Milwaukee County; and report back to the Milwaukee County Board of Supervisors within one year with recommendations; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby adopt the Lakefront Task Force's report entitled, "*Lakefront Development Advisory Commission, Draft Final Report*" dated May 4, 2004 (a copy of which is contained herein in file number 03-360) which recommends the establishment of a permanent Lakefront Development Advisory Commission to apply agreed-upon criteria to lakefront development proposals, including:

1. In applying the criteria recommended by the Lakefront Taskforce, the Lakefront Commission will make nonbinding recommendations to the County City and/or State respecting whether a development proposal should be approved;
2. Additional functions of the Commission shall include:
 - (a) providing early and timely information to proposers for new development;
 - (b) being a one-stop source of information related to development on the lakefront;
 - (c) accommodating public knowledge of and input on proposals;
 - (d) determining the fact respecting proposals and their consistency with the vision for the lakefront;
 - (e) reducing duplication of efforts of varied governmental agencies;
 - (f) providing proposers of development with a forum to discuss a proposal with all relevant government units at the same time; and
 - (g) providing responses on a project's appropriateness for the lakefront in a more timely manner;

3. Commission composition:

- (a) there should be government officials and employees on the Commission who represent Milwaukee County, the City of Milwaukee, the State of Wisconsin and members of the public;
- (b) eight government members to be appointed as follows: 1) by the Milwaukee County Executive: the head of the County Parks Department, or designee; 2) by the Milwaukee County Board Chair: the Chairman of the Parks, Energy and Environment Committee and one other member of the Milwaukee County Board of Supervisors; 3) by the Mayor of Milwaukee: the Chairman of the Milwaukee Harbor Commission, or designee, and the Commissioner of the Department of City Development, or designee; 4) by the President of the Milwaukee Common Council: an Alderperson; and 5) by the Governor: a representative of the Department of Natural Resources and one other State government representative;
- (c) six members of the public to be appointed as follows: 1) by the Milwaukee County Executive: a Milwaukee County resident from the business community and two additional Milwaukee County residents; 2) by the Milwaukee County Board Chair: two Milwaukee County residents from the conservation community; and 3) by the Mayor of Milwaukee: a Milwaukee County resident;
- (d) appointments to the commission should be for terms of at least two years;
- (e) the terms of members should be staggered;
- (f) members should continue to serve until a successor is appointed; and
- (g) appointing authorities are encouraged to select the public appointees through an application process.

4. All proposals for new development at the lakefront should be required by the City, County and State to be submitted to the Commission before any action is taken on them by the City, County or State or any other governmental body.

and;

BE IT FURTHER RESOLVED, that the Lakefront Task Force shall develop a plan to include the entire lakefront of Milwaukee County; determine if additional appointments to the Commission are in order to represent the interests of the additional portions of Milwaukee County; and report back to the Milwaukee County Board of Supervisors within one year with recommendations.

File No. 04-202
(Journal, May 27, 2004)

(Item No. 5) From the Zoo Director, requesting authorization to grant a water main easement and partial release of an older easement to the City of Milwaukee for the construction of the Karen Peck Katz Conservation Education Center at the Zoo, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the City of Milwaukee requests an easement to operate, maintain and repair a 12" water main located on Milwaukee County Zoo property; and

WHEREAS, the Milwaukee County Zoo relies upon the City of Milwaukee to provide water service; and

WHEREAS, prior to executing this easement, the Department of Parks and Public Infrastructure, Corporation Counsel, and County Risk Manager will review and approve the legal description and easement language; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request (vote 6-0); now, therefore,

BE IT RESOLVED, that the Director, Milwaukee County Zoological Gardens, and other appropriate County staff are authorized to prepare, approve and record all documents as required to execute a water main easement and partial release of an older easement to the City of Milwaukee; and,

BE IT FURTHER RESOLVED that the County Executive and County Clerk are hereby authorized to execute the required easement agreements.

**File No. 04-203
(Journal, May 27, 2004)**

(Item No. 6) From the Zoo Director, requesting authorization to execute a professional service contract with the William A. Jones Co. for the operation of high profile plastic injection vending machines at the Zoo for 2004, with options to renew in 2005 and 2006, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional services agreements with a value of \$50,000 or greater be approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the 2004 Adopted Budget for the Milwaukee County Zoo provides for payment of professional services of the William A. Jones Company for operation of High Profile Plastic Injection Vending Machines (Mold-A-Ramas) at the Milwaukee County Zoo in an amount of fifty five percent (55%) of gross-collected revenue, after state sales tax is paid and fifty percent (50%) of the cost of plastic; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request (vote 6-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the one-year Professional Services Contract for 2004, with the option of extending the contract yearly for 2005 and 2006, with William A. Jones Company for the operation of high profile plastic injection vending machines at the Milwaukee County Zoo; and

BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is hereby authorized and directed to execute, on behalf of Milwaukee County, this contract (a copy

of said contract is contained herein in File No. 04-203) in an amount of fifty five percent (55%) of gross-collected revenue, after state sales tax is paid, and fifty percent (50%) of the cost of the plastic.

File No. 04-201
(Journal, May 27, 2004)

(Item No. 7) From the Superintendent of Parks requesting authorization to grant easements for the construction of public utilities and infrastructure required to be relocated or constructed within the Kinnickinnic River Parkway between South 27th and South 35th Streets, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, in August of 2002 the Milwaukee County Board of Supervisors and the Milwaukee County Executive approved Resolution File No. 02-273 which authorized the execution of a Memorandum of Understanding and Permanent Easements to allow for the construction of a new parking facility and related improvements at the St. Luke's Medical Center adjacent to the Kinnickinnic River Parkway west of S. 27th street; and

WHEREAS, the easements allowed for the construction of building improvements, infrastructure, utilities and landscaping within designated portions of the Parkway; and

WHEREAS, work on the construction of the new parking structure is currently proceeding; and

WHEREAS, as part of the planning and design for these new facilities, the need to relocate or construct various other utilities has been identified; and

WHEREAS, these utilities are part of the larger infrastructure systems that serve this portion of the city as well as the hospital; and

WHEREAS, to accommodate the construction, operation and on-going maintenance of this infrastructure, permanent easements are required; and

WHEREAS, the easements will allow for the construction, operation and maintenance of the portions of these utilities on Park System property in the Kinnickinnic River Parkway; and

WHEREAS, the authority to grant the required easements for these utilities was not specifically included in the approved resolution because the need for the additional utility construction was not known at the time; and

WHEREAS, the utilities will complete all initial construction and on-going maintenance and restore the sites, per mutually agreed upon plans and specifications, at no expense to the County; and

WHEREAS, prior to execution, the Department of Parks and Public Infrastructure, Corporation Counsel and Risk Management will review and approve all documents as required; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval, as amended, (vote 4-2); now, therefore,

BE IT RESOLVED, that the Director, Department of Parks and Public Infrastructure, and other appropriate County staff are authorized to prepare, approve and record all documents as required to execute any required easements or permits to modify and construct the public infrastructure or utility improvements in the area of the Kinnickinnic River Parkway from S. 27 to S. 35th Streets; and,

BE IT FURTHER RESOLVED that the County Executive and County Clerk are hereby authorized to execute the required easement agreements.

**File No. 04-196
(Journal, May 27, 2004)**

(Item No. 8) From the Superintendent of Parks requesting authorization to grant a permanent and temporary, limited easements to the State of Wisconsin-Department of Transportation and the City of Milwaukee to install a combined sewer in Carver Park, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the WisDOT have been analyzing, designing and preparing plans for the reconstruction of the Marquette Interchange and the north south freeway; and

WHEREAS, to reconstruct the freeway, utilities in the area will have to be relocated; and

WHEREAS, the WisDOT consultants have identified that two combined sewers have to be relocated into a new 72 inch diameter combined sewer beneath Carver Park; and

WHEREAS, all construction work will be completed below ground except for an access shaft and temporary staging area; and

WHEREAS, the WisDOT is requesting a permanent and temporary limited easement of approximately 0.2 acres each in Carver Park, and once constructed, the WisDOT will transfer the permanent easement to the City of Milwaukee; and

WHEREAS, the Carver Park playground, splash pad and baseball diamond near the easement area will remain open during construction and restoration; and

WHEREAS, the WisDOT will restore the facilities impacted by construction; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March

14, 2004, recommended approval of the said request (vote 5-1); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct appropriate County staff to prepare, review, approve, record and execute all the documents as required to grant permanent and temporary limited easements and any other permits for the installation of combined sewer in Carver Park; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the required easement documents and waive the easement fee of \$4,500 and staff time costs (\$1,000) and collect the appraised value of the easement (\$4,200) to execute the easement.

**File No. 04-197
(Journal, May 27, 2004)**

(Item No. 9) From the Superintendent of Parks, requesting authorization to enter into a one-year agreement with the YMCA of Metropolitan Milwaukee, Inc. for the operation of Hales Corners pool during 2004, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Milwaukee County Park System recommended the closing of Hales Corners Pool in its 2001 Pool Study due to low attendance and high operating cost per swimmer; and

WHEREAS, the YMCA of Metropolitan Milwaukee, Inc. (YMCA) has expressed an interest in operating the pool and increased community programming through a partnership with Milwaukee County Parks; and

WHEREAS, the Parks Superintendent submitted a report recommending that the County enter into an agreement to allow the YMCA to operate the Hales Corners Pool for the public during the summer of 2004; and

WHEREAS, the agreement would require the County to expend \$25,000 for the operation of the pool, to be responsible for all major repairs as though the County was operating the pool, and to be responsible for chemicals, water, electric and other utilities (estimated at \$ 5000, which is contained in the Park System 2004 Budget); and

WHEREAS, the YMCA will be responsible for all staffing and programming for the pool, including providing public access as specified in the lease; and

WHEREAS, this opportunity allows for a creative partnership that will increase recreational opportunities for the community in a Milwaukee County Park; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 14, 2004, recommended approval of the said request (vote 5-1); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent of the Parks Division to enter into an agreement with the YMCA of Metropolitan Milwaukee, Inc. (a copy of which is contained herein in File No. 04-197) for the purpose of operating Hales Corners Pool for the public during the summer of 2004.

The foregoing report correctly states the action taken by the said committee at a meeting held May 14, 2004.

LYNNE DE BRUIN
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 3, 4, 7, 8 and 9.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** McCue – 1. **EXCUSED** – 0.

Supervisor Dimitrijevic moved to **amend item 4, File No. 03-360(a)(a)**.

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Rice – 1. **EXCUSED** – 0.

Supervisor Weishan moved to refer **item 4, File No. 03-360(a)(a)** back to the Committee on Parks, Energy and Environment.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Rice and Weishan – 2. **NOES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, West, White and the Chairman – 17. **EXCUSED** – 0.

Supervisor Weishan moved to refer **item 4, File No. 03-360(a)(a)** to Corporation Counsel.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Rice and Weishan – 2. **NOES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, West, White and the Chairman – 17. **EXCUSED** – 0.

Thereupon, **Item 4, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Schmitt, West, White and the Chairman – 16. **NOES:** Quindel, Rice and Weishan – 3. **EXCUSED** – 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Cesarz, Clark, Devine, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Weishan, West, White and the Chairman – 13. **NOES:** Borkowski, Broderick and Schmitt – 3. **EXCUSED:** Coggs-Jones, De Bruin and Dimitrijevic – 3.

Supervisor Dimitrijevic noted as present.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Rice, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** Quindel – 1. **EXCUSED:** Coggs-Jones and De Bruin – 2.

Supervisor Coggs-Jones noted as present.

Thereupon, **Item 9 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and White – 16. **NOES:** Mayo and the Chairman – 2. **EXCUSED:** De Bruin – 1.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 9 items:

**File No. 04-207
(Journal, May 27, 2004)**

(Item No. 1) From the Department of Parks & Public Infrastructure requesting authorization to file applications and execute contracts on behalf of Milwaukee County with the State of Wisconsin Department of Transportation and U.S. Department of Transportation, Federal Transit Administration to aid in financing the sixth year of the Milwaukee County 2004/2005 Job

Access Program, providing transportation services that close gaps between employee residence locations and employer worksites, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the U.S. Department of Transportation (USDOT), Federal Transit Administration (FTA) announced in 1998 the first round of competitive grants under the Job Access and Reverse Commute Program authorized in the Transportation Equity Act for the 21st Century (TEA-21); and

WHEREAS, the Job Access and Reverse Commute Program has two major goals: (1) providing transportation and employment related services in urban, suburban and rural areas permitting welfare recipients and low-income individuals access to employment opportunities, and (2) increasing collaboration among transportation providers, human service agencies, employers, metropolitan planning agencies, states, communities and individuals; and

WHEREAS, to date, Milwaukee County has applied for and received Federal and State grants totaling over \$6,000,000 to support expanded bus service in Milwaukee County; and

WHEREAS, in accordance with Resolution File No. 98-729, the Department of Parks & Public Infrastructure is advancing the Job Access project into the sixth year; and

WHEREAS, total and net transit service costs for 2004/2005 grant cycle are budgeted at \$734,000 and \$644,000 with the maximum 50% in Federal and 25% in State funds being sought by the Department, resulting in tax levy of 25% of net project costs, or \$161,000; now, therefore,

BE IT RESOLVED, that the Department of Parks & Public Infrastructure, is hereby authorized to file applications and execute contracts on behalf of Milwaukee County with the State of Wisconsin Department of Transportation and U.S. Department of Transportation, Federal Transit Administration to aid in financing the sixth year of the Milwaukee County Job Access program, providing transportation services that close gaps between employee residence locations and employer worksites; and

BE IT FURTHER RESOLVED, that the Department of Parks & Public Infrastructure is hereby authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the grant application for Job Access funds.

File No. 04-238
(Journal, May 27, 2004)

(Item No. 2) From the Director of Economic and Community Development recommending the lease of freeway land as surface parking located to the rear of 828 South 9th Street in the City of Milwaukee, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible

for leasing and managing freeway lands, subject to the approval of the Milwaukee County Board of Supervisors, Wisconsin Department of Transportation (WDOT), and the Federal Highway Administration (FHWA); and,

WHEREAS, on July 20, 2000, the County Board adopted Resolution File No. 00-14(a)(g) accepting an offer to purchase from the United Community Center (UCC) for two parcels of excess freeway land located at 828 and 900 South 9th Street in the City of Milwaukee; and

WHEREAS, UCC constructed a 40,000 square foot middle school on the parcel located at 900 South 9th Street and a parking lot on the parcel at 828 South 9th Street; and

WHEREAS, UCC is in need of additional parking, so their plan calls for extending their existing parking lot at 828 South 9th Street beneath the elevated freeway; and

WHEREAS, UCC would like to enter into the standard five (5) year parking lot lease for the freeway land located to the rear of 828 South 9th Street and will be responsible for the installation and all costs associated with improving the land area for parking as well as the maintenance of the lot; and

WHEREAS, the WDOT and FHWA recognize the cost incurred by UCC to construct the lot by allowing the cost to be amortized within the initial five- (5) year lease term and if the cost to construct the parking lot exceeds the appraised fair market rental value of the parcel for the initial five (5) year term, then UCC will not pay any rent for the first five years and after the cost of the parking lot construction has been amortized or upon expiration of the initial five- (5) year lease term, whichever comes first, UCC shall pay a monthly rental established by a new appraisal and from the commencement of the lease, UCC assumes all cost of maintenance and operation of the lot; and

WHEREAS, similar leases have been granted to The Tannery, Badger Truck Center, Esperanza Unida, and the Islamic Community Center to construct and lease a parking lot on freeway land serving their facilities; and

WHEREAS, the cost for UCC to improve the subject parcel for surface parking exceeds the appraised fair market rental of the parcel for the initial five- (5) year lease term; and

WHEREAS, the Transportation and Public Works Committee at their meeting on May 12, 2004, recommended approval of a five (5) year lease with the United Community Center and/or assigns at a rental of \$1.00 subject to the approval of the WDOT and FHWA; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to execute the five (5) year lease for \$1.00 with the United Community Center and/or assigns for the lease of the subject parking lot, subject to the approval of the WDOT and FHWA, with the condition that UCC shall not be entitled to reimbursement of any unamortized

improvement cost, in the event the subject parcel is required for freeway purposes.

File No. 04-209
(Journal, May 27, 2004)

(Item No. 3) From the Acting Director of Parks and Public Infrastructure, requesting authorization to amend the new agreement with Renaissance Book Shop GMF, Inc. at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, on July 24, 2003 the Milwaukee County Board authorized the execution of a concession agreement with Renaissance Book Shop GMF, Inc. for the operation of a used book store at GMIA in response to Milwaukee County's Request for Proposals (RFP) under Official Notice No. 5887 that was limited to the sale of used books; and

WHEREAS, during the process of finalizing the concession agreement with Renaissance Books, Renaissance Books requested to expand the merchandise it offers; and

WHEREAS, Renaissance Books is now requesting that its new agreement be amended to expand its merchandise offerings; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 12, 2004, concurred with Airport staff's recommendation to amend the new agreement with Renaissance Book Shop GMF, Inc. to expand the merchandise it offers in addition to its primary offering of use books; now therefore,

BE IT RESOLVED, that the Acting Director of Public Works and the County Clerk are hereby authorized and directed to amend the new agreement with Renaissance Book Shop GMF, Inc. to include the following merchandise, in addition to its primary category of used books:

1. Used magazines
2. Current maps
3. Damaged new books (known as "hurts")
4. Publishers overstocks (known as "remainders")
5. CD's, tapes and videos limited to those attached to motivational merchandise, language instruction, audio books; classical, jazz and blues (all of the aforementioned not to exceed eight (8) linear feet of shelf space)
6. New books (not to exceed three percent (3%) of linear shelf space, but not including "remainders" and "hurts")
7. Calendars

File No. 04-211
(Journal, May 27, 2004)

(Item No. 4) From the Airport Director, requesting authorization the parcels of land located in the City of Cudahy at 5243, 5255 and 5265 South Nicholson be declared surplus property in excess of Airport needs and authorize the Economic Development Office of Milwaukee County to dispose of these parcels, by recommending adoption of a resolution approving the said request.

RESOLUTION

WHEREAS, Milwaukee County owns 3 parcels of land located in the City of Cudahy at 5243, 5255 and 5265 South Nicholson; and,

WHEREAS, these parcels of land were acquired under the Airport's noise mitigation program between 1995 and 1997 using PFC revenues and State funding; and,

WHEREAS, it has been determined that these parcels will not be needed for present or foreseeable Airport purposes; and,

WHEREAS, the release of these parcels will not materially or adversely affect the use, operation or maintenance of the Airport; now, therefore,

BE IT RESOLVED, that these parcels of land be declared surplus property in excess of Airport needs; and,

BE IT FURTHER RESOLVED, that the County Board hereby authorizes the Economic Development Office of Milwaukee County to begin the disposition on these parcels of land.

**File No. 04-210
(Journal, May 27, 2004)**

(Item No. 5) From the Airport Director, recommending that Milwaukee County grant approval for Midwest Airlines, Inc. to sublease a portion of its hangar space to United Parcel Services at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, on May 12, 1998 Milwaukee County entered into Airport Agreement No. AC-965 with Midwest Airlines, Inc. for the lease of land in the cargo area at GMIA on which to build a maintenance hangar; and

WHEREAS, Midwest has since constructed two (2) maintenance hangars on the leased premises; and

WHEREAS, Paragraph 11 of Airport Agreement No. AC-965 requires County Board approval for Midwest to sublease any portion of the premises; and

WHEREAS, on January 3, 1990 Milwaukee County entered into Airport Agreement No. CN-1015 with United Parcel Service, Inc. for the lease of air cargo ramp from which to operate its air freight business at GMIA; and

WHEREAS, on December 29, 1994 Milwaukee County entered into Airport Agreement No. CR-1138 with United Parcel Service, Inc. for the lease of land in the air cargo area at GMIA for the packing and staging of cargo aircraft ground equipment; and

WHEREAS, Midwest is now requesting to sublease approximately 3500-3600 square feet of its hangar to United Parcel Services (UPS) for the storage of UPS ground service equipment for use in UPS' air cargo operations at GMIA; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 12, 2004, concurred with Airport staff's recommendation to approve Midwest Airlines' request to sublease approximately 3500-3600 square feet of its hangar space to UPS; now therefore,

BE IT RESOLVED, that Milwaukee County does hereby approve Midwest Airline's request to sublease space to United Parcel Services, Inc. for the storage of ground service equipment, subject to the Airport Director's review and written approval of the sublease agreement between Midwest Airlines and United Parcel Service.

**File No. 04-205
(Journal, May 27, 2004)**

(Item No. 6) From the Airport Director, requesting authorization for the installation, operation, maintenance and management of a Wireless Local Area Network (WI-FI) Service Commission at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, due to rapid advancements in internet and wireless technology and the increasing sophistication and demands of the traveling public for services such as wireless cell phones, wireless computers seeking internet access, and various wireless communication devices, Airport staff advertised a request for proposals (RFP) for the installation, operation and maintenance and management of a wireless local area network (WI-FI) service concession (Official Notice No. 5978); and

WHEREAS, several entities at the airport, including rental car agencies and a few airlines have already installed wireless systems at the airport and the proliferation of these systems is expected to continue; and

WHEREAS, to reduce redundancies, inefficiencies and continued installations, Airports are installing WI-FI networks to serve growing passenger demands, airport tenants and other airport needs; and

WHEREAS, airport WI-FI systems also provide a framework for the efficient use of communications band widths to provide increased service to the traveling public; and

WHEREAS, the installation of the WI-FI system provides an opportunity for the airport to generate revenue from the passengers, travelers and airports wishing to use internet services; and

WHEREAS, to address this growing demand for cordless services, Milwaukee County entered into a consulting agreement with Ross & Baruzzini to develop the specifications for a WI-FI network to assist airport staff in the development of the request for proposal (RFP) documents, and assist in the ultimate selection of a vendor to provide and manage the WI-FI network; and

WHEREAS, proposals were sought from qualified proposers to enter into a WI-FI concession agreement; and

WHEREAS, the project includes the installation of a WI-FI “backbone” wiring system throughout the terminal complex such that wireless users would be in the near proximity to one of approximately 120 antennas located throughout the terminal, conveying wireless signals allowing Internet access; and

WHEREAS, the installation and operation of the system, and the collection of fees for the use of the system, would also be managed by the successful proposer; and

WHEREAS, the successful proposer would also provide a fee to Milwaukee County for the right and privilege of operating such a system at the airport; and

WHEREAS, proposals were received from the eight firms indicated below:

- SBC
- Sprint
- Concourse Communications Group, LLC
- Airport Network Solutions
- OPTI-FI Networks
- TELECO Systems, Inc.
- WI-FI Spots, Inc., and

WHEREAS, a selection panel comprised of members of the airport’s financial staff, airport properties staff, airport technical staff, IMSD network technical staff and the Wireless Technology Director of Ross & Baruzzini, reviewed all the proposals received; and

WHEREAS, based upon the criteria established in the RFP documents, the evaluation panel recommends that Sprint be awarded the WI-FI concession contract; and

WHEREAS, print has proposed paying the County the greater of 25% of gross revenues or \$40,000 annually for the five-year term of the agreement and has made an additional \$35,000 annual advertising commitment; and

WHEREAS, Sprint expects to invest \$450,000 to install the network; and

WHEREAS, the Transportation, Public Works & Transit Committee has concurred with the evaluation panel's recommendation to award the WI-FI concession at General Mitchell International Airport to Sprint; now, therefore,

BE IT RESOLVED, that the Acting Director of Parks and Public Infrastructure and the County Clerk hereby authorized and directed to enter into a Wireless Local Area Network (WI-FI) Service Concession Agreement between Milwaukee County and Sprint.

**File No. 04-208
(Journal, May 27, 2004)**

(Item No. 7) From the Airport Director, requesting authorization that Paradies-Mark II, LLC not to construct a fixed "computer port" station as part of their master concessionaire concepts, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS in April 2003, Milwaukee County issued a Request for Proposals (RFP) for new concessions for General Mitchell International Airport; and

WHEREAS on July 24, 2003, Milwaukee County awarded the master concessionaire contract to Paradies-Mark II, LLC; and

WHEREAS as required in the RFP, Paradies-Mark LL, LLC proposed an internet connection kiosk area consisting of four internet and four laptop stations for passengers to access the internet and email; and

WHEREAS wireless Internet connectivity is expanding significantly resulting in a greatly diminished need for a fixed Internet connection; and

WHEREAS Paradies-Mark II, LLC and Airport Staff jointly agree there is little need to construct a fixed internet "computer port" area; now, therefore,

BE IT RESOLVED that the Deputy Director of Public Works is hereby authorized to grant approval to Paradies-Mark II, LLC not to construct a fixed "computer port" station as a part of their master plan concessionaire concepts.

**File No. 04-206
(Journal, May 27, 2004)**

(Item No. 8) From the Airport Director, requesting authorization to enter into a Preferential Use Lease Agreement, a Hydrant Fuel Agreement, and Jetbridge Use Agreement with Frontier Airlines, Inc. for Gate C-26, by recommending adoption of a resolution approving the said

request.

A RESOLUTION

WHEREAS, in Mid-2003 Frontier Airlines began scheduled service to Milwaukee; and

WHEREAS, at that time Air Wisconsin Airlines agreed to share its exclusive and preferential leased space with Frontier Airlines, and

WHEREAS, Frontier has now requested becoming signatory to a long term Preferential Airline Lease Agreement, a Hydrant Fuel Agreement and a Jetbridge Use Agreement at General Mitchell International Airport; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 1, 2004, concurred with Airport staff's recommendation to enter into a Preferential Lease Agreement, a Hydrant Fuel Agreement, and Jetbridge Use Agreement with Frontier Airlines, Inc. for Gate C-26, including approximately 700 square feet of associated operations space, to be provided through a trailer office all to be effective May 1, 2004; now therefore,

BE IT RESOLVED, that the Deputy Director of Public Works and the County Clerk are hereby authorized and directed to enter into a Preferential Lease Agreement, a Hydrant Fuel Agreement, and Jetbridge Use Agreement with Frontier Airlines, Inc. for gate C-26, including approximately 700 square feet of associated operations space, to be provided through a trailer office all to be effective May 1, 2004. Permanent operation space will be provided by the C Concourse expansion project.

**File No. 04-204
(Journal, May 27, 2004)**

(Item No. 9) From the Airport Director, requesting authorization to amend Airport Agreement No. HP-1391 with Jeff Bales at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

A RESOLUTION

WHEREAS, on August 15, 2003 Milwaukee County entered into Airport Agreement No. HP-1391 with Jeff Bales for the lease of land at GMIA upon which his aircraft hangar is located; and

WHEREAS, the agreement was for a period of five (5) years, effective July 1, 2003 with one (1) five (5) year option term; and

WHEREAS, Airport Agreement No. HP-1391 as executed by Milwaukee County and Mr. Bales contained error regarding the leasehold size and the agreement term; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on

May 12, 2004, concurred with Airport staff's recommendation to amend Airport Agreement No. HP-1391 to correct errors concerning the leasehold size and the agreement term; now, therefore,

BE IT RESOLVED, that the Deputy Director of Public Works and the County Clerk are hereby authorized and directed to execute and amendment to Airport Agreement No. HP-1391 in the following particulars to wit:

1. The amount of land under lease shall be changed to 3,536 square feet throughout Airport Agreement No. HP-1391.
2. Paragraph 2 shall state that the initial term of the agreement shall commence July 1, 2003 and end June 30, 2008.

The foregoing report correctly states the action taken by the said committee at a meeting held May 12, 2004.

JAMES G. WHITE
Chairman

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** De Bruin – 1.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 12 items:

File No. 04-234
(Journal, May 27, 2004)

(Item No. 1) From Director of Economic and Community Development, requesting approval of the Citizen Participation Plan for the Community Development Block Grant and HOME programs for 2005-2009, by recommending adoption of a resolution authorizing and directing the Director of Administrative Services to implement the Milwaukee County Citizen Participation Plan for program years 2005-2009.

A RESOLUTION

WHEREAS, to take part in the Community Development Block Grant and HOME programs, and to enable participation by other governments and for-profit and non-profit agencies in various federal housing programs, Milwaukee County must submit to HUD a five-year Consolidated Housing and Community Development Plan for program years 2005-2009; and

WHEREAS, communities are required to develop a Citizen Participation Plan that describes how citizens will be encouraged to take part in drafting the Consolidated Plan; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended approval of the Citizen Participation Plan submitted by the Economic and Community Development Division, a copy of which is attached to and made a part of this file; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Milwaukee County Citizen Participation Plan for program years 2005-2009; and

BE IT FURTHER RESOLVED that the Director of Administrative Services is hereby authorized and directed to implement the Milwaukee County Citizen Participation Plan for program years 2005-2009.

**File No. 04-232
(Journal, May 27, 2004)**

(Item No. 2) From Director of Economic and Community Development, requesting authorization to execute a contract with the Metropolitan Milwaukee Fair Housing Council for fair housing services required in the 2004 Community Development Block Grant program, by recommending adoption of a resolution authorizing and directing the Director of Administrative Services to enter into a contract in the amount of \$25,000 with the Metropolitan Milwaukee Fair Housing Council as part of the 2004 Milwaukee County Community Development Block Grant, and in compliance with the provisions negotiated by the Department and approved by the Committee on Economic and Community Development.

A RESOLUTION

WHEREAS, the Community Development Block Grant Program regulations require that a grant recipient affirmatively further fair housing and meet other fair housing requirements; and

WHEREAS, Milwaukee County has met this requirement, in part, by contracting with the Metropolitan Milwaukee Fair Housing Council for the past 25 years; and

WHEREAS, Resolution File No. 88-521, approved by the County Board of Supervisors on September 8, 1988, authorized the negotiation of an annual contract with Metropolitan Milwaukee Fair Housing Council for fair housing services to be brought before the Committee on Economic and Community Development for approval; and

WHEREAS, the Department of Administrative Services negotiated a contract with the Metropolitan Milwaukee Fair Housing Council, including the following provisions:

- (1) Provide direct service to 100 victims of alleged housing discrimination. MMFHC shall investigate any and all complaints of violations of fair housing laws, including

those referred to the Council by Milwaukee County's Corporation Counsel.

- (2) Conduct at least three (3) fair housing seminars or training sessions primarily for housing providers in Milwaukee County. These sessions will be designed to describe fair housing laws and to explain to housing providers how they can successfully manage their units in compliance with fair housing laws. The specific target populations for these three seminars will be determined by Milwaukee County in consultation with the Fair Housing Council.
- (3) Continue technical assistance and referrals to local government, tenants, landlords and homeseekers.

; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended approval of the proposed contract with the Metropolitan Milwaukee Fair Housing Council in the amount of \$25,000; now, therefore,

BE IT RESOLVED, that the Director of the Department of Administrative Services is hereby authorized and directed to enter into a contract in the amount of \$25,000 with the Metropolitan Milwaukee Fair Housing Council, as part of the 2004 Milwaukee County Community Development Block Grant, and in compliance with the provisions negotiated by the Department and approved by the Committee on Economic and Community Development.

**File No. 04-233
(Journal, May 27, 2004)**

(Item No. 3) From Director of Economic and Community Development, recommending that the term of a Housing Organization Loan Fund loan held by Inner City Redevelopment Corporation be extended for 90 days and that the interest penalty be waived for the period of the extended term, by recommending adoption of a resolution approving the said request.

**File No. 04-14(a)(e)
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned, single-family residence located at 4317 South 51st Street in the City of Greenfield to Randal L. Thompson and Susan A. Cull, and/or assigns, for the consideration of \$109,000, pursuant to the terms and conditions of their offer to purchase; and further authorizing the County Executive and County Clerk, in the event Mr. Thompson and Ms. Cull do not fulfill the terms and conditions of their offer to purchase, to convey by Warranty Deed the said property to John A. Miller, and/or assigns, for the consideration of \$92,150, pursuant to the terms and conditions of his offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received eight (8) offers to purchase on an excess County-owned single-family residence located at 4317 South 51st Street in the City of Greenfield; and

WHEREAS, Milwaukee County acquired the subject property through tax foreclosure proceedings; and

WHEREAS, the interior of the house was received in fair condition but in need of complete updating, and the exterior of the house is in good condition with stone siding; and

WHEREAS, the subject property comprises a one and one-half story cape cod style house with 2 bedrooms, one bath, living room, den, kitchen and an enclosed rear porch; and

WHEREAS, the house is situated on a 63' X 154' (more or less) lot and the property is appraised at \$85,000 in its "as is" condition and marketed for sale at a price of \$86,900; and

WHEREAS, the first offer, in the amount of \$109,000, is from Randall L. Thompson and Susan A. Cull and contains a very reasonable finance contingency; and

WHEREAS, the second offer, in the amount of \$92,150, is from John A. Miller and contains a finance contingency; and

WHEREAS, the third offer, in the amount of \$90,000 cash, is from Mark A. Nisenbaum and contains no contingencies; and

WHEREAS, the fourth offer, in the amount of \$89,000 less a \$2,000 credit to Buyer, is from Chris Kaeufl and Robert Graham and contains a finance contingency; and

WHEREAS, the fifth offer, in the amount of \$88,200 cash, is from Robert Taylor and contains no contingencies; and

WHEREAS, the sixth offer, in the amount of \$86,900, is from Erik Kozak and contains a finance contingency; and

WHEREAS, the seventh offer, in the amount of \$76,000, is from Schmitt & Rezash Properties, LLC and contains an inspection contingency; and

WHEREAS, the eighth offer, in the amount of \$40,000, is from Miguel Jimenez and contains no contingencies; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended acceptance of the above-described offer from Randal L. Thompson and Susan A. Cull in the amount of \$109,000 as a primary offer, the offer from John A. Miller in the amount of \$92,150 as a secondary offer, and the offer from Mark Nisenbaum in

the amount of \$90,000 as a tertiary offer; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property located 4317 South 51st Street in the City of Greenfield to Randal L. Thompson and Susan A. Cull, and/or assigns, for the consideration of \$109,000, pursuant to the terms and conditions of their offer to purchase; and

BE IT FURTHER RESOLVED, that, in the event Mr. Thompson and Ms. Cull do not fulfill the terms and conditions of their offer to purchase, the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property to John A. Miller, and/or assigns, for the consideration of \$92,150, pursuant to the terms and conditions of his offer to purchase; and

BE IT FURTHER RESOLVED, that, in the event neither Mr. Thompson and Ms. Cull nor John A. Miller fulfill the terms and conditions of their respective offers to purchase, the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property to Mark Nisenbaum, and/or assigns, for the consideration of \$90,000, pursuant to the terms and conditions of his offer to purchase.

File No. 04-14(a)(f)
(Journal, December 18, 2003)

(Item No. 5) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned property located at 3828 East Layton Avenue in the City of Cudahy to 050302 Investments, LLC, and/or assigns, for the consideration of \$10,000, pursuant to the terms and conditions of their offer to purchase; and further authorizing the County Executive and County Clerk, in the event 050302 Investments, LLC, does not fulfill the terms and conditions of its offer to purchase, to convey by Warranty Deed the said property to Focus Homes, LLC, and/or assigns, for the consideration of \$8,157, pursuant to the terms and conditions of its offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received seven (7) offers to purchase on an excess County-owned property located at 3828 East Layton Avenue in the City of Cudahy; and

WHEREAS, Milwaukee County acquired the subject lot by tax foreclosure proceedings in deplorable condition; and

WHEREAS, the property is a 30' X 120' residential lot with a very small single-family house located to the rear that has been condemned by the City of Cudahy and the property has been marketed with the condition that the successful purchaser will be responsible for razing the building pursuant to Cudahy's order; and

WHEREAS, the lot is considered buildable, but due to building set backs would be limited to specially designed single-family houses; and

WHEREAS, the property has been appraised at \$4,000 and staff placed the property on the market with the minimum price of \$4,000; and

WHEREAS, the first offer is from 050302 Investments, LLC in the amount of \$10,000 cash and is subject to the Buyer obtaining at Buyer's expense the following:

1. Soil test
2. Copy of public and private easements, covenants & restrictions
3. Municipal approval to construct a single or two-family residence
4. Written evidence of the availability of public utilities
5. Inspection by a qualified independent inspector

These conditions shall be deemed satisfied unless Buyer gives Seller written notice of items that cannot be satisfied within 20 days of the acceptance of the offer; and

WHEREAS, the second offer is from Focus Homes, LLC in the amount of \$8,157 cash and contains no contingencies; and

WHEREAS, the third offer is from Maciej Kraszewski in the amount of \$5,000 cash and contains no contingencies; and

WHEREAS, the fourth offer is from Mark Nisenbaum in the amount of \$5,000 cash and contains no contingencies; and

WHEREAS, the fifth offer is from Gregory P. Meyer in the amount of \$5,000 cash and contains no contingencies; and

WHEREAS, the sixth offer is from Richard A. Price in the amount of \$4,000 cash and contains no contingencies; and

WHEREAS, the seventh offer is from Thomas Pendergast in the amount of \$4,000 cash less \$1,000 credit to buyer for razing cost; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended acceptance of the above-described offer from 050302 Investments, LLC in the amount of \$10,000 as a primary offer and the offer from Focus Homes, LLC in the amount of \$8,157 as a secondary offer; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 3828 East Layton Avenue in the City of Cudahy to 050302 Investments, LLC, and/or assigns, for the consideration of \$10,000, pursuant to the terms and conditions of its offer to purchase; and

BE IT FURTHER RESOLVED, that, in the event 050302 Investments, LLC does not fulfill the terms of its offer, the County Executive and the County Clerk are hereby authorized to convey by Warranty Deed the subject property to Focus Homes, LLC, and/or assigns, for the consideration of \$8,157, pursuant to the terms and conditions of its offer to purchase.

**File No. 04-14(a)(g)
(Journal, December 18, 2003)**

(Item No. 6) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned property located at 3646 East Armour Avenue in the City of Cudahy to 050302 Investments, LLC, and/or assigns, for the consideration of \$15,000, pursuant to the terms and conditions of its offer to purchase; and further authorizing the County Executive and County Clerk, in the event 050302 Investments, LLC, does not fulfill the terms and conditions of its offer to purchase, to convey by Warranty Deed the said property to Focus Homes, LLC, and/or assigns, for the consideration of \$12,157, pursuant to the terms and conditions of its offer to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received seven (7) offers to purchase on an excess County-owned property located at 3646 East Armour Avenue in the City of Cudahy; and

WHEREAS, Milwaukee County acquired the subject lot by tax foreclosure proceedings; and

WHEREAS, the property is a residential lot measuring 30' X 120' with a small garage in deplorable condition located to the rear and is considered buildable but due to building set backs would be limited to specially designed single-family houses; and

WHEREAS, the property has been appraised at \$8,000 and staff placed the property on the market with the minimum price of \$8,000; and

WHEREAS, the first offer is from 050302 Investments, LLC in the amount of \$15,000 cash and is subject to the Buyer obtaining at Buyer's expense the following:

6. Soil test
7. Copy of public and private easements, covenants & restrictions
8. Municipal approval to construct a single or two-family residence
9. Written evidence of the availability of public utilities
10. Inspection by a qualified independent inspector

These conditions shall be deemed satisfied unless Buyer gives Seller written notice of items that

cannot be satisfied within 20 days of the acceptance of the offer; and

WHEREAS, the second offer is from Focus Homes, LLC in the amount of \$12,157 cash and contains no contingencies; and

WHEREAS, the third offer is from Darlene R. Gorski in the amount of \$11,000 cash and contains no contingencies; and

WHEREAS, the fourth offer is from Maciej Kraszewski in the amount of \$9,000 cash and contains no contingencies; and

WHEREAS, the fifth offer is from Mark Nisenbaum in the amount of \$9,000 cash and contains no contingencies; and

WHEREAS, the sixth offer is from Thomas R. Pendergast in the amount of \$8,000 cash and contains a financing contingency; and

WHEREAS, the seventh offer is from Richard A. Price in the amount of \$8,000 cash and contains no contingencies; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended acceptance of the above-described offer from 050302 Investments, LLC in the amount of \$15,000 as a primary offer and the offer from Focus Homes, LLC as a secondary offer; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 3646 East Armour Avenue in the City of Cudahy to 050302 Investments, LLC, and/or assigns, for the consideration of \$15,000, pursuant to the terms and conditions of its offer to purchase; and

BE IT FURTHER RESOLVED, that, in the event 050302 Investments, LLC does not fulfill the terms of its offer, the County Executive and County Clerk are hereby authorized to convey by Warranty Deed the subject property to Focus Homes, LLC, and/or assigns, for the consideration of \$12,157, pursuant to the terms and conditions of its offer to purchase.

File No. 04-14(a)(h)
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Quit Claim Deed the County-owned, vacant parcel of land located to the rear of 1263 North Martha Washington Drive to Gayle A. Glodoski, and/or assigns, for the consideration of \$333, the County-owned, vacant parcel of land located to the rear of 1269 North Martha Washington Drive to Kathryn A. Anheuser, and/or assigns, for the consideration of \$333, and the County- owned, vacant parcel of

land located to the rear of 1277 North Martha Washington Drive to Jackie Loy, and/or assigns, for the consideration of \$334, pursuant to the terms and conditions of their offers to purchase.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received three (3) offers to purchase on a County-owned vacant parcel of land located to the rear of 1263, 1269 and 1277 North Martha Washington Drive, in the City of Wauwatosa; and

WHEREAS, the County obtained ownership of this parcel as well as other lands in proximity to the subject parcel through tax foreclosure proceedings many years ago; and

WHEREAS, the subject parcel of land is an unbuildable landlocked rectangular shaped wooded parcel with a depth of 40 feet and width of 135 feet; and

WHEREAS, the parcel can be equally divided among the three interested parties so that each party will receive a 40' by 45' parcel abutting the rear of their existing properties; and

WHEREAS, throughout the years staff has worked with the adjoining owners to sell them portions of the County land in order to eliminate the liability and maintenance burden to the County and return the land to the tax rolls; and

WHEREAS, the offers received are from Gayle A. Glodoski in the amount of \$333 cash for the land located to the rear of 1263 North Martha Washington Drive, Kathryn A. Anheuser in the amount of \$333 cash for the land located to the rear of 1269 North Martha Washington Drive, and Jackie Loy in the amount of \$334 cash for the land to the rear of 1277 North Martha Washington Drive; and

WHEREAS, all parties live in the houses in front of the subject land and would simply use the land to extend their rear yards. The sale price from the adjoining owners reflects the administrative costs to process the conveyance; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended acceptance of the above-described offer from Gayle A. Glodoski in the amount of \$333, Kathryn A. Anheuser in the amount of \$333, and Jackie Loy in the amount of \$334; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to convey by Quit Claim Deed the subject property located to the rear of 1263 North Martha Washington Drive to Gayle A. Glodoski, and/or assigns, for the consideration of \$333, the subject property located to the rear of 1269 North Martha Washington Drive to Kathryn A. Anheuser, and/or assigns, for the consideration of \$333, and the subject property located to the rear of 1277 North Martha Washington Drive to Jackie Loy, and/or assigns, for the consideration of \$334, pursuant to the terms and conditions of their offers to purchase.

**File No. 04-14(a)(i)
(Journal, December 18, 2003)**

(Item No. 8) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to execute an easement on a portion of County-owned land located on East Layton Avenue east of South Pennsylvania Avenue in the City of Cudahy to WE Energies, and/or assigns, for the consideration of \$500, pursuant to the terms and conditions of the easement document. The easement is a Distribution Easement needed for the installation of a gas line which is being relocated due to the construction of the Lake Parkway extension.

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic and Community Development Division received an offering price letter from WE Energies to acquire easement rights on a portion of County-owned land located on East Layton Avenue east of South Pennsylvania Avenue in the City of Cudahy; and

WHEREAS, the subject easement is a Distribution Easement needed for the installation of a gas line, which is being relocated due to the construction of the Lake Parkway extension; and

WHEREAS, the easement measures 10' X 60.23' and crosses a narrow section on the north end of the County-owned land; and

WHEREAS, WE Energies is responsible for any and all costs of installation, removal of impacted soils, if present, and restoration of the site; and

WHEREAS, after the gas line is installed, Milwaukee County retains ownership and use of the land except that no buildings or structures may be constructed in the easement area; and

WHEREAS, WE Energies proposes a payment of \$500 for the easement rights, which is equitable compensation for the limited impact to the land; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, recommended acceptance of the above described WE Energies proposed easement in the amount of \$500; now, therefore,

BE IT RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the above described easement on the subject property located on East Layton Avenue east of South Pennsylvania Avenue in the City of Cudahy to WE Energies, and/or assigns, for the consideration of \$500, pursuant to the terms and conditions of the easement document.

**File No. 04-21(a)(a)
(Journal, December 18, 2003)**

(Item No. 9) Reference file established by the County Board Chairperson, relative to Brownfield Redevelopment grants, by recommending adoption of a resolution authorizing the Director of Economic and Community Development to enter into an agreement with Latino Community Center for Brownfield Redevelopment grant funds in the amount of \$8,900 to be used for asbestos removal at its property located at 807 South 14th Street in the City of Milwaukee.

A RESOLUTION

WHEREAS, the current balance in the Brownfield Redevelopment Account is \$85,840; and

WHEREAS, the Economic and Community Development Division has received a request for \$8,900 from the Latino Community Center for a grant from the County's Brownfield Redevelopment Fund to assist in the remediation and redevelopment of a site located at 807 South 14th Street; and

WHEREAS, the Latino Community Center is a community-based agency located in Milwaukee's near south side and its goal is to empower youth to lead healthy, drug free and productive lives and become leaders in their community; and

WHEREAS, the Latino Community Center offers programming in the following areas: after school (academic achievement), gang and violence diversion, recreation, technology training, environmental education, youth development, prevention programming and adult enrichment programs; and

WHEREAS, the Department of Administrative Services evaluated the application and recommended to the Committee on Economic and Community Development that an \$8,900 County Economic Development Brownfield grant be allocated to the Latino Community Center for the removal of asbestos at 807 South 14th Street; and

WHEREAS, this includes a building that needs environmental investigation and remediation which is consistent with the purposes of Milwaukee County's Brownfield Redevelopment Fund; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of Economic and Community Development to enter into an agreement with the Latino Community Center for Brownfield Redevelopment grant funds in the amount of \$8,900 for asbestos removal at its property located at 807 South 14th Street in the City of Milwaukee; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and the Latino Community Center shall further require that County funds be used to reimburse the grantee for actual costs incurred for remediation activities on the site.

**File No. 04-235
(Journal, May 27, 2004)**

(Item No. 10) From Director of Economic and Community Development, requesting approval of Children's Hospital of Wisconsin purchase of a parcel of land on County Grounds currently under a long-term land lease from Milwaukee County, by recommending adoption of a resolution rejecting the Director of Economic and Community Development's recommendation to approve the sale of 43.2737 acres of land in the southeast quadrant of the Milwaukee County

Grounds in Wauwatosa to Children's Hospital under the terms and conditions contained in the Purchase and Sale Agreement dated April 28, 2004.

A RESOLUTION

WHEREAS, Children's Hospital of Wisconsin has been located on the Milwaukee County Grounds on a 10.5-acre parcel of land leased from Milwaukee County since 1985 and is a member of the Milwaukee Regional Medical Center; and

WHEREAS, Children's Hospital of Wisconsin had outgrown its existing hospital facilities and was landlocked for expansion on their original 1985 leased site and to accommodate its future expansion, the Hospital leased the 42.5514-acre parcel of land on County Grounds adjacent to the core medical facilities on the Medical Center campus from the County on November 1, 2001; and

WHEREAS, Children's Hospital of Wisconsin has expressed an interest in purchasing the 42.551-acre parcel of land it currently leases from Milwaukee County on County Grounds in Wauwatosa along with an additional parcel consisting of .7223 acres adjacent to the northeast corner of the leased parcel to accommodate the extension of Connell Ave. and the relocation of County-owned utility lines to accommodate Children's Phase I development, for a total of 43.2737 acres; and

WHEREAS, the Division of Economic and Community Development and Corporation Counsel have negotiated the a Purchase and Sale Agreement, dated April 28, 2004, with Children's Hospital, a copy of which has been attached to and made a part of this file; and

WHEREAS, with the support of the Milwaukee County Executive, the Milwaukee County Director of Economic and Community Development recommended approval of the Purchase and Sale Agreement, dated April 28, 2004, with Children's Hospital of Wisconsin; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 17, 2004, considered the recommendation of the Director of Economic and Community Development and, by a vote of 4-2, recommended **REJECTION** of the said recommendation; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby **REJECT** the recommendation of the Director of Economic and Community Development to approve the sale of the subject parcel of land in the southeast quadrant on Milwaukee County Grounds in Wauwatosa consisting of 43.2737 acres to the Children's Hospital of Wisconsin under the Terms and Conditions contained in the Purchase and Sale Agreement, dated April 28, 2004.

File No. 03-323(a)(d)
(Journal, May 27, 2004)

(Item No. 11) From Director of Economic and Community Development, requesting

authorization to enter into an Intergovernmental Cooperation Agreement (ICA) between Milwaukee County and the Milwaukee Metropolitan Sewerage District (MMSD) concerning construction of the Milwaukee County Grounds Floodwater Management Facility, by recommending adoption of a resolution authorizing: (A) appropriate County officials, subject to Corporation Counsel approval, to enter into an ICA between Milwaukee County and MMSD concerning construction of the Milwaukee County Grounds Floodwater Management Facility; (B) appropriate County officials to approve and execute any and all documents, deeds of conveyance, permits, easements, rights-of-entry and certified survey maps necessary to satisfy the intent of this resolution, subject to Corporation Counsel approval, as well as compliance with the terms and conditions called for in the ICA; (C) appropriate County officials, subject to Corporation Counsel approval, to enter into any and all necessary contracts, such as for environmental studies and utility relocations, to carry out the County's responsibilities called for in the ICA; (D) direct the Director of Economic and Community Development, to develop an Ecological Plan for the Floodwater Management Facility Construction Fill Site on the northeast quadrant of County Grounds and submit such plan to the County Board for approval; and (E) direct the Department of Administrative Services to place \$250,000 of the revenue from the \$1,500,000 Fill Savings revenue in a Parks Trust Fund to be established and used only for development of the Ecological Plan and items called for in the Board-approved Ecological Plan.

A RESOLUTION

WHEREAS, the Menomonee River floods lands within the City of Milwaukee, the City of Wauwatosa, and the Milwaukee County Grounds and various parklands under the jurisdiction of Milwaukee County; and

WHEREAS, the District has taken jurisdiction of the Menomonee River for the purpose of projecting, planning, designing, constructing, operating and maintaining a Floodwater Management System to ameliorate or reduce flood damage to historically flood-inundated land and buildings; and

WHEREAS, the District has determined that in order to effectively manage floodwaters on the Menomonee River and to remove properties from the floodplain of the 1% probability flood, it is also necessary to manage floodwaters emanating from Underwood Creek; and

WHEREAS, the District has determined it is necessary to construct a Floodwater Management Facility consisting of a basin covering approximately 100 acres at the Milwaukee County Grounds, which size has a direct effect upon the amount of construction needed downstream at Hart Park in Wauwatosa; and

WHEREAS, the County and the District have agreed, in a document entitled "Intergovernmental Cooperation Agreement Between Milwaukee County and the Milwaukee Metropolitan Sewerage District Concerning Property Acquisition and Planning, Design, and Construction Activities to Abate Damage from Flooding along the Menomonee River," to the purchase of various parcels of County park land and the acquisition of various easements to facilitate the downstream construction at Hart Park; and

WHEREAS, Milwaukee County is willing to sell certain lands and grant the necessary permanent and temporary easements to the District in the Northeast quadrant of County Grounds to construct the Milwaukee County Grounds Floodwater Management Facility; and

WHEREAS, the District currently holds permanent easements in portions of the lands to be used for the Floodwater Management Facility for its prior construction of the Crosstown Inline Storage Sewer and of the Northwest Side Relief Sewer System; and

WHEREAS, the County has agreed to sell 67.54 acres of land to the Wisconsin Department of Natural Resources for a Forestry Education Center and Demonstration Project, reserving the right to grant a temporary construction easement to the District over a 15.29-acre portion of the DNR land, and the right to grant a permanent easement to the District under, over, upon and through other portions to bring stormwater from the Underwood Creek to the Floodwater Management Facility basin; and

WHEREAS, the County and the District have agreed in a document, entitled “Intergovernmental Cooperation Agreement Between the County of Milwaukee, the Wisconsin Department of Natural Resources and the Milwaukee Metropolitan Sewerage District Concerning Management of the Milwaukee County Grounds Floodwater Management Facility,” that they will both grant a conservation easement to the DNR as a vehicle for the DNR to provide oversight of the operation and maintenance of the District’s proposed Floodwater Management Facility; and

WHEREAS, the County and the District have agreed, in a document entitled “Intergovernmental Cooperation Agreement Between Milwaukee County, the Milwaukee County University of Wisconsin-Extension and the Milwaukee Metropolitan Sewerage District Concerning Relocation of the Community Gardening Facility as Part of the Construction of the Milwaukee County Grounds Floodwater Management Facility,” to relocation of the Community Gardening Facility from the footprint of the proposed Floodwater Management Facility; and

WHEREAS, County Board Resolution File No. 03-323 authorized the Director of Economic Development to enter into negotiations with the Milwaukee Metropolitan Sewerage District for land interests needed by the District to construct a Floodwater Management Facility on Milwaukee County Grounds in Wauwatosa; and

WHEREAS, the Director of Economic and Community Development has negotiated an Intergovernmental Cooperation Agreement (ICA) between the County and the District Concerning the Construction of the Milwaukee County Grounds Floodwater Management Facility, a copy of which has been attached to and made a part of this file, which sets forth the respective duties and responsibilities with regard to design and construction of the Floodwater Management Facility; and

WHEREAS, approval of the Intergovernmental Cooperation Agreement (ICA) between the County and the District Concerning the Construction of the Milwaukee County Grounds Floodwater Management Facility will move the project to its next phase, final design, which is expected to last about 15 months; and

WHEREAS, during the design phase, in addition to the County's responsibilities under the ICA, the County will be working with all stakeholder groups on a development and disposition plan for the fill areas in the northeast quadrant of County Grounds upon completion of the construction of the Floodwater Management Facility; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the appropriate County officials, subject to Corporation Counsel approval, to enter into the subject Intergovernmental Cooperation Agreement Between Milwaukee County and the Milwaukee Metropolitan Sewerage District Concerning Construction of the Milwaukee County Grounds Floodwater Management Facility; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the appropriate County officials to approve and execute any and all documents, deeds of conveyance, permits, easements, rights-of-entry and certified survey maps necessary to satisfy the intent of this resolution, subject to Corporation Counsel approval as well as compliance with the terms and conditions called for in the Intergovernmental Cooperation Agreement Between Milwaukee County and the Milwaukee Metropolitan Sewerage District Concerning Construction of the Milwaukee County Grounds Floodwater Management Facility; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the appropriate County officials, subject to Corporation Counsel approval, to enter into any and all necessary contracts, such as for environmental studies and utility relocations, to carry out the County's responsibilities called for in the Intergovernmental Cooperation Agreement Between Milwaukee County and the Milwaukee Metropolitan Sewerage District Concerning Construction of the Milwaukee County Grounds Floodwater Management Facility; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of Economic and Community Development and the Parks Superintendent to develop an Ecological Plan for the Floodwater Management Facility Construction Fill Site on the northeast quadrant of County Grounds and submit such plan to the County Board for approval; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Department of Administrative Services to place \$250,000 of the revenue from the \$1,500,000 Fill Savings revenue in a Parks Trust Fund to be established and used only for development of the Ecological Plan and items called for in the Board approved Ecological Plan.

**File No. 04-244
(Journal, May 27, 2004)**

(Item No. 12) From Director of Economic and Community Development, regarding request from Children's Hospital of Wisconsin for a pedestrian tunnel easement under 92nd Street on the

County Grounds in Wauwatosa, by recommending adoption of a resolution approving a Tunnel Easement Agreement between Milwaukee County and Children's Hospital of Wisconsin, Inc. and authorizing the County Executive and County Clerk to execute said Tunnel Easement Agreement, subject to final review and approval of the documents by Corporation Counsel.

A RESOLUTION

WHEREAS, Children's Hospital of Wisconsin has requested a pedestrian tunnel easement under 92nd Street on County Grounds in Wauwatosa; and

WHEREAS, the conveyance of an interest in County-owned land requires County Board approval; and

WHEREAS, Children's Hospital of Wisconsin (CHW) located on the Milwaukee County Grounds in 1985 and is a member of the Milwaukee Regional Medical Center; and

WHEREAS, the existing CHW hospital, office and parking facilities are on a 10.5-acre parcel of land leased from Milwaukee County; and

WHEREAS, Children's has outgrown its existing hospital facilities and is landlocked for expansion on its original 10.5-acre leased site and, to accommodate expansion needs, the Hospital requested a lease on a 42.5514-acre parcel of land on County Grounds adjacent to the core medical facilities on the Medical Center campus; and

WHEREAS, in July 2001, the County Board passed Resolution File No. 00-52(a)(a) approving Ground Lease Terms and Conditions with Children's Hospital for a parcel of land consisting of 42.5514 acres on County Grounds in Wauwatosa and on November 1, 2001 the Ground Lease Agreement was executed; and

WHEREAS, CHW has cleared the site and has begun its first phase of development, a 240,000 sq. ft. office building and a 1600 stall parking structure and CHW proposes the new facilities be linked to Froedtert Hospital and the Children's Hospital Facility by a pedestrian tunnel under 92nd Street; and

WHEREAS, 92nd Street is owned by Milwaukee County and Froedtert's facilities and Children's facilities are on land leased from Milwaukee County; and

WHEREAS, construction of the tunnel will require an easement under 92nd Street from the County; and

WHEREAS, CHW has been working with the County's DPPI Architecture and Engineering Division on the plans and coordinating the tunnel construction with the County's reconstruction of 92nd Street this summer; and

WHEREAS, pedestrian traffic through the tunnel versus crossing 92nd Street is an extremely beneficial safety factor and it is recommended that a tunnel easement be approved;

now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Tunnel Easement Agreement between Milwaukee County and Children's Hospital of Wisconsin, Inc., a copy of which has been attached to and made a part of this file; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Milwaukee County Executive and the Milwaukee County Clerk to execute the said Tunnel Easement Agreement between Milwaukee County and Children's Hospital of Wisconsin, Inc., subject to final review and approval of the documents by Milwaukee County Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at a meeting held May 17, 2004.

MICHAEL MAYO, SR.
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 3, 10 and 11.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** De Bruin – 1.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** De Bruin – 1.

Supervisor Mayo moved to refer **Item 10 back to the Committee on Economic and Community Development.**

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Cesarz – 1. **EXCUSED:** De Bruin – 1.

Thereupon, **Item 11 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo,

Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** Borkowski and McCue – 2. **EXCUSED:** De Bruin – 1.

TRANSIT SYSTEM CLAIMS

- 04-4 From Previant, Goldberg, Uelmen, Gratz, Miller & Brueggeman, S.C., submitting a Claim on May 10, 2004 in behalf of Andrea T. Adams for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.
- 04-4 From Phillips, Cymerman & Stein, S.C., submitting a Claim on May 18, 2004 in behalf of Ana Bukarac for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.
- 04-4 From Karp, Karp & Zirgibel, S.C., submitting a Claim on April 30, 2004 in behalf of Tamara Gillespie for damages and injuries allegedly sustained while a passenger in a vehicle that was struck by a Milwaukee Transit Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on May 27, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** at 12:19 p.m. to Thursday, June 24, 2004, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED), THURSDAY, JUNE 24, 2004

Milwaukee, Wisconsin, Thursday, June 24, 2004, 9:34 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 17. **ABSENT:** Mayo and White – 2.

INVOCATION

Invocation by Father Dragan Veleusi, Dean of St. Sava Serbian Orthodox Cathedral.

Supervisors Mayo and White noted as present.

REPORTS OF COUNTY OFFICERS

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-248

(Item No. 1) From the County Executive, reappointing Ms. Irene Brown to the Commission on Aging for a term expiring January 31, 2007.

File No. 04-249

(Item No. 2) From the County Executive, reappointing Mr. David Hoffman to the Commission on Aging for a term expiring January 31, 2007.

File No. 04-250

(Item No. 3) From the County Executive, appointing Supervisor Marina Dimitrijevic to the Commission on Aging for a term expiring January 31, 2007.

The question was on confirmation.

Thereupon, **the foregoing reappointments WERE CONFIRMED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

PRESENTATION OF COMMUNICATIONS

04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**

- 04-6 From Malm & LaFave, submitting a Notice of Injury in behalf of Anthony Benjamin for injuries and damages allegedly sustained while passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Attorney David C. Bangert, submitting a Notice of Injury in behalf of Regina Donald for injuries and damages allegedly sustained when her automobile was involved in a collision with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Action Law Offices., submitting a Notice of Injury in behalf of Angela M. Cole for injuries and damages allegedly sustained while passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Action Law Offices, submitting a Notice of Injury in behalf of Melba Fleming for injuries and damages allegedly sustained when her daughter was a passenger in a vehicle that was involved in an accident with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From American Family Insurance Group, submitting a Notice under their subrogation rights of their insured, Igor and Victor Nemirovsky, for damages allegedly sustained to their vehicle in an accident with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From O'Neil, Cannon, Hollman, DeJong, S.C., submitting a Notice in behalf of Ann Oldenburg for injuries and damages allegedly sustained when upon her retirement from Milwaukee County, she was not provided with fully paid health insurance. **Placed on file.**
- 04-6 From Joseph Paterick, submitting a Notice for injuries and damages allegedly sustained in a fall near the McKinley Marina. **Placed on file.**
- 04-6 From Action Law Offices, submitting a Notice in behalf of Jailen Price for injuries and damages allegedly sustained while a passenger in a vehicle that was involved in an accident with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of Injury in behalf of Michael and Mary Zabler for injuries and damages allegedly sustained due to the negligent operation of a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the operation of an existing metal finish job shop facility. **Placed on file.**

- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the operation of an existing steel drum reclamation facility. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the operation of an existing plate making and related services facility. **Placed on file.**
- 00-360 From Superintendent, Parks Division of Department of Parks and Public
(a)(c) Infrastructure, requesting authorization to prepare, execute and administer a lease between Milwaukee County and H.O.N.O.R. (Honor Our Neighbors Origins and Rights, Inc.) in order to allow H.O.N.O.R. to utilize the former Coast Guard station. **Referred to the Committee on Parks, Energy and Environment.**
- 04-247 From the County Executive, appointing Ms. Virginia Verduyn to the Commission on Aging for a term expiring January 31, 2005. Ms. Verduyn is replacing Marion Murray. **Referred to the Committee on Health and Human Needs.**
- 04-251 From the Chief Judge and Clerk of Circuit Court, submitting a report of the combined Judicial/Clerk of Court operations in Judicial District One (Milwaukee County), including the consequences of under-funding and an action plan if full state funding of the guardians ad litem as submitted by the County Board was not forthcoming. **Referred to the Committee on Finance and Audit and Committee on Intergovernmental Relations.**
- 04-252 From Associate Director, Department of Parks and Public Infrastructure, requesting abolishment of eight vacant Park Maintenance Worker II positions and creation of seven Highway Maintenance Worker III positions. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-253 From Director of Audits, submitting Audit Review – Wauwatosa School District's Reimbursement of Operating Costs of the Milwaukee County Department of Health and Human Services (MCDHHS) Schools for the 2002-03 School Year. **Referred to the Committee on Finance and Audit.**
- 04-254 From Associate Director, Department of Parks and Public Infrastructure, requesting the creation of one Electrical Mechanic (DOT) position for the Highway Maintenance Division. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-258 From Pension Board Chairman, Milwaukee County Employees' Retirement System, relative to County Contribution to the Employees' Retirement System and OBRA 1990 Retirement System. **Referred to the Committee on Personnel and Committee on Finance and Audit.**

- 04-259 From Director, Department of Health and Human Services, requesting authorization to enter into a contract with the Wisconsin Department of Health and Family Services for the provision of Family Intervention and Support Services (FISS) for the period of July 1 through December 31, 2004 in an amount not to exceed \$250,000. **Referred to the Committee on Health and Human Needs.**
- 04-260 From Expedited Freight Systems, Inc., submitting a claim for damages allegedly sustained to their equipment resulting from an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-261 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Shauna G. Dethloff, for reimbursement of payment made for alleged damage sustained to the insured's automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-262 From Domnitz, Mawicke & Goisman, S.C., submitting a claim in behalf of Sarah M. Keaton for injuries and damages allegedly sustained at the Milwaukee County Courthouse. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-263 From Friends of the Mill Pond & Oak Creek Watercourse, submitting a proposal to restore, revitalize and beautify the historic Mill Pond and Oak Creek watercourse and surrounding areas. **Referred to the Committee on Parks, Energy and Environment.**
- 04-264 From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to accept a donation of \$6,910 from the Shorewood Kickers to fund the repair and maintenance of the soccer fields at Estabrook and Lincoln Parks. **Referred to the Committee on Parks, Energy and Environment.**
- 04-265 From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to waive the formal construction bid process for the War Memorial Corporation to perform work associated with the 2004 Adopted Capital Project 0872-004432-War Memorial Center Improvements – Exterior Repairs; to execute a memorandum of understanding between Milwaukee County and the War Memorial Corporation; and to negotiate the detailed scope of work and final dollar value to comply with the project requirements. **Referred to the Committee on Parks, Energy and Environment.**

- 04-267 From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to prepare and execute a Request for Qualification/Proposals, and negotiate the detailed scope, final dollar value and final contract documents to hire a qualified Guaranteed Energy Savings Performance Contracting firm to repair and renew Milwaukee County building infrastructure. **Referred to the Committee on Parks, Energy and Environment.**
- 04-269 From P.E. Interim Transportation Superintendent/Highway Commissioner, submitting a request from Exchange Club and Midwest Airlines to install a Freedom Shrine at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-270 From P.E. Interim Transportation Superintendent/Highway Commissioner, requesting authorization to execute an amendment to Airport Agreement No. OL-1427 between Milwaukee County and Signature Flight Support to continue the agreement on a month-to-month basis beyond July 31, 2004. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-271 From the Interim Transportation Superintendent/Highway Commissioner, requesting authorization to amend and increase, by an amount of \$7,285.00, a professional service contract between Milwaukee County and Ross and Baruzzini. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-272 From Director of Economic and Community Development, regarding allocation of additional 2004 Community Development Block Grant (CDBG) funds. **Referred to the Committee on Economic and Community Development.**
- 04-273 From County Executive, appointing Mr. Robert Pleva to serve on the Milwaukee County Personnel Board for a term expiring October 31, 2007. Mr. Pleva will fill the vacancy created by the resignation of Mr. Paul Prentiss. **Referred to the Committee on Personnel.**
- 04-274 From County Executive, appointing Mr. Michael Lamont to the Civil Service Commission for a term expiring August 1, 2008. Mr. Lamont is replacing Mr. Roy Williams who has resigned. **Referred to the Committee on Personnel.**
- 04-275 From Director of Human Resources, requesting approval of payment to Mercer Human Resources Consulting for professional services provided prior to contract execution. **Referred to the Committee on Finance and Audit.**
- 04-277 From Director, Department on Aging, requesting abolishment of a Service Support Supervisor position and creation of a Family Care Access Manager position to manage the Enrollment Eligibility Process used by Family Care. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**

- 04-278 From Daniel P. Kondos, S.C. Law Offices, submitting a claim in behalf of Virginia Parker and Jakia Nicholson for injuries and damages allegedly sustained when the bus that they were passengers on was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-279 From Daniel P. Kondos, S.C. Law Offices, submitting a claim in behalf of Virginia Parker and Tynika Nicholson for injuries and damages allegedly sustained when the bus that they were passengers on was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-280 From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Michael J. Kugler, for reimbursement of payment made for alleged damages sustained to his automobile resulting in an accident with a Milwaukee County-owned vehicle on April 26, 2004. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-281 From Stephanie R. Hampton, submitting a claim for damages allegedly sustained to her automobile which was hit by a Milwaukee County-owned lawn mower while parked in the employee parking lot at the Behavioral Health Division. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-282 From Donald J. Husar, submitting a claim for injuries and damages allegedly sustained when he slipped and fell at General Mitchell International Airport. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-283 From La Tarra S. Phillips, submitting a claim for the alleged loss of personal property while incarcerated in the Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-284 From County Executive, appointing Mr. Terrence Coffman to the Milwaukee County Public Art Committee. Mr. Coffman will replace Mr. Paul Krajniak. **Referred to the Committee on Parks, Energy and Environment.**
- 04-285 From County Executive, appointing Ms. Fran Rudig to the Milwaukee County Public Art Committee. Ms. Rudig will replace Mr. Todd Robert Murphy. **Referred to the Committee on Parks, Energy and Environment.**
- 04-286 From House of Correction Superintendent and Public Safety Fiscal Administrator, requesting creation of one position of Public Safety Fiscal Manager and abolishment of one position of Administrator of Support Services. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources**

04-287 From Director, Department on Aging, requesting creation of one position of Fiscal and Management Analyst I and abolishment of one position of Contract Records Specialist. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-246

Resolution by Supervisors West and Coggs-Jones, expressing opposition to any State of Wisconsin proposal, formula change, or budget allocation that may reduce Milwaukee County's Income Maintenance allocation.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

File No. 04-255

Resolution by Supervisors Mayo and Coggs-Jones, authorizing and directing the Director, Department of Administrative Services, to prepare a report regarding professional service contracts with an emphasis on sole source contracts and Disadvantaged Business Enterprise (DBE) participation.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 04-256

Resolution by Supervisor Cesarz, authorizing a revision to the Administrative Manual regarding requirements of communication from the County Executive to the County Board.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 04-257

Resolution by Supervisors Holloway, McCue, White, Weishan, Coggs-Jones, Borkowski, Johnson, Dimitrijevic, West, Quindel, Broderick, Devine, Schmitt, Clark and De Bruin, approving a policy that, prior to any initiation of discussions relative to the elimination of services or programs currently provided by County employees, where such elimination constitutes a reduction in the County workforce of ten percent (10%) or more of a given County department or division or section or a department (and where a minimum of ten employees are impacted), the director or manager of the program or service shall place such issue before the County Board for consideration and provide a rationale for the initiative and other pertinent information.

REFERRED TO THE COMMITTEE ON PERSONNEL AND COMMITTEE ON FINANCE AND AUDIT.

File No. 04-266

Resolution by Supervisors Mayo, Coggs-Jones, White, West, Clark and Dimitrijevic, relating to approving a \$50,000 grant from the Economic Development Reserve Fund to the Private Industry Council for a county-wide summer youth employment program for 2004.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 04-268

Resolution by Supervisors De Bruin, Broderick and Devine, requesting the Superintendent of the Parks Division to recommend to the Committee on Parks, Energy and Environment the policies that could be adopted to establish a permanent "segregated" parks fund.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 04-276

Resolution by Supervisors Johnson, Mayo and Borkowski, authorizing and directing the Director, Department of Administrative Services, to assess the minimum qualifications necessary to perform the duties required of certain key fiscal positions in county departments and to provide a report.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By Supervisor Roger Quindel, Chairman:

From the Committee on Personnel reporting on 4 items:

**File No. 04-274
(Journal, June 24, 2004)**

(Item No. 1) From County Executive, appointing Mr. Michael Lamont to the Civil Service Commission for a term expiring August 1, 2008. Mr. Lamont is replacing Mr. Roy Williams who has resigned, by recommending confirmation of the said appointment.

**File No. 04-273
(Journal, June 24, 2004)**

(Item No. 2) From County Executive, appointing Mr. Robert Pleva to serve on the Milwaukee County Personnel Board for a term expiring October 31, 2007. Mr. Pleva will fill the vacancy created by the resignation of Mr. Paul Prentiss, by recommending confirmation of the said appointment.

**File No. 04-240
(Journal, May 27, 2004)**

(Item No. 3) From Director, Department of Human Resources (DHR), submitting proposed Executive Compensation Plan Revisions, by recommending adoption of a resolution authorizing the reclassification of positions currently in the Executive Compensation Plan to the Appointed Executive Salary Group and directing the Director of DHR to continue development of the "Milwaukee County Compensation Plan" to establish policies, procedures, classifications, compensation, appointments and benefits of Milwaukee County's workforce; and adoption of an ordinance related to said policies, procedures and guidelines for classifications, appointments and benefits.

A RESOLUTION/ORDINANCE

WHEREAS, prior to 1982, management positions were part of the general schedule of salaries for County service employees with no specific distinction for department administrators or managers; and

WHEREAS, in accordance with an adopted County Board resolution File No. 81-920, the Milwaukee County Executive Compensation Plan (ECP) was implemented in 1982 as a "pay for performance" compensation system which was intended to include all management employees in County service to ensure both internal equity and external competitiveness and to enhance the County's ability to recruit and retain high quality management personnel; and

WHEREAS, the ECP has periodically been revised by Milwaukee County in recognition of the fact that the needs of an employer change over time resulting in the need to amend policies and procedures; and

WHEREAS, the Milwaukee County Commission for the 21st Century, dated July 1996,

recommended that “the county should modernize its job classification system and reduce the number of job titles in county government;” and

WHEREAS, the April 2002 report “Salary Survey of Selected Top Managers and Elected Officials by the Department of Audit” contained the following observations:

- The job evaluation methodology used to assign a position to an ECP grade had lost its relevance.
- The level of pay for managers is an ongoing concern, but perhaps the number of managers, especially in light of the number of recent retirements, may be even more pertinent.
- While managers and ECP employees must undergo an annual evaluation, the County has fostered a “corporate culture” where step increments for managers designed to be merit based are viewed as entitlements, but ECP employees must receive annual evaluations affirming their advancement to a higher step within a pay grade.

; and

WHEREAS, the Greater Milwaukee Committee (GMC) included a recommendation that pay structure and benefits should be benchmarked against other public sector jurisdictions; and

WHEREAS, on March 21, 2002, the County Board adopted a resolution (File No. 02-182) providing for mid-year budget reductions and expenditure freezes, to include the elimination of any ECP step advancements and ECP performance awards (bonuses); and

WHEREAS, recent County budgets included recommendations for and/or adopted the following:

- A Personal Services lump-sum reduction due to performance bonuses being reduced from four percent to two percent for Executive Compensation Plan (ECP) employees who otherwise could have been eligible for the bonus in accordance with Milwaukee County General Ordinances (MCGO) Section 17.99.
- Zero wage increase, and a salary reduction equal to three percent (3%), for all County managers in the Executive Compensation Plan (ECP).
- The elimination of all personal service contracts with ECP employees, including the provision for 90-day notice upon termination.
- Zero wage increase for all non-represented County employees with salaries of \$50,000 or more.
- The 2004 Budget reflects a zero wage increase for all employees in non-represented and Executive Compensation Plan (ECP) positions and it froze step increases and eliminated performance awards as allowed in MCGO Section 17.265(3).

; and

WHEREAS, the County Executive's 2003 Recommended Budget recommended that the Department of Administrative Services - Division of Human Resources (DHR) conduct a comprehensive review of the pay range structure of all County positions in the Executive Plan, including positions impacted by the reorganization of the Department of Administrative Services (DAS) and the Department of Health and Human Services (DHHS); that the review of ECP positions affected by DAS and DHHS reorganization should focus on the proper pay structure for these positions under the new organizational structure; and that pay structures be reviewed to determine a fair and consistent system for all managers; and

WHEREAS, the Division of Human Resources of the Department of Administrative Services submitted a report to the Personnel Committee at its May 21, 2004 meeting that included recommendations highlighted by the 2003 budget, Department of Audit, GMC, and County Board, to include:

- The creation of a new Appointed Executive Salary Group that would include 78 classifications out of the current 231 classifications in the Executive Compensation Plan. The 78 classifications would be reduced to four (4) main classifications of Executive Director 1, 2 and 3 and Medical Director, thereby eliminating 74 classifications in the Appointed Executive Salary Group.
- A broadband compensation system would be established to ensure the retention of the basic concept of a "pay for performance," to simplify the classification and compensation structure, to increase pay flexibility for recruitment and retention purposes, and to enable management to compensate employees for significant changes in job duties, increased competencies and employee meritorious performance. The broadband structure would eliminate the steps, salary step increases and automatic raises.
- Establishes a salary compensation policy for Milwaukee County positions in the Appointed Executive Salary Group at 5% below market rates and eliminate the practice of Milwaukee County being a leader in the market.

; and

WHEREAS, the report recommended that a Compensation Plan established by the State of Wisconsin for all of its workforce be established for Milwaukee County and used as a guideline to further refine the policies, procedures, classifications, compensation, appointments and benefits of Milwaukee County's workforce, as recommended for codification in the Milwaukee County General Ordinances; and that the final compensation plan be subject to review and approval by the County Executive and the Milwaukee County Board of Supervisors; and

WHEREAS, on May 21, 2004, the Personnel Committee reviewed the report and directed staff to return to the Committee with an implementing resolution/ordinance to allow members of the Committee to have a better understanding of the proposed language and provisions of the recommended Executive Compensation Plan for the Appointed Executive

Salary Group and the Milwaukee County Compensation Plan; and

WHEREAS, the Director, DHR, submitted an informational report dated June 9, 2004 in accordance with the provisions of MCGO, Chapter 17, relative to various reclassifications for the Appointed Executive Salary Group (included by reference herein in File No. 04-240) and on June 18, 2004, the Committee on Personnel took no action on said informational report, and

WHEREAS, on June 18, 2004, the Personnel Committee also reviewed an implementing resolution/ordinance (included by reference herein in File No. 04-240) and approved same (vote 7-0); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize that positions currently in the Executive Compensation Plan (ECP) that are enumerated on the Division of Human Resources (DHR) reclassification report, dated June 9, 2004 and incorporated by reference herein in file No. 04-240, in accordance with Milwaukee County Code of General Ordinances (MCGO) Section 17.05, shall be reclassified to the Appointed Executive Salary Group; and

BE IT FURTHER RESOLVED, that these positions will be maintained at their current annual salary and that future salary adjustments shall be provided in an informational report to the Committee on Personnel in a timely manner; and

BE IT FURTHER RESOLVED, that the remaining positions in classifications in the Executive Compensation Plan that are not included in the new Appointed Executive Salary Group will remain in their current classification and pay until such time that the Division of Human Resources studies these positions as the next step of this review or a request is submitted in accordance with MCGO Chapter 17; and

BE IT FURTHER RESOLVED, that the Director, Division of Human Resources, is hereby directed to continue development of the "Milwaukee County Compensation Plan" that will be established for the policies, procedures, classifications, compensation, appointments, and benefits of Milwaukee County's workforce; and that it is anticipated that future changes beyond the adoption of the initial provisions of compensation plan identified in this resolution/ordinance will be subject to further review and approval by the County Executive and the Milwaukee County Board of Supervisors; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby approve the recommendations contained herein by adoption of the following ordinance:

AN ORDINANCE

To create Section 17.27 of the General Ordinances of Milwaukee County related to the establishment of policies, procedures, guidelines for classifications, appointments and benefits for the County's workforce; and that the compensation plan be subject to review and approval by the County Executive and the Milwaukee County Board of Supervisors for those positions which are included in the Appointed Executive Salary Group.

The County Board of Supervisors of the County of Milwaukee does ordain as follows:

SECTION 1. Section 17.27 of the General Ordinances of Milwaukee County is hereby created as follows:

17.27 Appointed Executive Salary Group

All employees of Milwaukee County who hold appointed positions considered to be executive management shall be classified and compensated in accordance with the provisions of this section as follow

(1) Definition of Executive – This class series represents positions that are responsible for executing program directives in which specialized subject matter or functional competence is a necessary qualification to recruit and retain highly qualified executives. Incumbents of these classifications need to possess the administrative, managerial, and analytical skills and abilities that will allow them to perform at that executive level with overall responsibility for the performance of a department within Milwaukee County’s mission and vision.

(2) Titles, title codes, and broadband salary systems shall be maintained in the Milwaukee County Compensation Plan.

(3) Appointing authorities shall maintain sufficient documentation to support authorized salary levels.

(4) As herein defined and/or in accordance with Wis. Stats. 60.03(2) and (3) (commonly referred to as the unclassified service), position titles and title codes for positions in the Appointed Executive Salary Group shall be governed by this section.

(5) Excluded from this definition are managerial, administrative and/or supervisory positions whose primary responsibility is for day-to-day direction of program operations, or organizational segments through subordinate supervisors or staff whose primary responsibility is getting the work done through others with accountability to agency management.

SECTION 2. The provisions of this ordinance shall become effective notwithstanding any other ordinances that may be in conflict with such provisions.

SECTION 3. This ordinance shall become effective upon passage and publication.

**File No. 04-113(a)(a)
(Journal, March 18, 2004)**

(Item No. 4) An adopted resolution approving a reorganization of the Inmate Medical Services Unit of the Milwaukee County Jail involving the abolishment of 11 positions and creation of eight positions, by recommending adoption of a resolution creating a classification for one position in the Sheriff’s Department of Management Assistant (Sheriff), pay range 6P, \$32,069 to \$41,123.

The foregoing report correctly states the action taken by the said committee at a meeting held June 18, 2004.

**ROGER QUINDEL
Chairman**

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 15 items:

**File No. 04-277
(Journal, June 24, 2004)**

(Item No. 1) From Director, Department on Aging, requesting abolishment of a Service Support Supervisor position and creation of a Family Care Access Manager position to manage the Enrollment Eligibility Process used by Family Care, by recommending adoption of a resolution approving the creation of one position of Program Coordinator (Family Care) and the abolishment of one position of Services Support Supervisor, effective July 4, 2004, in order to provide the Department on Aging with the appropriate staffing necessary to manage, on a day-by-day basis, the task of reconciling the data contained in the various functional eligibility, financial eligibility, service authorization and billing and payment computer systems, as also recommended for approval by the Committee on Personnel, on 6/18/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 1 Program Coordinator (Family Care), pay range 29M (\$50,035 to \$59,967).

A RESOLUTION

WHEREAS, the Director of the Department on Aging requests the creation of one position in the newly created classification of Program Coordinator (Family Care) and the abolishment of one position of Service Support Supervisor in the Department on Aging Resource Center; and

WHEREAS, the Department on Aging's Resources: Community Alternatives and Resources: Intervention Services Divisions, known collectively as the Resource Center, is the primary source of quality information and assistance services on benefits and long-term care programs, public and private, for persons over age 60; and

WHEREAS, the Resource Center is also the access point for public benefit programs, including the State of Wisconsin's Family Care initiative, which replaced the state's numerous Long-Term Support programs, including the Community Options Program (COP), COP Waiver, and Community Integration Program (CIP); and

WHEREAS, this single, integrated Long-Term Care entitlement program, funded primarily with Federal and State Medical Assistance (Title 19) dollars, provides coordinated, managed care benefits to older adults in need of long-term care, and found eligible for the Family Care benefit; and

WHEREAS, responsibility for determining eligibility for Family Care is shared between

the Milwaukee County Department on Aging's Resource Center and the Milwaukee County Department of Health and Human Services' (DHHS) Economic Support Division (ESD), with the Resource Center primarily determining functional eligibility (measuring the applicant's ability to function independently in the community), and the DHHS Economic Support Division focusing primarily on financial eligibility, (determining if the applicant meets the requirements to receive Medical Assistance); and

WHEREAS, due to a variety of factors, the "eligibility interface" between the Resource Center and the Economic Support Division has proven to be extremely problematic; and

WHEREAS, numerous discrete computer systems are involved, with each focusing on a different aspect of the Family Care program (i.e., functional eligibility, financial eligibility, service authorization, billing and payment); and

WHEREAS, the inability of these computer systems to communicate with each other has contributed significantly to the Department on Aging's 2003 year-end deficit; and

WHEREAS, the requested position of Program Coordinator (Family Care) will be responsible for managing, on a day-by-day basis, the complicated (and largely manual) task of reconciling the data contained in the various systems; and

WHEREAS, the overall goal of this effort is to ensure that (to the degree possible), 1) services are not extended to Family Care enrollees until the DHHS Economic Support Division has officially determined and entered their eligibility, and 2) services are promptly discontinued to Family Care members who were initially found eligible, but later determined by the DHHS Economic Support Division to have lost their eligibility at a point after services began; and

WHEREAS, the Committee on Finance and Audit, at its meeting on June 17, 2004, recommended (vote 7-0) the creation of one position of Program Coordinator (Family Care), pay range 29M, effective July 4, 2004, and the abolishment of one position of Services Support Supervisor, also effective July 4, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on June 18, 2004, recommended (vote 7-0) that the position to be created be classified as Program Coordinator (Family Care), pay range 29M, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Department on Aging Resource Center effective July 4, 2004:

Org. Unit 7900 – Department on Aging Resource Center

<u>Action</u>	<u>Title</u>	<u>NO. OF Positions</u>	<u>PAY Range</u>
CREATE	PROGRAM COORDINATOR (FAMILY CARE)	1	29M

ABOLISH SERVICE SUPPORT SUPERVISOR

1

23M

**File No. 04-252
(Journal, June 24, 2004)**

(Item No. 2) From Associate Director, Department of Parks and Public Infrastructure, requesting abolishment of eight vacant Park Maintenance Worker II positions and creation of seven Highway Maintenance Worker III positions, by recommending adoption of a resolution abolishing eight positions of Park Maintenance Worker II and creating seven positions of Highway Maintenance Worker III, effective July 5, 2004, to provide for additional flexibility in deployment of staff, as also recommended for approval by the Committee on Personnel, on 6/18/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 7 Highway Maintenance Worker III, pay range 21H (\$41,246 to \$47,544).

A RESOLUTION

WHEREAS, the 2004 Adopted Budget merged the Department of Public Works and the Parks Department into the Department of Parks and Public Infrastructure (DPPI) and, as a part of the merger, the Highway Maintenance Division was to assume responsibility for the maintenance of the Park roads in addition to the current maintenance performed on county trunk highways, state trunk highways and the expressway; and

WHEREAS, to provide adequate staffing for the additional duties, eight positions of Park Maintenance Worker II were transferred from the Parks to the Highway Maintenance Division; and

WHEREAS, abolishing the Parks Maintenance Worker II positions and creating the Highway Maintenance Worker III positions will create consistent title codes for the Highway Maintenance staff and also provide flexibility to the department in the deployment of its staff; and

WHEREAS, the newly created Highway Maintenance Worker III positions would be underfilled as Highway Maintenance Worker I positions; and

WHEREAS, the Committee on Finance and Audit, at its meeting on June 17, 2004, recommended (vote 6-1) the creation of seven positions of Highway Maintenance Worker III, pay range 21H, effective July 5, 2004, and the abolishment of eight positions of Park Maintenance Worker II, also effective July 5, 2004, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on June 18, 2004, recommended (vote 6-1) that the positions to be created be classified as Highway Maintenance Worker III, pay range 21H, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following positions are approved for the Highway Maintenance Division, effective July 5, 2004:

Org. Unit 5100 – Highway Maintenance Division

<u>Action</u>	<u>Title</u>	<u>Positions</u>	<u>No. of Pay Range</u>
Abolish	Park Maintenance Worker II	8	13P
Create	Highway Maintenance Worker III	7	21H

**File No. 04-254
(Journal, June 24, 2004)**

(Item No. 3) From Associate Director, Department of Parks and Public Infrastructure, requesting the creation of one Electrical Mechanic (DOT) position for the Highway Maintenance Division, by recommending adoption of a resolution creating one position of Electrical Mechanic (DOT) for the Highway Maintenance Division, effective July 5, 2004, for maintenance of lighting on the interstate system and selected state trunk highways outside of Milwaukee County. This position was requested by the Wisconsin Department of Transportation, which will fully fund the salary and fringe benefits for the position, as also recommended for approval by the Committee on Personnel, on 6/18/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 1* Electrical Mechanic (DOT), pay range 54 (\$52,367).

*This position is asterisked to be abolished if full funding is no longer available from the Wisconsin Department of Transportation.

A RESOLUTION

WHEREAS, the Wisconsin Department of Transportation is requesting that Milwaukee County expand its electrical maintenance to include Highway 41/45 and Interstate 94 in Waukesha County and to include emergency work on Interstate 94 in Racine and Kenosha Counties; and

WHEREAS, to provide adequate staffing for the additional duties, one position of Electrical Mechanic (DOT) is requested for creation pending receipt of a full funding commitment from the Wisconsin Department of Transportation; and

WHEREAS, the Committee on Finance and Audit, at its meeting on June 17, 2004, recommended (vote 7-0) the creation of one position of Electrical Mechanic (DOT), pay range 54, as recommended by the Department of Administrative Services; and

WHEREAS, the Committee on Personnel, at its meeting on June 18, 2004, recommended (vote 7-0) that the position to be created be classified as Electrical Mechanic (DOT), pay range 54, as recommended by the Division of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Highway Maintenance Division, effective July 5, 2004:

Org. Unit 5100 – Highway Maintenance

Action	Title	No. of Pay Positions	Range
Create	Electrical Mechanic (DOT)	1*	54

*This position is asterisked to be abolished if full funding is no longer available from the Wisconsin Department of Transportation.

**File No. 04-286
(Journal, June 24, 2004)**

(Item No. 4) From House of Correction Superintendent and Public Safety Fiscal Administrator, requesting creation of one position of Public Safety Fiscal Manager and abolishment of one position of Administrator of Support Services, by recommending adoption of a resolution abolishing one position of Administrator of Support Services and creating one position of Public Safety Fiscal Analyst, effective July 5, 2004, to provide for additional fiscal staffing to address the House of Correction and the Sheriff's Office fiscal situation, as also recommended for approval by the Committee on Personnel, on 6/18/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 1 Public Safety Fiscal Analyst, pay range 33JM (\$52,416 to \$71,472).

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL RECEIPT OF REVENUE "A" [A1), A2), A3), A4), A5), A6), A7) and A8)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 6) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: UNALLOCATED CONTINGENT FUND "B" [B1)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 7) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT "C" [C1), C2) and C3)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 8) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: INTER-DEPARTMENTAL “D” [D1) and D2)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 9) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-OTHER CHARGES “E” [E1)].

File No. 04-258
(Journal, June 24, 2004)

(Item No. 10) From Pension Board Chairman, Milwaukee County Employees’ Retirement System, relative to County Contribution to the Employees’ Retirement System and OBRA 1990 Retirement System, by recommending adoption of a resolution recommending that the County Executive include \$38,148,000 in his recommended 2005 budget to ensure proper funding of the Employees’ Retirement System of Milwaukee County and directing the County Clerk to send a copy of this resolution to the Director of Human Resources and the Pension Board Chairman, as also approved by the Committee on Personnel on 6/18/04.

File No. 04-257
(Journal, June 24, 2004)

(Item No. 11) Resolution by Supervisors Holloway, McCue, White, Weishan, Coggs-Jones, Borkowski, Johnson, Dimitrijevic, West, Quindel, Broderick, Devine, Schmitt, Clark and De Bruin, approving a policy that, prior to any initiation of discussions relative to the elimination of services or programs currently provided by County employees, where such elimination constitutes a reduction in the County workforce of ten percent (10%) or more of a given County department or division or section or a department (and where a minimum of ten employees are impacted), the director or manager of the program or service shall place such issue before the County Board for consideration and provide a rationale for the initiative and other pertinent information, by recommending adoption of an amended resolution, as also concurred in by the Committee on Personnel on 6/18/04.

File No. 04-253
(Journal, June 24, 2004)

(Item No. 12) From Director of Audits, submitting Audit Review – Wauwatosa School District’s Reimbursement of Operating Costs of the Milwaukee County Department of Health and Human Services Schools for the 2002-03 School Year, by recommending adoption of a resolution approving recommendations contained in the subject Audit Review as follows: that DPW (DPPI) obtain payment due Milwaukee County from the School District within the stipulated 45 days from release of the audit report; that the Economic Development Division

continue negotiations with the School District regarding contract language changes so that Milwaukee County receives its prorated share of any future early reimbursements made to the School District from The State Department of Public Instruction on a timely basis; and that the County is relieved of any financial responsibility and/or is provided a more equitable sharing of educational expenses of the program if the DPI (State) does not reimburse all program costs.

**File No. 04-37
(Journal, February 5, 2004)**

(Item No. 13) From the County Treasurer, requesting a change to the Milwaukee County Ordinances to allow both a reasonable collections fee on Nonsufficient funds (NSF) checks and for state of the art collection services, by recommending adoption of a resolution/ordinance amending Section 15.23 of the General Ordinances of Milwaukee County relating to payments to the county, to permit the Treasurer to implement an electronic check recovery service and to set an administrative fee on NSF checks within a range of \$25 to \$55.

**File No. 04-276
(Journal, June 24, 2004)**

(Item No. 14) Resolution by Supervisors Johnson, Mayo and Borkowski, authorizing and directing the Director, Department of Administrative Services, to assess the minimum qualifications necessary to perform the duties required of certain key fiscal positions in county departments and to provide a report, by recommending adoption of the said resolution.

**File No. 04-12(a)(b)
(Journal, December 18, 2003)**

(Item No. 15) Reference file established by the County Board Chairperson relative to reports from Departments regarding revenue deficits greater than \$75,000, by recommending adoption of a resolution receiving and placing on file a report dated 6/9/04 from the Zoo Director, reporting that as of June 1, 2004, the Zoo is \$312,000 short of its year-to-date revenue goal of \$2,725,000 (annual budgeted revenue is \$14,766,310) and 29,000 visitors short of its 334,000 year-to-date attendance goal (annual attendance goal is 1,350,000) due primarily to excessive amounts of rain during the end of May, including Memorial Day weekend, with the understanding that the Zoo Director will submit an updated report to the Committee on Finance and Audit for its July 2004 meeting.

The foregoing report correctly states the action taken by the said committee at a meeting held June 17, 2004.

**RICHARD D. NYKLEWICZ, JR.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1, 2, 10, 11, 14 and 15.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor West moved lay over of **Item 1**.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Clark, Weishan, West, White and the Chairman – 5. **NOES:** Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice and Schmitt – 14. **EXCUSED** – 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan and the Chairman – 16. **NOES:** Clark, West and White – 3. **EXCUSED** – 0.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **NOES:** Broderick and Weishan – 2. **EXCUSED** – 0.

Thereupon, **Item 10 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and White – 16. **NOES:** Borkowski, De Bruin and the Chairman – 3. **EXCUSED** – 0.

Supervisor De Bruin submitted the following amendment to **item 11, File No. 04-257:**

AMEND the WHEREAS clause on lines 30 to 33 as follows:

“WHEREAS, the initiation of the decision making process and any negotiation on all means and methods of service and program delivery including, but not limited to, the exploration of increasing, eliminating, ~~or~~ modifying **or transferring to another entity** the delivery of services by County employees is a matter of policy determination; now, therefore”

AMEND the BE IT RESOLVED clause on lines 35 to 43 as follows:

“BE IT RESOLVED, that the County Board of Supervisors does hereby approve a policy that, prior to any initiation of negotiations by any employee and/or agent of Milwaukee

County relative to the increase, elimination~~or~~, modification **or transfer to another entity** of a service and/or program currently provided by County employees **that has been authorized and funded in the current year adopted County budget**, where such elimination constitutes a reduction in the county workforce of ten percent (10%) or more of a given County department ~~or~~, division~~or~~, section **or region** of a department, ~~(and or~~ where a minimum of ten employees are impacted), the director or manager of the program and/or service in question is authorized and directed to place such issue before the County Board for consideration as provided herein; and”

ADD the following BE IT FURTHER RESOLVED clause after line 43:

“BE IT FURTHER RESOLVED, that for purposes of this policy, the term “negotiation” shall be defined as entering into discussions with an entity or entities outside of Milwaukee County government for the purpose of developing a written agreement regarding the means or methods of delivering a program(s) or service(s); and,”

AMEND the BE IT FURTHER RESOLVED clause on lines 55 to 58 as follows:

“BE IT FURTHER RESOLVED, that the appropriate County Board committee overseeing the program and/or service shall then, as promptly as it reasonably can, provide its advice, **and** recommendations ~~and policy directives~~ to the employees and/or agent of Milwaukee County initiating the decision making process; and”

Thereupon, the foregoing motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Cesarz and Rice – 2. **EXCUSED** – 0.

Thereupon, **Item 11, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Cesarz and Rice – 2. **EXCUSED** – 0.

Thereupon, **Item 14 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 15 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 6 items:

**File No. 04-247
(Journal, June 24, 2004)**

(Item No. 1) From the County Executive, appointing Ms. Virginia Verduyn to the Commission on Aging for a term expiring January 31, 2005. Ms. Verduyn is replacing Marion Murray, by recommending confirmation of the said appointment.

**File No. 04-246
(Journal, June 24, 2004)**

(Item No. 2) Resolution by Supervisors West and Coggs-Jones, expressing opposition to any State of Wisconsin proposal, formula change, or budget allocation that may reduce Milwaukee County's Income Maintenance allocation, by recommending adoption of an amended resolution to authorize and direct County Board staff to draft and submit a letter (signed jointly by the Chairman of the County Board and the County Executive) to the Governor of the State of Wisconsin, the Secretary of the Wisconsin Department of Health and Family Services and the Milwaukee delegation to the State Legislature requesting a meeting to clarify and advocate Milwaukee County's position.

**File No. 04-259
(Journal, June 24, 2004)**

(Item No. 3) From Director, Department of Health and Human Services, requesting authorization to enter into a contract with the Wisconsin Department of Health and Family Services for the provision of Family Intervention and Support Services (FISS) for the period of July 1 through December 31, 2004 in an amount not to exceed \$250,000, by recommending adoption of a resolution approving the said request.

**File No. 04-5(a)(b)
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Behavioral Health Division, by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services (DHHS), to extend the 2004 Behavioral Health Division Purchase of Service Contract with La Causa, Inc. for the provision of Care Coordination and Safety Services Case Management.

File No. 04-8(a)(b)
(Journal, December 18, 2003)

(Item No. 5) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Delinquency and Court Services Division, by recommending adoption of a resolution authorizing the Director, DHHS, to extend the 2004 Delinquency and Court Services Division Purchase of Service Contract with La Causa, Inc. for the Foster Care Recruitment and Case Management Program.

File No. 04-35(a)(c)
(Journal, December 18, 2003)

(Item No. 6) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Disabilities Service Division, by recommending adoption of a resolution authorizing the Director, DHHS, to enter into a Purchase of Service Contract with Cathedral Center, Inc. for ANET Case Management for Homeless Women and Children for the period of July 1 through December 31, 2004 in the amount of \$85,000.

The foregoing report correctly states the action taken by the said committee at a meeting held June 16, 2004.

ELIZABETH M. COGGS-JONES
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 2, 4 and 5.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Borkowski – 1. **EXCUSED** – 0.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Borkowski – 1. **EXCUSED** – 0.

By Supervisor Gerry P. Broderick, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 1 item:

**File No. 04-161
(Journal, May 27, 2004)**

(Item No. 1) From the Medical Examiner, requesting authorization to utilize the professional/administrative services of the Medical College of Wisconsin Affiliated Hospitals for the upcoming academic year, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held June 24, 2004.

**GERRY P. BRODERICK
Chairman**

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Lynne De Bruin, Chairman:

From the Committee on Parks, Energy and Environment reporting on 4 items:

**File No. 04-284
(Journal, June 24, 2004)**

(Item No. 1) From County Executive, appointing Mr. Terrence Coffman to the Milwaukee County Public Art Committee. Mr. Coffman will replace Mr. Paul Krajniak, by recommending confirmation of the said appointment.

**File No. 04-268
(Journal, June 24, 2004)**

(Item No. 2) Resolution by Supervisors De Bruin, Broderick and Devine, requesting the Superintendent of the Parks Division to recommend to the Committee on Parks, Energy and Environment the policies that could be adopted to establish a permanent “segregated” parks fund, by recommending adoption of an amended resolution that directs the Superintendent of Parks to report back prior to the July meeting cycle and to also report to the Committee on Finance and Audit.

File No. 04-264
(Journal, June 24, 2004)

(Item No. 3) From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to accept a donation of \$6,910 from the Shorewood Kickers to fund the repair and maintenance of the soccer fields at Estabrook and Lincoln Parks, by recommending adoption of a resolution approving the said request.

File No. 04-265
(Journal, June 24, 2004)

(Item No. 4) From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to waive the formal construction bid process for the War Memorial Corporation to perform work associated with the 2004 Adopted Capital Project 0872-004432-War Memorial Center Improvements – Exterior Repairs; to execute a memorandum of understanding between Milwaukee County and the War Memorial Corporation; and to negotiate the detailed scope of work and final dollar value to comply with the project requirements, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held June 15, 2004.

LYNNE DE BRUIN
Chairman

The question was on adoption.

SEPARATE ACTION was requested on item 2 .

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, Supervisor Nyklewicz submitted the following amendment to **Item 2, File No. 04-268:**

AMEND the BE IT RESOLVED clause beginning on Line 30 as follows:

“BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby request that the Parks Superintendent recommend the policies which could be adopted to establish a permanent “segregated” park fund and to submit this recommendation prior to the July 2004 meeting cycle, along with ~~input~~ **separate reports** from the Department of Administrative Services and Corporation Counsel; **regarding the potential fiscal and legal issues, respectively,** to the Committees on Parks, Energy and Environment and Finance and Audit.”

Thereupon, the foregoing motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 2, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 3 items:

File No. 04-269
(Journal, June 24, 2004)

(Item No. 1) From P.E. Interim Transportation Superintendent/Highway Commissioner, submitting a request from Exchange Club and Midwest Airlines to install a Freedom Shrine at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-270
(Journal, June 24, 2004)

(Item No. 2) From P.E. Interim Transportation Superintendent/Highway Commissioner, requesting authorization to execute an amendment to Airport Agreement No. OL-1427 between Milwaukee County and Signature Flight Support to continue the agreement on a month-to-month basis beyond July 31, 2004, by recommending adoption of a resolution approving the said request.

File No. 04-271
(Journal, June 24, 2004)

(Item No. 3) From the Interim Transportation Superintendent/Highway Commissioner, requesting authorization to amend and increase, by an amount of \$7,285.00, a professional service contract between Milwaukee County and Ross and Baruzzini, by recommending adoption of a resolution authorizing the Interim Transportation Superintendent/Highway Commissioner, to amend and increase by an amount not-to-exceed \$12,600, a professional service contract between Milwaukee County and Ross and Baruzzini.

The foregoing report correctly states the action taken by the said committee at a meeting held June 9, 2004.

JAMES G. WHITE
Chairman

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 3 items:

File No. 04-272
(Journal, June 24, 2004)

(Item No. 1) From Director of Economic and Community Development, regarding allocation of additional 2004 Community Development Block Grant (CDBG) funds, by recommending adoption of a resolution authorizing and directing the Director of Economic and Community Development to submit to the U.S. Department of Housing and Urban Development an amended 2004 Annual Action Plan that adds CDBG funds as follows: CDBG Program Administration, \$15,000; Tiefenthaler Park reconstruction of play courts, \$45,500; and Municipal Projects (2004 Additional), \$45,500, for a total of \$106,000.

File No. 04-14(a)(j)
(Journal, December 18, 2003)

(Item No. 2) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned vacant lot located at 1817 East Oklahoma Avenue to Joon Young Kim, and/or assigns, for the consideration of \$9,500, pursuant to the terms and conditions of this offer to purchase.

File No. 04-266
(Journal, June 24, 2004)

(Item No. 3) Resolution by Supervisors Mayo, Coggs-Jones, White, West, Clark and Dimitrijevic, relating to approving a \$50,000 grant from the Economic Development Reserve Fund to the Private Industry Council for a county-wide summer youth employment program for 2004, by recommending adoption of the said resolution,

The foregoing report correctly states the action taken by the said committee at a meeting held June 14, 2004.

MICHAEL MAYO, SR.
Chairman

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

TRANSIT SYSTEM CLAIMS

- 04-4 From Daniel P. Kondos, S.C., Law Offices, submitting a Claim on May 21, 2004 in behalf of Virginia Parker and her child, Jakia Nicholson, for damages and injuries allegedly sustained while her child was a passenger on a Milwaukee Transit Services, Inc. bus.
- 04-4 From Daniel P. Kondos, S.C., Law Offices, submitting a Claim on May 21, 2004 in behalf of Virginia Parker and her child, Tynika Nicholson, for damages and injuries allegedly sustained while her child was a passenger on a Milwaukee Transit Services, Inc. bus.
- 04-4 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Claim on June 14, 2004 in behalf of Michael and Mary Zabler for damages and injuries allegedly sustained due to the negligent operation of a Milwaukee Transit Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on June 24, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor McCue, the Board **ADJOURNED** at 10:35 a.m. to Thursday, July 29, 2004, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, Debruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED), JULY 29, 2004

Milwaukee, Wisconsin, Thursday, July 29, 2004, at 9:34 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **ABSENT:** De Bruin – 1.

REPORTS OF COUNTY OFFICERS

Supervisor De Bruin noted as present.

VETO ACTIONS BY THE COUNTY EXECUTIVE:

File No. 04-240

(Item No. 1) Resolution authorizing the reclassification of positions currently in the Executive Compensation Plan to the Appointed Executive Salary Group and directing the Director of the Department of Human Resources to continue development of the “Milwaukee County Compensation Plan” to establish policies, procedures, classifications, compensation, appointments and benefits of Milwaukee County’s workforce; and adoption of an ordinance related to said policies, procedures and guidelines for classifications, appointments and benefits.

File No. 04-257

(Item No. 2) An amended resolution approving a policy that, prior to any initiation of negotiations by any employee and/or agent of Milwaukee County relative to the increase, elimination, modification or transfer to another entity of a service and/or program currently provide by County employees that has been authorized and funded in the current year adopted County budget, where such elimination constitutes a reduction in the County workforce of ten percent (10%) or more of a given County department, division, section or region of a department (or where a minimum of ten employees are impacted), the director or manager of the program or service is authorized and directed to place such issue before the County Board for consideration.

The question was should the foregoing veto, **Item 1, File No. 04-240**, by the County Executive by sustained.

Thereupon, Supervisor Quindel moved **lay over of the COUNTY EXECUTIVE’S VETO OF FILE NO. 04-240**.

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** — 0.

The question was should the foregoing veto, **Item 2, File No. 04-257**, by the County Executive by sustained.

Thereupon, **the COUNTY EXECUTIVE'S VETO OF FILE NO. 04-257 WAS OVERRIDDEN** by the following vote:

SUSTAIN: Cesarz and Rice – 2. **OVERRIDE:** Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 17.

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-324

(Item No. 1) From the County Executive, appointing Supervisor Daniel Devine to serve on the Milwaukee Public Library Board of Trustees for a term expiring June 30, 2008.

File No. 04-325

(Item No. 2) From the County Executive, reappointing Supervisor Mark Borkowski to serve on the Emergency Medical Services Council for a term expiring April 30, 2008.

File No. 04-326

(Item No. 3) From the County Executive, reappointing Mayor Jay Hintze to serve on the Emergency Medical Services Council for a term expiring April 30, 2008.

File No. 04-340

(Item No. 4) From County Board Chairman, appointing Supervisor Gerry P. Broderick to the Milwaukee County Public Art Committee. Supervisor Broderick replaces former Supervisor Sheila Aldrich.

The question was on confirmation.

Thereupon, **the foregoing appointments and reappointments WERE CONFIRMED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

PRESENTATION OF COMMUNICATIONS

00-360 From Superintendent, Parks Division/ Department of Parks & Public Infrastructure
(a)(d) (DPPI), requesting authorization to enter into a lease with Honor Our Neighbors Origins and Rights, Inc. for the use of the former Coast Guard Station. **Referred to the Committee on Parks, Energy and Environment.**

- 00-520
(a)(c) From Director of Economic and Community Development, requesting approval of Amendment I of the lease with Children's Hospital of Wisconsin for 42.551 acre parcel, which was executed on November 1, 2001 (File No. 00-520) in order to add 0.7223 acres of land to accommodate the extension of Connell Avenue. **Referred to the Committee on Economic and Community Development.**
- 02-384
(a)(b) From Chief Information Officer, Information Management Services Division (IMSD), requesting approval to proceed with a Request for Proposals (RFP) process for Milwaukee County's human resources system. **Referred to the Committee on Personnel and Committee on Finance and Audit.**
- 03-415
(a)(b) From Director, Department of Administrative Services, submitting update on Milwaukee County's Loan Guaranty for Private Industry Council Services, LLC to purchase and improve a building at 27th and North Avenue. **Referred to the Committee on Finance and Audit.**
- 04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**
- 04-6 From various claimants, submitting Notice of Injury for injuries and damages allegedly sustained involving Milwaukee County. **Placed on file.**
- 04-9 From Vilas County Clerk, submitting an adopted resolution urging the Wisconsin State Legislature to allow time for meaningful dialogue and input from the taxpayers of this state before moving forward with a proposed Constitutional Amendment, Assembly Joint Resolution 55. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the construction and operation of a new building and parking structure. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for operation of an existing steel casting foundry. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the operation of an existing bulk gasoline plant. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for the construction of process tanks and emission control equipment. **Placed on file.**

- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for emission reduction credits for an air contaminant source in Cudahy, Wisconsin. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for emission reduction credits for an air contaminant source in Wauwatosa, Wisconsin. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit for emission reduction credits for an air contaminant source in Milwaukee, Wisconsin. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit to operate an existing air pollution source. in Milwaukee, Wisconsin. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit to operate an existing wastewater treatment facility. **Placed on file.**
- 04-9 From State of Wisconsin, Department of Natural Resources, submitting an informational notice of a hearing on air pollution operation permit to operate an air contaminant source in Cudahy, Wisconsin. **Placed on file.**
- 04-207 From Department of Parks & Public Infrastructure, requesting authorization to execute a \$277,000 contract with the State of Wisconsin, Department of (a)(a) Transportation for continuation of Milwaukee County's Job Access Program. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-245 From Director, Department on Aging, presenting three Family Care proposal (a)(c) alternatives for possible submittal to the Wisconsin Department of Health and Family Services to contract as the Care Management Organization in the Milwaukee County Family Care Service Area. **Referred to the Committee on Finance and Audit and Committee on Health and Human Needs.**
- 04-288 From Acting Superintendent of Transportation, requesting abolishment of the following positions when they become vacant: (1) Clerk Typist IV; (5) Mower Mechanic; and (1) Park Equipment Supervisor; and the creation of the following positions: (1) Fleet Analyst; (5) Automotive & Equipment Service Technician; and (1) Automotive & Equipment Service Technician in Charge (DOT). **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**

- 04-289 From Clerk of Circuit Court/Director of Court Services, requesting authorization to enter into a contract with the Wisconsin Department of Health and Family Services in the amount of \$591,314 for the period of January 1, 2004 through December 31, 2004 to conduct permanency plan reviews for all Milwaukee County children in out-of-home care. **Referred to the Committee on Health and Human Needs.**
- 04-291 From Milwaukee County Cultural Artistic & Musical Programming Advisory Council (CAMPAC), submitting proposed revisions to the County Fund for the Arts Request for Proposals (RFP) eligibility and application requirements. **Referred to the Committee on Parks, Energy and Environment.**
- 04-292 From Director of Economic and Community Development, submitting proposals (77) for review for 2005 Community Development Block Grant (CDBG) funding. **Referred to the Committee on Economic and Community Development.**
- 04-293 From Director of Economic and Community Development, requesting approval of Amendment 16 to the Lease Agreement between the Medical College of Wisconsin, Inc. (MCW) and Milwaukee County, dated September 13, 1974. **Referred to the Committee on Economic and Community Development.**
- 04-294 (a) From Director of Economic and Community Development, requesting approval of the **purchase** of a 15.6792 acre parcel of land on Milwaukee County Grounds by the Medical College of Wisconsin, Inc. (MCW). **Referred to the Committee on Economic and Community Development.**
- 04-294 (b) From Director of Economic and Community Development, requesting approval of the **lease** of a 15.6792-acre parcel of land on Milwaukee County Grounds by the Medical College of Wisconsin, Inc. (MCW). **Referred to the Committee on Economic and Community Development.**
- 04-295 From Milwaukee Area Domestic Animal Control Commission (MADACC), submitting a proposed agreement for intergovernmental cooperation between MADACC and Milwaukee County for licensing of cats and dogs. **Referred to the Committee on Finance and Audit and Committee on Judiciary, Safety and General Services.**
- 04-296 From County Executive, appointing Frederick T. Hornby, II to serve on the Emergency Medical Services Council representing a private ambulance provider (Bell Ambulance) for a term expiring January 31, 2005. Mr. Hornby will replace Mr. Kresovic who has resigned. **Referred to the Committee on Health and Human Needs.**
- 04-297 From Acting Director, Department of Health and Human Services, requesting authorization to distribute 2004 funds for the Youth Sports Authority. **Referred to the Committee on Health and Human Needs.**

- 04-298 From Superintendent, House of Correction, requesting authorization to apply for grant funds, in the amount of approximately \$103,000, from the Wisconsin Office of Justice Assistance for a Jail Based Treatment Program at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-299 From County Executive, appointing Reverend Trinette Vernell McCray to serve on the Milwaukee County Ethics for a term expiring February 28, 2010. Rev. McCray is replacing Ms. Glass whose term expired. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-301 From Law Offices of Lawrence P. Zieger, S.C., submitting a claim in behalf of Crystal Carreon for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-302 From Cans-To-Go, LLC., submitting a claim for damages sustained to the portable restroom located at Kosziusko Park. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-303 From Deputy Corporation Counsel, requesting approval of payment in full settlement to Boucher Chevrolet in the amount of \$757.29. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-304 From Deputy Corporation Counsel, requesting approval of payment in full settlement to Scott Wynn in the amount of \$815.88. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-305 From Sylvia Balko, submitting a claim for damages allegedly sustained to her automobile while driving over some yellow paint in the road that just have been striped on College Ave. between 35th & 43rd St. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-306 From Richard Hug, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-307 From Zoo Director, requesting authorization to execute an exhibition agreement with SAIC-BioSolutions for presentation of the Oceanic Reef during the summer, 2005. **Referred to the Committee on Parks, Energy and Environment.**

- 04-309 From Superintendent, Parks Division/Department of Parks & Public Infrastructure (DPPI), requesting authorization to accept \$65,000 from the City of Wauwatosa-Administered Community Development Block Grant for new playground equipment. **Referred to the Committee on Parks, Energy and Environment.**
- 04-310 From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to amend Airport Agreement No. CN-1406 with M&I Marshall & Ilsley Bank for the operation of a banking concession at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-311 From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to enter into a Permit with the Milwaukee County University of Wisconsin Extension (UW-Extension) for the use of property for garden plots at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-312 From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, recommending that Milwaukee County permit the validation of parking tickets of customers of the various interested Concessionaires at General Mitchell International Airport for two (2) hours of “free” parking to customers at a cost of 25 cents per validation to the Concessionaire. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-313 From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to execute an amendment to Airport Agreement No. TB-1407 with Frontier Airlines, Inc. to continue the agreement on a month-to-month basis beyond July 31, 2004 for the rental of baggage service office space in the General Mitchell International Airport terminal building. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-314 From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to amend Airport Agreement No. HP-980 with Freight Runners Express, Inc. for the lease of additional land at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-315 From Director of Economic and Community Development, requesting authorization to use Brownfield Redevelopment funds for repair and clean-up of an Eschweiler Building on County grounds. **Referred to the Committee on Economic and Community Development.**

- 04-316 From the County Executive, appointing Thomas E. Carlsen to the position of Director of Parks and Public Infrastructure. **Referred to the Committee on Parks, Energy and Environment and Committee on Transportation, Public Works and Transit.**
- 04-317 From the Controller and Director of Audits, submitting an annual report on the status of Froedtert Memorial Lutheran Hospital lease payments to Milwaukee County. **Referred to the Committee on Finance and Audit.**
- 04-318 From Director of Audits, submitting An Audit of the Milwaukee County Employee Health Care Benefit dated June 2004. **Referred to the Committee on Personnel and Committee on Finance and Audit.**
- 04-321 From the County Executive, appointing Linda J. Seemeyer to the position of Director of the Department of Administrative Services. **Referred to the Committee on Finance and Audit.**
- 04-322 From Controller, submitting the 2003 Report of Departmental Surpluses and Deficits. **Referred to the Committee on Finance and Audit.**
- 04-327 From Bornstein Law Offices, S.C., submitting a claim in behalf of Goldie A. Markey for injuries and damages allegedly sustained when a locked gate to the docking area at the McKinley Marina came down on her lower leg. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-328 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Wilfredo Rivera, for reimbursement of payment made for alleged damages sustained to his automobile as a result of an accident occurring on May 17, 2004 involving a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-329 From Kenneth D. Tipton, submitting a claim for the alleged loss of personal property while incarcerated at the Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-330 From Director, Department of Health and Human Services, requesting authorization to increase a 2004 contract with the Medical College of Wisconsin to obtain needed psychiatric services. **Referred to the Committee on Health and Human Needs.**
- 04-331 From Acting Superintendent Deputy Highway Commissioner, Department of Parks & Public Infrastructure, requesting authorization to execute an easement for barrier fence adjacent to the U.S. Air Force 128th Air Refueling Wing Base at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-332 From Acting Superintendent Deputy Highway Commissioner, Department of Parks & Public Infrastructure, requesting authorization to enter into an agreement with the State of Wisconsin for the provision of services related to the new train station located at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-333 From Director, Department of Administrative Services, Division of Human Resources, requesting approval of a resolution/ordinance to amend 17.30 of the Milwaukee County General Ordinances, Confirmation of Appointments to Certain Unclassified Positions and Terms of Such Appointments. **Referred to the Committee on Personnel.**
- 04-335 From Milwaukee Metropolitan Sewerage District, submitting the 2003 Comprehensive Annual Financial Report and Proceedings of the 2003 Commission meetings. **Placed on file.**
- 04-336 From Deputy Corporation Counsel, requesting approval for payment in settlement of a claim to Dwayne Burtin at an amount not to exceed \$2,300. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-337 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Robert Govan, for reimbursement of payment made for alleged damages sustained to his automobile as a result of an accident occurring on June 4, 2004 involving a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-338 From Lawrence T. Foxx, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-339 From Thelma Conrod, submitting a claim for damages allegedly sustained to her automobile while entering Lincoln Park driveway the steel gate swung closed on her car. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-341 From Southeastern Wisconsin Regional Planning Commission (SEWRPC), requesting support to a resolution for continuing the presence of the 440th Airlift Wing and the 128th Air Refueling Wing at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-290

Resolution by Supervisor White, declaring excess and authorizing negotiations for exchange with the City of Glendale of part of the County parkland along the east side of the Milwaukee River for the development of a U.S. Postal Service Carrier Annex.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND

ENVIRONMENT.**File No. 04-300**

Resolution by Supervisors Dimitrijevic, West, Clark, White and Johnson, authorizing and directing the Director, Department of Administrative Services, to implement a pilot initiative to increase the number of internal printing jobs directed to the House of Correction Print Shop.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.**File No. 04-308**

Resolution by Supervisor West, authorizing the Superintendent of the Parks Division to prepare a Request for Proposals (RFP) for a lease of part of Mitchell Park to a non-profit corporation for the construction and operation of an outdoor soccer facility.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**File No. 04-319**

Resolution by Supervisor Holloway, authorizing and directing the Director, Department of Administrative Services, to initiate the creation of a position within the Division of Human Resources to provide analytical and management support related to the Milwaukee County employee and retiree health care benefit program.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.**File No. 04-320**

Resolution by Supervisors Nyklewicz, McCue, De Bruin and Broderick, adopting a fiscal goal to appropriate a minimum percentage of the overall tax levy to support the Parks Division and Recreation and Culture programs and services.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.**File No. 04-323**

Resolution by Supervisor Broderick, adopting a formal position requesting a repeal of state statutes the permit state-chartered banks to create tax shelters in other states, and authorizing a study to determine the impact of state tax policy and the means by which Milwaukee County can direct its financial investments to banks that practice "combined reporting."

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT AND COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

File No. 04-334

Resolution by Supervisors Mayo and Holloway, to approve a grant from the Economic Development Reserve account to the African American Chamber of Commerce of Greater Milwaukee to provide support for a souvenir booklet for the National Bikers Roundup to be held in the Milwaukee area August 2-8, 2004.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 13 items:

**File No. 04-288
(Journal, July 29, 2007)**

(Item No. 1) From Acting Superintendent of Transportation, requesting abolishment of the following positions when they become vacant: (1) Clerk Typist IV; (5) Mower Mechanic; and (1) Park Equipment Supervisor; and the creation of the following positions: (1) Fleet Analyst; (5) Automotive & Equipment Service Technician; and (1) Automotive & Equipment Service Technician in Charge (DOT), by recommending adoption of a resolution abolishing one position of Intern Automotive Mechanic/Technician, one position of Clerk Typist IV, five positions of Mower Mechanic and one position of Park Equipment Supervisor and creating one position of Administrative Specialist (Fleet), five positions of Automotive and Equipment Service Technician and one position of Automotive and Equipment Service Technician In/Charge (DOT), effective August 1, 2004 to provide for greater efficiencies and flexibility in the Fleet Management Division of the Department of Parks and Public Infrastructure, as also recommended for approval by the Committee on Personnel, on 7/23/04, relating to the following classifications and rates of pay as recommended by the Division of Human Resources: 1 Administrative Specialist (Fleet), pay range 7P (\$35,028.55 to \$44,918.88), five Automotive and Equipment Service Technician, pay range 19 (\$37,248.88 to \$43,089.01) and 1 Automotive and Equipment Service Technician In/Charge (DOT), pay range 20 (\$38,327.07 to \$44,491.89).

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 2) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL RECEIPT OF REVENUE "A" [A1), A2), A3) and A4)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 3) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT “B” [B1), B2), B3) and B4)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 4) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-OTHER CHARGES “C” [C1) and C2)].

File No. 04-322
(Journal, July 29, 2004)

(Item No. 5) From Controller, submitting the 2003 Report of Departmental Surpluses and Deficits, by recommending adoption of a resolution receiving and placing on file the said report.

File No. 04-317
(Journal, July 29, 2004)

(Item No. 6) From the Controller and Director of Audits, submitting an annual report on the status of Froedtert Memorial Lutheran Hospital lease payments to Milwaukee County, by recommending adoption of a resolution receiving and placing on file the said report.

File No. 04-12(a)(c)
(Journal, December 18, 2003)

(Item No. 7) Reference file established by the County Board Chairperson relative to reports from departments regarding revenue deficits greater than \$75,000, by recommending adoption of a resolution receiving and placing on file a report from the Director of Architecture, Engineering and Environmental Services, dated 6/25/04, notifying of a projected revenue deficit of \$400,000 in Account 3806-Service Fee Professional based on a review of the first four months of 2004.

File No. 04-12(a)(d)
(Journal, December 18, 2003)

(Item No. 8) Reference file established by the County Board Chairperson relative to reports from departments regarding revenue deficits greater than \$75,000, by recommending adoption of a resolution receiving and placing on file a report from the Superintendent, Parks Division, DPPI, dated 6/21/04, notifying of a projected revenue deficit of approximately \$450,000 in collections at the County Golf Courses due to recent inclement weather.

File No. 04-12(a)(e)
(Journal, December 18, 2003)

(Item No. 9) Reference file established by the County Board Chairperson relative to reports

from departments regarding revenue deficits greater than \$75,000, by recommending adoption of a resolution receiving and placing on file a report from the Zoo Director, dated 7/12/04, regarding update on projected revenue deficit at the Zoo.

File No. 04-323
(Journal, July 29, 2004)

(Item No. 10) Resolution by Supervisor Broderick, adopting a formal position requesting a repeal of state statutes the permit state-chartered banks to create tax shelters in other states, and authorizing a study to determine the impact of state tax policy and the means by which Milwaukee County can direct its financial investments to banks that practice “combined reporting,” by recommending adoption of the said resolution.

File No. 02-384(a)(b)
(Journal, July 29, 2004)

(Item No. 11) From Chief Information Officer, Information Management Services Division (IMSD), requesting approval to proceed with a Request for Proposals (RFP) process for Milwaukee County’s human resources system, by recommending adoption of a resolution authorizing the Director of the Department of Administrative Services (DAS), to issue an RFP, which will include various requirements related to the functional areas of position control, recruitment, human resources, payroll, benefits, and time and attendance; and further that the Human Resources System Management Committee will provide a final recommendation to the County Board upon completion of the bid evaluation, as also approved by the Committee on Personnel on 7/23/04.

File No. 04-319
(Journal, July 29, 2004)

(Item No. 12) Resolution by Supervisor Holloway, authorizing and directing the Director, Department of Administrative Services, to initiate the creation of a position within the Division of Human of Human Resources to provide analytical and management support related to the Milwaukee County employee and retiree health care benefit program, by recommending adoption of the said resolution.

File No. 03-415(a)(b)
(Journal, July 29, 2004)

(Item No. 13) From Director, Department of Administrative Services, submitting update on Milwaukee County’s Loan Guaranty for Private Industry Council Services, LLC to purchase and improve a building at 27th and North Avenue, by recommending adoption of a resolution providing the following: A) receiving and placing on file the subject report; and B) authorizing and directing the Director, DAS, to amend Section 7.92 of the Milwaukee County Administrative Manual, Due Diligence Checklist, to incorporate two additional procedures as detailed in the resolution.

The foregoing report correctly states the action taken by the said committee at a meeting held July 22, 2004.

RICHARD D. NYKLEWICZ, JR.

Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 1, 3(3), 4(1) and 10.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Quindel requested **DIVISION OF THE QUESTION, Item 1, Lines 77 to 81.**

Supervisor Quindel moved to **refer Item 1, Lines 77 to 81 back to the Committee on Personnel.**

Thereupon, the foregoing motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **the remainder of Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 3(3) WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 4(1) WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Nyklewicz moved to **refer Item 10 back to the Committee on Finance and Audit.**

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Rice, Schmitt, West, White and the Chairman – 16.
NOES: Broderick, Quindel and Weishan – 3. **EXCUSED** – 0.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 7 items:

File No. 04-296
(Journal, July 29, 2004)

(Item No. 1) From County Executive, appointing Frederick T. Hornby II to serve on the Emergency Medical Services Council representing a private ambulance provider (Bell Ambulance) for a term expiring January 31, 2005. Mr. Hornby will replace Mr. Kresovic who has resigned, by recommending confirmation of the said appointment.

File No. 04-289
(Journal, July 29, 2004)

(Item No. 2) From Clerk of Circuit Court/Director of Court Services, requesting authorization to enter into a contract with the Wisconsin Department of Health and Family Services in the amount of \$591,314 for the period of January 1, 2004 through December 31, 2004 to conduct permanency plan reviews for all Milwaukee County children in out-of-home care, by recommending adoption of a resolution approving the said request.

File No. 04-8(a)(c)
(Journal, December 18, 2003)

(Item No. 3) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Delinquency and Court Services Division, by recommending adoption of a resolution authorizing the Acting Director, Department of Health and Human Services (DHHS), to modify the 2004 Delinquency and Court Services Division Purchase of Service Contract with Running Rebels Community Organization for the Firearm Offender Supervision Program and to accept additional Juvenile Accountability Incentive Block Grant dollars.

File No. 04-31(a)(b)
(Journal, December 18, 2003)

(Item No. 4) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Economic Support Division, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to amend the 2004 Purchase of Service Contracts with Community Advocates and the Social Development Commission in order to increase the amount available for Energy Assistance Services.

**File No. 04-330
(Journal, July 29, 2004)**

(Item No. 5) From Director, Department of Health and Human Services, requesting authorization to increase a 2004 contract with the Medical College of Wisconsin to obtain needed psychiatric services, by recommending adoption of a resolution approving the said request.

**File No. 04-297
(Journal, July 29, 2004)**

(Item No. 6) From Acting Director, Department of Health and Human Services, requesting authorization to distribute 2004 funds for the Youth Sports Authority, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to distribute the 2004 Sports Authority funds totaling \$20,000 for Sports Authority Board Development (\$10,000) and Sports Authority Infrastructure (\$10,000).

**File No. 04-245(a)(c)
(Journal, July 29, 2004)**

(Item No. 7) From Director, Department on Aging, presenting three Family Care proposal alternatives for possible submittal to the Wisconsin Department of Health and Family Services to contract as the Care Management Organization in the Milwaukee County Family Care Service Area, by recommending adoption of a resolution authorizing the Director, Department of Aging, to submit one response to the Request for Proposals that Milwaukee County's Department on Aging remain as the sole Care Management Organization in the Milwaukee Family Care Service Area, as also concurred in by the Committee on Finance and Audit on 7/22/04.

The foregoing report correctly states the action taken by the said committee at a meeting held July 16, 2004.

**ELIZABETH M. COGGS-JONES
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 3 and 7.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Cesarz – 1. **EXCUSED** – 0.

By Supervisor Gerry P. Broderick, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 3 items:

File No. 04-298
(Journal, July 29, 2004)

(Item No. 1) From Superintendent, House of Correction, requesting authorization to apply for grant funds, in the amount of approximately \$103,000, from the Wisconsin Office of Justice Assistance for a Jail Based Treatment Program at the House of Correction, by recommending adoption of a resolution approving the said request.

File No. 04-300
(Journal, July 29, 2004)

(Item No. 2) Resolution by Supervisors Dimitrijevic, West, Clark, White & Johnson, authorizing and directing the Director, Department of Administrative Services, to implement a pilot initiative to increase the number of internal printing jobs directed to the House of Correction Print Shop, by recommending adoption of an amended resolution.

File No. 04-191
(Journal, May 27, 2004)

(Item No. 3) From Deputy Corporation Counsel, proposing a revision to Chapter 9 of the Milwaukee County Code of Ethics that governs Milwaukee County officials and employees, by recommending adoption of a resolution/ordinance amending Chapter 9 of the Milwaukee County Code of Ethics as recommended by the Deputy Corporation Counsel and the Committee on Judiciary, Safety and General Services.

The foregoing report correctly states the action taken by the said committee at a meeting held July 15, 2004.

GERRY P. BRODERICK
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 2 and 3.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Dimitrijevic submitted the following **amendment to Item 2, File No. 04-300**.

MODIFY the clause beginning on line 51 as follows:

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department of Administrative Services, **and the Superintendent of the House of Corrections to allocate staff and resources as necessary** to implement a pilot initiative for the remainder of 2004 to increase the number of internal printing jobs directed to the House of Corrections printing operation; and

INSERT the following, beginning on line 56:

“BE IT FURTHER RESOLVED, representatives of the Print Shop shall, as part of the pilot, be granted the flexibility necessary to negotiate with or otherwise accommodate the above referenced departments in the interest of preserving printing jobs in-house; and”

MODIFY the clause beginning on line 60 to read as follows:

BE IT FURTHER RESOLVED, that, for the purposes of this pilot, the above referenced departments and divisions, including and particularly the House of Corrections Print Shop, are hereby exempted from the requirements of Chapter ~~32.60~~ **32.62** of the Milwaukee County Code of General Ordinances; and

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 2, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Mayo moved **lay over of Item 3.**

Thereupon, the motion **PREVAILED** by a voice vote.

By Supervisor Lynne De Bruin, Chairman:

From the Committee on Parks, Energy and Environment reporting on 6 items:

File No. 04-307
(Journal, July 29, 2004)

(Item No. 1) From Zoo Director, requesting authorization to execute an exhibition agreement with SAIC-BioSolutions for presentation of the Oceanic Reef during the summer, 2005, by recommending adoption of a resolution approving the said request.

File No. 04-316
(Journal, July 29, 2004)

(Item No. 2) From the County Executive, appointing Thomas E. Carlsen to the position of Director of Parks and Public Infrastructure, by recommending confirmation of the said appointment, as also approved by the Committee on Transportation, Public Works and Transit on 7/14/04.

File No. 04-267
(Journal, June 24, 2004)

(Item No. 3) From Superintendent, Parks Division of Department of Parks and Public Infrastructure, requesting authorization to prepare and execute a Request for Qualification/Proposals, and negotiate the detailed scope, final dollar value and final contract documents to hire a qualified Guaranteed Energy Savings Performance Contracting firm to repair and renew Milwaukee County building infrastructure, by recommending adoption of a resolution authorizing and directing the Superintendent of the Parks Division to: (1) in conjunction with the DAS-Fiscal Affairs Division, Risk Management and Corporation Counsel, prepare Request for Qualifications/Requests for Proposals documents, solicit proposals and select a qualified vendor to provide Guaranteed Energy Savings Performance Contracting to repair Milwaukee County building infrastructure; (2) provide a recommendation to the Committee on Parks, Energy and Environment for final review and approval prior to execution; and (3) work with the Community Business Development Division of DAS to establish an appropriate Disadvantaged Business Enterprise (DBE) participation goal based on sub-consulting opportunities. Further, directing that contract documents will contain pertinent and current Prevailing Wage, DBE, Affirmative Action and Equal Employment Opportunity policy requirements.

**File No. 04-291
(Journal, July 29, 2004)**

(Item No. 4) From Milwaukee County Cultural Artistic & Musical Programming Advisory Council (CAMPAC), submitting proposed revisions to the County Fund for the Arts Request for Proposals (RFP) eligibility and application requirements, by recommending adoption of a resolution approving revisions to CAMPAC's RFP eligibility and application requirements as summarized in the said resolution and contained in a report dated June 23, 2004.

**File No. 04-309
(Journal, July 29, 2004)**

(Item No. 5) From Superintendent, Parks Division/Department of Parks & Public Infrastructure (DPPI), requesting authorization to accept \$65,000 from the City of Wauwatosa-Administered Community Development Block Grant for new playground equipment, by recommending adoption of a resolution authorizing and directing the Superintendent of the Parks Division to enter into a one-year contract with the City of Wauwatosa's Department of Community Development (DCD) to accept a City of Wauwatosa-administered, federally funded, Community Development Block Grant (CDBG) totaling \$65,000 for the replacement of the children's playground equipment and play environment at a Milwaukee County owned Underwood Creek Parkway site located south of Bluemound Road and west of N. 121st Street at the intersection of W. Cathedral and W. Dearbourne Avenues in the City of Wauwatosa; and to prepare the required site design plans, written specifications and bid documents, provide construction supervision and oversight and work with the staff of the City of Wauwatosa's DCD to ensure the project work is completed in accordance with the terms of the said contract and within the allotted \$65,000 CDBG project budget.

**File No. 00-360(a)(d)
(Journal, July 29, 2004)**

(Item No. 6) From Superintendent, Parks Division/ Department of Parks & Public Infrastructure (DPPI), requesting authorization to enter into a lease with Honor Our Neighbors Origins and Rights, Inc. for the use of the former Coast Guard Station, by recommending adoption of a resolution and ordinance as follows: (1) authorizing and directing the Superintendent of the Parks Division to prepare all documents required to execute and administer a lease with HONOR and Loonsfoot, Inc. for use of the former Coast Guard Station; (2) authorizing and directing the Director of DAS to perform due diligence, pursuant to Chapter 7.92 of the Administrative Code and report its findings to the Committee on Parks, Energy and Environment prior to execution of the lease; (3) directing that the Parks Superintendent is not authorized to execute this lease until HONOR and Loonsfoot, Inc. have met the due diligence requirements and the Committee on Parks, Energy and Environment has had an opportunity to review the subsequent due diligence report from DAS; and (4) adopting an amendment to Chapter 64.025 of the Milwaukee County Code of General Ordinances to allow smoking in the former Milwaukee Coast Guard Station co-leased by HONOR and Loonsfoot for ceremonial and religious practices.

The foregoing report correctly states the action taken by the said committee at a meeting held July 13, 2004.

LYNNE DE BRUIN
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 2 and 6.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor McCue submitted a **SUBSTITUTE RESOLUTION to Item 6, File No. 00-360(a)(d)**:

Supervisor Clark moved call the question. Upon hearing an objection, the chair **RULED to deny the motion.**

Thereupon, the motion to substitute **FAILED TO PREVAIL** by the following vote:

AYES: McCue, Nyklewicz and Weishan – 3. **NOES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Quindel, Rice, Schmitt, West, White and the Chairman – 16. **EXCUSED** – 0.

Supervisor McCue moved to refer **item 6, File No. 00-360(a)(d)** back to the Committee on Parks, Energy and Environment.

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: McCue, Nyklewicz and Weishan – 3. **NOES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Quindel, Rice, Schmitt, West, White and the Chairman – 16. **EXCUSED** – 0.

Thereupon, **Item 6 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Quindel, Rice, Schmitt, West, White and the Chairman – 16. **NOES:** McCue, Nyklewicz and Weishan – 3. **EXCUSED** – 0.

The Chair called a recess. Upon reconvening at 1:34 p.m., the following Supervisors were recorded as present:

PRESENT: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **ABSENT:** Coggs-Jones and Quindel – 2.

Supervisors Coggs-Jones and Quindel noted as present.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 6 items:

**File No. 04-311
(Journal, July 29, 2004)**

(Item No. 1) From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to enter into a Permit with the Milwaukee County University of Wisconsin Extension (UW-Extension) for the use of property for garden plots at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

**File No. 04-313
(Journal, July 29, 2004)**

(Item No. 2) From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to execute an amendment to Airport Agreement No. TB-1407 with Frontier Airlines, Inc. to continue the agreement on a month-to-month basis beyond July 31, 2004 for the rental of baggage service office space in the General Mitchell International Airport terminal building, by recommending adoption of a resolution approving the said request.

**File No. 04-310
(Journal, July 29, 2004)**

(Item No. 3) From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to amend Airport Agreement No. CN-1406 with M&I Marshall & Ilsley Bank for the operation of a banking concession at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-314
(Journal, July 29, 2004)

(Item No. 4) From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, requesting authorization to amend Airport Agreement No. HP-980 with Freight Runners Express, Inc. for the lease of additional land at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-332
(Journal, July 29, 2004)

(Item No. 5) From Acting Superintendent Deputy Highway Commissioner, Department of Parks & Public Infrastructure, requesting authorization to enter into an agreement with the State of Wisconsin for the provision of services related to the new train station located at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-331
(Journal, July 29, 2004)

(Item No. 6) From Acting Superintendent Deputy Highway Commissioner, Department of Parks & Public Infrastructure, requesting authorization to execute an easement for barrier fence adjacent to the U.S. Air Force 128th Air Refueling Wing Base at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held July 14, 2004.

JAMES G. WHITE
Chairman

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 8 items:

File No. 04-315
(Journal, July 29, 2004)

(Item No. 1) From Director of Economic and Community Development, requesting authorization to use Brownfield Redevelopment funds for repair and clean-up of an Eschweiler Building on County grounds, by recommending adoption of a resolution approving the said request.

File No. 04-14(a)(k)
(Journal, December 18, 2003)

(Item No. 2) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the single-family house located at 1330 South 124th Street in the City of West Allis to Geno Nicholas, and/or assigns, for the consideration of \$127,000 pursuant to the terms and conditions of his offer to purchase; and further authorizing the County Executive and County Clerk, in the event Mr. Nicholas does not fulfill the terms and conditions of his offer to purchase, to convey by Warranty Deed the said property to Nicholas A. Roeglin, and/or assigns, for the consideration of \$125,100, pursuant to the terms and conditions of his offer to purchase. In the event neither Mr. Nicholas nor Mr. Roeglin fulfill the terms and conditions of their respective offers to purchase, the county Executive and County Clerk are authorized to convey by Warranty Deed the said property to Kristopher Hanrahan, and/or assigns, for the consideration of \$124,900, pursuant to the terms and conditions of his offer to purchase.

File No. 04-14(a)(l)
(Journal, December 18, 2003)

(Item No. 3) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the vacant County-owned lot located in the 1300 block of South 124th Street in the City of West Allis to Peter J. and Diane L. Lezewski, and/or assigns, for the consideration of \$40,600 pursuant to the terms and conditions of their offer to purchase; and further authorizing the County Executive and County Clerk, in the event Peter J. and Diane L. Lezewski do not fulfill the terms and conditions of their offer to purchase, to convey by Warranty Deed the said property to Daniel J. Milton, and/or assigns, for the consideration of \$40,000, pursuant to the terms and conditions of his offer to purchase.

File No. 04-14(a)(m)
(Journal, December 18, 2003)

(Item No. 4) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned land located in the 4300 block of South 51st Street in the City of Greenfield to Mark Nisenbaum, and/or assigns, for the consideration of \$350,000 pursuant to the terms and conditions of his offer to purchase; and further authorizing the County Executive and County Clerk, in the event Mr. Nisenbaum does not fulfill the terms and conditions of his offer to purchase, to convey by Warranty Deed the said property to Lawrence S. Rupinski and Jerry Jenks, and/or assigns, for the consideration of \$285,500, pursuant to the terms and conditions of their offer to purchase.

**File No. 04-14(a)(n)
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the 1.49-acre County-owned airport parcel of land located on the northwest corner of East Layton Avenue and South Kansas Street in the City of St. Francis to Michael Thomas Development, Inc., and/or assigns, for the consideration of \$225,000 pursuant to the terms and conditions of its offer to purchase; and further authorizing the County Executive and County Clerk, in the event Michael Thomas Development, Inc. does not fulfill the terms and conditions of its offer to purchase, to convey by Warranty Deed the said property to Rajinder Singh, and/or assigns, for the consideration of \$220,000, pursuant to the terms and conditions of his option to purchase.

**File No. 04-334
(Journal, July 29, 2004)**

(Item No. 6) Resolution by Supervisors Mayo and Holloway, to approve a grant from the Economic Development Reserve account to the African American Chamber of Commerce of Greater Milwaukee to provide support for a souvenir booklet for the National Bikers Roundup to be held in the Milwaukee area August 2-8, 2004, by recommending adoption of the said resolution.

**File No. 04-293
(Journal, July 29, 2004)**

(Item No. 7) From Director of Economic and Community Development, requesting approval of Amendment 16 to the Lease Agreement between the Medical College of Wisconsin, Inc. (MCW) and Milwaukee County, dated September 13, 1974, by recommending adoption of a resolution approving the said request.

**File No. 00-520(a)(c)
(Journal, July 29, 2004)**

(Item No. 8) From Director of Economic and Community Development, requesting approval of Amendment I of the lease with Children's Hospital of Wisconsin for 42.551 acre parcel, which was executed on November 1, 2001 (File No. 00-520) in order to add 0.7223 acres of land to accommodate the extension of Connell Avenue, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at meetings held July 12 and 27, 2004.

**MICHAEL MAYO, SR.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 7 and 8.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Mayo moved lay over of **item 7, File No. 04-293**, until later in the meeting.

Later, **Item 7 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

TRANSIT SYSTEM CLAIMS

- 04-4 From Stern & Ramthun, LLP, submitting a Claim on July 14, 2004 in behalf of Felicia Cureton for damages and injuries allegedly sustained when her vehicle was truck by a Milwaukee Transit Services, Inc. bus.
- 04-4 From Action Law Offices, submitting a Claim on July 1, 2004 in behalf of Michael A. Williamson for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION
UNDER SUSPENSION OF THE RULES (OR OTHER SIMILAR MOTIONS)

File No. 04-342

(Item 1) Resolution by Supervisor White requesting the Southeastern Regional Planning Commission (SEWRPC) to review the proposed exchange of parkland along the Milwaukee River in Glendale for a relocated U.S. Postal Service facility.

File No. 04-343

(Item 2) Resolution by Supervisor White authorizing and directing the Director of Economic and Community Development and the Superintendent of Parks to negotiate with the owner of the property at 5230 North Milwaukee River Parkway for its purchase and to submit their recommendation to the County Board in September 2004 on whether they recommend its purchase and the source of funds that they recommend be used if this purchase is approved.

Supervisor White asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of **Item 1, File No. 04-342**. Upon hearing an objection to suspend the rules, the Chair called for a vote on the motion.

Thereupon, the motion to suspend the rules **FAILED TO PREVAIL** by the following vote:

AYES: Cesarz, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, Quindel, Rice, Schmitt, West, White and the Chairman – 12. **NOES:** Borkowski, Broderick, De Bruin, Devine, McCue, Nyklewicz and Weishan – 7. **EXCUSED** – 0.

Supervisor White asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of **item 2, File No. 04-343**. Upon hearing an objection to suspend the rules, the Chair called for a vote on the motion.

Thereupon, the motion to suspend the rules **FAILED TO PREVAIL** by the following vote:

AYES: Cesarz, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, Rice, Schmitt, Weishan, West, White– 11. **NOES:** Borkowski, Broderick, De Bruin, Devine, McCue, Nyklewicz, Quindel and the Chairman – 8. **EXCUSED** – 0.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on July 29, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor McCue, the Board **ADJOURNED** at 2:01 p.m. to Thursday, September 30, 2004, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED), SEPTEMBER 30, 2004

Milwaukee, Wisconsin, Thursday, September 30, 2004, at 9:35 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **ABSENT** – 0.

REPORTS OF COUNTY OFFICERS

PRESENTATION OF THE 2005 BUDGET BY THE COUNTY EXECUTIVE.

The Chairman called for a recess. Upon reconvening at 10:24 a.m., the following Supervisors were recorded as present:

PRESENT: Borkowski, Broderick, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **ABSENT:** Cesarz and Coggs-Jones – 2.

UNFINISHED BUSINESS

(Item No. 1, File No. 04-240, Journal, May 27, 2004) Veto, by the County Executive, of a resolution authorizing the reclassification of positions currently in the Executive Compensation Plan to the Appointed Executive Salary Group and directing the Director of the Department of Human Resources to continue development of the “Milwaukee County Compensation Plan” to establish policies, procedures, classifications, compensation, appointments and benefits of Milwaukee County’s workforce; and adoption of an ordinance related to said policies, procedures and guidelines for classifications, appointments and benefits. (LAID OVER 7/29/04.)

Supervisor Quindel moved **lay over of item 1** until later in the meeting.

Later, the question was should the foregoing veto by the County Executive by sustained.

Thereupon, the foregoing veto of **Item 1, File No. 04-240 WAS OVERRIDDEN** by the following vote:

SUSTAIN: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Jursik, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19.

(Item No. 2, File No. 04-191, Journal, May 27, 2004) Report, from the Committee on Judiciary, Safety and General Services, recommending adoption of a resolution/ordinance amending Chapter 9 of the Milwaukee County Code of Ethics relating to the Milwaukee County Code of Ethics for the purpose of strengthening the code and to cause the code to be more compatible with the State of Wisconsin’s Code of Ethics. (LAID OVER 7/29/04.)

The question was on adoption.

Supervisor Mayo moved to **refer item 2 back to the Committee on Judiciary, Safety and General Services.**

Thereupon, upon hearing no objections, **the Chair RULED the foregoing item referred back to the Committee on Judiciary, Safety and General Services.**

Supervisors Cesarz and Coggs-Jones noted as present.

REPORTS OF COUNTY OFFICERS

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-344

(Item No. 1) From County Board Chairman, appointing Supervisor Lynne De Bruin to the Board of Directors of the Milwaukee Public Museum for a term expiring February 2007. Supervisor De Bruin replaces former Supervisor Sheila Aldrich.

File No. 04-386

(Item No. 2) From County Board Chairman, appointing Supervisor Roger Quindel to serve as a member of the Milwaukee County Pension Study Commission for a term expiring November 2006. Supervisor Quindel is replacing former Supervisor Timothy Johnson.

File No. 04-387

(Item No. 3) From the County Executive, appointing Supervisor Gerry Broderick to the Milwaukee Art Museum Board of Directors for a term expiring September 30, 2005. Supervisor Broderick will fill an existing vacancy on the board.

File No. 04-388

(Item No. 4) From the County Executive, appointing Supervisor Joseph Rice to the Milwaukee Art Museum Board of Directors for a term expiring September 30, 2005. Supervisor Rice will fill an existing vacancy on the board.

The question was on confirmation.

Thereupon, **the foregoing appointments WERE CONFIRMED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

PRESENTATION OF COMMUNICATIONS

- 04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**
- 04-6 From various claimants, submitting Notice of Injury for injuries and damages allegedly sustained involving Milwaukee County. **Placed on file.**
- 04-9 From State of Wisconsin Department of Natural Resources, submitting Public Notice of an Air Pollution Permit Application Review for various entities located in Milwaukee County. **Placed on file.**
- 04-319 From Director, Department of Administrative Services, requesting creation of a
(a)(a) new position in the Division of Human Resources to provide analytical and management support related to the Milwaukee County employee and retiree health care benefit program. **Referred to the Committee on Personnel and Committee on Finance and Audit.**
- 04-345 From Southeastern Wisconsin Regional Planning Commission (SEWRPC), submitting the Commission's 2003 Annual Report. **Placed on file.**
- 04-346 From Pierski & Gray, Attorneys at Law, submitting a claim in behalf of Otis **Caldwell**, for injuries and damages allegedly sustained when struck by a Milwaukee County Transit System bus while seated in a legally parked City of Milwaukee vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-347 From Wisconsin Department of Natural Resources, submitting a claim for violation of the general permit for Bypasses Overflows Sewage Collection Systems. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-348 From Eunice Harris, submitting a claim for damages allegedly sustained to her vehicle which was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-349 From Cedric A. Johnson, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-350 From Myles W. Marshall, submitting a claim for damages allegedly sustained to his car when the cross bar slammed into his windshield at the Lincoln Park parking lot. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-351 From County Board Chairman, appointing Ms. Michelle Crockett to the Board of Directors of the Milwaukee Public Museum for a term expiring February 2005. Ms Crockett replaces Ms. Marcia Coggs who recently passed away. **Referred to the Committee on Parks, Energy and Environment.**
- 04-353 From Vance E. Werner, Jr., submitting a claim for damages allegedly sustained to his automobile as a result of being involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-354 From Attorney Vincent J. Bobot, submitting a claim in behalf of Traneka Buford for injuries and damages allegedly sustained when she was falsely arrested in Waukesha County, then transferred to the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-355 From Safer & Stein Law Firm, S.C., submitting a claim in behalf of Sherry Ann Urbaniak for injuries and damages allegedly sustained when she tripped and fell on a defective portion of the public sidewalk in the 9400 block of West Oklahoma Avenue. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-356 From Auto-Owners Insurance submitting a claim under their subrogation rights of their insured, Arnold Miron, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on May 22, 2004. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-357 From Eggert & Cermele, S.C., submitting a claim for legal services provided to Milwaukee County Sheriff's Department Sergeant Dean Garney and Deputy Sheriffs Scott Urbaniak, Charles Schraeder, Elson Howzie, James Stolen and Roger Baumler. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-358 From Heather M. Broniec, submitting a claim for damages allegedly sustained to her automobile while parked at the Milwaukee County Pulaski pool parking area. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-359 From Cans-To-Go, submitting a claim for damages allegedly sustained to the portable restroom in service at Milwaukee County McGovern park. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-360 From Southeastern Wisconsin Regional Planning Commission (SEWRPC), certifying the property tax levy required in partial support of regional planning in Southeastern Wisconsin in calendar year 2005. **Referred to the Committee on Finance and Audit.**
- 04-361 From the Register of Deeds, requesting to fill current and future vacant positions in the Register of Deeds department. **Referred to the Committee on Finance and Audit.**
- 04-362 From Interim Administrator, Behavioral Health Division, requesting creation of seven positions for the administrative functions of the Access to Recovery (ATR) grant. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-363 From the County Executive, (re)appointing Ms. Stephanie Sue Stein to the position of Director, Department on Aging for Milwaukee County **Referred to the Committee on Health and Human Needs.**
- 04-364 From the County Executive, appointing Mr. Rob Henken to the position of Director, Department of Health and Human Services for Milwaukee County. **Referred to the Committee on Health and Human Needs.**
- 04-366 From the County Executive, (re)appointing Mr. Ron Malone to the position of Superintendent of the House of Correction for Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-367 From the County Executive, (re)appointing Mr. John Hayes to the position of Director, Department of Child Support Enforcement for Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-368 From Ray Love, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-369 From Paul Chadwick, submitting a claim for damages allegedly sustained to his automobile while parked at the O'Donnell Parking garage. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-370 From the County Executive, (re)appointing Ms. Sue Black to the position of Superintendent of Parks for Milwaukee County. **Referred to the Committee on Parks, Energy and Environment.**
- 04-371 From the County Executive, (re)appointing Mr. Charles Wikenhauser to the position of Zoo Director for Milwaukee County. **Referred to the Committee on Parks, Energy and Environment.**

- 04-373 From Director, Department of Parks, & Public Infrastructure, requesting approval to amend Airport Agreement No. TB-1405 with Prime Flight Aviation Service, Inc. at General Mitchell International Airport to continue the agreement on a month-to-month basis beyond October 31, 2004. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-374 From Deputy Corporation Counsel, requesting approval for payment of \$5,000 in full settlement to Pedro Ransburg. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-375 From Director, Department of Parks & Infrastructure, requesting authorization to amend Airport Contract for Services No. CN-1351 with Central Parking Systems of Wisconsin, Inc. D/B/A CPS Parking at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-376 From Director, Department of Parks & Infrastructure, requesting authorization to amend Airport Agreement No. GT-1358 with Airport Connection of Wisconsin, Inc. for the operation of an in-county shuttle service to and from General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-377 From Director, Department of Parks & Infrastructure, appointing Mr. Barry Bateman to the position of Airport Director. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-379 From Deputy Corporation Counsel, requesting approval of settlement of a claim to John L. Dye, Jr. in the amount of \$5,000. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-380 From Deputy Corporation Counsel, requesting approval of settlement of a claim to William Hoag in the amount of \$10,000. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-381 From Superintendent, House of Correction, requesting authorization to execute amended Professional Service Contracts with the Community Service providers for enhanced services at the Milwaukee County Community Justice Resource Center. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-383 From Deputy Corporation Counsel, requesting approval for payment of \$698.02 in full settlement to Gloria Beckner. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-384 From Deputy Corporation Counsel, requesting approval for payment of \$850 in full settlement to Minas Hajigeorgiou. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-389 From the County Executive, appointing Thomas Nardelli to serve on the Milwaukee County Personnel Review Board for a term expiring October 31, 2009. Mr. Nardelli will fill the vacancy created by the resignation of Robert Schroeder. **Referred to the Committee on Personnel.**
- 04-390 From Director, Department of Administrative Services, requesting approval of a Joint Spending Plan with the City of Milwaukee for use of 2004 Local Law Enforcement Block Grant funds. **Referred to the Committee on Finance and Audit and Committee on Judiciary, Safety and General Services.**
- 04-391 From the County Executive, appointing Antonio Guajardo, Jr. to serve on the Veterans Service Commission for a term expiring December 31, 2006. Mr. Guajardo is filling the vacancy created by Victor Vela. **Referred to the Committee on Health and Human Needs.**
- 04-392 From the County Executive, appointing Reverend Carl H. Krueger, Jr. to serve on the Veterans Service Commission for a term expiring December 31, 2006. Reverend Krueger is filling the vacancy created by Jerome Szymczak. **Referred to the Committee on Health and Human Needs.**
- 04-393 From the County Executive, appointing Lynda Snodgrass to the Milwaukee County Public Art Committee. Ms. Snodgrass will replace Paul Mathews. **Referred to the Committee on Parks, Energy and Environment.**
- 04-394 From the County Executive, appointing Melissa McDonald to the Milwaukee County Public Art Committee. Ms McDonald will replace Todd Robert Murphy. **Referred to the Committee on Parks, Energy and Environment.**
- 04-395 From the County Executive, appointing Anthony Busalacchi to serve on the Marcus Center Board of Directors for a term expiring April 1, 2008. Mr. Busalacchi is filling the vacancy created by the resignation of David Espinoza. **Referred to the Committee on Parks, Energy and Environment.**
- 04-396 From the County Executive, appointing Sharon Cook to serve on the Milwaukee Public Museum Board of Directors for a term expiring January 1, 2007. Ms. Cook is filling the vacancy created by the resignation of Jerry Gonzalez. **Referred to the Committee on Parks, Energy and Environment.**
- 04-397 From Milwaukee Alliance, requesting an Economic Development grant in the amount of \$35,000 to support economic development activities and programs implemented in the target area bounded by Pierce Street to the North, Oklahoma Avenue to the South, Cesar Chavez to the East, and Layton Boulevard to the West. **Referred to the Committee on Economic and Community Development.**

- 04-398 From Chief Information Officer, Information Management Services Division requesting authorization to apply for, accept and expend Office of Justice Assistance Engineering Assessment Grant funds. **Referred to the Committee on Finance and Audit.**
- 04-399 From Chief Information Officer, Information Management Services Division, requesting authorization to accept and expend County equipment grant funds. **Referred to the Committee on Finance and Audit.**
- 04-400 From Chief Information Officer, Information Management Services Division, requesting authorization to accept and expend Urban Area Security Initiative funds. **Referred to the Committee on Finance and Audit.**
- 04-401 From Jerome Thornton, submitting a claim for the alleged loss of personal property due to an incorrect hearing date for an eviction notice. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-402 From Janet Seivert, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-403 From Kiya A. Umbra, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-404 From Gilbert Fooden, submitting a claim for the alleged loss regarding the deed on his property at 1435 W. Brown Street and reimbursement of costs involved in regaining ownership. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-405 From Foley & Casey, L.L.C., submitting a claim in behalf of Igor Nemirovskiy for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-406 From Superintendent, Parks Division, requesting authorization to grant easements to Milwaukee Metropolitan Sewerage District in the Underwood Creek Parkway north of Bluemound Road. **Referred to the Committee on Parks, Energy and Environment.**
- 04-407 From Superintendent, Parks Division, requesting authorization to enter into a Memorandum of Understanding with the Residents for Off-Leash Milwaukee Parks. **Referred to the Committee on Parks, Energy and Environment.**

- 04-408 From Superintendent, Parks Division, requesting authorization to negotiate, prepare, review, approve, execute and record the easements, deeds or appropriate land interests required for the Oak Leaf Trail segment, Looms Road to Drexel Avenue, and grant an easement to Payne and Dolan, Inc. for a safety zone around the quarry perimeter. **Referred to the Committee on Parks, Energy and Environment.**
- 04-409 From County Board Chairman, appointing Ceasar Stinson to the Cultural, Artistic & Musical Programming Advisory Council (CAMPAC) for a term expiring October 1, 2007. **Referred to the Committee on Parks, Energy and Environment.**
- 04-410 From County Board Chairman, appointing Pascual A. Rodriguez to the Cultural, Artistic & Musical Programming Advisory Council (CAMPAC) for a term expiring October 1, 2007. **Referred to the Committee on Parks, Energy and Environment.**
- 04-411 From the County Board Chairman, appointing Donald A. Cohen to the Milwaukee County Pension Board for a term of three years. **Referred to the Committee on Personnel.**
- 04-414 From Superintendent, House of Correction, notifying of closure of Farm and Fish Hatchery. **Referred to the Committee on Finance and Audit and to Committee on Judiciary, Safety and General Services.**
- 04-415 From the Controller, submitting the 2003 Comprehensive Annual Financial Report. **Referred to the Committee on Finance and Audit.**
- 04-416 From Director of Audits, submitting the following reports prepared by Virchow Krause and Coleman and Williams as part of the 2003 County-wide audit: (a) Single Audit for the Year Ended December 31, 2003; (b) Memorandum on Internal Control for the year ended December 31, 2003; (c) Employees' Retirement System 2003 Annual Report of the Pension Board; (d) Paratransit System Database Report and Transit System Database Report; (e) General Mitchell International Airport Schedule of Passenger Facility Charges for the Year Ended December 31, 2003 together with Report of Independent Public Accountants. **Referred to the Committee on Finance and Audit.**
- 04-417 From Acting Director, Department of Health and Human Services, requesting authorization to enter into a 2004 Professional Services Contract with St. Ann Center for Intergenerational Care, Inc. for services related to the Disabilities Services Division's Wait List. **Referred to the Committee on Health and Human Needs.**

- 04-418 From Acting Director, Department of Health and Human Services, requesting authorization for the Delinquency and Court Services Division to reapply for and accept Federal Grant Funds for the Disproportionate Minority Confinement (DMC) Project, and to enter into Professional Services Contracts associated with the DMC Project. **Referred to the Committee on Health and Human Needs.**
- 04-419 From Acting Director, Department of Health and Human Services, requesting authorization for the Delinquency and Court Services Division to apply for grant funds for services to female offenders. **Referred to the Committee on Health and Human Needs.**
- 04-420 From Acting Director, Department of Health and Human Services, requesting authorization to increase the 2004 contract with Accenture LLP by \$90,000 to fund information system development and change management costs related to the Access to Recovery grant. **Referred to the Committee on Health and Human Needs.**
- 04-421 From Jerome K. Knetsch, submitting a claim for damages allegedly sustained to his automobile due to a sinkhole in the road. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-422 From Washington Law Offices, submitting a claim in behalf of Elizabeth Dean for injuries and damages allegedly sustained when she was exiting the courthouse and tripped on a rug. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-423 From Director, Economic and Community Development, regarding allocation of 2005 HOME funds. **Referred to the Committee on Economic and Community Development.**
- 04-427 From the County Executive, submitting the 2005 Recommended Budget. **Referred to the Committee on Finance and Audit.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-352

Resolution by Supervisors Nyklewicz, McCue and White, to direct the Airport Director and the Noise Abatement Coordinator to pursue, as part of the update of the FAR Part-150 Airport Noise and Land Use Compatibility Study, all possible avenues that could maximize by law the participation of and benefits to the residents in the noise abatement mitigation efforts by taking into account not only the noise contours approved as proved in the Federal Aviation Administration (FAA) Rules and Order 5100.38B, Section 2, Paragraph 810b, using neighborhood and natural boundaries to the maximum extent allowable by law.

REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT.

File No. 04-365

Resolution by Supervisors Rice, Broderick, De Bruin, Schmitt, Dimitrijevic, Cesarz and Devine, authorizing and directing a) the drafting of material revisions to Chapter 14 of the Milwaukee County General Ordinances relating to the Regulation of Lobbying, and b) an operational review of the administration of lobbying regulations.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 04-372

Resolution by Supervisor McCue, authorizing and directing the Director of the Department of Parks and Public Infrastructure to select a site within the jurisdiction of General Mitchell International Airport for the establishment of an off-leash dog park.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT AND COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT.

File No. 04-378

Resolution by Supervisor Dimitrijevic, supporting the maintenance of the 2.6 acre parcel at 1301 East Conway as green space and requesting that the Wisconsin Department of Transportation and the City of Milwaukee enter into an agreement to transfer the said property to the City of Milwaukee with such terms and conditions as they mutually agree upon.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 04-382

Resolution by Supervisor Broderick, authorizing the Sheriff's Department to work with the Department of Audit and County Board staff to analyze and report on the fiscal, safety and enforcement effects of the July 2002 reduction in the number of Deputy Sheriffs assigned to patrol Milwaukee County's expressways and the reduction in the number of expressway patrol sectors.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND

GENERAL SERVICES AND COMMITTEE ON FINANCE AND AUDIT.**File No. 04-385**

Resolution by Supervisors Coggs-Jones, West, Weishan, Clark, White and Quindel, supporting an increase in the per diem rate paid by the State of Wisconsin Department of Health and Family Services for care provided to individuals with disabilities in the Community Integration Program.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND COMMITTEE ON INTERGOVERNMENTAL RELATIONS.**File No. 04-412**

Resolution by Supervisors Coggs-Jones, Clark and West, endorsing the position of the American Diabetes Association with regard to proposed Medicaid Program changes in Wisconsin that may limit therapeutic and/or pharmaceutical treatment options for diabetic patients.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND COMMITTEE ON INTERGOVERNMENTAL RELATIONS.**File No. 04-413**

Resolution by Supervisors Coggs-Jones, Mayo, Quindel, Clark, West, Cesarz and Rice, authorizing the creation of an advisory council to promote better health and wellness among Milwaukee County employees, retirees and their families.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS.**RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES**

By the Committee on Personnel reporting on 1 item:

File No. 04-426

(Item No. 1) A resolution forwarding a request to the Civil Service Commission to review and consider transferring certain classifications from the unclassified to the classified service.

The foregoing resolution correctly states the action taken by the said committee at a meeting held September 24, 2004.

**Roger Quindel
Chairman**

Supervisor Quindel asked **UNANIMOUS CONSENT** to suspend any and all rules

interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED.**

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Cesarz and McCue – 2. **EXCUSED** – 0.

By Supervisor Roger Quindel, Chairman:

From the Committee on Personnel reporting on 5 items:

File No. 04-389
(Journal, September 30, 2004)

(Item No. 1) From the County Executive, appointing Thomas Nardelli to serve on the Milwaukee County Personnel Review Board for a term expiring October 31, 2009. Mr. Nardelli will fill the vacancy created by the resignation of Robert Schroeder, by recommending confirmation of the said appointment.

File No. 04-411
(Journal, September 30, 2004)

(Item No. 2) From the County Board Chairman, appointing Donald A. Cohen to the Milwaukee County Pension Board for a term of three years, by recommending confirmation of the said appointment.

File No. 04-333
(Journal, September 30, 2004)

(Item No. 3) From Director, Department of Administrative Services, Division of Human Resources (DHR), requesting approval of a resolution/ordinance to amend 17.30 of the Milwaukee County General Ordinances, Confirmation of Appointments to Certain Unclassified Positions and Terms of Such Appointments, by recommending adoption of a resolution and ordinance approving amendments to Milwaukee County General Ordinances, Section 17.30, regarding confirmation of appointments to certain unclassified positions and terms of such appointments.

**File No. 04-22(a)(a)
(Journal, December 18, 2003)**

(Item No. 4) From the Director, DHR, relative to reclassification of existing positions, reallocations of non-represented positions, appointments at an advanced rate of pay, advancements within the pay range and all revisions to ECP positions, by recommending adoption of a resolution approving the reclassification of a position in the Department of Health and Human Services (DHHS) from Office Support Assistant I, Pay Range 01P, to Office Support Assistant II, Pay Range 02P, effective May 23, 2004.

**File No. 04-22(a)(b)
(Journal, December 18, 2003)**

(Item No. 5) From the Director, DHR, relative to reclassification of existing positions, reallocations of non-represented positions, appointments at an advanced rate of pay, advancements within the pay range and all revisions to executive compensation program (ECP) positions, by recommending adoption of a resolution approving the clarification of ECP positions titles, pending approval by the Civil Service Commission to transfer the said positions from the classified to unclassified service.

The foregoing report correctly states the action taken by the said committee at a meeting held September 24, 2004.

**ROGER QUINDEL
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1, 2, 3 and 5.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 18. **NOES:** Weishan – 1. **EXCUSED** – 0.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Coggs-Jones submitted an amendment to **Item 3, File No. 04-333**.
Supervisor Coggs-Jones later withdrew her amendment.

Supervisor Weishan moved **lay over of Item 3 until later in the meeting**. Upon hearing no objections, **the Chair RULED item 3** lay over until later in the meeting.

Later, **Item 3 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, White and the Chairman – 14. **NOES:** Borkowski, Clark, Coggs-Jones, McCue and West – 5. **EXCUSED** – 0.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, White and the Chairman – 16. **NOES:** Borkowski, Mayo and West – 3. **EXCUSED** – 0.

By Supervisors Richard D. Nyklewicz, Jr. and Roger Quindel, Chairmen:

From the Committee on Finance and Audit and Committee on Personnel reporting on 1 item:
File No. 00-473(a)(a)
(Journal, January 18, 2001)

(Item No. 1) An adopted resolution approving an agreement between Milwaukee County and the Wisconsin Federation of Nurses and Health Professionals, by recommending adoption of a resolution authorizing and directing the Director, Labor Relations, to execute and implement the collateral agreement with the Wisconsin Federation of Nurses and Health Professionals, Local 5001, AFT, AFL-CIO, in accordance with, and for the period specified, in the document.

The foregoing report correctly states the action taken by the said committees at a meeting held September 30, 2004.

RICHARD D. NYKLEWICZ, JR. AND ROGER QUINDEL
Chairmen

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** McCue – 1. **EXCUSED** – 0.

By the Committee on Finance and Audit reporting on 1 item:

File No. 04-425

(Item No. 1) A resolution/ordinance authorizing and directing the Director of Administrative Services to take the necessary steps to incorporate recommendations as delineated in the resolution into the Milwaukee County Administrative Manual or implement them by an appropriate manner that establishes it as the adopted policy of Milwaukee County and approving ordinance amendments relating to recommended changes to Section 56.30 of the County Code regarding debt administration services and retention of specific records related to the award of professional service contracts.

The foregoing resolution correctly states the action taken by the said committee at a meeting held September 23, 2004.

Richard D. Nyklewicz, Jr.
Chairman

Supervisor Nyklewicz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED.**

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 16 items:

File No. 04-319(a)(a)
(Journal, September 30, 2004)

(Item No. 1) From Director, Department of Administrative Services, requesting creation of a new position in the Division of Human Resources (HR) to provide analytical and management support related to the Milwaukee County employee and retiree health care benefit program, by recommending adoption of a resolution creating one Employee Health Care Benefits Specialist position in HR, effective October 11, 2004, to provide analytical and management support related to the Milwaukee County employee and retiree health care benefit program, as also recommended for approval by the Committee on Personnel, on 9/24/04, relating to the following classification and rate of pay as recommended by the Division of Human Resources: 1 Employee Health Care Benefits Specialist, Pay Range 33M (\$59,967 to \$71,472).

**File No. 04-362
(Journal, September 30, 2004)**

(Item No. 2) From Interim Administrator, Behavioral Health Division, requesting creation of seven positions for the administrative functions of the Access to Recovery (ATR) grant, by recommending adoption of a resolution creating one position of Program Coordinator (ATR), one position of Quality Assurance Coordinator (ATR), one position of Administrative Coordinator (MH), one position of Program Evaluator, one position of Program Analyst (MH), one position of Quality Assurance Specialist (AODA), and one position of Clerical Assistant 2, effective October 10, 2004, in order to provide the Behavioral Health Division with the staffing necessary to effectively implement the Access to Recovery Grant and to combine all AODA and Service Access to Independent Living (SAIL) services. The positions of Program Coordinator (ATR), Quality Assurance Coordinator (ATR), Administrative Coordinator (MH), Quality Assurance Specialist (AODA) and Clerical Assistant 2 are asterisked to be abolished if funding is no longer available in the future, as also recommended for approval by the Committee on Personnel, 9/24/04, relating to the following classifications and rates of pay as recommended by the Division of Human Resources: 1* Program Coordinator (ATR), pay range 29M (\$50,035 to \$59,967), 1* Quality Assurance Coordinator (ATR), pay range 29M (\$50,035 to \$59,967), 1* Administrative Coordinator (MH), pay range 27 (\$49,162 to \$58,667), 1 Program Evaluator, pay range 29 (\$51,035 to \$61,166), 1 Program Analyst (MH), pay range 18 (\$36,2225 to \$41,399), 1* Quality Assurance Specialist (AODA), pay range 16C (\$30,871 to \$49,453) and 1* Clerical Assistant 2, pay range 04P (\$27,439 to \$35,187).

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 3) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-RECEIPT OF REVENUE "A" [A1), A2), A3), A4), A5) and A6)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: ALLOCATED CONTINGENT FUND "B" [B1)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENTS "C" [C1), C2), C3), C4) and C5)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 6) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL-CAPITAL OUTLAY "D" [D1)].

File No. 04-321
(Journal, July 29, 2004)

(Item No. 7) From the County Executive, appointing Linda J. Seemeyer to the position of Director of the Department of Administrative Services, by recommending confirmation of the said appointment.

File No. 04-415
(Journal, September 30, 2004)

(Item No. 8) From the Controller, submitting the 2003 Comprehensive Annual Financial Report, by recommending adoption of a resolution receiving and placing the said report on file.

File No. 04-416
(Journal, December 18, 2003)

(Item No. 9) From Director of Audits, submitting the following reports prepared by Virchow Krause and Coleman and Williams as part of the 2003 County-wide audit: (a) Single Audit for the Year Ended December 31, 2003; (b) Memorandum on Internal Control for the year ended December 31, 2003; (c) Employees' Retirement System 2003 Annual Report of the Pension Board; (d) Paratransit System Database Report and Transit System Database Report; (e) General Mitchell International Airport Schedule of Passenger Facility Charges for the Year Ended December 31, 2003 together with Report of Independent Public Accountants, by recommending adoption of a resolution receiving and placing the said reports on file.

File No. 04-390
(Journal, December 18, 2003)

(Item No. 10) From Director, Department of Administrative Services, requesting approval of a Joint Spending Plan with the City of Milwaukee for use of 2004 Local Law Enforcement Block Grant funds, by recommending adoption of a resolution approving the Joint Spending Plan with the City of Milwaukee as outlined in the resolution and establishing a separate trust fund for deposit of these funds in accordance with federal grant requirements, as also recommended for approval by the Committee on Judiciary, Safety and General Services on 9/16/04.

File No. 04-275
(Journal, June 24, 2004)

(Item No. 11) From Director of Human Resources, requesting approval of payment to Mercer Human Resources Consulting for professional services provided prior to contract execution, by

recommending adoption of a resolution authorizing the Director of Administrative Services to pay the invoice submitted by Mercer Human Resources Consulting in the amount of \$11,200 for professional services provided prior to contract execution.

**File No. 04-414
(Journal, December 18, 2003)**

(Item No. 12) From Superintendent, House of Correction, notifying of closure of Farm and Fish Hatchery, by recommending adoption of a resolution as follows: A) supporting the long-term operation of the farm and fish hatchery and directing County Board staff to work with the County Executive, the County Board, the House of Correction, Hunger Task Force and interested parties to immediately develop a farm and fish hatchery operational support committee for the purpose of developing community partnerships and funding opportunities and other vehicles for operational funding for the farm and fish hatchery for both the long- and short-term; B) directing County Board staff to report during 2005 budget deliberations regarding bridge funding possibilities for 2005, with a final report regarding long-term operational plans due to the Committee on Judiciary, Safety and General Services in December, 2004; and C) directing County Board staff, in conjunction with the Department of Administrative Services, to do an analysis of the fiscal and programmatic benefits of the programs operated by the farm and fish hatchery.

**File No. 04-276(a)(a)
(Journal, June 24, 2004)**

(Item No. 13) An adopted resolution authorizing and directing the Director, Department of Administrative Services (DAS), to assess the minimum qualifications necessary to perform the duties required of certain key fiscal positions in county departments and to provide a report to the Finance and Audit Committee for its September 2004 meeting, by recommending adoption of a resolution receiving and placing on file a report dated 9/13/04 submitted by the Director of Administrative Services (DAS) in response to the subject adopted resolution with the understanding that a follow-up report will be submitted by DAS.

**File No. 04-399
(Journal, December 18, 2003)**

(Item No. 14) From Chief Information Officer, Information Management Services Division (IMSD), requesting authorization to accept and expend County equipment grant funds, by recommending adoption of a resolution authorizing the Chief Information Officer, Information Management Services Division, DAS, to accept and expend a grant from the U.S. Office of Domestic Preparedness, through the Wisconsin Office of Justice Assistance, in the amount of approximately \$951,600 for the purpose of installing power security equipment at the nine tower sites of the 800 MHz radio system. Further, authorizing DAS, upon receipt of said grant aware letter, to prepare and process a fund transfer to accept the revenue when received and provide for the appropriation authority as outlined in the said resolution.

File No. 04-400

(Journal, December 18, 2003)

(Item No. 15) From Chief Information Officer, Information Management Services Division (IMSD), requesting authorization to accept and expend Urban Area Security Initiative (UASI) funds, by recommending adoption of a resolution authorizing the Chief Information Officer, IMSD, DAS, to accept and expend UASI grant funds in the amount of approximately \$795,000 for the purpose of installing a single-site, 5-channel digital expansion of the 800 MHz radio system. Further authorizing DAS, upon receipt of said grant, to prepare and process a fund transfer to accept the revenue when received and provide for the appropriation authority as outlined in the said resolution.

File No. 04-398
(Journal, December 18, 2003)

(Item No. 16) From Chief Information Officer, Information Management Services Division requesting authorization to apply for, accept and expend Office of Justice Assistance (OJA) Engineering Assessment Grant funds, by recommending adoption of a resolution authorizing the Chief Information Office, IMSD, DAS, to apply for, accept and expend OJA Engineering Assessment grant funds in the amount of approximately \$75,000 for the purpose of conducting an interoperability engineering assessment. Further authorizing DAS, upon receipt of said grant award letter, to prepare and process a fund transfer to accept the revenue when received and provide for the appropriation authority as outlined in the said resolution.

The foregoing report correctly states the action taken by the said committee at a meeting held September 23, 2004.

RICHARD D. NYKLEWICZ, JR.
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 7 and 11.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 7 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Johnson, Mayo, McCue, Nyklewicz, Rice, Schmitt, White and the Chairman – 13. **NOES:** Borkowski, Clark, Dimitrijevic, Quindel, Weishan and West – 6. **EXCUSED** – 0.

Thereupon, **Item 11 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Rice, Schmitt and the Chairman – 12. **NOES:** Borkowski, De Bruin, Devine, Quindel, Weishan, West and White – 7. **EXCUSED** – 0.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 14 items:

**File No. 04-364
(Journal, September 30, 2004)**

(Item No. 1) From the County Executive, appointing Mr. Rob Henken to the position of Director, Department of Health and Human Services for Milwaukee County, by recommending confirmation of the said appointment.

**File No. 04-363
(Journal, September 30, 2004)**

(Item No. 2) From the County Executive, (re)appointing Ms. Stephanie Sue Stein to the position of Director, Department on Aging for Milwaukee County, by recommending confirmation of the said appointment.

**File No. 04-391
(Journal, September 30, 2004)**

(Item No. 3) From the County Executive, appointing Antonio Guajardo, Jr. to serve on the Veterans Service Commission for a term expiring December 31, 2006. Mr. Guajardo is filling the vacancy created by Victor Vela, by recommending confirmation of the said appointment.

**File No. 04-385
(Journal, September 30, 2004)**

(Item No. 4) Resolution by Supervisors Coggs-Jones, West, Weishan, Clark, White and Quindel, supporting an increase in the per diem rate paid by the State of Wisconsin Department of Health and Family Services for care provided to individuals with disabilities in the Community Integration Program, by recommending adoption of the said resolution.

**File No. 04-413
(Journal, September 30, 2004)**

(Item No. 5) Resolution by Supervisors Coggs-Jones, Mayo, Quindel, Clark, West, Cesarz and Rice, authorizing the creation of an advisory council to promote better health and wellness among Milwaukee County employees, retirees and their families, by recommending adoption of the said resolution.

**File No. 04-412
(Journal, September 30, 2004)**

(Item No. 6) Resolution by Supervisors Coggs-Jones, Clark and West, endorsing the position of the American Diabetes Association with regard to proposed Medicaid Program changes in Wisconsin that may limit therapeutic and/or pharmaceutical treatment options for diabetic patients, by recommending adoption of the said resolution.

File No. 04-417
(Journal, September 30, 2004)

(Item No. 7) From Acting Director, Department of Health and Human Services, requesting authorization to enter into a 2004 Professional Services Contract with St. Ann Center for Intergenerational Care, Inc. for services related to the Disabilities Services Division's Wait List, by recommending adoption of a resolution approving the said request.

File No. 04-418
(Journal, September 30, 2004)

(Item No. 8) From Acting Director, Department of Health and Human Services, requesting authorization for the Delinquency and Court Services Division to reapply for and accept Federal Grant Funds for the Disproportionate Minority Confinement (DMC) Project, and to enter into Professional Services Contracts associated with the DMC Project, by recommending adoption of a resolution approving the said request.

File No. 04-419
(Journal, September 30, 2004)

(Item No. 9) From Acting Director, Department of Health and Human Services, requesting authorization for the Delinquency and Court Services Division to apply for grant funds for services to female offenders, by recommending adoption of a resolution approving the said request.

File No. 04-8(a)(d)
(Journal, December 18, 2003)

(Item No. 10) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Delinquency and Court Services Division, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to contract with Running Rebels Community Organization for the Firearm Offender Supervision Program and to accept additional Juvenile Accountability Incentive Block Grant dollars from the State of Wisconsin.

File No. 04-8(a)(e)
(Journal, December 18, 2003)

(Item No. 11) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Delinquency and Court Services Division, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to modify the 2004 Delinquency and Court Services Division Purchase of Service Contract with Attucks Center, Inc. for group home placement and services

File No. 04-32(a)(f)
(Journal, December 18, 2003)

(Item No. 12) Reference file established by the County Board Chairman, relative to Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to accept CY 2004 State/County Contract Addendum No. 4332, Access to Recovery, in the amount of \$7,479,364.

File No. 04-420
(Journal, September 30, 2004)

(Item No. 13) From Acting Director, Department of Health and Human Services, requesting authorization to increase the 2004 contract with Accenture LLP by \$90,000 to fund information system development and change management costs related to the Access to Recovery (ATR) grant, by recommending adoption of a resolution approving the said request.

File No. 04-5(a)(c)
(Journal, December 18, 2003)

(Item No. 14) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Behavioral Health Division, by recommending adoption of a resolution authorizing the Acting Director, DHHS, to amend 2004 contracts with Transitional Living Services, Social Rehabilitation and Residential Resources and Our Space, Inc. in order to increase supervised apartment capacity and peer support services for persons having serious and persistent mental illness.

The foregoing report correctly states the action taken by the said committee at a meeting held September 22, 2004.

ELIZABETH M. COGGS-JONES
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 1 and 2.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Clark moved **lay over of Item 2.**

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Clark, Johnson, Mayo, Schmitt, Weishan and West – 6. **NOES:** Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, McCue, Nyklewicz, Quindel, Rice, White and the Chairman – 13. **EXCUSED** – 0.

Supervisor West moved to **refer item 2 to the Personnel Committee.**

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Clark, Johnson, Mayo, Schmitt, Weishan and West – 6. **NOES:** Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, McCue, Nyklewicz, Quindel, Rice, White and the Chairman – 13. **EXCUSED** – 0.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 18. **NOES:** Weishan – 1. **EXCUSED** – 0.

The Board recessed until 1:37. p.m. Upon reconvening, the following Supervisors were recorded as present:

PRESENT: Borkowski, Broderick, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 16. **ABSENT:** Cesarz, Clark and White – 3. .

By Supervisor Gerry P. Broderick, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 9 items:

File No. 04-299
(Journal, July 29, 2004)

(Item No. 1) From County Executive, appointing Reverend Trinette Vernell McCray to serve on the Milwaukee County Ethics for a term expiring February 28, 2010. Rev. McCray is replacing Ms. Glass whose term expired, by recommending confirmation of the said appointment.

File No. 04-367
(Journal, September 30, 2004)

(Item No. 2) From the County Executive, (re)appointing Mr. John Hayes to the position of Director, Department of Child Support Enforcement for Milwaukee County, by recommending confirmation of the said appointment.

File No. 04-366
(Journal, September 30, 2004)

(Item No. 3) From the County Executive, (re)appointing Mr. Ron Malone to the position of Superintendent of the House of Correction for Milwaukee County, by recommending confirmation of the said appointment.

File No. 04-414
(Journal, September 30, 2004)

(Item No. 4) From Superintendent, House of Correction, notifying of closure of Farm and Fish Hatchery, by recommending adoption of a resolution as follows: A) supporting the long-term operation of the farm and fish hatchery and directing County Board staff to work with the County Executive, the County Board, the House of Correction, Hunger Task Force and interested parties to immediately develop a farm and fish hatchery operational support committee for the purpose of developing community partnerships and funding opportunities and other vehicles for funding of the farm and fish hatchery for both the long and short-term; and B) directing County Board staff to report during 2005 budget deliberations regarding bridge funding possibilities for 2005, with a final report regarding long-term operational plans due to the Committee on Judiciary, Safety and General Services in December 2004.

File No. 04-381
(Journal, September 30, 2004)

(Item No. 5) From Superintendent, House of Correction, requesting authorization to execute amended Professional Service Contracts with the Community Service providers for enhanced services at the Milwaukee County Community Justice Resource Center, by recommending adoption of a resolution approving the said request.

File No. 04-295
(Journal, July 29, 2004)

(Item No. 6) From Milwaukee Area Domestic Animal Control Commission (MADACC), submitting a proposed agreement for intergovernmental cooperation between MADACC and Milwaukee County for licensing of cats and dogs, by recommending adoption of a resolution establishing a Work Group with the goal of transferring all dog and cat licensing functions from Milwaukee County to MADACC as soon as reasonably possible and agreed to by all parties and that any expenses incurred by the County Clerk up to and through any process transferred to MADACC would be reimbursed by MADACC and member communities. The Work Group shall include representatives from the County Clerk, County Treasurer, Corporation Counsel, County Board staff, as well as MADACC, and its charge shall be to develop a revised intergovernmental agreement and County Ordinance changes required to properly transfer pet licensing duties to MADACC, as also concurred in by the Committee on Finance and Audit on 9/23/04.

**File No. 04-365
(Journal, September 30, 2004)**

(Item No. 7) Resolution by Supervisors Rice, Broderick, De Bruin, Schmitt, Dimitrijevic, Cesarz and Devine, authorizing and directing a) the drafting of material revisions to Chapter 14 of the Milwaukee County General Ordinances relating to the Regulation of Lobbying, and b) an operational review of the administration of lobbying regulations, by recommending adoption of the said resolution.

**File No. 04-382
(Journal, September 30, 2004)**

(Item No. 8) Resolution by Supervisor Broderick, authorizing the Sheriff's Department to work with the Department of Audit and County Board staff to analyze and report on the fiscal, safety and enforcement effects of the July 2002 reduction in the number of Deputy Sheriffs assigned to patrol Milwaukee County's expressways and the reduction in the number of expressway patrol sectors, by recommending adoption of a resolution approving an amended resolution authorizing the Department of Audit to analyze and report on the fiscal, safety and enforcement effects of the July 2000 reduction in the number of Deputy Sheriffs assigned to patrol Milwaukee County's expressways and the reduction in the number of expressway patrol sectors. Further, that the Audit Department shall submit its report to the Committee on Finance and Audit and Committee on Judiciary, Safety and General Services upon completion, as concurred in by the Committee on Finance and Audit on 9/23/04.

**File No. 04-380
(Journal, September 30, 2004)**

(Item No. 9) From Deputy Corporation Counsel, requesting approval of settlement of a claim to William Hoag in the amount of \$10,000, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at a meeting held September 16, 2004.

**GERRY P. BRODERICK
Chairman**

Supervisor Cesarz noted as present.

The question was on adoption.

SEPARATE ACTION was requested on items 2, 3, 4 and 6.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 17. **EXCUSED:** Clark and White – 2.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 17. **EXCUSED:** Clark and White – 2.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 17. **EXCUSED:** Clark and White – 2.

Thereupon, the **Chair DECLARED Item 4 MOOT** due to action of the Board on Item 12 from the Committee on Finance and Audit.

Supervisor White noted as present.

Supervisor Mayo moved to **refer Item 6 back to the Committee on Judiciary, Safety and General Services.**

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Coggs-Jones, Dimitrijevic, Johnson, Mayo, Weishan, West, White and the Chairman – 10. **NOES:** Cesarz, De Bruin, Devine, McCue, Nyklewicz, Quindel, Rice and Schmitt – 8. **EXCUSED:** Clark – 1.

By Supervisor Lynne De Bruin, Chairman:

From the Committee on Parks, Energy and Environment reporting on 13 items:

**File No. 04-393
(Journal, September 30, 2004)**

(Item No. 1) From the County Executive, appointing Lynda Snodgrass to the Milwaukee County Public Art Committee. Ms. Snodgrass will replace Paul Mathews, by recommending confirmation of the said appointment.

**File No. 04-394
(Journal, September 30, 2004)**

(Item No. 2) From the County Executive, appointing Melissa McDonald to the Milwaukee County Public Art Committee. Ms McDonald will replace Todd Robert Murphy, by recommending confirmation of the said appointment.

**File No. 04-395
(Journal, September 30, 2004)**

(Item No. 3) From the County Executive, appointing Anthony Busalacchi to serve on the Marcus Center Board of Directors for a term expiring April 1, 2008. Mr. Busalacchi is filling the vacancy created by the resignation of David Espinoza, by recommending confirmation of the said appointment.

**File No. 04-351
(Journal, September 30, 2004)**

(Item No. 4) From County Board Chairman, appointing Ms. Michelle Crockett to the Board of Directors of the Milwaukee Public Museum for a term expiring February 2005. Ms Crockett replaces Ms. Marcia Coggs who recently passed away, by recommending confirmation of the said appointment.

**File No. 04-396
(Journal, September 30, 2004)**

(Item No. 5) From the County Executive, appointing Sharon Cook to serve on the Milwaukee Public Museum Board of Directors for a term expiring January 1, 2007. Ms. Cook is filling the vacancy created by the resignation of Jerry Gonzalez, by recommending confirmation of the said appointment.

**File No. 04-409
(Journal, September 30, 2004)**

(Item No. 6) From County Board Chairman, appointing Ceasar Stinson to the Cultural, Artistic & Musical Programming Advisory Council (CAMPAC) for a term expiring October 1, 2007, by recommending confirmation of the said appointment.

**File No. 04-410
(Journal, September 30, 2004)**

(Item No. 7) From County Board Chairman, appointing Pascual A. Rodriguez to the Cultural, Artistic & Musical Programming Advisory Council (CAMPAC) for a term expiring October 1, 2007, by recommending confirmation of the said appointment.

**File No. 04-371
(Journal, September 30, 2004)**

(Item No. 8) From the County Executive, (re)appointing Mr. Charles Wikenhauser to the position of Zoo Director for Milwaukee County, by recommending confirmation of the said reappointment.

**File No. 04-370
(Journal, September 30, 2004)**

(Item No. 9) From the County Executive, (re)appointing Ms. Sue Black to the position of Superintendent of Parks for Milwaukee County, by recommending confirmation of the said reappointment.

**File No. 03-547(a)(b)
(Journal, March 18, 2004)**

(Item No. 10) An adopted resolution approving a one-year moratorium on the approved 2004 fee increase for Parks Agricultural Leases, and to change the 2004 distribution of the revenues from the leases and the conservation reserve program, by recommending adoption of a resolution approving the said request and directing a report back to the Parks Committee in July 2004 relative to recommendation(s) including the best use of this agricultural land and how the lost revenue will affect operations, by recommending adoption of a resolution as follows: 1) rescinding the Parks Agricultural Lands policies authorized in Resolution File No. 03-547 other than that the administration of the agricultural lease and CRP will remain with the Parks Department; 2) authorizing and directing the Parks Superintendent to set agricultural land lease rates and prescribe conditions that will facilitate the county's natural resource management objectives; 3) authorizing the Parks Superintendent to use agricultural lease and CRP revenues to administer the agricultural/natural lands management program, provide the County share of state grants for projects to protect the natural resources and furnish funds for the acquisition of additional parklands identified in the Parks and Open Space Plan for Milwaukee County; 4) directing that Milwaukee County residents will have priority for available agricultural lease lands and that non-County residents will pay a higher rate; and 5) authorizing and directing the Parks Superintendent to annually report to the County Board on the agricultural leases and county lands enrolled in CRP.

**File No. 04-372
(Journal, March 18, 2004)**

(Item No. 11) Resolution by Supervisor McCue, authorizing and directing the Director of the Department of Parks and Public Infrastructure to select a site within the jurisdiction of General Mitchell International Airport for the establishment of an off-leash dog park, by recommending adoption of a substitute resolution authorizing and directing the Director, Department of Parks and Public Infrastructure, to study the sites within the jurisdiction of General Mitchell International Airport for the establishment of an off-leash dog exercise area under the supervision of the Airport Director and to report back, with recommendations, to the Committee on Parks, Energy and Environment and Committee on Transportation, Public Works and Transit at their January 2005 meetings of the findings.

**File No. 04-406
(Journal, September 30, 2004)**

(Item No. 12) From Superintendent, Parks Division, requesting authorization to grant easements to Milwaukee Metropolitan Sewerage District (MMSD) in the Underwood Creek Parkway north of Bluemound Road, by recommending adoption of a resolution authorizing and directing the Director of the Department of Parks and Public Infrastructure, County Clerk, Register of Deeds,

Corporation Counsel and Risk Management to prepare, review, approve and record all documents as required to execute any required easements or permits for the proposed MMSD repairs and improvements at Underwood Creek north of Bluemound Road.

File No. 04-408
(Journal, September 30, 2004)

(Item No. 13) From Superintendent, Parks Division, requesting authorization to negotiate, prepare, review, approve, execute and record the easements, deeds or appropriate land interests required for the Oak Leaf Trail segment, Looms Road to Drexel Avenue, and grant an easement to Payne and Dolan, Inc. for a safety zone around the quarry perimeter, by recommending adoption of a resolution authorizing and directing the Director of the Department of Parks and Public Infrastructure, County Clerk, Register of Deeds, Corporation Counsel and Risk Management to negotiate and prepare, review, approve, execute and record all documents as required to accept and grant permanent easements, deeds or appropriate land interests for construction, operation and maintenance of the Oak Leaf Trail from Loomis Road to Drexel Avenue; and that the County Executive and County Clerk are authorized to execute the appropriate land interests and waive the easement fee of \$4,500 and staff time costs of \$1,000.

The foregoing report correctly states the action taken by the said committee at a meeting held September 21, 2004.

LYNNE DE BRUIN
Chairman

The question was on adoption.

SEPARATE ACTION was requested on items 3, 8 and 9.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Clark – 1.

Supervisor De Bruin moved to refer **Item 3 back to the Committee on Parks, Energy and Environment.**

Supervisor Clark noted as present.

Thereupon, the motion **PREVAILED** by the following vote:

AYES: Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, Mayo, Nyklewicz, Rice, Schmitt, Weishan, West and the Chairman – 12. **NOES:** Borkowski, Broderick, Cesarz, Devine, McCue, Quindel and White – 7. **EXCUSED** – 0.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 9 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 5 items:

File No. 04-377
(Journal, September 30, 2004)

(Item No. 1) From Director, Department of Parks & Infrastructure, appointing Mr. Barry Bateman to the position of Airport Director, by recommending confirmation of the said appointment.

File No. 04-312
(Journal, July 29, 2004)

(Item No. 2) From Interim Transportation Director/Highway Superintendent of the Department of Parks & Public Infrastructure, recommending that Milwaukee County permit the validation of parking tickets of customers of the various interested Concessionaires at General Mitchell International Airport (GMIA) for two (2) hours of “free” parking to customers at a cost of 25 cents per validation to the Concessionaire, by recommending adoption of a resolution authorizing the Airport Director to enter into parking validation permits with GMIA concessionaires for customer “free” parking in GMIA Parking Garage inclusive of the following terms and conditions: 1) the parking operator shall grant “free” parking privileges in the parking garage of not to exceed five (5) hours to customers of the food and beverage Concessionaires and two (2) hours to customers of all other Concessionaires that obtain a permit from the Airport; 2) for each “free” parking two (2) hours time period, participating Concessionaires shall pay the parking operator One Dollar (\$1.00), which shall be considered part of the “gross receipts” when computing the management fees for the operation of the parking concession; and 3) if the participating Concessionaires’ motor vehicles are parked in the Airport parking facilities for more than two (2) or five (5) hours, the parking operator shall be entitled to charge the participating Concessionaire’s customer the regular parking rates starting after the two (2) or five (5) hour period.

File No. 04-376
(Journal, September 30, 2004)

(Item No. 3) From Director, Department of Parks & Infrastructure, requesting authorization to amend Airport Agreement No. GT-1358 with Airport Connection of Wisconsin, Inc. for the operation of an in-county shuttle service to and from General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-375
(Journal, September 30, 2004)

(Item No. 4) From Director, Department of Parks & Infrastructure, requesting authorization to amend Airport Contract for Services No. CN-1351 with Central Parking Systems of Wisconsin, Inc. D/B/A CPS Parking at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-373
(Journal, September 30, 2004)

(Item No. 5) From Director, Department of Parks, & Public Infrastructure, requesting approval to amend Airport Agreement No. TB-1405 with Prime Flight Aviation Service, Inc. at General Mitchell International Airport to continue the agreement on a month-to-month basis beyond October 31, 2004, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held September 15, 2004.

JAMES G. WHITE
Chairman

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **item 1 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **NOES:** Borkowski – 1. **EXCUSED** – 0.

By the Committee on Economic and Community Development reporting on 1 item:

File No. 04-424

(Item No. 1) A resolution approving the reprogramming of \$140,000 from the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF) with \$100,000 reprogrammed to the Milwaukee County Emergency Home Repair Loan program and \$40,000 to the LaCausa, Inc. Parking Lot project.

The foregoing resolution correctly states the action taken by the said committee at a meeting held September 20, 2004.

**MICHAEL MAYO, SR.
Chairman**

Supervisor Mayo asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED.**

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 5 items:

**File No. 04-378
(Journal, September 30, 2004)**

(Item No. 1) Resolution by Supervisor Dimitrijevic, supporting the maintenance of the 2.6 acre parcel at 1301 East Conway as green space and requesting that the Wisconsin Department of Transportation and the City of Milwaukee enter into an agreement to transfer the said property to the City of Milwaukee with such terms and conditions as they mutually agree upon, by recommending adoption of a resolution approving the said resolution.

**File No. 04-423
(Journal, September 30, 2004)**

(Item No. 2) From Director, Economic and Community Development, regarding allocation of 2005 HOME funds, by recommending adoption of a resolution allocating projected year 2005 HOME funds as follows: Wauwatosa (Consortium share) \$67,050; West Allis (Consortium share) \$273,060; CHDO Production Set-aside \$199,700; Home Repair Loans \$378,055; Deferred Payment Home Repair Loans \$170,000; Homebuyer Assistance \$130,000; and Program Administration \$113,135, for a total of \$1,331,000.

**File No. 04-292
(Journal, July 29, 2004)**

(Item No. 3) From Director of Economic and Community Development, submitting proposals (77) for review for 2005 Community Development Block Grant (CDBG) funding, by recommending adoption of a resolution approving the allocation of the projected program year 2005 CDBG funds in the amount of \$750,000, as recommended by County Board staff and the Committee on Economic and Community Development.

**File No. 04-14(a)(o)
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned land located at 2040 South 90th Street in the City of West Allis to Radames Rivera and Kathleen S. Rivera, and/or assigns, for the consideration of \$126,000, pursuant to the terms and conditions of their offer to purchase.

**File No. 04-14(a)(p)
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Quit Claim Deed the County-owned land located to the rear of 1328-30 Martha Washington Drive in the City of Wauwatosa to Donald Ewart, and/or assigns, for the consideration of \$500, pursuant to the terms and conditions of his offer to purchase

The foregoing report correctly states the action taken by the said committee at a meeting held September 20, 2004.

**MICHAEL MAYO, SR.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1, 2 and 3.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Dimitrijevic moved **lay over of Item 1.**

Thereupon, **Item 1 WAS LAID OVER.**

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **SEPARATE ACTION WAS REQUESTED TO DIVIDE Item 3, Projects 68 and 71.**

Thereupon, **the remainder of Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED** – 0. **ABSTENTION:** Rice – 1.

Thereupon, **Item 3, Projects 68 and 71 WERE REFERRED BACK** to the Committee on Economic and Community Development by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

TRANSIT SYSTEM CLAIMS

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of transit claims submitting to the County Board on September 30, 2004, **File No. 04-2**. There being no objections, the rules **WERE SUSPENDED**.

On a motion by Supervisor White, **the Transit System Claims WERE DISALLOWED** by a voice vote.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on September 30, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** at 2:35 p.m. to Monday, November 1, 2004, at 7:00 p.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
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7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
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17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED), NOVEMBER 1, 2004

Milwaukee, Wisconsin, Monday, November 1, 2004, at 6:56 p.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **ABSENT:** Clark – 1. **EXCUSED:** Coggs-Jones – 1.

Supervisor Clark noted as present at 7:01 p.m.

REPORTS OF COUNTY OFFICERS

UNFINISHED BUSINESS

File No. 04-378

(Item No. 1) Report from the Committee on Economic and Community Development, recommending adoption of a resolution by Supervisor Dimitrijevic, supporting the maintenance of the 2.6 acre parcel at 1301 East Conway as green space and requesting that the Wisconsin Department of Transportation and the City of Milwaukee enter into an agreement to transfer the said property to the City of Milwaukee with such terms and conditions as they mutually agree upon. **(LAID OVER SEPTEMBER 30, 2004.)**

The question was on adoption.

Thereupon, **the foregoing report WAS LAID OVER until November 4, 2004.**

VETO ACTIONS BY THE COUNTY EXECUTIVE:

File No. 04-424

(Item No. 1) Resolution by the Committee on Economic and Community Development, recommending approval of the reprogramming of \$140,000 from the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF) with \$100,000 reprogrammed to the Milwaukee County Emergency Home Repair Loan program and \$40,000 to the LaCausa, Inc. Parking Lot project.

The question was should the foregoing veto by the County Executive by sustained.

Supervisor Nyklewicz moved **LAY OVER OF THE COUNTY EXECUTIVE'S VETO OF FILE NO. 04-424.**

PUBLIC HEARING ON THE COUNTY EXECUTIVE'S RECOMMENDED 2005 BUDGET AND AMENDMENTS BY THE COMMITTEE ON FINANCE AND AUDIT

The Public Hearing **WAS HELD** at Washington Park Senior Center – Main Hall, 4420 West Vliet Street, Milwaukee, Wisconsin 53208.

The Chair **ANNOUNCED** the Board was in session to hear all persons desiring to speak on the subject of the 2005 Recommended Budget, as amended by the Committee on Finance

and Audit.

**THE FOLLOWING PERSONS SUBMITTED REGISTRATION CARDS
AND/OR SPOKE ON THE COUNTY EXECUTIVE'S RECOMMENDED 2005
BUDGET AND AMENDMENTS BY THE COMMITTEE ON FINANCE AND AUDIT:**

NAME	ADDRESS	ORGANIZATION / ISSUE
Russ Burkel	514 Brookdale Ct., South Milwaukee 53172	
Barry Kress	939 S. 73 rd St.	People Can't Wait
Edward C. Mueller	1785 Juniper Circle, Oak Creek	County Gardens
Mike Hineberg	4215 N. 100 th St., #148L	Independence First
Julie Alexander	7224 W. State St., #1A	Independence First
Jack Szymborski	2828 W. Lincoln Avenue	
Ted Lind	4434 N. 52 nd St., Milwaukee 53218	Wisconsin Council of Sport Fishing Organizations; Farm & Fish Hatchery
Barbara Cathlina	7424 Pineberry Ridge, Franklin	University of Wisconsin Extension (UW-Extension)
Jim Hilifn	4900 N. Burleigh St.	Burleigh Street CDC; UW- Extension
Claude VanderVeen	3340 E. Allerton Ave., Cudahy 53110	Greater Milwaukee Green Party and Milwaukee County Conservation Coalition
Dennis Wudtke	3147 S. 57 th St.	Farm & Fish Hatchery
Bonita Bosch	3147 S. 57 th St., Milwaukee	Farm & Fish Hatchery
Ronnie Stricklin	3525 N. 36 th , Milwaukee	UW-Extension
Kenneth R. Mobile	2252 N. 60 th St.	Neighborhood United for Washington (NEFW)
Kevin Madson	7122 W. Medford Ave.	People Can't Wait
Joe Mesec	5311 S. Allenwood Lane	
John C. Wallace, Sr.	2119 N. 23 rd St.	Growing Together
Robert E. Horning	1617 S. 79 th St.	Holy Assumption Food Pantry, Farm & Fish Hatchery
Michael Howden	1430 N. 40 th St.	NUFW
Cathy Nelson	5811 Ames, Glendale	UW-Extension
Stephanie Bloomingdale	1657 N. Franklin Place	Wisconsin Federation of Nurses and Health Professionals
Michael Knodl	2233 N. Summit Ave., #214	
Wayne V. Avery	7737 W. Luscher Ave.	Kid's Fishing Clinics; Farm & Fish Hatchery
Philip Redel	4004 S. 89 th St., Greenfield WI 53228	Security, DPPI
Luri Gonion	1800 S. 51 st	
Sandy Folaron	5211 N. Washington	NUFW

NAME	ADDRESS	ORGANIZATION / ISSUE
Orville Seymer		CRG
Victor Huyke	3220 W. National Ave.	CRG
Dan Schley	1836 N. 51 st St.	
Trudy Ranallo	4906 W. Fond du lac Ave	Parents Plus of Wisconsin
Jill Sanders-Trachte	1740 N. 49 th St.	Washington Park
Roger Lange	915 Minnesota Ave.	ARC
Pat Mueller	4124 W. Martin Dr.	NEWPS Washington Park
Karen Grundle	2440 N. 60 th	
Earnest Winters	2656 N. 37 th St.	
Gordon Steimle	1746 N. 49 th St.	Washington Heights Bandshell
Belle Bergner	3232 N. Dousman St.	Keep Greater Milw. Beautiful
E. B. Garner	4234 N. 13 th St., Milwaukee 53209	Farm & Fish Hatchery
Allyson Nemec	2928 W. State	NUFW
Tony Sansone		County Facilities Workers
Jacqueline Kleckley		County Facilities Workers
Jackqueline Haessly	2437 N. Grant Blvd.	People & Special Needs
Damon Dorsey	3809 W. North Ave.	North Avenue CDC; UW-Extension
Lynn Broaddus	537 N. 67 th St., 53213	Friends of Milwaukee's Rivers
David Boucher	1727 N. 34 th St.	
Robin Buchmeyer Marrero	9231 W. Hadley St.	People Can't Wait
Sharon Zarling	2798 N. 78 th St.	
Rosemarie McDowell	2624 N. Grant Blvd.	AFSCME Local 1055
Mary Ann Kniep	5540 Leroy Lane, Greendale 53124	Farm & Fish Hatchery
Nancy Davlantes	5983 Sugarbush Lane, Greendale	Farm & Fish Hatchery

The following written communications were submitted to **File No. 04-427**:

From Robert E. Horning dated October 31, 2004.

From Claude VanderVeen dated November 1, 2004.

From Vivian Corress, Volunteer, Wehr Nature Center, dated November 1, 2004.

From Donald R. Corder, prelate, Spirit of Life International Believers Fellowship, dated November 1, 2004

Upon hearing all persons wishing to speak, **the Chairman DECLARED** the hearing on the 2005 County Executive Recommended Budget to be closed.

The Board **ADJOURNED** at 8:17 p.m. to Thursday, November 4, 2004 at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

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Courthouse, Milwaukee, Wisconsin

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19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING (CONTINUED), NOVEMBER 4, 2004

Milwaukee, Wisconsin, Thursday, November 4, 2004, at 9:41 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **ABSENT:** Coggs-Jones – 1.

REPORTS OF COUNTY OFFICERS

UNFINISHED BUSINESS

File No. 04-378

(Item No. 1) Report from the Committee on Economic and Community Development, recommending adoption of a resolution by Supervisor Dimitrijevic, supporting the maintenance of the 2.6 acre parcel at 1301 East Conway as green space and requesting that the Wisconsin Department of Transportation and the City of Milwaukee enter into an agreement to transfer the said property to the City of Milwaukee with such terms and conditions as they mutually agree upon. **(LAID OVER SEPTEMBER 30, 2004 AND NOVEMBER 1, 2004.)**

File No. 04-424

(Item No. 2) Resolution by the Committee on Economic and Community Development, recommending approval of the reprogramming of \$140,000 from the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF) with \$100,000 reprogrammed to the Milwaukee County Emergency Home Repair Loan program and \$40,000 to the LaCausa, Inc. Parking Lot project. **(LAID OVER NOVEMBER 1, 2004.)**

The question was on adoption.

Supervisor Dimitrijevic submitted the following amendment to **Item 1, File No. 04-378:**

ADD the following BE IT FURTHER RESOLVED clauses after line 58:

“BE IT FURTHER RESOLVED, that Milwaukee County shall authorize an intergovernmental cooperation agreement with WisDOT to transfer title of this property to Milwaukee County as provided in the Lake Parkway Agreement, at no cost to the County; and

BE IT FURTHER RESOLVED, that the County Executive, or designee, shall not enter into this intergovernmental cooperation agreement until first, Milwaukee County has entered into an intergovernmental cooperation agreement with the City of Milwaukee whereby the City will:

1. accept title to this property immediately after the County receives title from WisDOT;
2. maintain this property as green space for public use with no buildings constructed

- on this site unless they receive the consent of WisDOT and Milwaukee County;
3. hold Milwaukee County harmless from any claims for past, present and future environmental costs relating to this property; and
 4. comply with all requirements of WisDOT relating to the future maintenance and use of this property.

; and

BE IT FURTHER RESOLVED, that both intergovernmental cooperation agreements shall not be executed until reviewed and recommended by Corporation Counsel; and

BE IT FURTHER RESOLVED, that the County Clerk shall provide a copy of this resolution to the City of Milwaukee's Mayor and Common Council President, as well as the Secretary of the WisDOT."

Thereupon, the foregoing motion **PREVAILED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **item 1, File No. 04-378, as amended, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

The question was should the foregoing veto, **item 2, File No. 04-424**, by the County Executive by sustained.

Thereupon, **the COUNTY EXECUTIVE'S VETO OF FILE NO. 04-424 WAS OVERRIDDEN** by the following vote:

SUSTAIN: Borkowski, Cesarz, Devine and Rice — 4. **OVERRIDE:** Broderick, Clark, De Bruin, Dimitrijevic, Johnson, Jursik, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 14. **EXCUSED:** Coggs-Jones – 1.

PRESENTATION OF COMMUNICATIONS

99-46 (a)(h) From Chief Information Officer, Information Management Services Division, requesting authorization to enter into an intergovernmental agreement with the Village of Greendale permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and for successive ten-year period thereafter. **Referred to the Committee on Judiciary, Safety and General Services.**

- 99-46
(a)(i) From Chief Information Officer, Information Management Services Division, requesting authorization to enter into an intergovernmental agreement with the University of Wisconsin Milwaukee Police Department permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and for successive ten-year period thereafter. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**
- 04-6 From Aaron F. Beck., submitting a Notice of injuries and damages allegedly sustained while incarcerated at the House of Correction. **Placed on file.**
- 04-6 From Eisenberg, Weigel, Carlson, Blau and Clemens, S.C., submitting a Notice of Injury in behalf of Susan Crape for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Davis & Gelshenen LLP., submitting a Notice of Injury in behalf of Malcolm B. Curtis for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Brennan, Steil and Basting, S.C., submitting a Notice of Injury in behalf of Ruth Hartwig for injuries and damages allegedly sustained in a fall at the Milwaukee County Zoo. **Placed on file.**
- 04-6 From Terschan, Steinle & Ness., submitting a Notice of Injury in behalf of Wendy and Gilbert Hernandez for injuries and damages allegedly sustained by Wendy in an incident involving the baggage carousel at General Mitchell International Airport. **Placed on file.**
- 04-6 From Law Offices of Thomas M. Jacobson., submitting a Notice of Injury in behalf of Maysie Lewis for injuries and damages allegedly sustained while a passenger in a cab that was struck by a City of Milwaukee vehicle. **Placed on file.**
- 04-6 From Law Offices of Phillips, Cymerman & Stein., submitting a Notice of Injury in behalf of Delores Payne for injuries and damages allegedly sustained in an accident involving a Milwaukee County Highway Department employee. **Placed on file.**
- 04-6 From Habush Habush & Rottier, S.C., submitting a Notice of Injury in behalf of Chris Vander Heyden for injuries and damages allegedly sustained in an accident on a Miller Park. bus. **Placed on file.**
- 04-6 From Phillips, Cymerman & Stein, S.C., submitting a Notice of Injury in behalf of Katherine L. Winder for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**

- 04-6 From Joshua T. Howard., submitting a Notice for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility. **Placed on file.**
- 04-9 From Juneau County Clerk, submitting an adopted resolution regarding ICF-MR downsizing. **Placed on file.**
- 04-9 From United States EPA, submitting information regarding issues presented to them by the Wisconsin Department of Natural Resources, Bureau of Air Management. **Placed on file.**
- 04-9 From Wisconsin Department of Natural Resources, submitting informational data on various entities applying for air pollution operation permits. **Placed on file.**
- 04-17 From President, Milwaukee building and Construction trades Council, submitting 2004/2005 Wage Rates and Fringe Benefits for the building trades workers. **Placed on file.**
- 04-205 From Director, Department of Parks and Public Infrastructure, requesting approval of an adjustment to the draft agreement with Sprint for the installation, operation, maintenance and management of a wireless local area network WI-FI service concession at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- (a)(a)
- 04-428 From Deputy Corporation Counsel, requesting approval of the proposed settlement of the state family and medical leave complaint file by Louis Williams, in the amount of \$1,170, which will be paid by the Wisconsin County Mutual Insurance Corporation. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-429 From Deputy Corporation Counsel, requesting approval for payment of \$34,000 in full settlement to Kathleen Maloney. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-430 From Terry Seipel, submitting a claim for damages allegedly sustained to his vehicle while leaving the O'Donnell Park parking structure. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-431 From the Zoo Director, requesting authorization to enter into an agreement with the Zoological Society of Milwaukee County for the purpose of renovating the Heritage Farm at the Milwaukee County Zoo. **Referred to the Committee on Parks, Energy and Environment.**

- 04-432 From Director, Department of Parks and Public Infrastructure, requesting approval to enter into a permit for use of County-owned land for the purpose of placing an outdoor advertising sign at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-433 From Director, Department of Health and Human Services, requesting authorization to apply for and administer the 2005 State block grant for the purchase of health care services for qualified medically indigent individuals in an amount of up to \$16.6 million. **Referred to the Committee on Health and Human Needs.**
- 04-434 From Director, Department of Administrative Services (DAS), reappointing Charles E. McDowell as Director of Human Resources (DAS). **Referred to the Committee on Personnel.**
- 04-435 From Director of Labor Relations, submitting the tentative 2004 Agreement Between County of Milwaukee and Milwaukee Deputy Sheriff's Association. **Referred to the Committee on Personnel and Committee on Finance and Audit.**
- 04-436 From Manager, Real Estate Services, recommending the renewal of the lease of freeway land as surface parking located in the 800 block of West Virginia and Bruce Streets in the City of Milwaukee with The Tannery and renewal of the lease of freeway lands as surface parking located between the 2000 and 2200 blocks of West St. Paul Avenue in the City of Milwaukee to Badger Truck Center, Inc. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-437 From Director, Department of Administrative Services, reappointing William "Bud" Borja to the position of Chief Information Officer for Milwaukee County. **Referred to the Committee on Finance and Audit.**
- 04-438 From Zoo Director, requesting authorization for the Purchasing Administrator to issue and deliver letters of intent for 2005 Zoo Resale Purchases. **Referred to the Committee on Finance and Audit and Committee on Parks, Energy and Environment.**
- 04-439 From Superintendent, Parks Division, Department of Parks and Public Infrastructure (DPPI), requesting authorization to submit an application for a grant award from the Institute of Museum and Library Services for the Domes Educational Exhibit, and to work with the Department of Administrative Services (DAS), Fiscal Affairs Division, to develop a complete financing plan for presentation to the County Board in November, 2004. **Referred to the Committee on Parks, Energy and Environment.**

- 04-440 From Superintendent, Parks Division, Department of Parks and Public Infrastructure (DPPI), requesting authorization to accept a donation from Towne Realty, Inc. of approximately 2.3 acres of land located at 1101 E. Ryan Rd. **Referred to the Committee on Parks, Energy and Environment.**
- 04-441 From Superintendent, Parks Division, Department of Parks and Public Infrastructure (DPPI), requesting authorization to negotiate an Intergovernmental Cooperation Agreement with the City of Glendale to acquire additional Milwaukee County park land, and to report back to the Committee on Parks, Energy and Environment. **Referred to the Committee on Parks, Energy and Environment.**
- 04-442 From the Executive Board Committee, The Friends of Boerner Botanical Gardens, requesting an annual contribution from Milwaukee County in the amount of \$151,371 to continue operation of the Boerner Botanical Gardens and Education and Visitor Center. **Referred to the Committee on Parks, Energy and Environment.**
- 04-443 From Director, Department of Administrative Services, appointing Stephen J. Agostini to the position of Fiscal and Budget Administrator for Milwaukee County. **Referred to the Committee on Finance and Audit.**
- 04-444 From Superintendent, House of Correction, requesting approval to apply for and accept grant funds available for Jail Literacy Programming from the State of Wisconsin, Office of Justice Assistance in the amount of \$60,299 and authorize the House of Correction to provide a 10% cash match totaling \$6,699. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-445 From Brian J. Le Moine, submitting a claim for injuries and damages allegedly sustained from false conviction records by Milwaukee County. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-446 From RASP Investments, LLC, submitting a claim for property damages allegedly sustained when a Milwaukee County vehicle struck the northeast corner of the building owned by RASP Investments LLC, of Menomonee Falls, Wisconsin. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-447 From Cook & Franke, Attorneys at Law, submitting a claim in behalf of Dr. Sharleen Leonard for injuries and damages allegedly sustained due to the termination of her employment from the position she held at the Milwaukee County House of Corrections which was in violation of public policy. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-448 From Director, Department of Parks and Public Infrastructure, requesting authorization to amend Chapter 63 of the Milwaukee County Ordinance to provide for penalties for violation of Airport and Transportation Security Administration regulations and rules. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-449 From Director, Department of Parks and Public Infrastructure, requesting that Section 4.05(3)(b)(1) of the Milwaukee County General Ordinances be revised relating to the issuance of permits to taxicab owners and operators providing service at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-450 From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a Jurisdictional Transfer Agreement between the Wisconsin Department of Transportation and Milwaukee County for the transfer of the jurisdictional responsibility for segments of West Layton Ave., East Layton Ave. and North Port Washington Rd. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-451 From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into an agreement with TELAdjust Company to audit the local telephone bills at General Mitchell International Airport and to apply to SBC for any credits or refunds on behalf of the Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-452 From Executive Director, Milwaukee Metropolitan Sewerage District, relative to Milwaukee County Grounds Flood Management Facility. **Referred to the Committee on Economic and Community Development.**
- 04-453 From County Board Chairman, reappointing Roy de la Rosa to the position of Director of Intergovernmental Relations. **Referred to the Committee on Intergovernmental Relations.**
- 04-454 From Director, Department of Health and Human Services, appointing James M. Hill to the position of Administrator of the Department of Health and Human Services Behavioral Health Division (BHD). **Referred to the Committee on Health and Human Needs.**
- 04-457 From Manager, Real Estate Services, requesting approval to amend the Lease Agreement between the Medical College of Wisconsin, Inc. (MCW) and Milwaukee County dated September 13, 1974 relating to the lease of lands on the County Grounds. **Referred to the Committee on Economic and Community Development.**
- 04-458 From Director, Economic and Community Development Division, recommending approval of a \$300,000 HOME loan for construction of housing for deaf senior citizens. **Referred to the Committee on Economic and Community Development.**

- 04-459 From County Board Chairman, appointing Kelly Bablitch to the position of Assistant Director of Intergovernmental Relations for a term commencing November 1, 2004. **Referred to the Committee on Intergovernmental Relations.**
- 04-461 From Director of Audits, submitting the Milwaukee County Form of Governance Survey Executive and Legislative Branches, dated October 2004. **Referred to the Committee on Finance and Audit.**
- 04-462 From Director, Department of Health and Human Services, requesting authorization to accept grant funding from the Office of Justice Assistance in the amount of \$300,000 for a truancy reduction initiative to be operated by the Behavioral Health Division Wraparound Milwaukee Program in conjunction with Milwaukee Public Schools. **Referred to the Committee on Health and Human Needs.**
- 04-463 From Director, Department of Administrative Services, regarding creation of a restricted asset account to fulfill contractual requirements of the Department on Aging – Care Management Organization. **Referred to the Committee on Finance and Audit.**
- 04-464 From Principal Assistant Corporation Counsel, requesting approval of payment in an amount not to exceed \$32,560.86 for settlement of the claims of Frederick Larry, including ancillary subrogation claims, in return for dismissal of the pending lawsuit. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-465 From Deputy Corporation Counsel, requesting approval for payment of \$250,000 to Ashley Morris and \$185,000 to Kenneth Morris and their attorneys, Warshafsky, Rotter, Tarnoff, Reinhardt and Bloch, S.C. in full settlement of all claims and dismissal of the pending lawsuit. **Referred to the Committee on Judiciary, Safety and General Services.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-460

Resolution by Supervisor Nyklewicz, authorizing and directing the transfer of \$118,532 from the Parks Allocated Contingency Account to the House of Correction to offset costs to operate the Farm and Fish Hatchery for the remainder of 2004, which will allow unused Private Industry Council grant funds to be available to offset 2005 costs.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 04-455

Resolution by Supervisors West, Clark and Coggs-Jones, supporting draft legislation in the Wisconsin State Legislature requiring the registration of certain firearms.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS.**File No. 04-456**

Resolution/Ordinance by Supervisor Borkowski, to amend Sections 11.06, 23.04 and 91.10 and to create Sections 63.036, 63.037 and 24.015 of the Milwaukee County General Ordinances to prohibit certain conduct, specifically loitering upon county premises, passing of bodies or objects at Miller Park, abuse of the "9-1-1" emergency telephone system, use of forged or falsified identification cards by underage persons and possession of alcohol beverages on school grounds, and establishing penalties; and to amend s.63.09 of the Milwaukee County General Ordinances, the schedule of cash deposits and maximum penalties, accordingly.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES**By Supervisor Roger Quindel, Chairman:**

From the Committee on Personnel reporting on 1 item:

**File No. 04-434
(Journal, November 4, 2004)**

(Item No. 1) From Director, Department of Administrative Services (DAS), reappointing Charles E. McDowell as Director of Human Resources (DAS), by recommending confirmation of the said appointment.

The foregoing report correctly states the action taken by the said committee at a meeting held October 29, 2004.

**ROGER QUINDEL
Chairman**

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

By Supervisor Richard D. Nyklewicz, Jr., Chairman:

From the Committee on Finance and Audit reporting on 12 items:

**File No. 04-460
(Journal, November 4, 2004)**

(Item No. 1) Resolution by Supervisor Nyklewicz, authorizing and directing the transfer of \$118,532 from the Parks Allocated Contingency Account to the House of Correction to offset costs to operate the Farm and Fish Hatchery for the remainder of 2004, which will allow unused Private Industry Council grant funds to be available to offset 2005 costs, by recommending adoption of the said resolution.

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 2) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: DEPARTMENTAL RECEIPT OF REVENUE "A" [A1), A2), A3), A4), A5), A6) and A7)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 3) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: UNALLOCATED CONTINGENT FUND "B" [B1)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: ALLOCATED CONTINGENT FUND "C" [C1)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 5) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: CAPITAL IMPROVEMENT "D" [D1), D2), D3), D4), D5) and D6)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 6) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds: INTER-DEPARTMENTAL "E" [E1) and E2)].

**File No. 04-1
(Journal, December 18, 2003)**

(Item No. 7) Reference file established by the County Board Chairperson relative to 2004 fund transfers, by recommending adoption of a resolution relating to transfer of funds:

DEPARTMENTAL-OTHER CHARGES “F” [F1), F2) and F3)].

File No. 04-443
(Journal, November 4, 2004)

(Item No. 8) From Director, Department of Administrative Services, appointing Stephen J. Agostini to the position of Fiscal and Budget Administrator for Milwaukee County, by recommending confirmation of the said appointment.

File No. 04-437
(Journal, November 4, 2004)

(Item No. 9) From Director, Department of Administrative Services, reappointing William “Bud” Borja to the position of Chief Information Officer for Milwaukee County, by recommending confirmation of the said appointment.

File No. 04-463
(Journal, November 4, 2004)

(Item No. 10) From Director, Department of Administrative Services, regarding creation of a restricted asset account to fulfill contractual requirements of the Department on Aging – Care Management Organization, by recommending adoption of a resolution authorizing the Department of Administration Services to formalize a restriction of certain cash assets of the County in the amount of \$2,250,000, effective December 31, 2004.

File No. 04-156(a)(a)
(Journal, March 18, 2004)

(Item No. 11) An adopted resolution receiving and placing on file a report from the Director of Administrative Services (DAS), dated March 9, 2004, regarding status of action plan and efforts to manage the 2004 County-wide Retirement savings, with the understanding that the Director of Administrative Services will report monthly to the Committee on Finance and Audit on the status of the 2004 County-wide retirement savings and continue to closely monitor the filling of positions, by recommending adoption of a resolution receiving and placing on file a status report from the Director, DAS.

File No. 04-318
(Journal, July 29, 2004)

(Item No. 12) From Director of Audits, submitting An Audit of the Milwaukee County Employee Health Care Benefit dated June 2004, by recommending adoption of a resolution receiving and placing on file the said audit and a status report submitted by the Director of Audits, dated 10/22/04, with the understanding that a further status report be submitted in six months, as also recommended by the Committee on Personnel on 10/29/04 that the said audit be received and placed on file.

The foregoing report correctly states the action taken by the said committee at a meeting held October 28, 2004.

**RICHARD D. NYKLEWICZ, JR.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 8 and 9.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 8 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 9 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

By Supervisor Elizabeth M. Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 5 items:

**File No. 04-455
(Journal, November 4, 2004)**

(Item No. 1) Resolution by Supervisors West, Clark and Coggs-Jones, supporting draft legislation in the Wisconsin State Legislature requiring the registration of certain firearms, by recommending adoption of the said resolution.

**File No. 04-454
(Journal, November 4, 2004)**

(Item No. 2) From Director, Department of Health and Human Services, appointing James M. Hill to the position of Administrator of the Department of Health and Human Services Behavioral Health Division, by recommending confirmation of the said appointment.

**File No. 04-462
(Journal, November 4, 2004)**

(Item No. 3) From Director, Department of Health and Human Services, requesting authorization to accept grant funding from the Office of Justice Assistance in the amount of \$300,000 for a truancy reduction initiative to be operated by the Behavioral Health Division Wraparound Milwaukee Program in conjunction with Milwaukee Public Schools, by recommending adoption of a resolution approving the said request.

**File No. 04-32(a)(g)
(Journal, December 18, 2003)**

(Item No. 4) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers, by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to accept CY 2004 State/County Contract Addendum, Projects for Assistance in Transition from Homelessness in the amount of \$199,600.

**File No. 04-433
(Journal, November 4, 2004)**

(Item No. 5) From Director, Department of Health and Human Services, requesting authorization to apply for and administer the 2005 State block grant for the purchase of health care services for qualified medically indigent individuals in an amount of up to \$16.6 million, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held October 27, 2004.

**ELIZABETH M. COGGS-JONES
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 1 and 2.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Supervisor West moved **to refer item** back to the Committee on Health and Human Needs.

Thereupon, **Item 1 WAS REFERRED BACK** to the Committee on Health and Human Needs by a voice vote.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, De Bruin, Devine, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** Clark and Dimitrijevic – 2. **EXCUSED:** Coggs-Jones – 1.

By Supervisor Gerry P. Broderick, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 6 items:

File No. 99-46(a)(h)
(Journal, November 4, 2004)

(Item No. 1) From Chief Information Officer, Information Management Services Division (IMSD), requesting authorization to enter into an intergovernmental agreement with the Village of Greendale permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and for successive ten-year period thereafter, by recommending adoption of a resolution approving the said request.

File No. 99-46(a)(i)
(Journal, November 4, 2004)

(Item No. 2) From Chief Information Officer, Information Management Services Division (IMSD), requesting authorization to enter into an intergovernmental agreement with the University of Wisconsin Milwaukee (UWM) Police Department permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and for successive ten-year period thereafter, by recommending adoption of a resolution approving the said request.

File No. 04-444
(Journal, November 4, 2004)

(Item No. 3) From Superintendent, House of Correction, requesting approval to apply for and accept grant funds available for Jail Literacy Programming from the State of Wisconsin, Office of Justice Assistance in the amount of \$60,299 and authorize the House of Correction to provide a 10% cash match totaling \$6,699, by recommending adoption of a resolution approving the said request.

File No. 04-429
(Journal, September 30, 2004)

(Item No. 4) From Deputy Corporation Counsel, requesting approval for payment of \$34,000 in full settlement to Kathleen Maloney, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

File No. 04-464
(Journal, November 4, 2004)

(Item No. 5) From Principal Assistant Corporation Counsel, requesting approval of payment in an amount not to exceed \$32,560.86 for settlement of the claims of Frederick Larry, including ancillary subrogation claims, in return for dismissal of the pending lawsuit, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

**File No. 04-465
(Journal, November 4, 2004)**

(Item No. 6) From Deputy Corporation Counsel, requesting approval for payment of \$250,000 to Ashley Morris and \$185,000 to Kenneth Morris and their attorneys, Warshafsky, Rotter, Tarnoff, Reinhardt and Bloch, S.C. in full settlement of all claims and dismissal of the pending lawsuit, by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at meetings held October 21 and November 1, 2004.

**GERRY P. BRODERICK
Chairman**

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

By Supervisor Lynne De Bruin, Chairman:

From the Committee on Parks, Energy and Environment reporting on 5 items:

**File No. 04-395
(Journal, November 4, 2004)**

(Item No. 1) Report, referred back, recommending the appointment of the County Executive of Anthony Busalacchi to serve on the Marcus Center Board of Directors for a term expiring April 1, 2008, by reaffirming the Committee's previous position to confirm the said appointment.

**File No. 04-431
(Journal, November 4, 2004)**

(Item No. 2) From the Zoo Director, requesting authorization to enter into an agreement with the Zoological Society of Milwaukee County for the purpose of renovating the Heritage Farm at the Milwaukee County Zoo, by recommending adoption of a resolution authorizing and directing

the Director of the Milwaukee County Zoological Gardens to enter into the Heritage Farm Renovation Agreement with the Zoological Society of Milwaukee County.

**File No. 04-438
(Journal, November 4, 2004)**

(Item No. 3) From Zoo Director, requesting authorization for the Purchasing Administrator to issue and deliver letters of intent for 2005 Zoo Resale Purchases, by recommending adoption of a resolution authorizing the Purchasing Administrator to issue and deliver letters of intent to various vendors as necessary for the purchase of Zoo Resale merchandise at a cost not to exceed \$400,000; and following the adoption of the 2005 Zoo Budget, formal purchase orders will be issued, with payment to be made after receipt of the merchandise early in the Spring, but not before January 30, 2005, as also recommended for approval by the Committee on Finance and Audit on October 28, 2004.

**File No. 04-440
(Journal, November 4, 2004)**

(Item No. 4) From Superintendent, Parks Division, Department of Parks and Public Infrastructure (DPPI), requesting authorization to accept a donation from Towne Realty, Inc. of approximately 2.3 acres of land located at 1101 E. Ryan Rd, by recommending adoption of a resolution authorizing and directing the Superintendent, Parks Division, DPPI, to accept the donation of approximately 2.3 acres of land located at 1101 E. Ryan Road for addition to the Park System; and authorizing the Superintendent, Parks Division, DPPI, Risk Management, Corporation Counsel, Register of Deeds and County Clerk to prepare, review, approve, execute and record the required documents and/or to implement or perform actions to facilitate the acquisition of this property.

**File No. 04-439
(Journal, November 4, 2004)**

(Item No. 5) From Superintendent, Parks Division, Department of Parks and Public Infrastructure (DPPI), requesting authorization to submit an application for a grant award from the Institute of Museum and Library Services for the Domes Educational Exhibit, and to work with the Department of Administrative Services (DAS), Fiscal Affairs Division, to develop a complete financing plan for presentation to the County Board in November, 2004, by recommending adoption of a resolution authorizing and directing the Superintendent, Parks Division, DPPI, to submit a grant application to IMLS for staffing of the Domes' Educational Exhibit.

The foregoing report correctly states the action taken by the said committee at a meeting held October 26, 2004.

**LYNNE DE BRUIN
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

By Supervisor James G. White, Chairman:

From the Committee on Transportation, Public Works and Transit reporting on 5 items:

File No. 04-432
(Journal, November 4, 2004)

(Item No. 1) From Director, Department of Parks and Public Infrastructure, requesting approval to enter into a permit for use of County-owned land for the purpose of placing an outdoor advertising sign at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-205(a)(a)
(Journal, November 4, 2004)

(Item No. 2) From Director, Department of Parks and Public Infrastructure, requesting approval of an adjustment to the draft agreement with Sprint for the installation, operation, maintenance and management of a wireless local area network WI-FI service concession at General Mitchell International Airport, by recommending adoption of a resolution approving the said request.

File No. 04-449
(Journal, November 4, 2004)

(Item No. 3) From Director, Department of Parks and Public Infrastructure, requesting that Section 4.05(3)(b)(1) of the Milwaukee County General Ordinances be revised relating to the issuance of permits to taxicab owners and operators providing service at General Mitchell International Airport, by recommending adoption of an ordinance amending Section 4.05(3)(b)(1) of the General Ordinances of Milwaukee County as recommended by the Director of Parks and Public Infrastructure.

File No. 04-450
(Journal, November 4, 2004)

(Item No. 4) From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a Jurisdictional Transfer Agreement between the Wisconsin Department of Transportation and Milwaukee County for the transfer of the jurisdictional responsibility for segments of West Layton Ave., East Layton Ave. and North Port Washington Rd, by recommending adoption of a resolution approving the said request.

**File No. 04-436
(Journal, November 4, 2004)**

(Item No. 5) From Manager, Real Estate Services, recommending the renewal of the lease of freeway land as surface parking located in the 800 block of West Virginia and Bruce Streets in the City of Milwaukee with The Tannery and renewal of the lease of freeway lands as surface parking located between the 2000 and 2200 blocks of West St. Paul Avenue in the City of Milwaukee to Badger Truck Center, Inc., by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held October 20, 2004.

**JAMES G. WHITE
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Supervisor Clark moved to **refer item 1 back to the Committee on Transportation, Public Works and Transit.**

Thereupon, the motion **FAILED TO PREVAIL** by the following vote:

AYES: Broderick, Clark, Dimitrijevic, Johnson, Nyklewicz and West – 6. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Mayo, McCue, Quindel, Rice, Schmitt, Weishan, White and the Chairman – 12. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Cesarz, De Bruin, Devine, Mayo, Quindel, Rice, Schmitt, Weishan, White and the Chairman – 11. **NOES:** Broderick, Clark, Dimitrijevic, Johnson, McCue, Nyklewicz and West – 7 **EXCUSED:** Coggs-Jones – 1.

By Supervisor Michael Mayo, Sr., Chairman:

From the Committee on Economic and Community Development reporting on 4 items:

**File No. 04-458
(Journal, November 4, 2004)**

(Item No. 1) From Director, Economic and Community Development Division, recommending approval of a \$300,000 HOME loan for construction of housing for deaf senior citizens, by recommending adoption of a resolution approving the said request.

**File No. 04-14(a)(q)
(Journal, December 18, 2003)**

(Item No. 2) Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed the County-owned land located in the 1200 block of South 60th Street in the City of West Allis to Matthew Rupena, and/or assigns, for the consideration of \$12,000, pursuant to the terms and conditions of his offer to purchase.

**File No. 04-294(b)
(Journal, July 29, 2004)**

(Item No. 3) From Director of Economic and Community Development, requesting approval of the lease of a 15.6792-acre parcel of land on Milwaukee County Grounds by the Medical College of Wisconsin, Inc. (MCW), by recommending adoption of a resolution: (a) approving a 120-year and 6 month lease for the 15.6792-acre subject parcel of land on the County Grounds in Wauwatosa to the Medical College of Wisconsin, Inc. under the terms and conditions contained in the Lease Agreement; and 9b) authorizing the County Executive and County Clerk to execute the Lease Agreement between the Medical College of Wisconsin, Inc and Milwaukee County, and any and all instruments and documents called for in the Lease Agreement, subject to final review and approval by Milwaukee County Corporation.

**File No. 04-457
(Journal, November 4, 2004)**

(Item No. 4) From Manager, Real Estate Services, requesting approval to amend the Lease Agreement between the Medical College of Wisconsin, Inc. (MCW) and Milwaukee County dated September 13, 1974 relating to the lease of lands on the County Grounds, by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held October 25, 2004.

**MICHAEL MAYO, SR.,
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on items 3 and 4.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** De Bruin and McCue – 2. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

By Supervisor Dimitrijevic, Chairman:

From the Committee on Intergovernmental Relations reporting on 2 items:

File No. 04-453
(Journal, November 4, 2004)

(Item No. 1) From the County Board Chairman, reappointing Roy de la Rosa to the position of Director of Intergovernmental Relations, by recommending confirmation of the said reappointment.

File No. 04-459
(Journal, November 4, 2004)

(Item No. 2) From the County Board Chairman, reappointing Kelly Bablitch to the position of Assistant Director of Intergovernmental Relations, by recommending confirmation of the said reappointment.

The foregoing report correctly states the action taken by the said committee at a meeting held November 1, 2004.

MARINA DIMITRIJEVIC
Chairman

The question was on adoption.

SEPARATE ACTION was requested on item 1.

Thereupon, **the foregoing report**, excluding the aforesaid item **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 2 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Coggs-Jones – 1.

TRANSIT SYSTEM CLAIMS

04-4 From Action Law Offices, submitting a Claim on October 6, 2004 in behalf of Angela M. Cole for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus. **Placed on file.**

04-4 From ACUITY Insurance Claim Representative, submitting a Claim on October 18, 2004 under their subrogation rights of their insured, Dianne Jones, for damages allegedly sustained in an accident with a Milwaukee Transit Services, Inc. bus. **Placed on file.**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED.**

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on November 4, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** sine die at 10:30 a.m. by a voice vote.

MARK RYAN
County Clerk

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING NOVEMBER 8, 2004

Milwaukee, Wisconsin, Thursday, November 8, 2004, at 8:42 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West and the Chairman – 16. **EXCUSED:** Mayo – 1. **ABSENT:** Clark and White – 2.

Supervisor White noted as present.

INVOCATION

Invocation by Reverend James White.

AFFIDAVIT OF THE COUNTY CLERK OF THE MAILING TO MEMBERS OF THE COUNTY BOARD OF THE ANNUAL MEETING NOTICE

File No. 04-466

STATE OF WISCONSIN)
) SS
MILWAUKEE COUNTY)

I, Mark Ryan, County Clerk in and for the County of Milwaukee, Wisconsin, do hereby certify that I did prepare a notice of the ANNUAL meeting, a copy of which is attached hereto and made a part hereof. On Thursday, October 28, 2004, one such notice was deposited in the U.S. Mail for each Board members as follows:

- Mark A. Borkowski, 3650 S. Sunset Drive, Milwaukee, WI 53220
- Gerry Broderick, 1800 E. Newberry Blvd., Milwaukee, WI 53211
- Paul Cesarz, 5237 S. Robinwood Lane, Hales Corners, WI 53130
- Toni M. Clark, 4105 N. Fairmount Ave., Milwaukee, WI 53209
- Elizabeth Coggs-Jones, 737 N. 32 St., Milwaukee, WI 53208
- Lynne D. De Bruin, 2909 N. 79 Street, Milwaukee, WI 53222
- Marina Dimitrijevic, 2475 S. St. Clair Street, Milwaukee, WI 53207
- Lee Holloway, 2836 N. Grant Blvd., Milwaukee, WI 53210
- Willie Johnson, Jr., 3869 N. Humboldt Blvd., Apt. #206, Milwaukee, WI 53212
- Michael Mayo, Sr., 3156 N. 50th St., Milwaukee, WI 53216
- Ryan P. McCue, 3927 E. Plankinton, Cudahy, WI 53110
- Richard D. Nyklewicz, Jr., 3129 S. 17th St., Milwaukee, WI 53215
- Roger Quindel, 4126 N. 90th Ct., Milwaukee, WI 53222
- Joseph A. Rice, 1005 E. Circle Drive, Whitefish Bay, WI 53217
- Jim “Luigi” Schmitt, 2517 N. 88 Street, Wauwatosa, WI 53226
- John F. Weishan, Jr., 2605 S. 82 Street, West Allis, WI 53219
- Peggy West, 1111 W. Scott Street, Milwaukee, WI 53204

James G. White, 3070 N. 13th St., Milwaukee WI 53209

AMENDMENT NO. 1

File No. 04-427

I. Amendments to Operating and Non-Departmental Budgets

COUNTY BOARD/COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS; ORG. UNIT 1000/1040; AMENDMENT NO. 1A033.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1000 – County Board, and Org. No. 1040 – County Executive-Office of Community Business Development Partners, by organizationally transferring the Office of Community Business Development Partners to the County board. The following language is added to the budget narrative of Org. Nos. 1000 and 1040:

“The Office of Community Development Partners is transferred from the County Executive's Office to the County Board to reflect the Office's County-wide policy focus, the County Board's overall policy oversight function and the importance of the Office's mission to promote business opportunities and capacity building and overall economic viability for small and disadvantaged businesses in Milwaukee County.

A community Business Development Partners Advisory Committee is created to provide policy and operational oversight to the Office of Community Business Development Partners. The Advisory Committee shall consists of nine members, including two appointments by the County Executive and seven appointments by the Chairman of the County Board.”

Adoption of this amendment has no tax levy impact.

COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS; ORG. UNIT 1040; AMENDMENT NO. 1A016.

Expenditures: \$70,065; Revenue or Bonds* \$70,065.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1040 – County Executive-Office of Community Business Development Partners, by adjusting the budget narrative on Page 1040-3 as follows:

“(\$24,736) Abolish 1 Office Support Asst. 1
(\$49,300) Abolish 1 DBD Specialist

(\$44,570) Abolish 1 Joint Cert Program Analyst
 (\$50,0880) Abolish 1 DBD Coordinator
 (~~\$51,352~~) ~~Unfund 1 Joint Cert Program Analyst~~
 (~~\$220,828~~) **(\$169,476)**

One position each of Office Support Assistant 1, DBD Specialist, Joint Certification Program Analyst and DBD Coordinator are abolished. ~~In addition, one position of Joint Certification Program Analyst is unfunded~~ for a total salary and social savings of **\$169,476**~~220,828~~.

Indirect revenue that is derived primarily from services provided to capital projects decreases \$108,690 from \$365,325 to \$256,635.”

Adoption of this amendment would have no tax levy impact.

**DEPARTMENT OF ADMINISTRATIVE SERVICES (DAS) – HUMAN RESOURCES;
 ORG. UNIT 1140; Amendment No. 1A017.**

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1140 – DAS-Human Resources, by adjusting the budget narrative on Page 1140-5 as follows:

“An appropriation of \$50,000 is included for an **independent** actuary study and audit related to the Pension System. **A Request for Proposals (RFP) will be issued to select a vendor to perform these services. Only vendors not currently under contract with the Employees’ Retirement System (ERS) will be eligible to respond to the RFP.**”

Adoption of this amendment would have no tax levy impact.

Expenditures: \$43,728; Revenue or Bonds* \$0; Tax Levy \$43,728.

2. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1140 – DAS-Human Resources, by reducing the personal services lump sum reduction by a total of \$43,728 to allow for the filling of an Office Support Assistant II position. This position will provide entry point services for application flow traffic to allow the Division of Human Resources to address increasing clerical workload resulting from layoffs employee recalls from layoffs, staffing changes and recruiting activities.

Approval of this amendment will increase personal services expenditures \$25,015 and fringe benefit expenditures \$18,713 for a total expenditure and tax levy increase of \$43,728.

DAS – RISK MANAGEMENT; ORG. UNIT 1150; AMENDMENT NO. 1A014.

Expenditures: \$62,592; Revenue or Bonds* \$31,296; Tax Levy \$31,296.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1150 – DAS-Risk Management, by reducing the personal services lump sum reduction to allow one position of Safety Coordinator to be filled on a full-time basis by making the following changes to Org. No. 1150 budget narrative:

~~“A lump sum salary reduction of \$31,296-0 is created to establish a net salary budget hat is 90.7 100% of gross wages. To meet this reduction, e~~One position of Safety Coordinator ~~continues to be funded at half-time, as it also was in 2004 is funded at full-time in 2005.”~~

Adoption of this amendment would increase tax levy by \$31,296.

DAS-FISCAL AFFAIRS DIVISION; ORG. UNIT 1151; AMENDMENT NO. 1A018.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1151 – DAS-Fiscal Affairs Division, by deleting the language on page 1151 – 4 regarding the oversight of investment services as follows:

~~“Oversight of the investment services contracts is currently managed by the Treasurer's Office. In 2005, investment management oversight duties, including management of the investment services contracts, will be transferred to the Department of Administrative Services (DAS) Fiscal Affairs Division. This will provide more centralized control for this function. No tax levy impact is anticipated as existing DAS Fiscal staff will assume the responsibility and continue to utilize the three investment firms to manager the County's investments.”~~

Adoption of this amendment would have no tax levy impact.

EARNINGS ON INVESTMENTS/REGISTER OF DEEDS; ORG. UNIT 1900-1850; AMENDMENT NO. 1C-13.

Expenditures: \$0; Revenue or Bonds* \$490,158; Tax Levy (\$490,158).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1900-1850 – Earnings on Investments and Org. No. 3400 – Register of Deeds as follows:

“1900-1850 Earnings on Investments

Modify the first paragraph on Page 1900-1850-1 as follows:

~~“For the 2005 budget, an average investment balance of approximately \$218,247 million is expected to be available for investment at an average interest rate of 2.85 2.62 percent. This will result in \$5,218,000 5,508,158 of net investment earnings available to the General Fund. The interest rate for the 2005 budget is projected to be higher lower than the 2004 budgeted rate of 2.75 percent, however, the average balance available for investment is expected to increase slightly to \$218,247 million. The year-end 2003 average balancee~~

~~available for investments was approximately \$215 million.~~

This would result in an increase of \$290,158 in Earnings on Investments revenue and a similar reduction in tax levy.

3400 – Register of Deeds

Increase recording fee revenue by \$100,000 and transfer fee revenue by \$100,000 based on actual experience.

This would result in a tax levy reduction of \$200,000.”

Adoption of this amendment would decrease tax levy by \$490,158.

STATE EXEMPT COMPUTER AID; ORG. UNIT 1900-2202; AMENDMENT NO. 1C015.

Expenditures: \$0; Revenue or Bonds* \$87,561; Tax Levy (\$87,561).

1. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1900-2202 – State Exempt Computer Aid by increasing revenue \$87,561.

Adoption of this amendment would decrease tax levy by \$87,561. Note: This amount is based on the tax levy amount recommended by the Finance and Audit Committee as calculated per the required formula of the Wisconsin Department of Revenue. If any action by the County Board on November 8 causes that tax levy amount to change, then the computer tax exemption revenue total will be recalculated by the Department of Administrative Services per the Department of Revenue formula. The final Property Tax Levy and Adopted Budget to be approved by the County Board would then include the recalculated computer tax exemption revenue total, which would be different from the total cited above.

COUNTY SALES TAX REVENUE; ORG. UNIT 1900-2903; AMENDMENT NO. 1C010.

Expenditures: \$0; Revenue or Bonds* \$1,250,000; Tax Levy (\$1,250,000).

1. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1900-2903 – County Sales Tax Revenue, by increasing the amount of anticipated sales tax revenue by \$1,250,000, from \$62,202,910 to \$63,452,910. This represents a 2.9% increase over the 2004 Adopted amount.

Adoption of this amendment decreases the tax levy by \$1,250,000.

UNEMPLOYMENT COMPENSATION; ORG. UNIT 1900-5318; AMENDMENT NO. 1C004.

Expenditures: (\$100,000); Revenue or Bonds* \$0; Tax Levy (\$100,000).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1900-5318 – Unemployment Compensation by deleting Org. No. 1900-5318 – Unemployment Compensation and the \$100,000 appropriation contained therein.

Adoption of this amendment would decrease tax levy by \$100,000.

ETHICS BOARD; ORG. UNIT 1905; AMENDMENT NO. 1C006.

Expenditures: (\$20,000); Revenue or Bonds* \$0; Tax Levy (\$20,000).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1905-Ethics Board by reducing the appropriation for legal fees by \$10,000 and adjusting the budget narrative on Page 1905-1 as follows:

“The ~~\$77,817~~57,817 appropriation represents an increase of ~~\$32,644~~12,644 over 2004. This increase is primarily attributed to \$25,000 for legal fees in the event that the Ethics Board would need to seek outside legal services for any potential ethics violations. The remaining \$7,644 of the increase is for two mailings to County employees. The purpose of the mailing is to inform County employees of the Ethics Code.”

Adoption of this amendment would decrease expenditures by \$20,000, resulting in a net tax levy decrease of \$20,000.

WAR MEMORIAL; ORG. UNIT 1914; AMENDMENT 1C001.

Expenditures: \$25,000; Revenue or Bonds* \$0; Tax Levy \$25,000.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1914 – War Memorial Center by increasing expenditures by \$25,000. This will increase the property tax levy contribution to the War Memorial Center from \$1,286,636 to \$1,311,636.

Adoption of this amendment would increase expenditures by \$25,000 resulting in a net tax levy increase of \$25,000.

MILWAUKEE COUNTY AUTOMATED LAND INFORMATION SYSTEM; ORG. UNIT 1923/5080; AMENDMENT NO. 1C011.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1923 – Milwaukee County Automated Land Information System (MCAMLIS), and Org. No. 5080 – Department of Parks and Public Infrastructure – Architectural, Engineering and Environmental Services (A&E), by adding narrative language to MCAMLIS project management.

In the MCAMLIS narrative on page 1923-3, revise as follows:

“Beginning in 2005, the Architectural and Engineering (A&E) Division of the Department of Parks and Public Infrastructure will assume the project management function of MCAMLIS from the Southeastern Wisconsin Regional Planning Commission (SEWRPC). A&E will receive \$206,589 in existing MCAMLIS funds for project management. This includes conceptual development of individual projects, development of project specifications, writing contracts, preparation of invoices to draw down funds as expended, payment of subcontractors, recordkeeping and general maintenance of MCAMLIS data holding. In addition, this effort will merge the County’s internal GIS functions with MCAMLIS. **The MCAMLIS project will be managed in accordance with Milwaukee County procurement and contracting policies and ordinances. Additionally, Corporation Counsel will review the MCAMLIS Cooperative Agreement, authorized in 1990, to assure that the authority granted to the MCAMLIS Steering Committee is consistent with Milwaukee County interests, policies and ordinances, and will recommend changes to the agreement to the Committee on Judiciary, Safety and General Services by march 1, 2005.**”

In the A&E narrative on page 5080-6, revise as follows:

“Beginning in 2005, the Architectural and Engineering (A&E) Division of the Department of Parks and Public Infrastructure will assume the project management function of MCAMLIS from the Southeastern Wisconsin Regional Planning Commission (SEWRPC). A&E will receive \$206,589 in existing MCAMLIS funds for project management. This includes conceptual development of individual projects, development of project specifications, writing contracts, preparation of invoices to draw down funds as expended, payment of subcontractors, recordkeeping and general maintenance of MCAMLIS data holding. In addition, this effort will merge the County’s internal GIS functions with MCAMLIS. **The MCAMLIS project will be managed in accordance with Milwaukee County procurement and contracting policies and ordinances. Additionally, Corporation Counsel will review the MCAMLIS Cooperative Agreement, authorized in 1990, to assure that the authority granted to the MCAMLIS Steering Committee is consistent with Milwaukee County interests, policies and ordinances, and will recommend changes to the agreement to the Committee on Judiciary, Safety and General Services by march 1, 2005.**”

Adoption of this amendment would have no tax levy impact.

LAND SALES/GENERAL COUNTY DEBT SERVICE; ORG. UNIT 1933 – LAND SALES AND ORG. NO. 9960 – GENERAL COUNTY DEBT SERVICE; AMENDMENT NO. 1C014.

Expenditures: \$0; Revenue or Bonds* (\$6,600,000); Tax Levy (\$6,600,000).

1. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1933 – Land Sales and Org. No. 9960 – General County Debt Service as follows:

“Part A – 1933 – Land Sales

Reduce anticipated land sale revenue by \$6,600,000, from \$11,600,000 to \$5,000,000.”

Insert the following language in the narrative on page 1933-1:

“Per adopted County policy, any land sale revenue received in excess of the amount budgeted in Org. No. 1933 – Land Sales, shall be placed into Org. No. 1945 – Appropriation for Contingencies.”

Part B – 9960- General County Debt Service

Increase the contribution from the Reserve for County Bonds by \$1,500,000, from \$5,975,859 to \$7,475,859. (This will result in a reduction in the tax levy required for debt service, providing an additional \$1,500,000 in sales tax revenue to be available to offset operating levy costs.)

Adoption of this amendment would result in a tax levy increase of \$5,100,000.

EMPLOYEE FRINGE BENEFITS; ORG. UNIT 1950; AMENDMENT 1C007.

Expenditures: \$10,535,838; Revenue or Bonds* \$1,837,569; Tax Levy \$8,698,269.

1. To amend the County Executive’s 2005 Recommended Budget for Org. No. 1950 – Employee Fringe Benefits by adjusting the budget narrative on Page 1950-3 as follows:

5409 – Retirement System Contribution

“~~Decrease~~ ~~Increase~~ ~~\$1,960,000~~ **8,540,000**, from \$35,510,000, to ~~\$26,970,000~~ **37,470,000**.”

The 2005 Recommended Budget provides ~~\$26,970,000~~ **37,470,000** for the County’s contribution to the Milwaukee County Employees Retirement System. This amount is a ~~\$10,813,000 decrease from the requested budget and an \$8,540,000~~ **\$1,960,000 decrease increase** from the 2004 Adopted Budget. ~~\$313,000 of the \$10,813,000 decrease to the requested amount reflects an adjustment for a “double counting” of a mandatory contribution. The second adjustment reflects an estimated \$10.5 million reduction to the County’s ERS contribution that is generated through the County’s anticipated issuance of Pension Obligation Bonds (POBs) in 2005 to fund the ERS’s estimated Unfunded Actuarial Accrued Liability (UAAL). In taking this step, the County would be following the lead set by the State of Wisconsin and the Milwaukee Public School System in the use of POBs in Wisconsin; both of these entities issued POBs in 2003.~~

~~The original estimate for the County’s 2005 ERS contribution assumed a \$37.8 million total contribution, including a \$15 million contribution for the UAAL of the ERS. As of January 1, 2004, the ERS, according to the most recent ERS annual report, had a funded ratio of 84.7%. This is in stark contrast to the System’s funded ration on January 1, 2002, when the system could boast of a funded ratio of 108.6%. However, since January 2004, the system has experienced significant increases in the number of retirees (approximately 764~~

anticipated retirements as of September 2004) and a significant increase in the number and size of “backdrop” payments made by ERS. Both developments, along with the potential for investment gains that fall short of the 8.5% target set by ERS, may negatively impact ERS and increase the UAAL. An increased UAAL will, in turn, lead to higher employer contributions in future years.

A preliminary review of POBs suggest that this instrument, if prudently applied, will provide the County with greater predictability in budgeting future ERS contributions associated with the UAAL and can generate sizable annual savings to the County over the life of a 25 year or 30 year issuance. For example, in one potential 25 year structure, the County could deposit the entire amount needed to achieve 100% funded ratio and generate savings in the first year of \$11 million and \$9 million in the second year and annual savings of \$ million in the remaining 23 years of the issuance. In contrast, a possible 30 year issuance would generate savings of \$15 in each of the first two years and \$7 million annually over the remaining 28 years of the issuance.

Currently, the County lacks the ability to enter into debt instruments with 30 year maturities. In order to have debt instruments with 30 year maturities available for consideration, this budget anticipates the pursuit of special legislation with the Wisconsin Legislature that would enable the County to issue 30 year pension obligation debt. If this legislative course is not concluded by Spring of 2005, DAS Fiscal Affairs believes there are a number of options, utilizing 25 year and 20 year financing structures, that would enable the County to meet its dual targets of fully funding the ERS and realizing sizable annual savings.

This recommended budget anticipates the following steps to implement a POB issuance:

- 1.— Selection of Financial Advisor (FA) with significant experience and expertise in POBs, through a Request for Proposal (RFP) process.
- 2.— Pursuit of special legislation enacted by the State Legislature authorizing Milwaukee County to issue pension obligation bonds with a minimum of 30 year maturities.
- 3.— Selection of an Investment Banker with deep expertise in POBs, preferably in Wisconsin, through a Request for Proposal (RFP) process.
- 4.— Review and approval of a POB issuance by the County Board.
- 5.— Issuance of POBs by June 2005.

The selection of both the Financial Advisor (FA) and the Investment Banker will be made accordance with recommendations approved by the Committee on Finance and Audit at its September 23, 2004 meeting.

The Department of Administrative Services, County Board staff and other interested parties are directed to explore the possibility of using pension obligation bonds to reduce Milwaukee County’s pension costs. appropriate alternatives and options will be brought to the Committee on Finance and Audit for consideration.”

This amendment increases the tax levy \$8,698,269. (Note: Org. No. 1950 expenditures increase \$10.5 million, and are charged out to departments in the fringe benefit rate.

Outside revenue of \$1,837,569 is anticipated to provide a net tax levy impact of \$8,698,269.)

Expenditures: (\$1,989,929); Revenue or Bonds* (\$337,668); Tax Levy (\$1,652,261).

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 1950- Employee Fringe Benefits by reducing the retirement system contribution in 2005 by \$2,000,000. (The intent of this resolution is to provide an additional retirement system contribution in 2004 with funds that were generated through the State Trust Fund Loan Program, and could be used to "overpay" the 2004 pension contribution obligation. This could allow the 2005 retirement system contribution to be reduced \$2,000,000 to offset the 2004 overpayment.)

Expenditures: (\$2,487,413); Revenue or Bonds* (\$411,835); Tax Levy (\$2,075,578).

3. To amend the County Executive's 2005 Recommended Budget for Org. No. 1950- Employee Fringe Benefits by reducing the appropriation for Health Benefits-Hospital, Professional, Major Medical and Center by \$2,487,413, from \$114,424,817 to \$111,937,404. Add language to the narrative on page 1950-2 as follows:

"The Department of Administrative Services shall provide a quarterly report to the Committee on Finance and Audit as to the status of health care expenditures."

This amendment decreases the tax levy \$2,075,578 after adjustments for outside revenue are made. This amendment decreases Org. No. 1950 expenditures by \$2,487,413, which are charged out to department in the fringe benefit rate. Outside revenue loss of \$411,835 is anticipated to provide a net tax levy decrease of \$2,075,578.

MILWAUKEE COUNTY FUND FOR THE ARTS; ORG. UNIT 1974; AMENDMENT NO. 1C002.

Expenditures: \$18,562; Revenue or Bonds* \$0; Tax Levy \$18,562.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1974 – Milwaukee County Fund for the Arts by increasing expenditures by \$18,562. This will increase the property tax levy contribution to the Fund for the Arts from \$352,688 to \$371,250. The budget narrative on page 1974-1 is amended as follows:

~~"The budget decreases \$18,562, from \$371,250 to \$352,688. The County will not receive state regranting funds of \$14,000 for 2005 because a budget of at least \$475,000 is the threshold required to capture these funds."~~

Adoption of this amendment would increase expenditures by \$18,562 resulting in a net tax levy increase of \$18,562.

COMBINED COURT RELATED OPERATIONS; ORG. UNIT 2000; AMENDMENT NO.

1A005.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 2000 – Combined Court Related Operations by denying the abolishment of the following positions as listed on page 200-10 of the budget narrative: one Clerical Assistant 1, two Clerical Assistant 2, one Clerical Specialist Courts and one Fiscal Assistant 1.

Denial of the abolishments increases expenditures by \$183,122, which is offset by increasing the department's personal services lump sum reduction by \$183,122 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact.

DEPARTMENT OF CHILD SUPPORT; ORG. NO. 2430; AMENDMENT NO. 1A032.

Expenditures: \$28,306; Revenue or Bonds* \$28,306.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 2430- Child Support to restore one Legal Counsel CS 1 position by modifying the narrative on page 2430-5 as follows:

Seven of the 16 vacant, full-time positions were unfunded in the 2004 Budget and provide no tax levy savings for 2005. These seven slots are now being abolished in 2005. As a result of fiscal constraints, **eight of** the remaining nine positions are abolished in 2005 for an expenditure savings of ~~\$438,199~~ **\$395,311**, revenue reduction of ~~\$289,211~~ **\$260,905** and net tax levy reduction of ~~\$148,998~~ **\$143,406**.

(\$0) Abolish 1 Clerical Asst 2
 (0) Abolish 1 Office Support Asst 1
 (0) Abolish 1 Child Support Supv
 (0) Abolish 1 Paralegal CS
 (0) Abolish 1 Child Support Asst
 (0) Abolish 1 Child Support Spec
 (0) Abolish 1 Child Supp Asst 2
~~(136,635)~~ **(93,747)** Abolish ~~2~~ **1** Legal Counsel CS 1
 (49,351) Abolish 1 Child Support Coord
 (56,426) Abolish 1 Child Support Prog Coord
 (35,469) Abolish 1 Fiscal Asst 1
 (75,676) Abolish 2 Paralegal CS
 (45,646) Abolish 1 Child Support Supv
~~(38,996)~~ Abolish 1 Child Support Spec
~~(\$438,199)~~ **(\$395,311)** TOTAL

Personal services expenditures increase \$42,888, offset by an increase in the personal

services lump sum reduction of \$14,582, for a net expenditure increase of \$28,306. Position reimbursement revenues are increased \$28,306 for no net levy effect.

Adoption of this amendment would have no tax levy impact.

ELECTION COMMISSION; ORG. UNIT 3010; AMENDMENT NO. 1A010.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 3010 – Election Commission by deleting narrative language on page 3010-3 as follows:

~~A new fee of \$18 is implemented for local County nomination packets requested by those running for County Executive, County Board Supervisor and other County Constitutional officers. This results in a \$0 revenue impact for 2005 because no local County elections are anticipated. The \$18 fee is based on a \$0.20 per copy charge which is a standard fee the department currently assesses, multiplied by the number of total pages in a nomination packet.~~

Adoption of this amendment would have no tax levy impact.

COUNTY TREASURER; ORG. UNIT 3090; AMENDMENT NO. 1A011.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 3090 – Treasurer by deleting the language on page 3090-3 regarding the oversight of investment services as follows:

~~Oversight of the investment services contracts is currently managed by the Treasurer's Office. In 2005, investment management oversight duties, including management of the investment services contracts, will be transferred to the Department of Administrative Services (DAS) Fiscal Affairs Division. This will provide more centralized control for this function. No tax levy impact is anticipated as existing DAS Fiscal staff will assume the responsibility and continue to utilize the three investment firms to manage the County's investments.~~

Adoption of this amendment would have no tax levy impact.

REGISTER OF DEEDS/DEPARTMENT OF ADMINISTRATIVE SERVICES-ECONOMIC AND COMMUNITY DEVELOPMENT; ORG. UNIT 3400/1192; AMENDMENT NO. 1A009.

Expenditures: \$96,223; Revenue or Bonds* \$246,223; Tax Levy (\$150,000).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 3400-Register of Deeds and Org. No. 1192-Department of Administrative Services-Economic and Community Development as follows:

Deny the abolishment of one position of Clerical Specialist, completely offset with a \$33,078 increase in the personal service lump sum reduction.

Deny the abolishment of one position of Office Support Assistant 2, and restore \$27,510 for personal service and \$18,713 for related fringe benefit costs.

Increase recording fee revenue by \$126,223 and transfer fee revenue by \$1209,000 for a total revenue increase of \$246,223.

Provide a \$50,000 appropriation for the Economic and Community Development Reserve Fund.

Adoption of this amendment would have no tax levy impact.

HOUSE OF CORRECTION; ORG. UNIT 4300; AMENDMENT NO. 1A003.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 4300-House of Correction by denying the abolishment of three Correction Officer 1 positions associated with the operation of the Farm and Fish Hatchery program and deleting the accompanying narrative language on page 4300-6 as follows:

~~\$(123,60) Abolish 3 Correction Officer 1~~

~~The farm and fish hatchery programs which stock fish in County lagoons and ponds and provide produce for food pantries are discontinued in 2005 due to loss of grant funds. Expenditures and revenue are reduced \$337,060, which includes the abolishment of three positions of Correction Officer 1.~~

Denial of the abolishments increases expenditures by \$123,660 which is offset by increasing the department's personal services lump sum reduction by \$123,660 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$72,000; Revenue or Bonds* \$0; Tax Levy \$72,000.

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 4300-House of Correction by increasing funding for Farm and Fish Hatchery operations in 2005. The appropriation is intended to supplement other appropriations and anticipated donations, resulting in full funding for the Farm and Fish Hatcher in 2005.

Adoption of this amendment would increase personal services expenditures and tax levy by \$72,000.

MEDICAL EXAMINER; ORG. UNIT 4900; AMENDMENT NO. 1A004.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 4900-Medical Examiner by denying the abolishment of one Forensic Investigator position (0.75 FTE) and modifying the narrative on page 4900-2 as follows:

Therefore, the vacant Asst. Medical Examiner position is unfunded ~~and one Forensic Investigator position is abolished as of April 1~~ in the 2005 budget request to reflect this new level of activity and the funding needs associated with it.

Denial of the abolishment increase personal services expenditures by \$51,139 (including fringe) which is offset by increasing the department's personal services lump sum reduction by \$51,139 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$40,718; Revenue or Bonds* \$18,000; Tax Levy \$22,718.

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 4900-Medical Examiner by restoring funding for one Forensic Investigator position (0.75 FTE) by increasing revenues and tax levy a total of \$40,718.

The lump sum reduction for the Medical Examiner's office decreases \$40,718. Revenues from Physician Testimony fees and Referral Autopsy fees increase \$3,000 and \$15,000, respectively, for a total of \$18,000. Tax levy increases \$22,718.

Adoption of this amendment would increase tax levy by \$22,718.

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE-AIRPORT; ORG. UNIT 5040; AMENDMENT NO. 1A001.

Expenditures: (\$140,194); Revenue or Bonds* (\$140,194).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 5040-Airport by providing for the following:

Deny the abolishment of 8 Maintenance Worker Assistant positions and delete the language beginning on page 5040-3 as follows:

~~(\$175,476) Abolish 8 Maintenance Wrkr Asst (Upon Vacancy)~~

~~In January of 2005, General Mitchell International Airport (GMIA) will issue a request for proposal for housekeeping duties for all unleashed areas of the D Concourse. Currently,~~

~~eight Milwaukee County employees provide 24 hour/7 day week housekeeping service for the D-Concourse. The airport is abolishing seven vacant positions and will begin to use contracted service in April 2005; another Maintenance Worker Assistant position will be abolished when it becomes vacant.~~

~~Analysis conducted by GMIA indicates that savings from the initiative will be, at a minimum, \$90,000 annually.~~

Note: Expenditures decrease is related to costs for outside housekeeping services that will not be necessary. Airport revenue (Landing Fees) is reduced a like amount for no net tax levy impact.

**MILWAUKEE COUNTY TRANSIT/PARATRANSIT SYSTEM; ORG. NO. 5600;
AMENDMENT NO. 1A023.**

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 5600-Milwaukee County Transit/Paratransit System by deleting the following language appearing on p. 5600-3:

~~In 2005, Transit is undergoing an examination of administrative functions. Owing to this initiative, total administrative expenses decline by \$436,000. The position of Vice President/Deputy director will remain unfilled throughout 2005, netting a savings of \$200,000. In addition, several nonessential administrative positions will remain vacant for an extended period of time in 2005 resulting in a savings of \$236,000.~~

Adoption of this amendment would have no tax levy impact.

**DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE (DPPI)-FACILITIES
MANAGEMENT; ORG. UNIT 5700; AMENDMENT NO. 1A030.**

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 5700-DPPI-Facilities Management by providing for the following:

Deny the abolishment of 6 Facility Worker 4 positions and 1 Administrative Specialist (DPW) NR position, and \$9,600 decrease in housekeeping supplies, completely offset with a reduction in net salary appropriations, and delete the language on page 5700-5 as follows:

~~A request for Proposal (RFP) will be issued in 2005, seeking to select a provider that supplies quality services at a reduced cost. DPPI Facilities will have an equal opportunity to bid for continued operation of housekeeping duties. As a result of efficiencies gained with the adoption of a new housekeeping model savings from position changes total \$258,724 in 2005.~~

~~(\$222,480) Abolish 6 Facility Worker 4
 (\$36,244) Abolish 1 Admin Spec (DPW) NR
 (\$258,724)~~

~~This Housekeeping initiative resulting in abolishing six positions of Facility Worker 4 and one position of Administrative Specialist—DPW. In addition, housekeeping supplies decrease by \$9,600, for a total savings of \$268,324.~~

Adoption of this amendment would have no tax levy impact.

Expenditures: \$125,000; Revenue or Bonds* \$0; Tax Levy \$125,000.

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 5700-DPPI-Facilities Management by providing an additional appropriation of \$125,000 to reduce the personal services lump sum reduction.

Adoption of this amendment would result in a \$125,000 increase in tax levy.

DEPARTMENT OF HEALTH AND HUMAN SERVICES (DHHS)-BEHAVIORAL HEALTH DIVISION (BHD); ORG. UNIT 6300; AMENDMENT NO. 1A007.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 6300-DHHS-BHD by deleting narrative language on page 6300-8 in the 2005 Recommended Budget. The following language is deleted:

~~“The 2005 budget recommends phasing out BHD's direct provision of Targeted Case Management (TCM) and Community Support Program (CSP) functions. The phase out would occur through attrition, meaning that when vacancies occur, BHD would contract out the caseload that had been assigned to the position, ensuring minimal if any disruption in service for clients, and avoiding staff layoffs. Ultimately, 500 CSP and 300 TCM client slots will be transferred to community-based organizations. Private community-based organizations currently serve the majority of clients receiving TCM and CSP services in Milwaukee County.”~~

Adoption of this amendment would have no tax levy impact.

Expenditures: \$0; Revenue or Bonds* \$0.

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 6300-DHHS-BHD by denying the abolishment of one Pharmacy Technician position, as listed on page 6300-11 of the budget narrative.

Denial of the abolishment increases expenditures by \$50,533, which is offset by increasing

the department's personal services lump sum reduction by \$50,533 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES (DHHS); ORG. UNIT 8000;
AMENDMENT NO. 1A035.**

Expenditures: \$0; Revenue or Bonds* 0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 8000-DHHS by denying the abolishment of one Office Support Assistant 1 position, as listed on page 8000-8 of the budget narrative.

Denial of the abolishment increases expenditure by \$50,413 which is offset by increasing the department's personal service lump sum reduction by \$50,413 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$0; Revenue or Bonds* \$1,378,760; Tax Levy (\$1,378,760).

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 8000-DHHS to adjust corrections placements and increase prior year reconciliation revenue. The Budget Narrative on page 8000-8 is modified as follows:

Total State Department of Corrections (DOC) charges for juveniles placed into State custody by the Children's Court Judges are projected at ~~\$23,808,300~~ **22,929,540**, a decrease of ~~\$2,715,768~~ **3,594,528** compared to 2004. (This decrease absorbs the reduction in State funding of \$232,529 and leaves ~~\$2,483,239~~ **3,361,999** of Youth Aids revenue to be shifted to the DHHS Operation budget for Community-based programs.) Based on a projection for State Juvenile Correctional Institutional placements, utilizing actual experience during a recent six-month period, the institutional costs are projected to decrease by ~~\$730,543~~ **1,429,783**, from \$19,959,643 to ~~\$19,229,100~~ **18,529,860**. This calculation assumes an average daily census of ~~275~~ **265** placements, a decrease of ~~24~~ **31** from the 296 budgeted in 2004. Child Caring Institution (CI) average daily placements are decreased from 46 in 2004 to ~~25~~ **23** in 2005, which leads to a projected decrease in DOC-CCI placement costs of ~~\$1,652,636~~ **1,832,156**, from \$3,896,636 to ~~\$2,244,000~~ **2,064,480**. State charges for Aftercare programs are projected to decreased \$483,960, from \$1,453,618 to \$969,658 and the Corrective Sanctions Program will increase to \$1,365,542 from \$1,214,171 budgeted in 2004, an increase of \$151,371.

Prior year State contract reconciliation revenue is budgeted at ~~\$1,700,000~~ **2,200,000** in the Delinquency and Court Services Division (DCSD), which is an increase of ~~\$1,350,000~~ **1,850,000** from the \$350,000 budgeted in 2004. There is an additional \$150,000 of prior year revenue budgeted in the Disabilities Services Division for an overall total of

\$1,850,000 **2,350,000** in the DHHS budget.

Adoption of this amendment would increase revenues by \$1,378,760 and decrease tax levy by \$1,378,760.

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE (DPPI)-PARKS DIVISION; ORG. UNIT 9000; AMENDMENT NO. 1A019.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000-DPPI Parks Division by modifying narrative language on page 9000-7 as follows:

“Approximately \$300,000 in revenue will be realized from selling **excess** Park-owned equipment, which is currently at 850 pieces. This reduction is a direct result of efficiency savings generated by regional merger and increased use of multifunctional equipment.

However, usable equipment will contribute the Parks efficiency will not be sold even if the \$300,000 in budgeted sales revenue is not achieved. The Parks Superintendent will reduce expenditures or increase revenues in other areas of the Parks Division to offset any revenues not generated by the sale of Park-owned equipment.”

Adoption of this amendment would have no tax levy impact.

Expenditures: \$0; Revenue or Bonds* \$0.

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000-DPPI Parks Division by deleting the narrative on page 9000-6 as follows:

~~“A second staff change is the conversion of Park Maintenance Workers II to Forestry Maintenance Workers DOT. This will provide management with more flexibility by having additional staff that perform a variety of tasks ranging from mowing the grass to technical forestry work. This transition will be by converting currently vacant positions and continue through attrition as Park Maintenance Workers II become vacant. Since there is a \$3,586 salary increase for each position, the current number of Park Maintenance Worker II positions at 84.42 full time equivalents will decrease to 76.96 full time equivalent Forestry Maintenance Worker DOT. This reduction in overall staff will be offset by the efficiencies gained from having staff perform multiple tasks.”~~

Adoption of this amendment would have no tax levy impact.

Expenditures: \$50,000; Revenue or Bonds* \$0; Tax Levy \$50,000.

3. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000-DPPI Parks Division by increasing expenditures by \$50,000 for continuation of the geese control program. The program includes egg addling, flight control applications and use of dogs to reduce the resident goose population in Milwaukee County parks.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$0; Revenue or Bonds* \$400,000; Tax Levy (\$400,000).

4. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000-DPPI-Parks Division by modifying narrative language on page 9000-6 in the 2005 Recommended Budget as follows:

The Superintendent of the Parks Department will have the authority to set ~~all program~~ fees **for buildings and room rentals, picnic permits, Wilson Park Ice Rink, traditional (reoccurring) special event permits, aquatic admissions and other miscellaneous revenues based on the 2004 Adopted Budget fee schedule for the Parks Division** ~~within Parks.~~ **The Parks Superintendent will have the flexibility to set fees lower, or up to 10% higher than the 2004 Adopted Budget in order** ~~This flexibility will enable the Superintendent to respond in a timely manner to changing market competition, weather conditions, seasonal needs and special events in an overall effort to maximize the revenue generated by the Milwaukee County Park System.~~ **The Parks Superintendent shall obtain prior approval from the County Board to charge any fee that is greater than 110% of the 2004 adopted fee amount. The Parks Superintendent will present a report to the Committee on Finance and Audit at its June 2005 meeting on the status of program revenues generated. In addition, the Parks Superintendent will study the Park System fee structure for each of program and present the findings to the Committees on Finance and Audit and Parks, Energy and Environment in July 2005.**

Total revenue budgeted for the Parks Division in 2005 is \$19,190,394, a decrease of \$326,900 from the \$19,517,294 anticipated in 2004. This reduction is made to better reflect actual experience.

This amendment would result in a \$400,000 reduction in tax levy. (Note: The County Executive's Recommended Budget anticipates \$18,790,394 in total revenue for the Parks Division.)

Expenditures: (\$220,000); Revenue or Bonds* \$0; Tax Levy (\$220,000).

5. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000-DPPI-Parks Division by reducing the appropriation for major maintenance by \$220,000. (An appropriation transfer was approved at the 10/28/04 Committee on Finance and Audit that provided the Parks Division with an additional \$220,000 for major maintenance expenditures in 2004. These funds were provided from the Parks Allocated Contingency Account. These funds are eligible for carryover into 2005.)

Adoption of this amendment would result in a \$220,000 reduction in tax levy.

ZOOLOGICAL DEPARTMENT; ORG. UNIT 9500; AMENDMENT NO. 1A024

Expenditures: \$0; Revenue or Bonds* \$34,000; Tax Levy (\$34,000).

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 9500-Zoological Department by decreasing the admission fees for County residents by \$0.25 and increasing admission fees for non-County residents by \$0.25 for an increase in revenues of \$34,000.

	<u>2004 Rate</u>	<u>2005 Rate</u>	<u>Change</u>
Adult summer – County	\$7.50	\$8.00	\$0.50
Junior summer – County	4.50	5.00	0.50
Adult summer – Non-County	9.00	9.75	0.75
Junior summer – Non-County	6.00	6.75	0.75
Adult winter – County	6.00	6.50	0.50
Junior winter – County	3.00	3.50	0.50
Adult winter – Non-County	7.50	8.25	0.75
Junior winter – Non-County	4.50	5.25	0.75
Adult discount day	4.50	4.50	0.00
Junior discount day	2.00	2.00	0.00
Adult education – County	5.50	4.50	0.50
Junior education – County	2.50	3.00	0.50
Adult education – Non-County	7.00	7.75	0.75
Junior education – Non-County	4.00	4.75	0.75
Adult group – County	6.50	7.00	0.50
Junior group – County	3.50	4.00	0.50
Adult group – Non-County	8.00	8.75	0.75
Junior group – Non-County	5.00	5.75	0.75
Adult private event – County	4.20	4.50	0.30
Junior private event	2.30	3.75	1.45
Adult private event – Non-County	5.50	5.50	0.00
Senior summer – County	6.50	7.00	0.50
Senior winter – County	4.50	5.00	0.50
Senior summer – Non-County	8.00	8.75	0.75
Senior winter – Non-County	6.00	6.75	0.75

Adoption of this amendment would decrease tax levy by \$34,000.

**UNIVERSITY EXTENSION SERVICE (UW-EXTENSION); ORG. UNIT 9910;
AMENDMENT NO. 1A013.**

Expenditures: \$308,401; Revenue or Bonds* \$119,954; Tax Levy \$188,447.

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 9910-UW Extension by denying termination of the UW-Extension program.

For 2005, expenditures increase by \$308,401 and revenues increase by \$119,954 for a tax levy increase of \$188,447. This accounts for the \$19,977 budgeted to fulfill contractual obligations for the UW-Extension sublease of Roosevelt School and other lease related expenses. The net tax levy effect of restoring UW-Extension is the same in 2005 as in 2004.

Adoption of this amendment would increase tax levy by \$188,447.

II. Amendments to Capital Budget

ALL CAPITAL PROJECTS; ORG. UNITS 1200-1899; Amendment No. 1B010.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Capital Improvements Budget to include the narrative as follows:

The Director of the Department of Administrative Services, working in conjunction with staff from the County Executive-Office of Community Business Development Partners and DPPI-Architectural, Engineering and Environmental Services Division, is authorized and directed to develop a suggested format to better presents disadvantaged business enterprise (DBE) data in the annual Capital Improvements Budget. The proposed format shall be presented to the Committee on Finance and Audit at its April 2005 meeting for consideration.

PARKS

Expenditures: \$100,000; Revenue or Bonds* \$100,000 (\$50,000*).

1. To amend the County Executive's 2005 Recommended Capital Improvements Budget by creating a new capital project that will increase expenditures by \$100,000 and increase revenues by \$50,000 in private donations and \$50,000 in general obligation bonding.

A private donor plans to provide \$50,000 in funding for Washington Park bandshell improvements. The donation is contingent upon Milwaukee County providing a \$50,000 match for a total of \$100,000 in increased expenditures.

Adoption of this amendment would increase bonding by \$50,000.

Expenditures: \$0; Revenue or Bonds* \$0.

2. To amend the County Executive's 2005 Recommended Capital Improvements Budget for WP041-Menomonee River Streambank-Hart Park by decreasing reimbursement revenue and increasing bonding.

State reimbursement revenue is decreased \$137,500 to \$0 and the net County commitment is increased \$137,500 to \$102,300.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$250,000; Revenue or Bonds* \$250,000.*

3. To amend the County Executive's 2005 Recommended Capital Improvements Budget by creating a capital improvements project dedicated to golf course improvements and transferring golf-related projects out of WP050-Parks Infrastructure Improvements to "Golf Course Improvements:"

Golf Course Tee, Drainage and Irrigation	\$95,125
Dretzka Park Golf Course Clubhouse Air Conditioning	191,250
Hanson park Golf Course 13 th Hole Bank Stabilization	53,250

An additional appropriation of \$250,000 is included for the following golf course improvement projects in 2005:

Clubhouse Renovation – Currie, Greenfield, Grant, Warnimont	\$200,000
Whitnall Golf – 15 th Green	50,000

Expenditures and bond revenue in WP050-Parks Infrastructure Improvements are decreased \$339,625. Expenditures and bond revenue in the new "Golf Course Improvements" capital project are established at \$589,625.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$60,000; Revenue or Bonds* \$60,000.*

4. To amend the County Executive's 2005 Recommended Capital Improvements Budget for WP050 to provide an additional appropriation of \$60,000 to the Parks Infrastructure project for additional lighting at Dineen and Sherman parks. The primary objective of the additional lighting is to illuminate walkways and other pedestrian areas to promote a more secure environment.

Total expenditures of \$60,000 are offset by \$60,000 in general obligation bonding. Adoption of this amendment would increase bonding by \$60,000 with no tax levy impact.

Expenditures: \$150,000; Revenue or Bonds* \$150,000.*

5. To amend the County Executive's 2005 Recommended Capital Improvements Budget WP050-Parks Infrastructure Improvements by increasing expenditures by \$150,000 and by increasing revenues by \$150,000 in general obligation bonding.

The \$150,000 will be used for the installation of fencing around three county pools. The Parks Superintendent will determine which of the County's three pools will receive the fencing.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$54,000; Revenue or Bonds* \$54,000.*

6. To amend the County Executive's 2005 Recommended Capital Improvements Budget for WP406-Countywide Play Area Redevelopment Program by increasing expenditures \$54,000 and increasing revenues by \$54,000 in general obligation bonds.

This appropriation will be used to replace the play equipment at Rose Park that was destroyed by vandalism in 2003.

Adoption of this amendment would have no tax levy impact.

Expenditures: \$200,000; Revenue or Bonds* \$200,000.*

7. To amend the County Executive's 2005 Recommended Capital Improvements Budget for WP017-Countywide Trail and Hard Surface Replacement Program by increasing expenditures by \$200,000 and increasing revenues by \$200,000 in general obligation bonding.

Adoption of this amendment would have no tax levy impact.

COURTHOUSE COMPLEX; ORG. UNIT 1750; Amendment No. 1B008.

Expenditures: \$0; Revenue or Bonds* \$0.

1. To amend the County Executive's 2005 Recommended Capital Improvements Budget for WC046-Courthouse Security Equipment by adding the following language on page 125:

"Department of Parks and Public Infrastructure staff will pursue any and all opportunities for Homeland Security aid and/or grants to fund Courthouse security costs."

Adoption of this amendment would have no tax levy impact.

SHERIFF; ORG. UNIT 1850; Amendment No. 1B009.

Expenditures: \$494,630; Revenue or Bonds* \$494,630.

1. To amend the County Executive's 2005 Recommended Capital Improvements Budget to establish a new capital project related to the upgrade of the Sheriff's Communication Center to provide enhanced wireless (E911) services. This upgrade will allow the Sheriff's Department to identify the name and approximate location of individuals who call 911 from

a wireless telephone. State grant revenue is anticipated to offset 50% of the total cost to implement the technology. Project expenditures are for ten new communication workstations, computers, controllers, software and relocation of 911 trunk lines. Training of dispatchers on the new equipment/technology is also included and is anticipated to be 100% reimbursed by State grant revenue.

Adoption of this amendment would increase total expenditures by \$494,630 which is offset by \$247,315 in State grant revenue for a net \$247,315 in general obligation bonding.

Amendment #1, County-Wide Total through 11/4/04:

<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
	\$162,010	
	<u>1,148,815*</u>	
\$7,827,527	\$1,310,825	\$6,516,702
<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
\$2,380	(\$1,646)	\$4,026

Approved by Finance Committee through 11/04/04:

<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
\$7,829,907	\$1,309,179	\$6,520,728

*General Obligation Bond financing adjustment to the County Executive’s 2005 Capital Improvements Recommended Budget.

Supervisor Clark noted as present.

The question was on adoption.

SEPARATE ACTION was requested on Org. Units 1140 (items 1 and 2), 1150 (item 1), 1905 (item 1), 1914 (item 1), 1933/9960 (item 1), 1950-Variou (items 1 and 3), 1974 (item 1), 3010 (item 1), 4900 (item 2), 5700 (item 2), 6300 (item 1), 8000 (item 2), 9000 (item 4), 9500 (item 1), 9910 (item 1) and 1400 (items 1 and 5).

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Mayo – 1.

Thereupon, DAS-Human Resources, Org. Unit 1140, Item 1, **WAS ADOPTED** by the

following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 18. **EXCUSED:** Mayo – 1.

Thereupon, DAS-Human Resources, Org. Unit 1140, Item 2, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 12. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Rice and Schmitt – 6. **EXCUSED:** Mayo – 1.

Thereupon, DAS-Risk Management, Org. Unit 1150, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 11. **NOES:** Borkowski, Cesarz, De Bruin, Devine, McCue, Rice and Schmitt – 7. **EXCUSED:** Mayo – 1.

Thereupon, Ethics Board, Org. Unit 1905, Item 1, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Devine, Dimitrijevic, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15. **NOES:** De Bruin, Johnson and Rice – 3. **EXCUSED:** Mayo – 1.

Thereupon, War Memorial, Org. Unit 1914, Item 1, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Cesarz – 1. **EXCUSED:** Mayo – 1.

Supervisors Cesarz and Rice submitted the following **Substitute Amendment 1C016** to Land Sales, Org. Unit 1933, Item 1:

(1C016) – Substitute Amendment No. 1 to Amendment No. 1C014 to amend the County Executive’s 2005 Recommended Budget as follows:

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
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2004)

(November 8

Land Sales	1933	\$0	(\$4,600,000)	\$4,600,000
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To amend the County Executive’s 2005 for Org. No. 1933-Land Sales as follows:

Reduce anticipated land sale revenue by \$4,600,000, from \$11,600,000 to \$7,000,000.

This amendment would result in a tax levy increase of \$4,600,000.

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
Note: Finance Committee change to County Executive’s Budget 1C014: Finance adjusted Org. No. 1933-Land Sales by reducing revenues \$6.6 million from \$11.6 million to \$5 million.	1933	\$0	(\$6,600,000)	\$6,600,000

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
Fiscal Effect of this amendment compared to the Finance Committee recommendation	1933	\$0	\$2,000,000	(\$2,000,000)

Denied by Finance and Audit Committee (Vote 6-0).

Thereupon, the **substitute amendment FAILED TO BE SUBSTITUTED** by the following vote:

AYES: Cesarz and Rice – 2. **NOES:** Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16. **EXCUSED:** Mayo – 1.

Thereupon, Land Sales, Org. Unit 1933, Item 1, Part A, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15. **NOES:** Borkowski, Cesarz and Rice – 3. **EXCUSED:** Mayo – 1.

Supervisors Cesarz, De Bruin, Rice and Schmitt submitted the following **Substitute Amendment 1C016** to Employee Fringe Benefits, Org. Unit 1950, Item 1:

(1C016) – Substitute Amendment No. 1 to Amendment No. 1C007 to amend the County Executive’s 2005 Recommended Budget as follows:

<u>Description</u>	<u>Org.</u>	<u>Expenditure</u>	<u>Increase (or Decrease)</u>	
	<u>Unit</u>		<u>Revenue or Bonds</u>	<u>Tax Levy</u>
To amend the County Executive's 2005 for Org. No. 1950-Employee Fringe Benefits, adjusting the budget narrative on Page 1950-3 as follows:	1950 Various	\$5,500,000	\$990,000	\$4,510,000

5409 – Retirement System Contribution

Decrease ~~\$8,540,000~~ \$3,040,000, from \$35,510,000, to ~~\$26,970,000~~ \$32,470,000.

The 2005 Recommended budget provides ~~\$26,970,000~~ **\$32,470,000** for the County's contribution to the Milwaukee County Employees Retirement System. This amount is a ~~\$10,813,000~~ **\$5,313,000** decrease from the requested budget and an ~~\$8,540,000~~ **\$3,040,000** decrease from the 2004 Adopted Budget. \$313,000 of the ~~\$10,813,000~~ **\$5,313,000** decrease to the requested amount reflects an adjustment for a "double counting" of a mandatory contribution. The second adjustment reflects an estimated ~~\$10.5~~ **\$5 million** reduction to the County's ERS contribution that is generated through the County's anticipated issuance of Pension Obligation Bonds (POBs) in 2005 to fund the ERS's estimated Unfunded Actuarial Accrued Liability (UAAL). In taking this step, the County would be following the lead set by the State of Wisconsin and the Milwaukee Public School System in the use of POBs in Wisconsin; both of these entities issued POBs in 2003.

The original estimate for the County's 2005 ERS contribution assumed a \$37.8 million total contribution, including a \$15 million contribution for UAAL of the ERS. As of January 1, 2004, the ERS, according to the most recent ERS annual report, had a funded ratio of 84.7%. This is in contrast to the System's funded ratio on January 1, 2002 when the system could boast of a funded ratio of 108.6%. However, since January 2004, the system has experienced significant increases in the number of retirees (approximately 778 anticipated retirements as of October 2004) and a significant increase in the number and size of "backdrop" payments made by ERS. Both developments, along with the potential for investment gains that fall short of the 85% target set by ERS, may negatively impact ERS and increase the UAAL. An increased UAAL will, in turn, lead to higher employer contributions in future years.

The proposed pension obligation bond structure would anticipate a \$261 million issuance with the proceeds of this issuance deposited with the Milwaukee County ERS in order to fund the estimated UAAL. the issuance would assume a 30 year debt repayment, with total debt service estimated at \$726 million. This would generate savings of approximately \$255 million in nominal dollars (\$111 million in net present value savings) when compared to the current schedule for funding the UAAL, which anticipates total payments of \$980 million over the next 30 years. The County, under this proposal, would budget \$5 million in annual savings over the term of the debt for a total savings of \$150 million in nominal dollars. In addition, the County savings would assume that the ERS investment rate of return would average 7.5% over the term of the debt; this assumption is a full 1% below the ERS current rate of 8.5%.

This proposal assumes, thought, that annual savings will range between \$6.5 million in

2005 and \$11.8 million in 2034. Any savings in excess of the budgeted \$5 million will be deposited in a newly-created debt service reserve fund (entitled “POB stabilization fund”) that would serve as a buffer in those years that the RS did not achieve investment returns equal to 7.5%. Total deposits into this debt services reserve fund” are estimated to be \$105 million, in nominal dollars.

A preliminary review of POB’s suggest that this instrument, if prudently applied, will provide the County with greater predictability in budgeting future **substantial annual savings in its required** ERS contributions associated with the UAAL and can generate sizable annual savings to the County over the life of a 25 year or 30 year issuance. For example, in one potential 25 year structure, the County could deposit the entire amount needed to achieve 100% funded ratio and generate savings in the first year of \$11 million and \$9 million in the second year and annual savings of \$4 million in the remaining 23 years of the issuance. In contrast, a possible 30 year issuance would generate savings of \$15 in each of the first two years and \$7 million annually over the remaining 28 years of the issuance.

Currently, the County lacks the ability to enter into debt instruments with 30 year maturities. In order to have debt instruments with 30 year maturities available for consideration, this budget anticipates the pursuit of special legislation with the Wisconsin Legislature that would enable the County to issue 30-year pension obligation debt. If this legislative course is not concluded by Spring of 2005, DAS-Fiscal Affairs believes there are a number of options, utilizing 25 year and 20 year financing structures, that would enable the County to meet its dual targets of fully funding the ERS UAAL and realizing ~~sizable~~ annual savings **of \$5 million.**

This recommended budget anticipates the following steps to implement a POB issuance:

21. Pursuit of special legislation enacted by the State Legislature authorizing Milwaukee county to issue pension obligation bonds with a minimum of 30 year maturities.
42. Selection of Financial Advisor (FA) with significant experience and expertise in POBs, through a Request for Proposal (RFP) process. by January 2005.
3. Selection of an Investment Banker with deep expertise in POBs, preferably in Wisconsin, through an RFP process **by January 2005.**
4. Review and approval of a POB issuance by the County Board.
5. Issuance of POBs by June 2005.

The selection of both the Financial Advisor and the Investment Banker will be made in accordance with recommendations approved by the Committee on Finance and Audit at its September 23, 2004 meeting.

This amendment increases the tax levy \$4,100,000 after adjustments for revenue are made. This amendment increases Org. 1950 expenditures by \$5,000,000, which are charged out to departments in the fringe benefit rate. Revenue of \$900,000, from proprietary and enterprise

funds and departments, is anticipated to provide a net tax levy impact of \$4,100,000.

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	Increase (or Decrease) Revenue or <u>Bonds</u>	<u>Tax Levy</u>
Note: Finance Committee change to County Executive's Budget 1C007	1950 County -Wide	(\$5,035,838)	(\$847,569)	(\$4,188,269)
Fiscal Effect of this amendment compared to the Finance committee Recommendation	1950 County -Wide	(\$5,035,838)	(\$847,569)	(\$4,188,269)

Denied by Finance and Audit Committee (Vote 5-1).

Thereupon, the **substitute amendment FAILED TO BE SUBSTITUTED** by the following vote:

AYES: Cesarz, De Bruin, Rice and Schmitt – 4. **NOES:** Borkowski, Broderick, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 14. **EXCUSED:** Mayo – 1.

Thereupon, Employee Fringe Benefits, Org. Unit 1950, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 12. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Rice and Schmitt – 6. **EXCUSED:** Mayo – 1.

Supervisors Cesarz, Rice, De Bruin and Schmitt submitted the following **Substitute Amendment 1C018** to Employee Fringe Benefits County-wide, Org. Unit 1950, Item 3:

(1C018) – Substitute Amendment No. 2 to Amendment No. 1C009 to amend the County Executive's 2005 Recommended Budget as follows:

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	Increase (or Decrease) Revenue or <u>Bonds</u>	<u>Tax Levy</u>
Employee Fringe Benefits County-Wide	1950 various	(\$3,500,000)	(\$562,928)	(\$2,937,072)

To amend the County Executive's 2005 for Org. No. 1950-Employee Fringe Benefits by reducing the appropriation for Health Benefits-Hospital, Professional, Major Medical and Dental by \$3,400,000, from \$114,424,817 to \$111,024,817.

This amendment decreases tax levy \$2,937,072 after adjustments for outside revenue are made. This amendment decreases Org. No. 1950 expenditures by \$3,500,000, which are charged out to departments in the fringe benefit rate. Outside revenue loss of \$562,928 is anticipated to provide a net tax levy decrease of \$2,937,072.

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	Increase (or Decrease) Revenue or <u>Bonds</u>	<u>Tax Levy</u>
Note: Finance Committee change to County Executive's Budget 1C009	1950 various	(\$2,487,413)	(\$411,835)	(\$2,075,578)

<u>Description</u>	<u>Org. Unit</u>	<u>Expenditure</u>	Increase (or Decrease) Revenue or <u>Bonds</u>	<u>Tax Levy</u>
Fiscal Effect of this amendment compared to the Finance Committee recommendation	1950 various	(\$1,012,587)	(\$151,093)	(\$861,494)

Denied by Finance and Audit Committee (Vote 6-0).

Thereupon, the **substitute amendment FAILED TO BE SUBSTITUTED** by the following vote:

AYES: Cesarz, Coggs-Jones, De Bruin, Devine, Rice and Schmitt– 6. **NOES:** Borkowski, Broderick, Clark, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman –12. **EXCUSED:** Mayo – 1.

Thereupon, Employee Fringe Benefits, Org. Unit 1950, Item 3, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 15. **NOES:** Cesarz, Rice and Schmitt – 3. **EXCUSED:** Mayo – 1.

Thereupon, Milwaukee County Fund for the Arts, Org. Unit 1974, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 12. **NOES:** Borkowski, Cesarz, Devine, McCue, Rice and Schmitt – 6. **EXCUSED:** Mayo – 1.

Thereupon, Election Commission, Org. Unit 3010, Item 1, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 14. **NOES:** Cesarz, De Bruin, Devine and Rice – 4. **EXCUSED:** Mayo – 1.

Thereupon, Medical Examiner, Org. Unit 4900, Item 2, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, West, White and the Chairman – 12. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Schmitt and Weishan – 6. **EXCUSED:** Mayo – 1.

Thereupon, Facilities Management, Org. Unit 5700, Item 2, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 13. **NOES:** Borkowski, Cesarz, Devine, Rice and Schmitt – 5. **EXCUSED:** Mayo – 1.

Thereupon, Department of Health and Human Services-Behavioral Health Division, Org. Unit 6300, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15. **NOES:** Cesarz, McCue and Rice – 3. **EXCUSED:** Mayo – 1.

Supervisor Mayo noted as present.

Division of the question was requested on Department of Health and Human Services, Org. Unit 8000, Item 2.

Thereupon, Department of Health and Human Services, Org. Unit 8000, Item 2, Paragraph 1, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, Department of Health and Human Services, Org. Unit 8000, Item 2, Paragraph 2, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** Cesarz, De Bruin and Rice – 3. **EXCUSED** – 0.

Thereupon, Department of Parks and Public Infrastructure-Parks Division, Org. Unit 9000, Item 4, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the

Chairman – 18. **NOES:** Clark – 1. **EXCUSED** – 0.

Thereupon, Zoological Department, Org. Unit 9500, Item 1, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 18. **NOES:** Weishan – 1. **EXCUSED** – 0.

Thereupon, University of Wisconsin Extension, Org. Unit 9910, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** Borkowski, Cesarz and Rice – 3. **EXCUSED** – 0.

Thereupon, Parks Capital Budget, Org. Unit 1400, Item 1, **WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Borkowski and Mayo – 2. **EXCUSED** – 0.

Thereupon, Parks Capital Budget, Org. Unit 1400, Item 5, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Amendments by Supervisors Defeated/Denied by the Finance and Audit Committee

By Supervisor Weishan (1A015)

To amend the County Executive's 2005 Recommended Budget, Org. No. 1000- County Board by abolishing one position of Communications Director, increasing Legislative Aid hours by five hours per week and reducing the personal services lump sum reduction by making the following adjustments to the Org. 1000-County Board budget narrative:

(\$77,647) Abolish one position of Communications Director. This includes savings of \$58,934 for personal services and social security and \$18,713 for fringe benefits.

\$67,695 Increase Legislative Aid hours by five hours per week, from 30 to 35, by proving an additional \$67,695 for personal service and social security costs.

Provide an additional appropriation of \$9,952 to reduce the personal service lump sum reduction.

This amendment has a \$0 tax levy impact

<u>Department (or Capital Project)</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
County Board	1000	\$0	\$0	\$0

Thereupon, Supervisor Weishan **WITHDREW** the foregoing amendment 1A015.

By Supervisor Mayo (1C012)

To amend the County Executive's 2005 Recommended Budget, Org. No. 1933 – Land Sales by modifying the narrative on page 1933-1 as follows:

MMSD Basin Site, representing 90 acres.

48 acres of developable land in the North East Quadrant, bordered by Watertown Plan Road and Highway 45.

Park East Freeway Corridor (approximately 50% of all Park East sales revenue must be repaid to the Federal or State Department of Transportation.) All net sales revenue from the Park East that will accrue to Milwaukee County shall be allocated as follows:

- 1. 20% to the Economic Development Reserve Account**
- 2. 30% to the Brownfield Capital Account**
- 3. 50% to the Land Sales Account**

Miscellaneous.

This amendment has a zero net tax levy impact.

<u>Department (or Capital Project)</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
Land Sales	1933	\$0	\$0	\$0

Thereupon, Supervisor Mayo **WITHDREW** the foregoing amendment 1C012.

By Supervisor Coggs-Jones (1A012)

To amend the County Executive's 2005 Recommended Budget, Org. No. 4000-Sheriff by denying the abolishment of four Unit Clerk positions and modifying the accompanying narrative on page 4000-8 as follows:

~~(\$120,160) Abolish 4 Unit Clerks~~

In fall 2003, the Sheriff's Office obtained approval for an electronic medical records system for the CJF at a cost of \$680,000. This system will result in the elimination of contractual medical records services, **and** will improve Registered Nurse efficiency ~~and will reduce the number of Unit Clerks needed~~ in the CJF. The 2004 Budget reduced the appropriation for contract medical records services from \$650,000 to \$430,000 in anticipation of this projects completion in the fall of 2004. For 2005, the following costs can be eliminated: outside temporary help nursing services can be reduced from \$450,000 to \$250,000 ~~and the number of Unit Clerks can be reduced from nine to five positions~~. However, a Network Applications Specialist 1 position is needed to maintain the system, annual software maintenance expenditures of \$25,000 is anticipated and a medical records consultant will be needed. The Department of Administrative Services-IMSD will provide the needed IT Support. The implementation of the electronic medical records system results in a tax levy reduction of ~~\$167,096~~ **422,084** in 2005.

Denial of the abolishments increases personal services expenditures by \$195,012 (including fringe) which is offset by increasing the department's personal services lump sum reduction by \$195,012 for no net expenditure or tax levy increase.

<u>Department (or Capital Project)</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
Sheriff	4000	\$0	\$0	\$0

Thereupon, Supervisor McCue moved to **lay over amendment 1A012** until later in the meeting.

Later, **amendment 1A012** by Supervisor Coggs-Jones **WAS ADOPTED** by the following vote:

AYES: Borkowski, Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, Mayo, Weishan, West, White and the Chairman – 11. **NOES:** Broderick, Cesarz, Devine, McCue, Nyklewicz, Quindel, Rice and Schmitt – 8. **EXCUSED** – 0.

By Supervisors Cesarz and Rice (1A040)

To amend the County Executive's 2005 Recommended Budget, Org. No. 5700-Facilities Management by increasing parking revenue by \$19,200 to reflect the implementation of a monthly parking fee for the County Executive and County Board of Supervisors. Currently, these 20 elected officials are not charged a monthly fee to park in the Courthouse Annex. If any of these elected officials choose not to secure a paid parking spot within the Annex parking facility, the space will be made available to the next individual on the waiting list.

This amendment would decrease tax levy by \$19,200. This fiscal note is based on 20 elected officials paying \$80 per month for 12 months. The \$80 monthly fee is the amount included in the County Executive's 2005 Recommended Budget, a \$20 increase from the 2004 Adopted fee.

<u>Department (or Capital Project)</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
DPPI/Facilities Management	5700	\$0	\$19,200	(\$19,200)

Thereupon, **Amendment 1A040 FAILED TO PREVAIL** by the following vote:

AYES: Borkowski, Cesarz, Devine, Rice and West – 5. **NOES:** Broderick, Clark, Coggs-Jones, De Bruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman – 14. **EXCUSED** – 0.

By Supervisor Coggs-Jones (1A039)

To amend the County Executive's 2005 Recommended Budget, Org. No. 5800-DPPI-Director's Office by increasing expenditures \$189,604 to create an additional four Facilities Worker Security positions.

This amendment would increase tax levy by \$189,604.

<u>Department (or Capital Project)</u>	<u>Org. Unit</u>	<u>Expenditure</u>	<u>Increase (or Decrease) Revenue or Bonds</u>	<u>Tax Levy</u>
DPPI/Director's Office	5800	\$189,604	\$0	\$189,604

Thereupon, **Amendment 1A039 FAILED TO PREVAIL** by the following vote:

AYES: Clark, Cesarz, De Bruin, Dimitrijevic, Johnson, Weishan, West and White– 8. **NOES:** Borkowski, Broderick, Coggs-Jones, Devine, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt and the Chairman – 11. **EXCUSED** – 0.

Amendment No. 2, Actions through 10/28/04:

III. Special Levies and Charges

File No. 04-360

WHEREAS, the County board, in meetings held up to and including November 4, 2004, authorized salary changes, reclassifications and new positions which are not included in the County Executive's recommended 2005 budget, the detail of which is on file with the

Department of Administration; now, therefore,

BE IT RESOLVED, the County Executive's 2005 recommended budget for General Purposes be amended as follows:

COUNTY BOARD ACTIONS			
	<u>Prior to 11/4/2004</u>	<u>11/4/2004 Actions</u>	<u>Total</u>
Expenditures	\$2,380	\$135,886	\$138,266
Revenues	(1,646)	8,496	6,850
Tax Levy	\$4,026	\$127,390	\$131,416

The question was on adoption of Amendment No. 2

Thereupon, **Amendment No. 2 FAILED OF ADOPTION** by the following vote:

AYES – 0. **NOES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Ordinances from the Committee on Finance and Audit

(Item No. 7A) File No. 04-427

A. To conform to the County Executive's 2005 Recommended Budget for Org. Unit 3400 – Register of Deeds.

The question was on adoption.

Thereupon, the foregoing **Ordinance WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 18. **NOES:** Weishan – 1. **EXCUSED** – 0.

(Item No. 7B) File No. 04-427

B. To conform to the County Executive's 2005 Recommended Budget and an amendment by the Finance and Audit Committee for Org. Unit 9500 – Zoological Department.

The question was on adoption.

Thereupon, **Ordinance WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, White and the Chairman – 17. **NOES:** Borkowski and Weishan – 2. **EXCUSED** – 0.

File No. 04-360

(Item No. 8) From Chairman, Southeastern Wisconsin Regional Planning Commission (SEWRPC) submitting the property tax levy required in partial support of regional planning in Southeastern Wisconsin in calendar year 2004.

The question was on adoption.

Thereupon, **Resolution WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 16. **NOES:** De Bruin, Devine and Mayo – 3. **EXCUSED** – 0.

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION
UNDER SUSPENSION OF THE RULES (OR OTHER SIMILAR MOTIONS)

File No. 04-467

(Item No. 1) Resolution by Supervisors Cesarz, Borkowski, Weishan, Rice, Devine and Schmitt supporting the continued presence of the 440th Airlift Wing of the 128th Air Refueling Wing as an integral and welcome part of our community.

The question was on adoption.

Supervisor Cesarz asked **UNANIMOUS CONSENT** to suspend any and all rules interfering with the consideration of the foregoing item. There being no objections, the **RULES WERE SUSPENDED**.

The question was on adoption.

Thereupon, upon a request of the Board, the **Chair RULED** that the names of all supervisors would be added to the foregoing resolution.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

File No. 04-467

(Item No. 2) Resolution by Supervisors Weishan, West, Dimitrijevic, Clark, Coggs-Jones, Johnson, Quindel, Holloway and Broderick, denouncing a racial slur made by Mark Belling of WISN-AM (1130) radio, parent company Clear Channel Communications.

The question was on adoption.

Thereupon, upon a request of the Board, the **Chair RULED** that the names of all supervisors would be added to the foregoing resolution.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

ADOPTION OF TAX LEVY

File No. 04-427

From the Committee on Finance and Audit

FINAL 2004 TAX LEVY FOR 2005 GENERAL OPERATING PURPOSES

WHEREAS, the County Executive's Budget for General County Purposes as submitted to the County Board on September 30, 2004 has been amended by amendments detailed in the minutes of this meeting; now, therefore

BE IT RESOLVED, that there is hereby levied the sum of \$225,932,848 on all taxable property in the County of Milwaukee for General County Purposes.

Richard D. Nyklewicz, Jr.
Finance and Audit Committee Chairman

The question was on adoption.

Thereupon, the foregoing resolution **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 13. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Rice and Schmitt – 6. **EXCUSED** – 0.

ADOPTION OF BUDGET, AS AMENDED

From the Committee on Finance and Audit

FINAL 2004 EXPENDITURE FOR 2005 GENERAL OPERATING PURPOSES

WHEREAS, the County Executive’s Budget for General County Purposes as submitted to the County Board on September 30, 2004 has been amended by amendments detailed in the minutes of this meeting; now, therefore

BE IT RESOLVED, that the amended budget for General County Purposes as shown in summary form in the minutes of this meeting and totaling \$1,188,006,088 be and the same is hereby adopted.

Richard D. Nyklewicz, Jr.
Finance and Audit Committee Chairman

The question was on adoption.

Thereupon, the 2005 Milwaukee County Budget **WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 13. **NOES:** Borkowski, Cesarz, De Bruin, Devine, Rice and Schmitt – 6. **EXCUSED** – 0.

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on November 8, 2004, File No. 04-2, WERE APPROVED** by a voice vote.

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** at 11:00 a.m. to Wednesday, November 17, 2004, at 1:30 p.m., or to Thursday, December 16, 2004, at 9:30 a.m. by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

Holloway (Chair), Dimitrijevic (Vice Chair), Nyklewicz, Borkowski, White, Johnson,
McCue

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

Quindel (Chair), Schmitt (Vice Chair), Coggs-Jones, Borkowski, De Bruin, Weishan, Cesarz

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski,
Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski,
McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

ANNUAL MEETING NOVEMBER 17, 2004

2004)

(November 17

Milwaukee, Wisconsin, Thursday, November 17, 2004, at 8:42 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West White and the Chairman – 19. **ABSENT:** – 0

INVOCATION

Invocation by Reverend James White.

AFFIDAVIT OF THE COUNTY CLERK OF THE MAILING TO MEMBERS OF THE COUNTY BOARD OF THE ANNUAL MEETING NOTICE.

File No. 04-427

AFFIDAVIT

NOTICE OF ANNUAL MEETING OF THE COUNTY BOARD ON NOVEMBER 17 2004

STATE OF WISCONSIN) SS

(MILWAUKEE COUNTY)

I, Mark Ryan, being duly sworn on oath, depose and say that I am the County Clerk in and for the County of Milwaukee, State of Wisconsin. In such capacity, I did, on the 23rd day of October, 2007, prepare a NOTICE OF ANNUAL MEETING which was sent by U.S. Mail to each member of the Milwaukee County Board of Supervisors. A copy of the notice is attached herein and made a part of this file.

In testimony, my signature and the official seal of Milwaukee County are affixed this 17th day of November, 2004.

MARK RYAN County Clerk

2004)

(November 17

OFFICE OF THE COUNTY EXECUTIVE
Milwaukee County
SCOTT WALKER COUNTY EXECUTIVE

DATE :November 17,2004
TO :The Honorable County Board of Supervisors
FROM : Scott Walker, County Executive
SUBJECT :**PARTIAL VETO OF FILE NUMBER 04-427**

I proposed a budget for 2005 that reduced the property tax levy, while maintaining support for vital services including the parks, transit system, mental health care, and the General Assistance Medical Program. The County Board's 2005 Adopted Budget increases the property tax levy by 2.96% or \$6.5 million to \$225,932,848. This increase is above the allowable increase in Assembly Bill 466, the State's proposed tax freeze legislation. The property tax burden on Milwaukee County residents is already too high: Milwaukee has the sixth highest tax burden of comparable cities throughout the nation, while the State of Wisconsin has the sixth highest tax burden of any state in the nation. In order to make real progress to retain the jobs and residents in our community, and recruit new jobs and residents, we, must work to lower the tax burden and create an environment for growth and prosperity. The Board's budget does not accomplish this goal; in fact the Board's budget moves in the wrong direction for creating economic growth in our community. This is why I have decided to veto the provisions listed below.

Throughout this process I have been open to working with interested Supervisors to address concerns about initiatives in the 2005 Recommended Budget, including the proposed use of Pension Obligation Bonds (POB). The Board's approach ensures that County taxpayers will pay higher costs for the pension enhancements agreed to by the prior administration and Board in 2000. County taxpayers and residents deserve prudent management on this critical fiscal issue. This is why I am vetoing a portion of the pension contribution and will re-introduce the POB initiative in early 2005, along the lines of the substitute amendment introduced by four members of the Board.

I am returning those parts of the Budget upon which I have exercised my veto authority and reduced the property tax levy to the 2004 levy of \$219,436,418.

PARTIAL VETO FILE NUMBER 04-427

November 17, 2004

Page 2

AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS

COUNTY BOARD/COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS

Item 1. Transferring the Office of Community Business Development Partners to the County Board encroaches into the administrative function of the County. Moreover, this action appears in conflict with federal Disadvantaged Business Enterprise (DBE) program regulations that require that the Director of DBE programs to have a direct and independent reporting relationship to the Chief Executive. Consequently, I am vetoing this amendment.

COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS

Item 1. The adopted amendment speaks to funding a Joint Certification Program Analyst in this department with revenues derived from reimbursements from the County's Capital budget. However, this position has not typically provided support or interacted with the County's Capital budget and is therefore ineligible for reimbursement from bond proceeds. Consequently, I am vetoing this amendment since the revenues referenced in this amendment will not be realized from bond proceeds associated with capital projects.

DEPARTMENT OF ADMINISTRATIVE SERVICES-RISK MANAGEMENT

Item 1. Since January 2004 this department has functioned effectively, with a half-time Safety Coordinator. Restoring this position to a full-time position will increase the property tax levy by \$31,296 at a time when the County is working to achieve greater efficiencies in the conduct of its business. Consequently, I am vetoing this amendment and reducing the Board's property tax levy by \$31,296.

EMPLOYEE FRINGE BENEFITS

5409-Retirement System Contribution

Item 1. I am vetoing \$5 million from the appropriation for pension contributions to the Milwaukee County Employee Retirement System (ERS) reflecting the savings from the issuance of pension obligation bonds in 2005. During the Board of Supervisors' discussions, at both the Finance and Audit Committee and the full Board's deliberations regarding the 2005 budget, a number of concerns were raised regarding my original proposal to issue pension obligation bonds. As I said at the time I introduced the budget, and during the subsequent discussions by the Board, I stood ready and eager to work with the County Board to craft a more detailed plan that would address any concerns individuals might have regarding this initiative. In the week before the budget was adopted by the Board,

PARTIAL VETO FILE NUMBER 04-427

November 17, 2004

Page 3

Supervisors Cesarz, DeBruin, Rice and Schmitt actively solicited my input and made substantive improvements to my original pension obligation bond proposal. Their proposal represents a very prudent approach to utilizing this tool.

I believe that the County should proceed with the issuance of the bonds in order to address the sizable unfunded liability that is affecting the ERS, an unfunded liability that has doubled largely because of the actions by the prior administration and Board to provide pension benefit enhancements. The costs associated with these pension enhancements have already occurred and the unfunded liability will be with County taxpayers for the next 30 years. In fact, if nothing is done to stabilize the pension fund, the unfunded liability will continue to grow, placing an even greater burden on future generations. The prudent use of pension obligation bonds, as proposed by Supervisors Cesarz, DeBruin, Rice and Schmitt, will enable the County to realize an estimated \$255 million in savings and reduce these costs and the burden on County taxpayers and residents. The failure to adopt their pension obligation proposal will ensure that County residents and taxpayers are saddled with the high cost resulting from this irresponsible act for the next generation. Therefore, I am vetoing a portion of this appropriation and will re-introduce an initiative to issue pension obligation bonds at the beginning of 2005. This action will reduce the Board's property tax levy increase by \$4.1 million.

- Item 3.* Subsequent to my recommended budget being submitted to the Board, and during the Board's budget deliberations, the Department of Administrative Services revised its estimate for employee health insurance costs. This information was subsequently provided to the Board's Finance and Audit Committee, which incorporated a portion of this revised estimate in its budget recommendations approved by the full Board of Supervisors. I believe that DAS's revised estimates are reasonable reflections of the expected savings negotiated by DAS-Human Resources and our health insurance consultant. Consequently, I am vetoing the Board's amendment regarding health insurance costs and revising the appropriation downward to reflect these estimates. This veto will reduce the Board's tax levy increase by \$2,231,472.

MILWAUKEE COUNTY FUND FOR THE ARTS

- Item 1.* During my budget discussions with the Fund for the Arts, I was informed by the organization that the level of funding included in my recommended budget was quite acceptable to the organization. I have not received any subsequent information from the Fund for the Arts that the original amount I provided in the recommended budget was not sufficient. Considering the significant reductions that other non-

PARTIAL VETO FILE NUMBER 04-427

November 17, 2004

Page 4

departmental entities have agreed to, in order to address the financial situation of the County, I believe it is appropriate to reduce direct expenditures in this area to the level included in my original recommendation. Therefore, I am vetoing this amendment, which will lower the Board's tax levy increase by \$18,562.

COMBINED COURT RELATED OPERATIONS

Item 1. The adopted amendment restores five positions without providing any funding. This practice of creating "phantom" positions creates budgetary problems for departments and does not honestly reflect a department's ability to provide services. Consequently, I am vetoing this amendment.

DEPARTMENT OF CHILD SUPPORT

Item 1. The adopted amendment restores a position without providing full funding. This practice of creating "phantom" positions creates budgetary problems for departments and does not honestly reflect a department's ability to provide services. Consequently, I am vetoing this amendment.

REGISTER OF DEEDS

Item 1. This adopted amendment increases expenditures at a time of fiscal stress for the County. Therefore, I am vetoing the adopted amendment because it increases expenditures in a time of fiscal constraints.

HOUSE OF CORRECTION

Item 1 and 2. The County Board adopted a resolution in September to "develop a farm and fish hatchery operational support committee for the purpose of developing community partnerships and funding opportunities and other vehicles for operational funding for the farm and fish hatchery for both the long- and short-term." I support the creation of community partnerships to support the operation of the farm and fish hatchery and I am working with the County Board and Hunger Task Force to appoint individuals to the committee. I am vetoing this amendment and await the recommendations of that committee. This veto reduces the Board's property tax levy by \$72,000.

MEDICAL EXAMINER

Item 1. The adopted amendment restores a position without providing any funding. This practice of creating "phantom" positions creates budgetary problems for departments and does not honestly reflect a department's ability to provide services. Consequently, I am vetoing this amendment.

Item 2. Because of fiscal constraints it is necessary to reduce expenditures in this area. This reduces the Board's property tax levy increase by \$40,718.

PARTIAL VETO FILE NUMBER 04-427

November 17, 2004
Page 5

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE-AIRPORT

Item 1. DPPI-Airport should be allowed flexibility in determining the best means for delivering services.

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE-FACILITIES MANAGEMENT

Item 1. Addressing the financial constraints facing the County over the coming years requires exploration of alternative means for service delivery. My original proposal sought the most cost effective method for delivering services, without unduly burdening taxpayers. This amendment, in the short-run, will only serve to increase property taxes in our community.

Item 2. The fiscal constraints existing in the County require a reduction in expenditures. This veto reduces the Board's tax levy by \$125,000.

DEPARTMENT OF HEALTH AND HUMAN SERVICES-BEHAVIORAL HEALTH DIVISION

Item 2. The adopted amendment restores positions without providing full funding. This practice of creating "phantom" positions creates budgetary problems for departments and does not honestly reflect a department's ability to provide services. Consequently, I am vetoing this amendment.

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE-PARKS DIVISION

Item 3. To address the financial pressures facing the County it is necessary to reduce these expenditures and thereby reduce the property tax increase adopted by the Board. The Parks Division is already aggressively pursuing controlling the geese population in our Parks. This veto reduces the Board's property tax levy increase by \$50,000.

Item 4. The \$400,000 increase in park fees to support other operations of County government is of particular concern to me. I strongly believe that revenues generated by Parks operations should be used to support park operations. This is one reason why I continue to support a Parks District and a segregated Parks Fund. For these reasons, I am vetoing this amendment.

UNIVERSITY EXTENSION SERVICE

Item 1. Considering the fiscal situation of the County, it is appropriate to reduce expenditures for a program that is not a core function of County government.

PARTIAL VETO FILE NUMBER 04-427

**November 17, 2004
Page 6**

SHERIFF'S DEPARTMENT

Amendment (1A012) The adopted amendment restores four positions without providing any funding. This practice of creating "phantom" positions creates budgetary problems for departments and does not honestly reflect a department's ability to provide services. Consequently, I am vetoing this amendment.



Scott Walker
County Executive

Summary - Fiscal Effect of Vetoes

2004 Tax Levy	\$219,436,418	
County Executive's 2005 Recommended Tax Levy	\$219,416,093	
County Executive's Recommended Decrease Over 2004	(\$20,325)	-0.009%
County Board Adopted 2005 Tax Levy	\$225,932,848	
County Board Increase Over 2004	\$6,496,430	2.961%
Revised 2005 Levy With County Executive Vetoes*	\$219,436,418	
Revised Decrease Over 2004	\$0	0.000%

* This includes a decrease of \$87,288 in State Exempt Computer Aid revenue resulting from the County Executive vetoes. If any action by the County Board on November 17 causes the tax levy amount to change, then the computer tax exemption revenue total will be recalculated by the Department of Administration per the Wisconsin Department of Revenue formula. The final Property Tax Levy and Budget would then include the recalculated computer tax exemption revenue total, which would be different from the total cited above.

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1000/1040			
1000	\$0	\$0	\$0
1040	0	0	0
	\$0	\$0	\$0

I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS

COUNTY BOARD/COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1000 - County Board and Org. No. 1040 - County Executive - Office of Community Business Development Partners, by organizationally transferring the Office of Community Business Development Partners to the County Board.

The following language is added to the budget narrative of Org. Nos. 1000 and 1040:

"The Office of Community Business Development Partners is transferred from the County Executive's Office to the County Board to reflect the Office's County-wide policy focus, the County Board's overall policy oversight function, and the importance of the Office's mission to promote business opportunities and capacity building and overall economic viability for small and disadvantaged businesses in Milwaukee County.

A Community Business Development Partners Advisory Committee is created to provide policy and operational oversight to the Office of Community Business Development Partners. The Advisory Committee shall consist of nine members, including two appointments by the County Executive and seven appointments by the Chairman of the County Board."

Adoption of this amendment has no tax levy impact. (1A033) (Vote 6-0) (Excused: Ceggs-Jones)

Veto No. |

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1040			
1040	\$ 70,065	\$ 70,065	\$ 0

COUNTY EXECUTIVE'S COMMUNITY BUSINESS DEVELOPMENT PARTNERS

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1040 - County Executive - Office of Community Business Development Partners, by adjusting the budget narrative on Page 1040-3 as follows:

- (\$24,726) Abolish 1 Office Support Asst 1
- (\$49,300) Abolish 1 DBD Specialist
- (\$44,570) Abolish 1 Joint Cert Program Analyst
- (\$50,880) Abolish 1 DBD Coordinator
- ~~(\$51,352) Unfund 1 Joint Cert Program Analyst~~
- ~~(\$220,828) (\$169,476)~~

One position each of Office Support Assistant 1, DBD Specialist, Joint Certification Program Analyst and DBD Coordinator are abolished. In addition, one position of Joint Certification Program Analyst is unfunded for a total salary and social security savings of \$169,476 220,828-\$276,697.

Indirect revenue that is derived primarily from services provided to capital projects decrease \$108,690 from \$365,325 to \$256,635.

Adoption of this amendment would have no tax levy impact. (1A016) (Vote 6-0) (Excused: Coggs-Jones)

Veto No. 2

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1150			
1150	\$ 31,296	\$31,296	\$0
Various	31,296	0	31,296
	\$ 62,592	\$31,296	\$31,296

DEPARTMENT OF ADMINISTRATIVE SERVICES – RISK MANAGEMENT

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1150 – DAS Risk Management, by reducing the personal services lump-sum reduction to allow one position of Safety Coordinator to be filled on a full-time basis by making the following changes to Org. No. 1150 budget narrative:
 - A lump-sum salary reduction of \$31,296 0 is created to establish a net salary budget that is 90.7 100% of gross wages. To meet this reduction, one position of Safety Coordinator continues to be funded at half-time, as it also was in 2004. is funded at full-time in 2005.

Adoption of this amendment would increase tax levy by \$31,296. (1A014) (Vote 5-1) (No.: McCue) (Excused: Coggs-Jones)

Veto No. 3

Org. Unit	Expenditures	Revenue or Bonds*	Tax Levy
1950	\$ 0	\$ 0	\$ 0
1950 Various	<u>10,635,838</u>	<u>1,837,569</u>	<u>8,698,269</u>
	\$ 10,635,838	\$ 1,837,569	\$ 8,698,269
	\$ 0	\$ 0	\$ 0
	<u>5,535,838</u>	<u>967,569</u>	<u>4,568,269</u>
	\$ 5,535,838	\$ 967,569	\$ 4,568,269

EMPLOYEE FRINGE BENEFITS

- To amend the County Executive's 2005 Recommended Budget for Org. No. 1950 - Employee Fringe Benefits, by adjusting the budget narrative on Page 1950-3 as follows:

5409 - Retirement System Contribution

Decrease Increase ~~\$1,960,000~~ ~~\$8,540,000~~, from ~~\$35,510,000~~, to ~~\$26,970,000~~ ~~\$37,470,000~~.

The 2005 Recommended Budget provides \$26,970,000 ~~\$37,470,000~~ \$32,470,000 for the County's contribution to the Milwaukee County Employees Retirement System. This amount is a ~~\$10,813,000~~ decrease from the requested budget and an ~~\$8,540,000~~ ~~1,960,000~~ decrease from the 2004 Adopted Budget. ~~\$313,000~~ of the ~~\$10,813,000~~ decrease to the requested amount reflects an adjustment for a "double counting" of a mandatory contribution. The second adjustment reflects an estimated \$10.5 million reduction to the County's ERS contribution that is generated through the County's anticipated issuance of Pension Obligation Bonds (POBs) in 2005 to fund the ERS's estimated Unfunded Actuarial Accrued Liability (UAAL). In taking this step, the County would be following the lead set by the State of Wisconsin and the Milwaukee Public School System in the use of POBs in Wisconsin; both of these entities issued POBs in 2003.

The original estimate for the County's 2005 ERS contribution assumed a \$37.8 million total contribution, including a \$15 million contribution for the UAAL of the ERS. As of January 1, 2004 the ERS, according to the most recent ERS annual report, had a funded ratio of 84.7%. This is in stark contrast to the System's funded ratio on January 1, 2002, when the system could boast of a funded ratio of 108.6%. However, since January 2004 the system has experienced significant increases in the number of retirees (approximately 764 anticipated retirements as of September 2004) and a significant increase in the number and size of "backdrop" payments made by ERS. Both developments, along with the potential for investment gains that fall short of the 8.5% target set by ERS, may negatively impact ERS and increase the UAAL. An increased UAAL will, in turn, lead to higher employer contributions in future years.

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue of Bonds*</u>	<u>Tax Levy</u>
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A preliminary review of POB's suggests that this instrument, if prudently applied, will provide the County with greater predictability in budgeting future ERS contributions associated with the J/AL and can generate sizable annual savings to the County over the life of a 25 year or 30 year issuance. For example, in one potential 25 year structure, the County could deposit the entire amount needed to achieve 100% funded ratio and generate savings in the first year of \$11 million and \$9 million in the second year and annual savings of \$4 million in the remaining 23 years of the issuance. In contrast, a possible 30 year issuance would generate savings of \$15 in each of the first two years and \$7 million annually over the remaining 28 years of the issuance.

Currently, the County lacks the ability to enter into debt instruments with 30 year maturities. In order to have debt instruments with 30 year maturities available for consideration, this budget anticipates the pursuit of special legislation with the Wisconsin Legislature that would enable the County to issue 30 year pension obligation debt. If this legislative course is not concluded by Spring of 2006, DAS Fiscal Affairs believes there are a number of options, utilizing 25 year and 20 year financing structures, that would enable the County to meet its dual targets of fully funding the ERS and realizing sizable annual savings.

This recommended budget anticipates the following steps to implement a POB issuance:

1. Selection of Financial Advisor (FA) with significant experience and expertise in POBs, through a Request for Proposal (RFP) process.
2. Pursuit of special legislation enacted by the State Legislature authorizing Milwaukee County to issue pension obligation bonds with a minimum of 30 year maturities.
3. Selection of an Investment Banker with deep expertise in POBs, preferably in Wisconsin, through a Request for Proposal (RFP) process.
4. Review and approval of a POB issuance by the County Board.
5. Issuance of POBs by June 2005.

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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~~The election of both the Financial Advisor (FA) and the Investment Banker will be made in accordance with recommendations approved by the Committee on Finance and Audit at its September 23, 2004 meeting.~~

~~The Department of Administrative Services, County Board staff and other interested parties are directed to explore the possibility of using pension obligation bonds to reduce Milwaukee County's pension costs. Appropriate alternatives and options will be brought to the Committee on Finance and Audit for consideration.~~

~~This amendment increases the tax levy \$8,698,269. (Note: Org. No. 1950 expenditures increase \$10.5 million, and are charged out to departments in the fringe benefit rate. Outside revenue of \$1,837,569 is anticipated to provide a net tax levy impact of \$8,698,269). (1C007) (Vote 5-1) (No: Mayo) (Excused: Coggins-Jones)~~

Veto No. 4

EMPLOYEE FRINGE BENEFITS

3. To amend the County Executive's 2005 Recommended Budget for Org. No. 1950 - Employee Fringe Benefits, by reducing the appropriation for Health Benefits-Hospital, Professional, Major Medical & Dental by \$2,487,413, from \$114,424,817 to \$111,937,404 \$109,235,864. Add language to the narrative on page 1950-2 as follows: ~~"The Department of Administrative Services shall provide a quarterly report to the Committee on Finance and Audit as to the status of health care expenditures."~~
- ~~This amendment decreases the tax levy \$2,075,578 after adjustments for outside revenue are made. This amendment decreases Org. No. 1950 expenditures by \$2,487,413, which are charged out to departments in the fringe benefit rate. Outside revenue loss of \$411,835 is anticipated to provide a net tax levy decrease of \$2,075,578. (1C000) (Vote 7-0)~~

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1950			
1950	\$ 0	\$ 0	\$ 0
Various	(2,487,413)	(411,835)	(2,075,578)
	(\$2,487,413)	\$(411,835)	(\$2,075,578)
	\$ 0	\$ 0	\$ 0
	(5,188,953)	(881,903)	(4,307,050)
	(\$5,188,953)	\$(881,903)	(\$4,307,050)

Veto No. 5

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1974			
1974	\$ 18,562	0	\$18,562

MILWAUKEE COUNTY FUND FOR THE ARTS

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 1974 - Milwaukee County Fund for the Arts, by increasing expenditures by \$18,562. This will increase the property tax levy contribution to the Fund for the Arts from \$352,688 to \$371,250. The budget narrative on page 1974-1 is amended as follows:

~~The budget decreases \$18,562, from \$371,250 to \$352,688. The County will not receive state regranting funds of \$14,000 for 2005 because a budget of at least \$475,000 is the threshold required to capture these funds.~~

~~Adoption of this amendment would increase expenditures by \$18,562 resulting in a net tax levy increase of \$18,562. (1C002) (Vote 5-1) (No: McGue) (Excused: Ceggs-Jones)~~

Veto No. **6**

Tax Levy

Revenue
or Bonds*

Expenditures

Org. Unit

2000

2000

\$0

\$0

\$0

COMBINED COURT RELATED OPERATIONS

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 2000—Combined Court Related Operations, by denying the abolishment of the following positions as listed on page 2000-10 of the budget narrative: one Clerical Assistant 1, two Clerical Assistant 2, one Clerical Specialist Courts, and one Fiscal Assistant 1.

Denial of the abolishment increases expenditures by \$183,122 which is offset by increasing the department's personal services lump sum reduction by \$183,122 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact. (1A005) (Vote 7-0)

Veto No. 7

Org. Unit Expenditures Revenue or Bonds* Tax Levy

2430			
2430	\$28,306	\$28,306	\$0

DEPARTMENT OF CHILD SUPPORT

- To amend the County Executive's 2005 Recommended Budget for Org. No. 2430 - Child Support, to restore one Legal Counsel CS 1 position by modifying the narrative on page 2430-5 as follows:

Seven of the 16 vacant, full-time positions were unfunded in the 2004 Budget and provide no tax levy savings for 2005. These seven slots are now being abolished in 2005. As a result of fiscal constraints, eight of the remaining nine positions are abolished in 2005 for an expenditure savings of ~~\$438,199~~ ~~\$395,311~~ ~~\$438,199~~, revenue reduction of ~~\$289,211~~ ~~\$260,905~~ ~~\$289,211~~ and net tax levy reduction of ~~\$148,998~~ ~~\$134,496~~ ~~\$148,998~~.

(0)	Abolish	1	Clerical Asst 2
(0)	Abolish	1	Office Support Asst 1
(0)	Abolish	1	Child Support Supv
(0)	Abolish	1	Paralegal CS
(0)	Abolish	1	Child Support Asst
(0)	Abolish	1	Child Support Spec
(0)	Abolish	1	Office Supp Asst 2
(136,635)	Abolish	2	Legal Counsel CS 1
(49,351)	Abolish	1	Child Support Coord
(56,426)	Abolish	1	Child Support Prog Coord
(35,469)	Abolish	1	Fiscal Asst 1
(75,676)	Abolish	2	Paralegal CS
(45,646)	Abolish	1	Child Support Supv
(38,996)	Abolish	1	Child Support Spec
(\$ 438,199)			Total
			(136,635)
			(49,351)
			(56,426)
			(35,469)
			(75,676)
			(45,646)
			(38,996)
			(\$ 438,199)

Personal services expenditures increase \$42,888, offset by an increase in the personal services lump sum reduction of \$14,582, for a net expenditure increase of \$28,306. Position reimbursement revenues are increased \$28,306 for no net levy effect.

Adoption of this amendment would have no tax levy impact. (1A032) (Vote 6-0) (Excused: Coggins-Jones)

Veto No. 8

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
3400/1192			
3400	\$46,223	\$246,223	-\$200,000
1192	<u>50,000</u>	<u>0</u>	<u>50,000</u>
	\$96,223	\$246,223	(\$150,000)
			\$(246,223)

REGISTER OF DEEDS/DEPARTMENT OF ADMINISTRATIVE SERVICES- ECONOMIC AND COMMUNITY DEVELOPMENT

- To amend the County Executive's 2005 Recommended Budget for Org. No. 3400 - Register of Deeds and Org. No. 1192 - Department of Administrative Services-Economic and Community Development as follows:
 - Deny the abolishment of one position of Clerical Specialist, completely offset with a \$33,078 increase in the personal-service lump-sum reduction.
 - Deny the abolishment of one position of Office Support Assistant 2, and restore \$27,540 for personal service and \$18,713 for related fringe benefit costs.
 - Increase recording fee revenue by \$126,223 and transfer fee revenue by \$120,000 for a total revenue increase of \$246,223.
 - Provide a \$50,000 appropriation for the Economic and Community Development Reserve Fund.

Adoption of this amendment would decrease tax levy by \$150,000 \$246,223. (1A009) (Vote 7-0)

Veto No. 9

Org. Unit	Expenditures	Revenue or Bonds*	Tax Levy
4300			
4300	\$0	\$0	\$0

HOUSE OF CORRECTION

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 4300 - House of Correction, by denying the abolishment of three Correction Officer 1 positions associated with the operation of the Farm and Fish Hatchery program and deleting the accompanying narrative language on page 4300-6 as follows:

~~\$(123,660) Abolish 3 Correction Officer 1~~

~~The farm and fish hatchery programs which stock fish in County lagoons and ponds and provide produce for food pantries are discontinued in 2005 due to loss of grant funds. Expenditures and revenue are reduced \$37,060, which includes the abolishment of three positions of Correction Officer 1.~~

~~Denial of the abolishment increases expenditures by \$123,660 which is offset by increasing the department's personal services lump sum reduction by \$123,660 for no net expenditure or tax levy increase.~~

~~Adoption of this amendment would have no tax levy impact. (1A003) (Vote 7-0)~~

Veto No. 10

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
4300			
4300	\$ 72,000	0	\$ 72,000

HOUSE OF CORRECTION

2: To amend the County Executive's 2005 Recommended Budget for Org. No. 4300 - House of Correction, by increasing funding for Farm and Fish Hatchery operations for 2005. The appropriation is intended to supplement other appropriations and anticipated donations, resulting in full funding for the Farm and Fish Hatchery in 2005.

Adoption of this amendment would increase personal services expenditures and tax levy by \$72,000. (1A036) (Vote 6-0) (Excused: Coggs-Jones)

Veto No. ||

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
4900			
4900	\$0	\$0	\$0
4900	\$40,718	\$18,000	\$22,718 (\$18,000)

MEDICAL EXAMINER

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 4900 - Medical Examiner, by denying the abolishment of one Forensic Investigator position (.75 FTE) and modifying the narrative on page 4900-2 as follows:

Therefore, the vacant Asst. Medical Examiner position is unfunded and one Forensic Investigator position is abolished as of April 1 in the 2005 budget request to reflect this new level of activity and the funding needs associated with it.

Denial of the abolishment increases personal services expenditures by \$51,139 (including fringe) which is offset by increasing the department's personal services lump sum reduction by \$51,139 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact. (1A004) (Vote 7-0)

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 4900 - Medical Examiner, by restoring funding for one Forensic Investigator position (.75 FTE) by increasing revenues and tax levy a total of \$40,718 \$18,000.

The lump sum reduction for the Medical Examiner's office decreases \$40,718. Revenues from Physician Testimony fees and Referral Autopsy fees increase \$3,000 and \$15,000, respectively, for a total of \$18,000. Tax levy increases \$22,718.

Adoption of this amendment would increase tax levy by \$22,718. (1A025) (Vote 6-0) (Excused: Coggins-Jones)

Veto No. 12 + 13

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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5040

(\$140,194)

(\$140,194)

\$0

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE - AIRPORT

- To amend the County Executive's 2005 Recommended Budget for Org. No. 5040 - Airport, by providing for the following:

Deny the abolishment of 8 Maintenance Worker Assistant positions and delete the language beginning on page 5040-3 as follows:

- (\$175,476) Abolish 8 Maintenance Wkr Asst (Upon Vacancy)

In January of 2005, General Mitchell International Airport will issue a request for proposal for housekeeping duties for all unleashed areas of the D-Concourse. Currently, eight Milwaukee County employees provide 24 hour/7 day week housekeeping service for the D-Concourse. The airport is abolishing seven vacant positions and will begin to use contracted service in April of 2005; another Maintenance Worker Assistant position will be abolished when it becomes vacant.

Analysis conducted by GMIA indicates that savings from the initiative will be, at a minimum, \$90,000 annually.

Note: Expenditure decrease is related to costs for outside housekeeping services that will not be necessary. Airport revenue (Landing Fees) is reduced a like amount for no net tax levy impact. (1A001) (Vote 7-Q)

Veto No. 14

Org. Unit	Expenditures	Revenue or Bonds*	Tax Levy
5700			
5700	\$0	\$0	\$0

DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE - FACILITIES MANAGEMENT

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 5700—DPPI—Facilities Management, by providing for the following:

Deny the abolishment of 6 Facility Worker 4 positions and 1 Administrative Specialist (DPW) NR position, and \$9,600 decrease in housekeeping supplies, completely offset with a reduction in net salary appropriations, and delete the language on page 5700-5 as follows:

A Request For Proposal (RFP) will be issued in 2005, seeking to select a provider that supplies quality services at a reduced cost. DPPI Facilities will have an equal opportunity to bid for continued operation of housekeeping duties. As a result of efficiencies gained with the adoption of a new housekeeping model savings from position changes total \$258,724 in 2005.

~~(\$222,480) Abolish 6 Facility Worker 4~~
~~(\$36,244) Abolish 1 Admin Spec (DPW) NR~~
 (\$258,724)

This Housekeeping initiative resulting in abolishing of six positions of Facility Worker 4 and one position of Administrative Specialist—DPW. In addition, housekeeping supplies decrease by \$9,600, for a total savings of \$268,324.

Adoption of this amendment would have no tax levy impact. (1A002) (Vote 7-0)

Veto No. 15

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
5700	\$ 125,000	\$ 0	\$ 125,000

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 5700—Department of Parks and Public Infrastructure—Facilities Management, by providing an additional appropriation of \$125,000 to reduce the personal services lump sum reduction.

Adoption of this amendment would result in a \$125,000 increase in tax levy. (1A030) (Vote 6-0) (Excused: Coggs-Jones)

Veto No. 16

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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DEPARTMENT OF HEALTH AND HUMAN SERVICES - BEHAVIORAL HEALTH DIVISION

6300			
6300	\$0	\$0	\$0

2. To amend the County Executive's 2005 Recommended Budget for Org. No. 6300 - Department of Health and Human Services - Behavioral Health Division, by denying the abolishment of one Pharmacy Technician position, as listed on page 6300-11 of the budget narrative.

Denial of the abolishment increases expenditures by \$50,533 which is offset by increasing the department's personal services lump sum reduction by \$50,533 for no net expenditure or tax levy increase.

Adoption of this amendment would have no tax levy impact. (1A007) (Vote 7-0)

Veto No. 17

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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DEPARTMENT OF PARKS AND PUBLIC INFRASTRUCTURE--PARKS DIVISION

9000			
9000	\$50,000	\$0	\$50,000

3: To amend the County Executive's 2005 Recommended Budget for Org. No. 9000--Department of Parks and Public Infrastructure--Parks Division, by increasing expenditures by \$50,000 for continuation of the goose control program. The program includes egg adding, flight control applications and use of dogs to reduce the resident goose population in Milwaukee County parks.

Adoption of this amendment would increase expenditures by \$50,000 resulting in a net tax levy increase of \$50,000. (1A027) (Vote 7-0)

Veto No. 18

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
9000	\$0	\$400,000	(\$400,000) \$ 400,000

4. To amend the County Executive's 2005 Recommended Budget for Org. No. 9000 - Department of Parks and Public Infrastructure - Parks Division, by modifying narrative language on page 9000-6 in the 2005 Recommended Budget, as follows:

- The Superintendent of the Parks Department will have the authority to set all program fees for buildings and room rentals, picnic permits, Wilson Park Ice Rink, traditional (reoccurring) special event permits, aquatic admissions and other miscellaneous revenues based on the 2004 Adopted Budget fee schedule for the Parks Division within Parks. The Parks Superintendent will have the flexibility to set fees lower, or up to 10% higher than the 2004 Adopted Budget in order This flexibility will enable the Superintendent to respond in a timely manner to changing market competition, weather conditions, seasonal needs and special events in an overall effort to maximize the revenue generated by the Milwaukee County Park System. The Parks Superintendent shall obtain prior approval from the County Board to charge any fee that is greater than 110% of the 2004 adopted fee amount. The Parks Superintendent will present a report to the Committee on Finance and Audit at its June 2005 meeting on the status of program revenues generated. In addition, the Parks Superintendent will study the Park System fee structure for each of program and present the findings to the Committees on Finance and Audit and Parks, Energy and Environment in July 2005.

- ~~Total revenue budgeted for the Parks Division in 2005 is \$19,190,394, a decrease of \$326,900 from the \$19,517,294 anticipated in 2004. This reduction is made to better reflect actual experience.~~

~~This amendment would result in a \$400,000 reduction in tax levy. (Note: The County Executive's Recommended Budget anticipates \$18,790,394 in total revenue for the Parks Division.) (1A028) (Vote 7-0)~~

Revenue
or Bonds*

Expenditures

Org. Unit

Tax Levy

UNIVERSITY EXTENSION SERVICE

1. To amend the County Executive's 2005 Recommended Budget for Org. No. 9910—Milwaukee County University Extension Service, by denying termination of the UW Extension program.

For 2005, expenditures increase by \$308,401 and revenues increase by \$119,954 for a tax levy increase of \$188,447. This accounts for the \$19,977 budgeted to fulfill contractual obligations for the UW Extension sublease of Roosevelt School and other lease related expenses. The net tax levy effect of restoring UW Extension is the same in 2005 as in 2004.

Adoption of this amendment would increase tax levy by \$188,447. (1A013) (Vote 6-0) (Excused—Coggs-Jones)

9910			
9910	\$308,401	\$119,954	\$188,447

By Supervisor Coggs-Jones (1A012)

To amend the County Executive's 2005 Recommended Budget for Org. No. 4000 - Sheriff, by ~~denying~~ the abolishment of four Unit Clerk positions ~~and modifying the accompanying narrative on page 4000-8 as follows:~~

~~• (\$120,160) Abolish 4 Unit Clerks~~

In fall 2003, the Sheriff's Office obtained approval for an electronic medical records system for the CJF at a cost of \$680,000. This system will result in the elimination of contractual medical records services, and will improve Registered Nurse efficiency ~~and will reduce the number of Unit Clerks needed~~ in the CJF. The 2004 Budget reduced the appropriation for contract medical records services from \$650,000 to \$430,000 in anticipation of this projects completion in the fall of 2004. For 2005, the following costs can be eliminated: outside temporary help nursing services can be reduced from \$450,000 to \$250,000 ~~and the number of Unit Clerks can be reduced from nine to five positions.~~ However, a Network Applications Specialist 1 position is needed to maintain the system, annual software maintenance expenditures of \$25,000 is anticipated and a medical records consultant will be needed. The Department of Administrative Services-IMSD will provide the needed IT Support. The implementation of the electronic medical records system results in a tax levy reduction of ~~\$617,096~~ 422,084 ~~\$617,096~~ in 2005.

~~Denial of the abolishments increases personal services expenditures by \$195,012 (including fringe) which is offset by increasing the department's personal services lump sum reduction by \$195,012 for no net expenditure or tax levy increase.~~

Org. No.	Department (or Capital Project)	Expenditure	Revenue (or Bonds)	Tax Levy
4000	Sheriff	\$0	\$0	\$0
TOTALS:		\$0	\$0	\$0

FINANCE AND AUDIT COMMITTEE ROLL CALL		
	AYES	NOES
Nyklewicz		
McCue	X	
Coggs-Jones	Excused	
Quindel	X	
Mayo		X
Johnson		X
Broderick	X	
Chair	X	
TOTALS:	4	2

(MOTION TO DENY)

Veto No. 21

REPORTS OF COUNTY OFFICERS

VETO ACTIONS TAKEN BY THE COUNTY EXECUTIVE:

File No. 04-460

Resolution by Supervisor Nyklewicz, authorizing and directing the transfer of \$118,532 from Parks Allocated Contingency Account to the House of Correction to offset costs to operate the Farm and Fish Hatchery for the remainder of 2004, which will allow unused Private industry Council grant funds to be available to offset 2005 costs.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-460 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-460 WAS OVERRIDDEN** by the following vote:

AYES Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman - 17. **NOES:** Borkowski, Cesarz- 2

PARTIAL VETO ACTIONS TAKEN BY THE COUNTY EXECUTIVE

File No. 04-427 (2005 Budget)

Veto 1. Transferring the office of Community Business Development Partners to the County Board.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #1 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto #1 WAS OVERRIDDEN** by the following vote:

AYES Broderick, Clark, Coggs-Jones, , Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman - 15. **NOES:** Borkowski, Cesarz, DeBruin, Rice- 4

Veto 2. Funding a Joint Certification Program Analyst in the Office of Community Business Development Partners.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #2 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 2 WAS OVERRIDDEN** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, DeBruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman - 15. **NOES:** Borkowski, Cesarz, Devine, Rice- 4

VETO 3. Reducing the personal services lump sum reduction in the DAS-Risk Management Division to allow one half-time position of Safety Coordinator to be filled on a full-time basis.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #3 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 3 WAS SUSTAINED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Weishan, West, White and the Chairman - 12. **NOES:** Borkowski, Cesarz, DeBruin, Devine, McCue, Rice, Schmitt- 7

Veto 4. Providing \$37,470,000 for the County's contribution to the Milwaukee County Employees' Retirement System. **(The County Executive is vetoing \$5 million of the \$37,470,000 amount.)**

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #4 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 4 WAS OVERRIDDEN** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman - 14. **NOES:** Borkowski, Cesarz, DeBruin, Rice, Schmitt- 5

Veto 5. Reducing the appropriation for Health Benefits-Hospital, Professional, Major Medical and Dental by \$2,487,413 from \$114,424,817 to \$111,937,404. **(The County Executive is vetoing this amendment and lowering his original recommendation by \$5,188,953 from \$114,424,817 to \$109,235,864.)**

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #5 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 5 WAS OVERRIDDEN** by the following vote

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 13 **NOES:** Borkowski, Cesarz, DeBruin, Devine Rice, Schmitt– 6

Veto 6. Increasing expenditures for the Milwaukee County Fund for the Arts by \$18,562

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #6 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 6 WAS SUSTAINED** by the following vote

Ayes: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 12 **NOES:** Borkowski, Cesarz, DeBruin, Devine, McCue Rice, Schmitt– 7

Veto 7. Denying the abolishment of one Clerical Assistant 1, two Clerical Assitant 2, one Clerical Specialist Courts and one Fiscal Assistant 1 in Combined Court Related Operations, the cost of which is offset by increasing the department's personal services lump sum reduction.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #7 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 7 WAS OVERRIDDEN** by the following vote

AYES: Broderick, Clark, Coggs-Jones, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES:** Borkowski, Cesarz, DeBruin, Rice– 7

Veto 8. Restoring one Legal Counsel CS1 position in the Department of Child Support Enforcement, the cost of which is offset by increasing the department's personal services lump sum reduction.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #8 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 8 WAS OVERRIDDEN** by the following vote

AYES: Broderick, Clark, Coggs-Jones, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES:** Borkowski, Cesarz, Devine, Rice– 4

- Veto 9.**
- (a) Denying the abolishment of one position of Clerical Specialist in the Register of Deeds office, the cost of which is offset by increasing the department's personal services lump sum reduction.
 - (b) Denying the abolishment of one position of Office Support Assistant 2 in the Register of Deeds office and restoring \$27,510 for personal service and \$18,713 for related fringe benefit costs.
 - (c) Providing a \$50,000 appropriation for the Economic and Community Development Reserve Fund.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #9 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 9 WAS OVERRIDDEN** by the following vote

AYES: Broderick, Clark, Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **Noes:** Borkowski, Cesarz, Devine, Rice– 4

Veto10 Denying the abolishment of three Correction Officer 1 positions at the House of Correction associated with the operation of the Farm and Fish Hatchery Program.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #10 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 10 WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES** Borkowski, Cesarz, Devine, Rice– 4

Veto 11 Increasing funding for Farm and Fish Hatchery operations at the House of Correction for 2005 by \$72,000.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #11 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 11 WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16 **NOES** Borkowski, Cesarz, Rice– 3

Veto 12 Denying the abolishment of one Forensic Investigator position (.75 FTE) in the Medical Examiner's office, which is offset by increasing the departments's personal services lump sum reduction.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #12 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 12 WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES** Borkowski, Cesarz, Devine, Rice– 4

Veto 13 Increasing tax levy by \$22,718 to restore funding for one Forensic Investigator position (.75 FTE) in the Medical Examiner's office.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #13 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 13 WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Weishan, West, White and the Chairman – 15 **NOES** Borkowski, Cesarz, Devine, Schmitt – 4

Veto 14 Denying the abolishment of 8 Maintenance Worker Assistant positions at the Airport and the deletion of budget narrative providing that General Mitchell International Airport will issue a request for proposal for housekeeping duties for all unleased areas of the D Concourse in January of 2005.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 04-427 Veto #14 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 14 WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt Weishan, West, White and the Chairman – 16 **NOES** Borkowski, Cesarz, Rice, – 3

Veto 15 Denying the abolishment of 6 Facility Worker 4 positions and 1 Administrative Specialist (DPW) NR position, and \$9,600 decrease in housekeeping supplies, in the Department of Parks and Public Infrastructure-Facilities Management Division completely offset with a reduction in the net salary appropriations and deleting budget narrative providing that a Request for Proposal will be issued in 2005 seeking to select a provider that supplies quality services at a reduced cost.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #15 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 15, WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark, Coggs-Jones, Debruin, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt Weishan, West, White and the Chairman – 16 **NOES** Borkowski, Cesarz, Rice, – 3

Veto 16 Providing an additional appropriation of \$125,000 in the Department of Parks and Public Infrastructure-Facilities Management Division to reduce the personal services lump sum reduction.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #16 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 16, WAS OVERRIDDEN** by the following vote

AYES Broderick, Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Weishan, West, White and the Chairman – 13 **NOES** Borkowski, Cesarz, Clark, Devine Rice, Schmitt – 6

Veto 17 Denying the abolishment of one Pharmacy Technician position in the Department of Health and Human Services-Behavioral Health Division, the cost of which is offset by increasing the department’s personal services lump sum reduction.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #17 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 17, WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark Coggs-Jones, Debruin, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES** Borkowski, Cesarz, , Devine Rice, – 4

Veto 18 Increasing expenditures by \$50,000 in the Department of Parks and Public Infrastructure-Parks Division for continuation of the geese control problem.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #18 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 18, WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark Coggs-Jones, Debruin, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16 **NOES** Borkowski, Cesarz, Rice, – 3

Veto 19 Budgeting total revenue for the Department of Parks and Public Infrastructure-Parks Division in 2005 in the amount of \$19,190,394, rather than \$18,790,394 as recommended by the County Executive, resulting in a \$400,000 tax levy reduction.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #19 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 19, WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark Coggs-Jones, Debruin, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 16 **NOES** Borkowski, Cesarz, Rice, – 3

Veto 20 Denying termination of the UW-Extension Program.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #20 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 20, WAS OVERRIDDEN** by the following vote

AYES Broderick, Clark Coggs-Jones, Devine Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15 **NOES** Borkowski, Cesarz, Debruin Rice, – 4

Veto 21 Denying the abolishment of four Unit Clerk Positions in the Sheriff’s Office, the cost of which is offset by decreasing the department’s personal services lump sum reduction.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 04-427 Veto #21 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 04-427 veto # 21, WAS SUSTAINED** by the following vote

AYES Broderick, Clark Coggs-Jones, Dimitrijevic, Johnson, Weishan, West, White and the Chairman – 9 **NOES** Borkowski, Cesarz, Debruin Devine Mayo, McCue, Nyklewicz, Quindel, Schmitt, Rice, – 10

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on November 14, 2004, file No. 04-02 WERE APPROVED** by a voice vote.

Sponsoring Supervisor	Name on Citation	Citation	Co-Sponsors
White	Diane Brown	County Retirement	Broderick, Clark, Coggs-Jones, De Bruin Dimitrijevic, Johnson, Mayo, Mccue, Schmitt Weishan, West
Coggs-Jones	Elder Mark Fossie	Pastor Appreciation Lion of Judah COIGC	Broderick, Clark Holloway, Johnson Mayo, Schmitt West, White

COUNTY BOARD CITATIONS (CONTD.)

Sponsoring Supervisor	Name on Citation	Citation	Co-Sponsors
Holloway	Paulette Minniefield	County Retirement	Broderick, Clark Coggs-Jones, DeBruin Dimitrijevic, Johnson Mayo,McCue, Schmitt Weishan, West, Whit
Coggs-Jones	Luvennia Robertson	Robertson Family Day Recipient Greater Galilee Baptist Church	Broderick, Clark Dimitrijevic, Johnson Mayo, Schmitt, Weishan, West, White
Coggs-Jones	Carmella Thomas	Volunteer of the Year Repairers of the Breach	Broderick, Clark Devine, Holloway Johnson,Mayo,Schmitt West, White
Holloway	Robert Wedder	County Retirement	Broderick, Clark Coggs-Jones, DeBruin Dimitrijevic, Johnson Mayo,McCue, Schmitt Weishan, West, White

ADJOURNMENT

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** sine die at 10:30 a.m. by a voice vote.

MARK RYAN
County Clerk

OFFICIAL PROCEEDINGS

Board of Supervisors
Courthouse, Milwaukee, Wisconsin

LEE HOLLOWAY
Chairman

RICHARD D. NYKLEWICZ, JR.
First Vice Chairman

RYAN P. McCUE
Second Vice Chairman

Members of the Board

1 st District	JAMES G. WHITE	3070 N. 13 th St., Milwaukee 53206
2 nd District	TONI M. CLARK	4105 W. Fairmount Ave., Milwaukee 53209
3 rd District	GERRY P. BRODERICK	1800 E. Newberry Blvd., Milwaukee 53211
4 th District	MARINA DIMITRIJEVIC	2687 S. Kinnickinnic Ave., Milwaukee 53207
5 th District	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210
6 th District	JOSEPH RICE	1005 E. Circle Dr., Whitefish Bay 53217
7 th District	MICHAEL MAYO, SR.	3156 N. 50 th St., Milwaukee 53216
8 th District	RYAN P. McCUE	3927 E. Plankinton, Cudahy 53110
9 th District	PAUL M. CESARZ	5237 Robinwood Lane, Hales Corners 53130
10 th District	ELIZABETH M. COGGS-JONES	737 N. 32 nd St., Milwaukee 53208
11 th District	MARK A. BORKOWSKI	3650 S. Sunset Dr., Milwaukee 53220
12 th District	PEGGY WEST	1111 W. Scott St., Milwaukee 53204
13 th District	WILLIE JOHNSON, JR.	3869 N. Humboldt, 206, Milwaukee 53212
14 th District	RICHARD D. NYKLEWICZ, JR.	3129 S. 17 th St., Milwaukee 53215
15 th District	LYNNE DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208
16 th District	JOHN F. WEISHAN, JR.	2605 S. 82 nd St., West Allis 53219
17 th District	DAN DEVINE	11923 W. Holt Ave., West Allis 53227
18 th District	ROGER H. QUINDEL	4126 N. 90 th Ct., Milwaukee 53222
19 th District	JAMES J. SCHMITT	2517 N. 88 th St., Wauwatosa 53226

MARK RYAN
County Clerk

Annual Meeting December 16, 2004

Milwaukee, Wisconsin, Thursday, December 16, 2004, at 9:34 a.m.

Supervisor Holloway in the Chair.

PRESENT: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **ABSENT** – 0.

REPORTS OF COUNTY OFFICERS

CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS:

File No. 04-494

(Item No. 1) From the County Executive, reappointing Thomas Frenn to serve on the Milwaukee Public Museum Board of Directors for a term expiring January 1, 2008.

File No. 04-495

(Item No. 2) From the County Executive, appointing Supervisor Dan Devine to serve on the War Memorial Corporation Board of Trustees.

File No. 04-496

(Item No. 3) From the County Executive, reappointing Alderman Michael D'Amato to serve on the Milwaukee County Federated System Board for a term expiring December 31, 2006.

File No. 04-497

(Item No. 4) From the County Executive, reappointing the Honorable Martin Schreiber to serve on the Milwaukee County Federated Library System Board for a term expiring December 31, 2007.

The question was on confirmation.

Thereupon, **the foregoing reappointments WERE CONFIRMED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

PRESENTATION OF COMMUNICATIONS

04-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on the County Clerk in behalf of the County of Milwaukee. **Placed on file.**

- 04-6 From Gabriel Appleton, submitting a Notice for injuries and damages allegedly sustained when he was harassed by the security guard at the Milwaukee County Courthouse. **Placed on file.**
- 04-6 From Gendklin & Liverman, S.C., submitting a Notice of Injury in behalf of Gwendlyn Buford for injuries and damages allegedly sustained in a collision involving a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Hart Law Offices, submitting a Notice of Injury in behalf of Tavodca Currin for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Michael Hupy & Associates, S.C., submitting a Notice of Injury in behalf Of Kimberly A. Dawes for injuries and damages allegedly sustained in a collision with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Domnitz & Skemp, S.C., submitting a Notice of Injury in behalf of Rodney Fifer for injuries and damages allegedly sustained due to the negligence of the Milwaukee County Sheriff's Dept. in maintaining adequate computer records. **Placed on file.**
- 04-6 From Jeanne Kolata, submitting a Notice for injuries and damages arising out of The death of her husband as a result of his falling from an escalator at Miller Park. **Placed on file.**
- 04-6 From Davis & Gelshenen LLP, submitting a Notice of Injury in behalf of Judy Kosmoski for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Samster, Konkell & Safran, LLC, submitting a Notice of Injury in behalf of Vikki Moore for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Michael Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Akira Perkins for injuries and damages allegedly sustained in an accident at the Milwaukee Urban League Charter School. **Placed on file.**
- 04-6 From Shirley Seymer, submitting a notice for injuries and damages allegedly sustained from a fall on the escalator at GMIA. **Placed on file.**
- 04-6 From Domnitz & Skemp, S.C., submitting a Notice of Injury in behalf of Leonard Spicer for injuries and damages allegedly sustained while a passenger

- on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 04-6 From Domnitz & Skemp, S.C., submitting a Notice of Injury in behalf of Kathy Stoiber for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services Inc., bus. **Placed on file.**
- 04-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of Travis Taylor for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services Inc., bus. **Placed on file.**
- 04-9 From State of Wisconsin, Dept. of Natural Resources, submitting information on application of an air pollution control permit in Milwaukee County. **Placed on file.**
- 02-539(a)(b) From Risk Manager, requesting authorization to enter into a one-year renewal agreement with the Wisconsin County Mutual Insurance Corporation. **Referred to the Committee on Finance and Audit.**
- 04-160(a)(a) From Director of Audits, submitting An Audit of Office of Community Business Development Partners, dated December 2004. **Referred to the Committee on Finance and Audit.**
- 04-425(a)(a) From Director, Department of Administrative Services, regarding creation of an evaluation panel for Request for Proposals (RFPs) issued by the Department of Administrative Services Fiscal Affairs Division. **Referred to the Committee on Finance and Audit.**
- 04-469 From Director, Department of Health and Human Services and Administrator, Behavioral Health Division, requesting the creation of ten Occupational Therapist Pool positions. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-470 From the Chief Judge, requesting approval of a contract with the Legal Aid Society of Milwaukee, Inc. to perform guardian ad litem services at the Children's Court Center. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-471 From Director, Child Support Enforcement, requesting authorization to execute W-2 contracts with Maximus, OIC (Opportunities Industrialization Center of Greater Milwaukee, Inc. and UMOS (United Migrant Opportunity Services, Inc.). **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-472 From Attorney Richard E. Poulson, Jr., submitting a claim in behalf of Paul E. Luckett for injuries and damages allegedly sustained due to the wrongful arrest and incarceration. **Referred to the Committee on Judiciary, Safety and**

General Services.

- 04-473 From Suzette Washington, submitting a claim for the treatment and lack of treatment received while incarcerated at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-474 From Maxwell & Baldwin LLP, submitting a claim in behalf of Mary Alice Harris for injuries and damages allegedly sustained due to a wrongful death, pain and suffering, and loss of consortium the occurred while her late spouse, Edward Harris, was in police custody. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-475 From Antwon Alston, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-476 From Luis A. Lugo Rivera, submitting a claim for damages allegedly sustained to his automobile when a construction barrel struck his vehicle while driving on Highways 43 and 94 West. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-477 From County Board Chairman, appointing Kenneth F. Little to the Milwaukee County Pension Board for a term of three years. **Referred to the Committee on Personnel.**
- 04-478 From County Executive, appointing Mayor David Kieck to serve on the Emergency Medical Services Council representing the Intergovernmental Cooperation Council. Mr. Kieck's appointment will expire concurrently with the expiration of his elected term in office as Mayor of South Milwaukee. **Referred to the Committee on Health and Human Needs.**
- 04-479 From the Sheriff, requesting adoption of the National Incident Management System (NIMS) as its system of preparing for and responding to disaster incidents. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-480 From the Sheriff, requesting, in behalf of Emergency Management Bureau, to apply for and accept State and Federal funding available for 2005. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-481 From the Chief Judge, requesting approval of an agreement to provide local management and monitoring of the Milwaukee Pretrial Intensive Supervision Program. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-482 From Timothy M. Leszczynski, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-483 From Principal Assistant Corporation Counsel, requesting approval of payment of \$5,000 in settlement to West Bend Mutual Insurance Company in return for a release of all claims and dismissal of the pending lawsuit. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-484 From Joel and Mary Taylor, submitting a claim for damages allegedly sustained to their motor home while parked on the McKinley Marina promenade. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-485 From Director, Department of Parks and Public Infrastructure, requesting authorization to amend Preferential Signatory Airline Lease Agreements, Hydrant Fuel Lease Agreements and Jetbridge Lease Agreements with America West Airlines and Frontier Airlines at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-486 From Director, Department of Parks and Public Infrastructure (DPPI), requesting authorization to replace the 22 leased vehicles at DPPI-Airport by leasing replacement vehicles and establish a leasing program for all DPPI-Airport light duty vehicles as a matter of standard practice. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-487 From Director, Department of Parks and Public Infrastructure, requesting authorization to execute a two-year agreement with Breitenbach Weiss, Inc. (BWPR) and Heidi Nelson Public Relations and Marketing (HNPR) for marketing, public relations and advertising services for General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-488 From Director, Department of Parks and Public Infrastructure, requesting authorization to amend Airport Agreement No. CN-1412 with Paradies-Mark II, LLC, to increase the construction period from 270 days to 330 days, and that the Concessionaire begin Minimum Annual Guarantee (MAG) payments on February 1, 2005. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-489 From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a new agreement with Midwest Airlines, Inc. for the lease of land and County-owned cargo building for use as a food preparation kitchen. **Referred to the Committee on Transportation, Public Works and Transit.**

- 04-490 From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a Letter of Agreement with the State of Wisconsin Department of Transportation for the train station located at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-491 From Director, Department of Parks and Public Infrastructure, requesting authorization to extend the current transit management contract held by Milwaukee Transport Services, Inc., two calendar years to December 31, 2006. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-493 From Attorney Richard E. Poulson, Jr., submitting a claim in behalf of Paul E. Lockett for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-498 From Director, Department of Health and Human Services, requesting approval to carry over expenditure authority to remodel space at the Children's Court Center for probation staff. **Referred to the Committee on Finance and Audit.**
- 04-500 From Director, Department of Health and Human Services and Administrator, Behavioral Health Division, requesting creation of ten Nurse Practitioner MH Pool positions. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-501 From Director, Department on Aging, requesting to abolish one Accountant 2 position and create one Accountant 1 position. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-502 From American Family Insurance Group submitting a claim under their subrogation rights of their insured, Joan C. Vanderwal, for reimbursement of payment made for alleged damages sustained to her automobile due to an accident that occurred on November 4, 2004 involving a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-503 From Principal Assistant Corporation Counsel, requesting approval for payment in the amount of \$50,000 in settlement to Godella Petty and her attorney. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-504 From Principal Assistant Corporation Counsel, requesting approval for payment in the amount of \$50,000 in settlement to Jeanie Carr and her attorney. **Referred to the Committee on Judiciary, Safety and General Services.**

- 04-505 From Deputy Corporation Counsel, requesting approval for payment of \$25,000 to Aisha Sykes in settlement of all claims and dismissal of the pending lawsuit. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-506 From Deputy Corporation Counsel, requesting approval for payment of \$2,046.52 to State Farm Insurance to settle all claims arising out of the accident-related damage on January 28, 2004 for their insured, Burton Duff. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-507 From Deputy Corporation Counsel, requesting approval for payment of \$773.86 to William Hoefl in full settlement of his claim against the County. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-508 From Deputy Corporation Counsel, requesting approval of payment of \$4,219.24 to Sandy S. Biscontine v. Milwaukee County House of Correction in settlement of this claim. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-509 From Superintendent, House of Correction, requesting authorization to amend Professional Service Contracts with Wisconsin Community Services for the farm and fish hatchery. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-510 From Criminal Justice Program Manager, requesting to extend Professional Service Contracts with the Benedict Center for library services provided at the Milwaukee Criminal Justice Facility. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-511 From Superintendent, House of Corrections, requesting authorization to grant a Temporary Limited Easement (TLE) to the State of Wisconsin Department of Transportation as part of the reconstruction of West Ryan Road from south 60th Street to south 27th Street. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-512 From Director, Child Support Enforcement, requesting authorization to execute the 2005 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-513 From Superintendent, House of Correction, requesting authorization to extend Professional Service Contracts with Wisconsin Correctional Services and the Benedict Center for services provided at the House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-515 From the County Executive, appointing Dana Lach to serve on the Milwaukee Public Museum Board of Directors for a term expiring January 1, 2008. Ms.

Lach will fill a vacancy resulting from the resignation of Mr. Prem Sharma.
Referred to the Committee on Parks, Energy and Environment.

- 04-516 From Superintendent, Parks Division/DPPI, requesting authorization to set selected fees greater than 10% of the fees established in the 2005 Adopted Budget. **Referred to the Committee on Parks, Energy and Environment and Committee on Finance and Audit.**
- 04-517 From County Board Chairman, requesting to reorganize classification structure for County Board positions of Policy Research Analyst, Senior Policy Research Analyst, Committee Clerk, Chief Committee Clerk and Information Specialist. **Referred to the Committee on Finance and Audit, Committee on Personnel, Department of Administrative Services and Division of Human Resources.**
- 04-518 From Superintendent, Parks Division/DPPI, requesting authorization to submit and accept a grant from the 2005 National Trails Restoration Program for trail renovation and rehabilitation at the Seven Bridges Trail located in Grant Park. **Referred to the Committee on Parks, Energy and Environment.**
- 04-519 From Superintendent, Parks Division/DPPI, requesting authorization to apply for and accept Recreational Trails Act, and/or health and exercise related grants, for the proposed Kelly Senior Center Exercise Trail. **Referred to the Committee on Parks, Energy and Environment.**
- 04-520 From Superintendent, Parks Division/DPPI, requesting authorization to accept the donation of the sculpture "Wind Leaves" by artist Ned Kahn for installation in Veteran's Park. **Referred to the Committee on Parks, Energy and Environment.**
- 04-522 From Director, Community Business Development Partners, requesting approval of the Fiscal Year 2005 Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) Disadvantaged Business Enterprise (DBE) goals. **Referred to the Committee on Transportation, Public Works and Transit.**
- 04-523 From Director, Department of Health and Human Services, requesting authorization to execute a one-year contract with PVA Cost Containment Services, Inc. for the Tax Refund Intercept Program. **Referred to the Committee on Health and Human Needs.**
- 04-524 From Director, Department on Aging, requesting authorization to execute a three-month Professional Services Contract with Wisconsin Physicians Service Insurance Corporation (WPS) for the period January 1 through March 31, 2005 to provide Third Party Administrator (TPA) Services for the Care Management Organization (CMO) under Family Care until a new contract with Wisconsin Department of Health and Family Services for 2005 is finalized, and to award \$27,358,512 for the period January 1 through March 31, 2005, including

\$427,400 in vendor service fees to be paid to WPS and \$26,931,112 in pass through dollars for member service payments to be paid to agencies providing services to Family Care members. **Referred to the Committee on Health and Human Needs.**

- 04-525 From Director, Department on Aging, requesting authorization to execute a twelve-month Professional Services Contract with Hoppe & Orendorff, SC to provide Fiscal Management Partnership Services to the Department on Aging Care Management Organization (CMO) under Family Care for the period January 1 through December 31, 2005, based on the timing of the Wisconsin Department on Aging Care Management Organization as the sole Family Care CMO in Milwaukee County, and the requirement that vendor service fees for Fiscal Management Partnership Services shall not exceed \$480,000 during the contract period. **Referred to the Committee on Health and Human Needs.**
- 04-526 From Director, Department on Aging, requesting authorization to execute a three-month Professional Services Contract with Keane, Inc., for the period January 1 through March 31, 2005 to provide Informational Technology Consulting Services for (1) IT Systems Management, Application Development, and Support of the Milwaukee County Department on Aging (MCDA) Care Management Organization (CMO) Proprietary Data Application (MIDAS) and (2) MCDA Legacy Systems, and the requirement that information technology consulting fees shall not exceed \$159,208 during the contract period, including \$150,000 allocated to the CMO and \$9,208 allocated to other portions of the Department. **Referred to the Committee on Health and Human Needs.**
- 04-527 From Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services enabling the Department on Aging to serve as the Aging Resource Center of Milwaukee County under Family Care for the period January 1 through December 31, 2005 and to accept the funding provided thereunder. **Referred to the Committee on Health and Human Needs.**
- 04-528 From Director, Department on Aging, requesting authorization to accept \$14,300 in Elder Choice and Access to Community-Based Care Grant funds from the Wisconsin Department of Health and Family Services (DHFS) for the period December 1, 2004 through September 29, 2005, and to accept any extension of the federal grant period. **Referred to the Committee on Health and Human Needs.**
- 04-529 From Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services enabling the Department on Aging to serve as a Care Management Organization (CMO) under Family Care for the period January 1 through March 31, 2005 or until the time a new contract for 2005 is executed, and to accept all funding provided thereunder. **Referred to the Committee on Health and Human Needs.**

- 04-530 From Director, Department of Health and Human Services, requesting authorization to enter into 2005 Delinquency and Court Services Division Professional Service Agreements with Community Vendors for Children's Court Programs. **Referred to the Committee on Health and Human Needs.**
- 04-531 From Director, Department of Health and Human Services, requesting authorization to enter into a 2005 Economic Support Division Professional Service Agreements. **Referred to the Committee on Health and Human Needs.**
- 04-532 From Director, Department of Health and Human Services, requesting authorization to enter into a Professional Service Agreement with SFS Group, Ltd. in the amount of \$123,467 for Calendar Year 2005. **Referred to the Committee on Health and Human Needs .**
- 04-533 From Director, Department of Health and Human Services, requesting authorization to execute a one-year extension of the County Health Programs Division's Contract for Paramedic Billing Services with Claims Processing and Receivables, Inc. (CPR). **Referred to the Committee on Health and Human Needs.**
- 04-534 From Director, Department of Health and Human Services, requesting authorization for the County Health Programs Division to enter into a contract with IVisions Solutions, Inc. for Information Technology Consulting Services in the amount of \$314,005 for the period of January 1, 2005 through December 31, 2005. **Referred to the Committee on Health and Human Needs.**
- 04-535 From Director, Department of Health and Human Services, requesting authorization to enter into 2005 Professional Service Contracts for the Behavioral Health Division in the amount of \$6,977,231. **Referred to the Committee on Health and Human Needs.**
- 04-536 From Superintendent, Parks Division/DPPI, requesting authorization to acquire additional parkland adjacent to Kohl Park. **Referred to the Committee on Parks, Energy and Environment.**
- 04-537 From Director of Audits, submitting An Audit of Milwaukee County Department on Aging Care Management Organization 2003 Operating Deficit dated December 2004. **Referred to the Committee on Finance and Audit.**
- 04-538 From Risk Manager, requesting authorization to enter into an insurance purchase agreement for fidelity insurance. **Referred to the Committee on Finance and Audit.**
- 04-539 From Acting Director, Economic and Community Development Division,

requesting approval of the 2005 – 2009 Consolidated Plan and 2005 Action Plan. **Referred to the Committee on Economic and Community Development.**

- 04-541 From Great Wealth, LLC, requesting an Economic Development grant in the amount of \$5,000 to be used for commercial district improvements including advertising and commercial signs for the Ponderosa Steakhouse located at 2730 N. Martin Luther King Dr. **Referred to the Committee on Economic and Community Development.**
- 04-542 From Executive Director, Layton Boulevard West Neighbors, requesting a Housing Organization Home Fund (HOLF) loan in the amount of \$100,000 to support the redevelopment project at 3500 W. National Avenue. **Referred to the Committee on Economic and Community Development.**
- 04-543 From Director, Department of Health and Human Services, requesting authorization to enter into a 2005 Contract with the State of Wisconsin for Operation of the Wisconsin Home Energy Assistance Program. **Referred to the Committee on Health and Human Needs.**
- 04-544 From Director, Intergovernmental Relations, submitting 2005-07 Milwaukee County Legislative Package. **Referred to the Committee on Intergovernmental Relations.**
- 04-545 From Director of Human Resources, requesting authorization to fill an unfunded position of Retirement Systems Manager in the Division of Human Resources. **Referred to the Committee on Finance and Audit.**
- 04-547 From Anita Cherry, submitting a claim for damages allegedly sustained when her personal possessions were unlawfully removed from her apartment. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-548 From Anita Cherry, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Mental Health Complex. **Referred to the Committee on Judiciary, Safety and General Services.**
- 04-549 From Aaron Beck, submitting a claim for injuries allegedly sustained while an inmate at the Milwaukee County House of Correction. **Referred to the Committee on Judiciary, Safety and General Services.**

RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES

File No. 04-492

Resolution by Supervisors Johnson, Coggs-Jones, Broderick, Dimitrijevic, Clark, West, White, Holloway, Weishan, Quindel and De Bruin, to create the Community and Economic

Development (CED) Fund and adopt the Park East Redevelopment Compact (PERC) in order to provide additional sustainable community benefits for the development of the County Park East land.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 04-499

Resolution by Supervisors Cesarz, West and Rice, calling for a review of billing and collection functions performed by County Departments, to include collection percentages, an explanation of any uncollected fees, and recommendations to aid collection efforts and suggestions for new or increased fees deemed appropriate by the Departments.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT AND COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 04-514

Resolution by Supervisor Borkowski, authorizing and directing the Superintendent of Parks/DPPI to issue Air Shows of Wisconsin, Inc. and exclusive permit for operation of an air show at Veterans Park on July 14-17, 2005.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 04-521

Resolution by Supervisor McCue, to reprogram \$20,000 of 2004 Community Development Block Grant (CDBG) funds from Packard Avenue Community Clinic to Cudahy-St. Francis Interfaith Program for Older Adults

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 04-540

Resolution by Supervisor De Bruin, extending the terms and conditions of the Lease and Management Agreement between Milwaukee County and the Milwaukee Public Museum, Inc. through March 2005.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND

ENVIRONMENT.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By Supervisor Roger H. Quindel, Chairman:

From the Committee on Personnel reporting on 3 items:

**File No. 04-477
(Journal, December 16, 2004)**

(Item No. 1) From County Board Chairman, appointing Kenneth F. Little to the Milwaukee County Pension Board for a term of three years by recommending confirmation of said appointment.

**File No. 04-25(a)(b)
(Journal, December 18, 2003)**

(Item No. 2) An adoption resolution referencing the file established by the County Board Chairman relative to reclassification of existing positions, reallocations of non-represented positions, appointments at an advanced rate of pay, advancements within the pay range and all revisions to ECP positions in the Department of Human Resources by recommendation of adoption of a resolution approving the reclassification of two positions in the Division of Human Resources as follows: One position of Executive Director 2- Employee Benefits Services Manager, pay range 902E to Executive Director 1 – Employee Benefits Services Manager, pay range 901E and one position of Retirement Systems Manager, pay range 916E to Executive Director 1 – Retirement Systems Manager, pay range 901E.

**File No. 04-427(a)(a)
(Journal, November 8, 2004)**

(Item No. 3) The adopted 2005 budget by recommendation of an adoption of a resolution approving classifications and rates of compensation for positions created in the 2005 adopted budget.

The foregoing report correctly states the action taken by the said committee at a meeting held December 16, 2004.

**Roger H. Quindel
Chairman**

The question was on adoption.

Thereupon, **the foregoing report WAS ADOPTED** by the following vote:**AYES:** Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine,

Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Richard D. Nyklewicz, Chairman:

From the Committee on Finance and Audit reporting on 20 Items:

**File No. 04-501
(Journal, December 16, 2004)**

(Item No. 1) From Director, Department on Aging, requesting to abolish one Accountant 2 position and create one Accountant 1 position by recommendation of adoption of a resolution creating one position of Accountant 2, effective December 19, 2004, in order to provide the Department on Aging with the appropriate staffing necessary to provide continuity of service and greater succession planning and coverage for fiscal services of all Divisions within the Department.

**File No. 04-469
(Journal, December 16, 2004)**

(Item No. 2) From Director, Department of Health and Human Services, and Administrator, Behavioral Health Division requesting creating of 10 Occupational Therapist Pool positions by recommendation of adoption of a resolution creating 10 Occupational Therapist (Pool) positions, effective December 19, 2004, in order to provide the Department of Health and Human Services Behavioral Health Division with the staffing necessary to effectively provide occupational therapy services to patients and clients in the Inpatient and Community Based Program areas.

**File No. 04-500
(Journal, December 16, 2004)**

(Item No. 3) From Director, Department of Health and Human Services, and Administrator, Behavioral Health Division, requesting creating of 10 Nurse Practitioner MH Pool positions by recommendation of adoption of a resolution creating 10 Nurse Practitioner (Pool) positions, effective December 19, 2004, in order to provide the Department of Health and Human Services Behavioral Health Division with the flexibility and staffing necessary to effectively provide medical services to patients and clients in the Inpatient and Community Based Program areas.

**File No. 04-517
(Journal, December 16, 2004)**

(Item No. 4) From County Board Chairman, requesting to reorganize classification structure for County Board positions of Policy Research Analyst, Senior Policy Research Analyst, Committee Clerk, Chief Committee Clerk and Information Specialist by recommendation of adoption of a resolution approving the creating of six positions of Administrative Secretary 5 – Policy Research Analyst, four positions of Administrative Secretary – 3 Committee Clerk, one position of Administrative Secretary – Chief Committee Clerk 2, and one position of Administrative Secretary 3 – Public Information Specialist, effective December 19, 2004.

Further, abolishing four positions of Administrative Secretary 3 – Policy Research Analyst, two positions of Administrative Secretary 5 – Senior Policy Research Analyst, four positions of Administrative Secretary 2 – Committee Clerk, one position of Administrative Secretary – Chief Committee Clerk, and one position of Administrative Secretary – Information Specialist, which positions are to be abolished upon creation of the positions previously noted.

File No. 04-435
(Journal, November 4, 2004)

(Item No. 5) From Director of Labor Relations, submitting the tentative 2004 Agreement between the County of Milwaukee and Milwaukee Deputy Sheriff's Association by recommendation of adoption of a resolution approving the tentative 2004 agreement between Milwaukee County and the Deputy Sheriff's Association and authorizing the County Executive and County Clerk to execute the said agreement. Further, authorizing and directing the Director of the Department of Administrative Services to determine the appropriate source of funds in the 2004 adopted budget to implement the terms of this Agreement and prepare an appropriate transfer request at a later date, if necessary.

File No. 04-1
(Journal, December 18, 2003)

(Item No. 6) Reference file established by the County Board Chairperson relative to 2004 fund transfers by recommendation of adoption of a resolution relating to transfer of funds: Departmental Receipt of Revenue "A" [A1), A2), A3) and A4)].

File No. 04-1
(Journal, December 18, 2003)

(Item No.7) Reference file established by the County Board Chairperson relative to 2004 fund transfers by adoption of a resolution relating to transfer of funds: Unallocated Contingent Fund "B" [B1) and B2)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 8) Reference file established by the County Board Chairperson relative to 2004 fund transfers by adoption of a resolution relating to transfer of funds: Capital Improvement "C" [C1), C2), C3), C4), C5), and C6)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 9) Reference file established by the County Board Chairperson relative to 2004 fund transfers by adoption of a resolution relating to transfer of funds: Inter-departmental "D" [D1)].

File No. 04-1

(Journal, December 18, 2003)

(Item No. 10) Reference file established by the County Board Chairperson relative to 2004 fund transfers by adoption of a resolution relating to transfer of funds: Departmental – Other Charges “E” [E1), E2), E3), E4), and E5)].

File No. 04-1
(Journal, December 18, 2003)

(Item No. 11) Reference file established by the County Board Chairperson relative to 2004 fund transfers by adoption of a resolution relating to transfer of funds: Departmental – Capital Outlay “F” [F1) and F2)].

File No. 04-251
(Journal, June 24, 2004)

(Item No. 12) From the Chief Judge and Clerk of Circuit Court, submitting a report of the combined Judicial/Clerk of Court operations in Judicial District One (Milwaukee County), including the consequences of under-funding and an action plan if full state funding of the guardians ad litem was not forth coming by recommendation that the said report be **RECEIVED AND PLACED ON FILE**.

File No. 04-537
(Journal, December 16, 2004)

(Item No. 13) From Director of Audits, submitting An Audit of Milwaukee County Department on Aging Care Management Organization 2003 Operating Deficit, dated December 2004 by recommendation that the said audit be **RECEIVED AND PLACED ON FILE**, with the understanding that status reports will be submitted by the Director of Audits in April 2005 on eligibility determinations and June 2005 on the balance of the audit recommendations.

File No. 04-498
(Journal, December 16, 2004)

(Item No. 14) From Director, Department of Health and Human Services, requesting approval to carry over expenditure authority to remodel space at the Children’s Court Center for probation staff by recommendation of adoption of a resolution approving the carryover of \$400,000 in the Department of Health and Human Services from 2004 to 2005 to remodel unfinished space at the Children’s Court Center for juvenile probation staff.

File No. 04-499
(Journal, December 16, 2004)

(Item No. 15) Resolution by Supervisors Cesarz, West and Rice, calling for a review of billing and collection functions performed by County Departments, to include collection percentages, an explanation of any uncollected fees, and recommendations to aid collection efforts and

suggestions for new or increased fees deemed appropriate by the Departments by recommendation of adoption of an amended resolution directing the Director, Department of Administrative Services, to review the billing and collection functions performed by County Departments and to report back in time for the ~~February~~ March 2005 meetings of the Committees on Finance and Audit and Judiciary, Safety and General Services. Further, providing that the Department of Administrative Services report on billing and collection practices not include Combined Court Related Operations.

File No. 04-160(a)(a)
(Journal, December 16, 2004)

(Item No. 16) From Director of Audits, submitting An Audit of Office of Community Business Developing Partner's, dated December 2004 by recommendation that the said audit be **RECEIVED AND PLACED ON FILE**, with the understanding that a status report will be submitted by the Director of Audits in six months.

File No. 04-425(a)(a)
(Journal, December 16, 2004)

(Item No. 17) From Director, Department of Administrative Services, regarding creation of an evaluation panel for Requests for Proposals (RFPs) issued by the Department of Administrative Services Fiscal Fairs Division by recommending adoption of a resolution approving the creation of a Debt Financing Evaluation and Selection Panel, including two qualified members chosen by the County Board Chairman and a member involved in debt financing issues for the State of Wisconsin selected by the Fiscal Budget Administrator, all of which are subject to confirmation by the County Board.

File No. 04-538
(Journal, December 16, 2004)

(Item No. 18) From Risk Manager, requesting authorization to enter into an insurance purchase agreement for fidelity insurance by recommending adoption of a resolution authorizing the Risk Manager to enter into an insurance purchase agreement as follows:

<u>Coverage</u>	<u>Broker</u>	<u>Insurance Company</u>	<u>Premium</u>
Fidelity	Aon	Great American	\$49,572

File No. 02-539(a)(b)
(Journal, December 16, 2004)

(Item No. 19) From Risk Manager, requesting authorization to enter into a one-year renewal agreement with the Wisconsin County Mutual Insurance Corporation by recommending adoption of a resolution approving the said request.

File No. 04-545
(Journal, December 16, 2004)

(Item No. 20) From Director of Human Resources, requesting authorization to fill an unfunded position of Retirement Systems Manager in the Division of Human Resources by recommending adoption of a resolution approving the said request.

The foregoing report correctly states the action taken by the said committee at a meeting held December 16, 2004.

Richard D. Nyklewicz
Chairman

The question was on adoption.

SEPARATE ACTION was requested on Item 4 and Item 15.

Thereupon, the foregoing report, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 17. **Noes:** Cesarz, Rice – 2 **EXCUSED** – 0.

Supervisor Cesarz **moved to Amend Item 15, File No. 04-499.**

Thereupon, **the motion prevailed** by the following vote:

AYES: Borkowski, Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 18. **Noes** – 0. **EXCUSED** – 0.

By Supervisor Coggs-Jones, Chairman:

From the Committee on Health and Human Needs reporting on 29 Items:

File No. 04-478
(Journal, December 16, 2004)

(Item No. 1) From the County Executive, appointing Mayor David Kieck, to serve on the Emergency Medical Services Council representing the Intergovernmental Cooperation Council. Mayor Kieck will fill a current vacancy. His appointment will expire concurrently with the

expiration of his elected term in office as Mayor of South Milwaukee by recommending confirmation of the said appointment.

File No. 04-392
(Journal, September 30, 2004)

(Item No. 2) From the County Executive, appointing Reverend Carl H. Krueger, Jr. to serve on the Veterans Service Commission for a term expiring December 31, 2006. Reverend Krueger is filling the vacancy created by Jerome Szymczak by recommending confirmation of the said appointment.

File No. 05-34(a)(a)
(Journal, December 16, 2004)

(Item No. 3) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers by recommending adoption of a resolution authorizing the Director, Department on Aging, to enter into contracts, subcontracts, and contract extensions with the named providers for the programs, services, amounts and contract periods delineated in the said resolution.

File No. 05-33(a)(a)
(Journal, December 16, 2004)

(Item No. 4) Reference file established by the County Board Chairman, relative to State/County Contract covering Department on Aging Services by recommending adoption of a resolution authorizing the Director, Department on Aging, to execute the 2005 State and County Contract covering the administration of Social Services and Community Programs-Aging Programs and to accept the deferral and state revenues provided thereunder.

File No. 04-527
(Journal, December 16, 2004)

(Item No. 5) From the Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services enabling the Department of Aging to serve as the Aging Resource Center of Milwaukee County under Family Care for the period January 1 through December 31, 2005 and to accept the funding provided thereunder by recommending adoption of a resolution authorizing the Director, Department on Aging, to execute a contract with the Wisconsin Department of Health and Family Services (DHFS) enabling the Department to serve as the Aging Resource Center of Milwaukee County for the period January 1 through December 31, 200; and authorizing the County Executive to accept \$2,777,483 from the DHFS and such other revenues as DHFS may award to operate the Aging Resource Center of Milwaukee County.

File No. 04-529
(Journal, December 16, 2009)

(Item No. 6) From the Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services enabling the Department on Aging to serve as a Care Management Organization (CMO) under Family Care for the period January 1 through March 31, 2005 or until the time a new contract for 2005 is executed, and to accept all funding provided thereunder by recommending adoption of a resolution approving the said request.

**File No. 04-524
(Journal, December 16, 2004)**

(Item No. 7) From the Director, Department on Aging, requesting authorization to execute a three-month Professional Services Contract with Wisconsin Physicians Service Insurance Corporation (WPS) for the period January 1 through March 31, 2005 to provide Third Party Administrator (TPA) Services for the Care Management Organization (CMO) under Family Care until a new contract with Wisconsin Department of Health and Family Services for 2005 is finalized, and to award \$27,358,512 for the period January 1 through March 31, 2005, including \$427,400 in vendor service fees to be paid to WPS and \$26,931,112 in pass through dollars for member service payments to be paid to agencies providing services to Family Care members by recommending adoption of a resolution approving the said request.

**File No. 04-525
(Journal, December 16, 2004)**

(Item No. 8) From the Director, Department on Aging, requesting authorization to execute a twelve-month Professional Services Contract with Hoppe & Orendorff, SC to provide Fiscal Management Partnership Services to the Department on Aging Care Management Organization (CMO) under Family Care for the period January 1 through December 31, 2005, based on the timing of the Wisconsin Department on Aging Care Management Organization as the sole Family Care CMO in Milwaukee County, and the requirement that vendor service fees for Fiscal Management Partnership Services shall not exceed \$480,000 during the contract period by recommending no recommendation by reason of a tie vote in Committee on a motion to approve the subject request.

**File No. 04-526
(Journal, December 16, 2004)**

(Item No. 9) From the Director, Department on Aging, requesting authorization to execute a three-month Professional Services Contract with Keane, Inc., for the period January 1 through March 31, 2005 to provide Informational Technology Consulting Services for (1) IT Systems Management, Application Development, and Support of the Milwaukee County Department on Aging (MCDA) Care Management Organization (CMO) Proprietary Data Application (MIDAS) and (2) MCDA Legacy Systems, and the requirement that information technology consulting fees shall not exceed \$159,208 during the contract period, including \$150,000 allocated to the CMO and \$9,208 allocated to other portions of the Department by recommending adoption of a resolution approving the said request.

**File No. 04-528
(Journal, December 16, 2004)**

(Item No. 10) From the Director, Department on Aging, requesting authorization to accept \$14,300 in Elder Choice and Access to Community-Based Care Grant funds from the Wisconsin Department of Health and Family Services (DHFS) for the period December 1, 2004 through September 29, 2005, and to accept any extension of the federal grant period by recommending adoption of a resolution approving the said request.

**File No. 04-8(a)(f)
(Journal, December 18, 2003)**

(Item No. 11) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Juvenile Delinquency and Court Services Division by recommending adoption of a resolution authorizing the Director, Department of Health & Human Services, to modify the 2004 Delinquency and Court Services Division Purchase of Service Contract with La Causa, Inc. for the Foster Care Recruitment and Case Management Program to provide for an additional \$58,000, bringing the total 2004 spending level for this contract to a total of \$145,000; and authorizing the Director, Department of Health & Human Services, to withhold this additional \$58,000 as a contribution toward repayment of amounts owed under La Causa's 2002 Special Needs Child Care Contract.

**File No. 05-8(a)(a)
(Journal, December 16, 2004)**

(Item No. 12) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Juvenile Delinquency and Court Services Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into a 2005 Delinquency and Court Services Division purchase of service contracts with community agencies for a variety of Children's Court programs, as delineated in the said resolution.

**File No. 04-530
(Journal, December 16, 2004)**

(Item No. 13) From the Director, Department of Health & Human Services, requesting authorization to enter into 2005 Delinquency and Court Services Division Professional Service Agreements with Community Vendors for Children's Court Programs by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to execute Professional Service Contracts with the following for 2005: (1) Medical College on Wisconsin, Inc. in the amount of \$96,418 for the provision of medical services in the Detention Center; and (2) Alternatives in Psychological Consultation, S.C. in the amount of \$125,187 for psychiatric nursing services in the Detention Center.

File No. 05-29(a)(a)

(Journal, December 16, 2004)

(Item No. 14) Reference file established by the County Board Chairman, relative to 2005 Community Youth and Family Aids Contract with the State Department of Corrections (DOC) by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into a State/County Contract for Community Youth and Family Aids with the State Department of Corrections for the period January 1, 2005 through December 31, 2005, or as otherwise specified in the contract.

File No. 04-543
(Journal, December 16, 2004)

(Item No. 15) From the Director, Department of Health and Human Services, requesting authorization to enter into a 2005 Contract with the State of Wisconsin for Operation of the Wisconsin Home Energy Assistance Program by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to execute a FFY 2005 Contract for the period of October 1, 2004 to September 30, 2005 with the State Department of Administration (DOA) covering the operation of the Wisconsin Home Energy Assistance Program in the amount of \$2,066,444.

File No. 05-31(a)(a)
(Journal, December 16, 2004)

(Item No. 16) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Economic Support Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into a 2005 Purchase of Service Contracts for a variety of Economic Support Programs with community agencies and in the amounts recommended by the Department, as delineated in the said resolution.

File No. 04-531
(Journal, December 16, 2004)

(Item No. 17) From the Director, Department on Health and Human Services, requesting authorization to enter into 2005 professional service agreements for the Economic Support Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into 2005 professional service agreements for the Economic Support Division.

File No. 04-31(a)(c)
(Journal, December 18, 2003)

(Item No. 18) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Economic Support Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to increase the existing 2004 Purchase of Service contract with the Social Development Commission by the

amount of \$58,603 in the area of LIHEAP Administration, retroactive to the period of January 1 through September 30, 2004, resulting in a new total contract amount of \$1,114,060.

File No. 04-32(a)(h)
(Journal, December 18, 2003)

(Item No. 19) Reference file established by the County Board Chairman, relative to a contract for State and Social Services and Community Programs (including Income Maintenance) with the State Department of Health and Family Services (DHFS) by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to execute a 2004 State Income Maintenance Contract Addendum in the amount of \$25,000 for Staff Development Reinvestment Funding.

File No. 05-20(a)(a)
(Journal, December 16, 2004)

(Item No. 20) Reference file established by the County Board Chairman, relative to Child Day Care Contracts with State of Wisconsin by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into a 2005 Contract with the State of Wisconsin for administration of Child Day Care Programs.

File No. 05-32(a)(a)
(Journal, December 16, 2004)

(Item No. 21) Reference file established by the County Board Chairman, relative to a contract for State Social Services and Community Programs (including Income Maintenance Programs) Contract with the State Department of Health and Family Services (DHFS) by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into a 2005 Contract with the State of Wisconsin for administration for Social Services and Community Programs.

File No. 04-532
(Journal, December 16, 2004)

(Item No. 22) From the Director, Department of Health and Human Services, requesting authorization to enter into a professional service agreement with SFS Group, Ltd. in the amount of \$123,467 for calendar year 2005 by recommending adoption of a resolution approving the said request.

File No. 04-523
(Journal, December 16, 2004)

(Item No. 23) From the Director, Department of Health and Human Services, requesting authorization to execute a one-year contract with PVA Cost Containment Services, Inc. for the tax refund intercept program by recommending adoption of a resolution approving the said request.

File No. 04-35(a)(d)
(Journal, December 18, 2003)

(Item No. 24) Reference file established by the County Board Chairman, relative to 2004 Purchase of Human Service Contracts for the Disabilities Services Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to amend 2004 ANET Program Purchase of Service Contracts with Impact, Inc., Health Care for the Homeless and Cathedral Center, Inc. with funds received from the 2003-2006 HUD Renewal Grant allocation for the period of December 1, 2004 through December 31, 2004.

File No. 05-35(a)(a)
(Journal, December 16, 2004)

(Item No. 25) Reference file established by the County Board Chairman, relative to 2005 Purchase of Human Service Contracts for the Disabilities Service Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into 2005 Disabilities Services Division Purchase of Service Contracts for the Resource Center, Developmental Disabilities, Physical Disabilities and Homeless Shelters.

File No. 04-533
(Journal, December 16, 2004)

(Item No. 26) From the Director, Department of Health and Human Services, requesting authorization to execute a one-year extension of the County Health Programs Division's Contract for Paramedic Billing Services with Claims Processing & Receivables, Inc. (CPR) by recommending adoption of a resolution approving the said request.

File No. 04-534
(Journal, December 16, 2004)

(Item No. 27) From the Director, Department of Health and Human Services, requesting authorization for the County Health Programs Division to enter into a contract with Ivision Solutions, Inc. for information technology consulting services in the amount of \$314,005 for the period of January 1 through December 31, 2005 by recommending adoption of a resolution approving the said request.

File No. 05-5(a)(a)
(Journal, December 16, 2004)

(Item No. 28) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Behavioral Health Division by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into 2005 Purchase of Service Contracts for the Behavioral Health Division for the provision of Adult and Children Mental Health Services and Alcohol and Other Drug Abuse (AODA) Services in the amount of \$28,521,412.

**File No. 04-535
(Journal, December 16, 2004)**

(Item No. 29) From the Director, Department of Health and Human Services, requesting authorization to enter into 2005 Professional Service Contracts for the Behavioral Health Division in the amount of \$6,977,231 by recommending adoption of a resolution authorizing the Director, Department of Health and Human Services, to enter into 2005 Professional Service Contracts for the Behavioral Health Division in the amount of \$6,977,231 as follows: A.) Medical College of Wisconsin Contracts. B.) Roeschen Pharmacy by no recommendation by reason of a tie vote in committee on a motion to approve the said contract. C.) Balance of contracts.

The foregoing report correctly states the action taken by the said committee at a meeting held December 16, 2004.

**Elizabeth M. Coggs-Jones
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on Item 9 and Item 29 (B).

Thereupon, **the foregoing report**, excluding the aforesaid item 9 and item 29 (B), **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 9 WAS ADOPTED** by the following vote:

AYES: Broderick, Cesarz, Coggs-Jones, Devine, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, West, and the Chairman – 12. **NOES:** Borkowski, Clark, De Bruin, Dimitrijevic, Mayo, Weishan, White – 7. **EXCUSED** – 0.

Thereupon, **Item 29 (B) WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, White and the Chairman – 15. **NOES:** Clark, Dimitrijevic, Mayo and West – 4. **EXCUSED** – 0.

By Supervisor Rice, De Bruin, Schmitt, Cesarz, Devine Chairman: Broderick

From the Committee on Judiciary, Safety and General Services reporting on 14 Items:

File No. 04-456
(Journal, November 4, 2004)

(Item No. 1) Resolution/Ordinance by Supervisor Borkowski, to amend Sections 11.06, 23.04 and 91.10 and to create Sections 63.036, 63.037 and 24.015 of the Milwaukee County General Ordinances to prohibit certain conduct, specifically loitering upon county premises, passing of bodies or objects at Miller Park, abuse of the “9-1-1” emergency telephone system, use of forged or falsified identification cards by underage persons and possession of alcohol beverages on school grounds, and establishing penalties; and to amend s.63.09 of the Milwaukee County General Ordinances, the schedule of cash deposits and maximum penalties, accordingly by recommending the adoption of the following amended ordinance:

11.06. Throwing of cans, bottles and other objects; Passing of bodies and objects.

- (1) No person shall throw, or cause to be thrown, any water, beer or liquid within Miller Park. No person shall throw or kick any paper, can, bottle, container or other object within Miller Park.
- (2) No person shall otherwise place in motion any of the above objects, or any other objects, so as to cause or inflict injury upon any person or damage to any property within Miller Park.
- (3) The prohibition of subsections (1) and (2) hereof shall not apply to employees of the Southeast Wisconsin Professional Baseball Park District, the Milwaukee Brewers Baseball Club, or to entities performing services under contracts with those organizations, or to employees of persons or corporations leasing Miller Park or any portion thereof, while such employees are performing their duties under direction of the appropriate authority.
- (4) No person shall participate in the process of passing another person above the floor or ground from one location to another at Miller Park, and no person shall pass bleachers, seats or other objects in a manner which threatens the safety of other persons.
- ~~(4)~~ (5) Any person violating any of the provisions of this section shall, for each offense, forfeit a penalty of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), together with the taxable costs in such action in the discretion of the court and, in default of payment thereof, shall be imprisoned in the county jail or house of correction for a period not to exceed ninety (90) days, in the discretion of the court.

SECTION 2.

Section 23.04 of the General Ordinances of Milwaukee County is amended as follows:

23.04. Loitering prohibited ~~in county buildings.~~

- (1) Whoever does any of the following, within the buildings of the county or upon any premises owned or leased by the county, may be fined not more than five hundred dollars

(\$500.00) or, upon default of payment thereof, shall be imprisoned in the house of correction of the county for not more than ninety (90) days:

- (a) *Loitering.* Loiters or prowls in a place, at a time or in a manner not usual for law-abiding individuals under circumstances that warrant alarm for the safety of persons in the vicinity. Among the circumstances which may be considered in determining whether such alarm is warranted is the fact that the actor takes flight upon appearance of a peace officer, refuses to identify himself/herself or manifestly endeavors to conceal himself/herself or any object. Unless flight by the actor or other circumstances makes it impracticable, a peace officer shall, prior to any arrest for an offense under this section, afford the actor an opportunity to dispel any alarm which would otherwise be warranted, by requesting him/her to identify himself/herself and explain his/her presence and conduct. No person shall be convicted of an offense under this section if the peace officer did not comply with the preceding sentence, or if it appears at trial that the explanation given by the actor was true and, if believed by the peace officer at the time, would have dispelled the alarm.
- (b) *Public restrooms.* Loiters, in or about any toilet open to the public, for the purpose of engaging in or soliciting any lewd or lascivious or any unlawful act.
- (c) *Parking areas.* Hides, waits or otherwise loiters, on or in the vicinity of parking areas designated for county employe or visitor parking, with unlawful intent.
- (2) The director of ~~public works and development~~ parks and public infrastructure, or his or her designee, ~~with the assistance of the sheriff when necessary, shall keep all public areas of county buildings free of loiterers, and shall be empowered to make and administer rules to that end assist in keeping all public areas of county buildings and other county premises free of loiterers and utilizing the assistance of the Sheriff when necessary.~~

SECTION 3.

The title of Chapter 24 of the General Ordinances of Milwaukee County is amended as follows:

POSSESSION AND USE OF MARIJUANA AND DRUG PARAPHERNALIA

SECTION 4.

Section 24.015 of the General Ordinances of Milwaukee County is created as follows:

24.015. Possession and delivery of drug paraphernalia.

- (1) In this section, "drug paraphernalia" has the meaning given in Wis. Stat. s. 961.571.
- (2) No person may use, or possess with the primary intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or

otherwise introduce into the human body a controlled substance or controlled substance analog in violation of Wis. Stat. ch. 961.

- (3) No person may deliver, possess with intent to deliver, or manufacture with intent to deliver, drug paraphernalia, knowing that it will be primarily used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance or controlled substance analog in violation of Wis. Stat. ch. 961.

SECTION 5.

Section 63.036 of the General Ordinances of Milwaukee County is created as follows:

63.36. Possession, creation or use of forged or falsified identification cards by underage persons.

- (1) In this section:
- (a) "Underage person" has the meaning given in Wis. Stat. s. 125.02(20m)
 - (b) "Official identification card" has the meaning given in Wis. Stat. s. 125.08(1)
- (2) Any underage person who does any of the following violates this section:
- (a) Intentionally carries an official identification card not legally issued to him or her, an official identification card obtained under false pretenses or an official identification card which has been altered or duplicated to convey false information.
 - (b) Makes, alters or duplicates an official identification card purporting to show that he or she has attained the legal drinking age.
 - (c) Presents false information to an issuing officer in applying for an official identification card.
 - (d) Intentionally carries an official identification card or other documentation showing that the person has attained the legal drinking age, with knowledge that the official identification card or documentation is false.
- (3) A person who violates this section is subject to a forfeiture of not more than \$500, together with taxable costs and, in default of payment thereof, shall be imprisoned in the county jail or house of correction for a period not to exceed 90 days, in the discretion of the court.

SECTION 6.

Section 63.037 of the General Ordinances of Milwaukee County is created as follows:

63.037. Possession of alcohol beverages on school grounds

- (1) In this section:
- (a) "Motor vehicle" means a motor vehicle owned, rented or consigned to a

school.

- (b) "School" means a public, parochial or private school which provides an educational program for one or more grades between grades 1 and 12 and which is commonly known as an elementary school, middle school, junior high school, senior high school or high school.
- (c) "School administrator" means the person designated by the governing body of a school as ultimately responsible for the ordinary operations of a school.
- (d) "School premises" means premises owned, rented or under the control of a school.
- (e) "Alcohol beverages" has the meaning given in Wis. Stat. s. 125.02.

(2) Except as provided by subsec. (3) no person may possess or consume alcohol beverages:

- (a) On school premises;
 - (b) In a motor vehicle, if a pupil attending the school is in the motor vehicle; or
 - (c) While participating in a school-sponsored activity.
- (2) Alcohol beverages may be possessed or consumed on school premises, in motor vehicles or by participants in school-sponsored activities if specifically permitted in writing by the school administrator consistent with applicable laws, ordinances and school board policies.
- (3) A person who violates this subsection is subject to a forfeiture of not more than \$500, together with taxable costs and, in default of payment thereof, shall be imprisoned in the county jail or house of correction for a period not to exceed 90 days, in the discretion of the court.

SECTION 7. Section 91.10 of the General Ordinances of Milwaukee County is amended as follows:

91.10. Penalty.

Any person who intentionally dials the number "9-1-1" to report an emergency, knowing that the fact situation which he/she reports does not exist, or who dials the number "9-1-1" for any purpose other than to report a situation which the caller reasonably believes is an emergency, shall be assessed a forfeiture of not less than fifty dollars (\$50.00) nor more than three hundred dollars (\$300.00).

SECTION 8. Section 63.09(2)(d) of the Milwaukee County General Ordinances (schedule of cash deposits and penalties) is amended to include the following entries, which the clerk shall insert in the appropriate location:

<i>Number</i>	Section	Subject Matter	Amount of Cash		Maximum
			<i>Deposit</i>	<i>Penalty</i>	
11.06	Passing bodies or objects		\$100	\$500	
25.015	Possession or delivery of		\$275	\$500	

2004)

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(December 16

drug paraphernalia

63.036 Forged/falsified ID card \$200 \$500
by underage person

63.037 Possession of alcohol beverages \$100 \$500
on school grounds

91.10 Misuse of "9-1-1" system \$200 \$300

SECTION 9. The provisions of this ordinance shall be effective upon passage and publication.

**File No. 04-510
(Journal, December 16, 2004)**

(Item No. 2) From Criminal Justice Program Manager, requesting to extend Professional Service Contracts with the Benedict Center for library services provided at the Milwaukee Criminal Justice Facility by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, under a current professional service contract, the Benedict Center provides library services to inmates incarcerated in the jail and the Office of the Sheriff is currently nearing the end of a three-year renewable contract; and

WHEREAS, these services went out for bid in October and proposals were due November 18, 2004 and the proposals are currently being reviewed by an evaluation committee and the committee is scheduled to meet December 7th to make recommendations to the Sheriff's Office; and

WHEREAS, once vendors are selected, the Sheriff's Office will request authorization from the board to execute professional service contracts; and

WHEREAS, the selection will not be made in time for the December committee cycle and so as not to interrupt services, the Sheriff's Office would like to extend the contract with the current vendor for two months, through February 2005; and

WHEREAS, funding for the contract for 2005 is at the same level as in 2004, therefore there is no fiscal impact to extending the contract; now, therefore,

BE IT RESOLVED, that the Office of the Sheriff is authorized to enter into a contract extension for two months, totaling \$5,000, with the Benedict Center for library services at the Milwaukee County Criminal Justice Facility.

**File No. 04-513
(Journal, December 16, 2004)**

(Item No. 3) From Superintendent, House of Correction, requesting authorization to extend Professional Service Contracts with Wisconsin Correctional Services and the Benedict Center for services provided at the House of Correction by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, under a current professional service contract, Wisconsin Community Services provides assessment and employment related services to inmates sentenced to the HOC; and

WHEREAS, the Benedict Center provides library services to inmates sentenced to the HOC and

WHEREAS, the HOC is currently nearing the end of a three-year renewable contract; and

WHEREAS, these services went out for bid in October and proposals were due November 18, 2004 and the proposals are currently being reviewed by an evaluation committee and the committee is scheduled to meet December 7th to make recommendations to the HOC; and

WHEREAS, once vendors are selected, the HOC will request authorization from the board to execute professional service contracts; and

WHEREAS, the selection will not be made in time for the December committee cycle and so as not to interrupt services, the HOC would like to extend the contract with the current vendor for two months, through February 2005; and

WHEREAS, funding for the contract for 2005 is at the same level as in 2004, therefore there is no fiscal impact to extending the contract; now, therefore,

BE IT RESOLVED that, the House of Correction is authorized to enter into a contract extension for two months with Wisconsin Community Services for \$32,500 for assessment and employment related services and the Benedict Center for \$5,833 for library services at the HOC.

**File No. 04-509
(Journal, December 16, 2004)**

(Item No. 4) From Superintendent, House of Correction, requesting authorization to amend Professional Service Contracts with Wisconsin Community Services for the farm and fish hatchery by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, in January of 2004, the House of Correction received funding from the Private Industry Council (PIC) to partner with the Hunger Task Force (HTF) to enhance the operation of tl

agricultural, fish hatchery and warehouse components of the HOC farm by offering eligible inmate job training in these areas and during the January 2004 committee cycle, the House of Correction received authorization to enter into a contract with WCS to provide these services; and

WHEREAS, this project was originally funded with Welfare-to-Work (WtW) dollars and later, Workforce Investment Act (WIA) dollars; and

WHEREAS; the PIC funds allowed for formal classroom instruction to be incorporated into the project to develop employment related soft skills, to prepare trainees to pass the written pallet-jack and fork-lift operators training test according to OSHA standards and to offer case management services; and

WHEREAS, during the January 2004 committee cycle, the House of Correction received authorization to enter into a contract with WCS to provide these services; and

WHEREAS, during the development of the County Executive's 2005 Recommended Budget, the HOC was informed by the PIC that the funding anticipated by the HOC for Farm and Fish operations would not be available in 2005; and

WHEREAS, subsequent to that, funding of \$50,000 from the Hunger Task Force was provided. In addition, the County Board by amendment allocated tax levy of \$72,000 for 2005 for farm and fish operations; and

WHEREAS, resolution File No. 04-460 was approved by the County Board on November 4, 2004 authorizing a fund transfer to transfer funding of \$118,532 from the Parks Allocated Contingency Fund to the HOC to provide funding for the remainder of 2004 and this transfer allows the remaining funding from the PIC of \$118,532 that was to be used to fund the farm and fish hatchery in 2004 to be deferred until 2005; and

WHEREAS, total funding of \$240,532 has been allocated for farm and fish operations in 2005; and

WHEREAS, a contract extension with WCS is necessary, as it is a requirement of the PIC funding; now, therefore,

BE IT RESOLVED, that the House of Correction is authorized to enter into a contract extension with Wisconsin Community Services for up to six months for services at the Farm and Fish Hatchery for \$23,100.

**File No. 04-511
(Journal, December 16, 2004)**

(Item No. 5) From Superintendent, House of Correction, requesting authorization to grant a Temporary Limited Easement (TLE) to the State of Wisconsin Department of Transportation as part of the reconstruction of West Ryan Road from south 60th Street to south 27th Street by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, the State Department of Transportation, along with Milwaukee County, is reconstructing West Ryan Road, from South 60th Street to South 27th Street; and

WHEREAS, the project will have a four-lane divided urban roadway and the lane widths will be 12 feet for driving lanes and an outer 15-foot land with curb and gutters, primarily used for a turning lane and the median will be 24 feet wide except for wider portions at 27th Street to accommodate left turns; and

WHEREAS, the reconstructed West Ryan Road will affect land owned by Milwaukee County on .46 acres and this piece of land is a strip approximately 40 feet deep by 400 feet long located along West Ryan Road and will be using the land for temporary use during construction and will slope the property's frontage; and

WHEREAS, the Department of Transportation contracted with an appraiser to assess the effect the temporary easement may have on the value of the House of Correction land and the appraiser has concluded that the State should pay Milwaukee County \$1,300 for the temporary limited easement; and

WHEREAS, the Department of Administrative Services – Real Estate Division has reviewed the request and valuation and found it reasonably well supported; and

WHEREAS, prior to execution, the House of Correction, Corporation Counsel and Risk Management would review and approve all documents as required by current policy; and

WHEREAS, any damage incurred would be the responsibility of the State of Wisconsin; now, therefore,

BE IT RESOLVED, that the House of Correction and other appropriate County staff are authorized to prepare, review, approve and record all documents as required to execute any required easements or permits for the proposed repairs to West Ryan Road; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the required easement agreements.

**File No. 04-480
(Journal, December 16, 2004)**

(Item No. 6) From the Sheriff, requesting, in behalf of Emergency Management Bureau, to apply for and accept State and Federal funding available for 2005 by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, under the Wisconsin State Statute 166.03 and Chapter 99 of the County General Ordinances, the Office of the Sheriff Emergency Management Bureau has certain responsibilities in the preparation, mitigation, response, and recovery of emergency situations; and

WHEREAS, the State of Wisconsin receives federal dollars to assist counties with security preparedness; and

WHEREAS, adopted resolution File No. 75-911 currently requires all county officers and department heads to get appropriate Standing Committee and full County Board approval before submitting federal or state applications or accepting federal or state grants of assistance; now therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors authorizes and directs the Office of the Sheriff Emergency Management Bureau to apply for and accept local grants available under the Federal Fiscal Year 2004 funding available to assist counties with security preparedness.

**File No. 04-191
(Journal, September 30, 2004)**

(Item No. 7) Report, referred back, recommending adoption of an ordinance amending Chapter 9 of the General Ordinances of Milwaukee County relating to the Code of Ethics for the purpose of strengthening the code and to cause the code to be more compatible with the State of Wisconsin's Code of Ethics by recommending adoption of the following amended ordinance:

SECTION 1.

Section 9.02(1m) of the General Ordinances of Milwaukee County is hereby created as follows:

9.02 Definitions

(1m) "Appointed Official" means any member appointed to a County commission or board.

SECTION 2.

Section 9.02(5) of the General Ordinances of Milwaukee County as amended to and including December 15, 2004, is hereby amended as follows:

9.02 Definitions

(5) "Elected Official" means any person holding an elected County office ~~and any member of a County Board or commission.~~

SECTION 3.

Section 9.02(6) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.02 Definitions

(6) "Employee" means any person holding an office or position in the classified service of the

county ~~and or~~ any person holding a non-classified office or position, except elected officials and members of County Boards and Commissions **appointed officials**.

SECTION 4.

Sections 9.02(10m) and 9.02(10n) of the General Ordinances of Milwaukee County is hereby created as follows:

9.02 Definitions

(10m) "Public Official" means any elected official or appointed official.

(10n) "Reporting Period" means any 6-month period beginning with January 1 and ending with June 30 or beginning with July 1 and ending with December 31.

SECTION 5.

Section 9.03(1) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.03 Financial Disclosure

(1) All county elected **and appointed** officials, candidates for elected County offices, and County employes whose duties and responsibilities, performed for or on behalf of the county or any board or commission thereof, include the awarding or execution of contracts for the purchase of supplies, services, materials, and/or equipment; the construction of public works; and/or the sale or leasing of real estate **or who may be designated by the Ethics Board** shall file Statements of Economic Interests as set forth in this Section. In the case of members of boards and commissions, the Ethics Board may, **in its discretion** ~~upon finding of cause~~, require the filing of economic interest statements by members of boards and commissions. Upon failure of any such person to file the requested statement within a period of thirty (30) days from the date requested in writing by the Ethics Board, such person shall be subject to those penalties applicable to others who fail to file such statements as required by this chapter.

SECTION 6.

Section 9.03(4) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.03 Financial Disclosure

(4) **(a)** Each person required to file a Statement of Economic Interests shall file updated statements with the Ethics Board within thirty (30) days after the closing of each calendar year.
(c) No person required to file a Statement of Economic Interests under this Section may receive his/her salary or other compensation until he/she files such Statement of Economic Interests.
(d) County elected officials, **appointed officials**, candidates, and employes required to file Statements of Economic Interests, as required by Section 9.03, shall include and file statements of a spouse's financial assets and liabilities.

SECTION 7.

Section 9.03(4)(b) of the General Ordinances of Milwaukee County is hereby created as follows:

9.03 Financial Disclosure

(4)(b) Each member of the County Pension Board and each employe of the Pension Board who is a County official or employe, shall complete and file with the Ethics Board a quarterly financial disclosure statement no later than the last day of the month following the end of each calendar quarter or any portion thereof in which he or she was a member or employe of the County Pension Board. The County Executive and each member of the County Board, Ethics Board and Election Commission shall complete and file with the Ethics Board a semi-annual financial disclosure statement no later than the last day of the month following the end of each reporting period. Such financial disclosure statements shall be in the form prescribed by the Ethics Board and shall identify the date and nature of any purchase, sale, put, call, option, lease, or creation, dissolution or modification of any economic interest made during the quarter for which the report is filed and disclosure of which would be required by Sections 9.05 and 9.15.

SECTION 8.

Section 9.03(5) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.03 Financial Disclosure

(5) All county elected **and appointed** officials and County employes referred to in Section 9.03 of this Chapter shall, within thirty (30) days after the close of each calendar year, file with the Ethics Board a sworn affidavit regarding compliance with this chapter on a form **provided by the Ethics Board, and approved by the County Board,** shown as Appendix A to this chapter **or as it may be amended from time to time by the Ethics Board and approved by the County Board.**

SECTION 9.

Section 9.05(1) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(1) The County Board hereby reaffirms that a County elected official, **appointed official** or employe holds his/her position as a public trust, and any effort to realize personal gain through official conduct is a violation of that trust. This Chapter shall not prevent any County elected official, **appointed official** or employe from accepting other employment or from following any pursuit which does not interfere with the full and faithful discharge of his/her duties to the County. The County Board further recognizes that in a representative democracy, the representatives are drawn from society and, therefore, cannot and should not be without all personal and economic interest in the decisions and policies of government; that citizens who serve as public officials or public employes retain their rights as citizens to interests of a personal or economic nature; that standards of ethical conduct for public employes and public elected **and appointed** officials need to distinguish between those minor and inconsequential conflicts which are unavoidable in a free society and those conflicts which are substantial and material; and that County elected officials, **appointed officials** or employes may need to engage in employment and/or professional or business activities, other than official duties, in order to support their families and to maintain a continuity of professional or business activity or may

need to maintain investments if those activities or investments do not conflict with the specific provisions of this Chapter.

SECTION 10.

Section 9.05(2)(a) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(a) Except as otherwise provided or approved by the County Board, no County ~~elected~~ **public** official or employe may use his/her public position or office to obtain financial gain or anything of substantial value for the private benefit of himself/herself or his/her immediate family, or for an organization with which he/she is associated. This paragraph does not prohibit a County elected official from using the title or prestige of his/her office to obtain campaign contributions that are permitted and reported as required by ch. 11, Wis. Stats.

SECTION 11.

Section 9.05(2)(b) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(b) No person may offer or give to any County **public** official or employe, directly or indirectly, and no County **public** official or employe may solicit or accept from any person, directly or indirectly, anything of value if it could reasonably be expected to influence the ~~local~~ public official's **or employe's** vote, official actions or judgment, or could reasonably be considered as a reward for any official action or inaction on the part of the ~~local~~ public official **or employe**. This section does not prohibit an elected official, **appointed official** or employe from engaging in outside employment.

SECTION 12.

Section 9.05(2)(c) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(c) Except as otherwise provided in paragraph (j), no ~~local public official~~ **elected official, appointed official or employe** may:

1. Take any official action substantially affecting a matter in which the **public** official, **employe**, a member of his/her immediate family, or an organization with which the **public** official **or employe** is associated has a substantial financial interest.
2. Use his/her office or position in a way that produces or assists in the production of a substantial benefit, direct or indirect, for the **public** official, **employe**, one (1) or more members of the **public** official's **or employe's** immediate family either separately or together, or an organization with which the **public** official **or employe** is associated.

SECTION 13.

Section 9.05(2)(d) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(d) No county elected official, **appointed official** or employe may use or disclose privileged information gained in the course of, or by reason of, his/her ~~official~~ position or activities which in any way could result in financial gain for himself/herself or for any other person.

SECTION 14.

Section 9.05(2)(e) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(e) No County elected official, **appointed official** or employe may use or attempt to use his/her public position to influence or gain unlawful benefits, advantages, or privileges for himself/herself or others.

SECTION 15.

Section 9.05(2)(f) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(f) No County elected official, **or appointed official** may offer or give to a member or employe of a department, while that member or employe is associated with the department, and no member or employe of a department may solicit or accept from any such person anything of value.

SECTION 16.

Section 9.05(2)(g) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(g) No County elected official, **appointed official** or employe and no business with which he/she has a significant fiduciary relationship may enter into any contract with the County unless that contract has been awarded through a process of public notice and competitive bidding under s. 59.08, Wis. Stats., or Chapter 32 of the Code.

SECTION 17.

Section 9.05(2)(h) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(h) No county elected official, appointed official or employe and no business in which that county ~~elected~~ public official or employe has a ten (10) percent or greater interest may enter into a lease of real property with the County, except the County Board, upon request, may waive this subsection when it is in the best interests of the County.

SECTION 18.

Section 9.05(2)(j) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.05 Code of Ethics

(2)(j) Paragraph ~~(b)~~ (c) does not prohibit ~~an local public~~ elected official from taking any action concerning lawful payment of salaries or employe benefits or reimbursement of actual and necessary expenses, or prohibit ~~an local public~~ elected official from taking official action with respect to any proposal to modify a County ordinance.

SECTION 19.

Section 9.05(2)(m) of the General Ordinances of Milwaukee County is hereby created as follows:

9.05 Code of Ethics

(2)(m) No County elected official, appointed official or employe may accept or solicit any honorariums, fees or expense reimbursements except in accordance with Section 9.15.

SECTION 20.

Section 9.05(3) of the General Ordinances of Milwaukee County is hereby created as follows:

9.05 Code of Ethics

(3) (a) No former County elected official, appointed official or employe, for twelve (12) months following the date on which he/she ceases to be a County public official or employe, may, for compensation, on behalf of any person other than a governmental entity, make any formal or informal appearance before or try to settle or arrange a matter by calling, writing, or conferring with, any officer or employe of the department with which he/she was associated as a County public official or employe.

(b) No former County elected official, appointed official or employe for twelve (12) months following the date on which he/she ceases to be a County public official or employe, may for compensation on behalf of any person other than a governmental entity, make any formal or informal appearance before, or try to settle or arrange a matter by calling, writing, or conferring with, any officer or employe of a department in connection with any judicial or quasi-judicial proceeding, application, contract, claim, or charge which might give rise to a judicial or quasi-judicial proceeding which was under the former official's or employe's responsibility as a County public official or employe.

(c) No former County elected official, appointed official or employe may, for compensation, act on behalf of any party other than the County in connection with any judicial or quasi-judicial proceeding, application, contract, claim, or charge which might give rise to a judicial or quasi-judicial proceeding in which the former public official or employe participated personally and substantially as a public official or employe.

(d) The Ethics Board may accept and review written requests by appointed officials to be exempt from the prohibitions of (3). Such exemption must be in a written Ethics Board opinion stating the reason(s) that the former appointed official should be exempt from the otherwise prohibited conduct.

SECTION 21.

Section 9.06(1)(a) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.06 Action Upon Conflict

(1)~~(a)~~ If any County elected official, appointed official or employe who, in the discharge of his/her official duties, is required to take an action which is prohibited by this chapter ~~and which would result in a conflict of interest~~, such County elected public official or employe:

- (1) ~~(a)~~ (a) Shall not take such action;
- (2) ~~(b)~~ (b) Shall prepare a written statement describing the matter requiring action or decision and the nature of the possible ~~conflict of interest~~ violation with respect to such action or decision;
- (3) ~~(c)~~ (c) Shall deliver copies of such statement to the Ethics Board and to his/her immediate supervisor, if any; and
- (4) ~~(d)~~ (d) In the case of a County Board Supervisor, may deliver a copy of such statement to the chairperson of the County Board who shall cause such statement to be printed in the proceedings and, upon request, shall excuse a supervisor from votes, deliberations, and other actions on the matter on which a possible conflict exists.

SECTION 22.

Section 9.06(1)(b) of the General Ordinances of Milwaukee County is hereby repealed:

9.06 Action Upon Conflict

~~(1)(b) If the County elected official or employe is not a County Board Supervisor, his/her superior, if any, shall assign the matter to another employe who does not have a possible conflict of interest. If the County elected official or employe has no immediate supervisor, he/she may seek advice from the Ethics Board to remove himself/herself from influence over actions and decisions on the matter on which the possible conflict exists.~~

SECTION 23.

Section 9.06(2) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.06 Action Upon Conflict

(2) The Ethics Board shall review the statement describing the matter requiring action or decision and the possible nature of the possible ~~conflict of interest~~ **violation** and may advise the County elected official, **appointed official** or employe. Any person subject to this Chapter may request that the Ethics Board provide written advice regarding the propriety of any matter to which he/she is or may become a party. Written advice issued under this subsection shall be confidential except that it may be included in materials referred to the Independent Fact Finder under Section 9.13 or may be ~~subpoenaed by any court of record or the County Board or committee thereof~~ **produced as may be required by operation of law**. No person, except **Other than** the person who initially requested preparation of the statement regarding the possible ~~conflict of interest~~ **violation**, may make the contents of any written advice or other records **related to that advice** of the Ethics Board public **except as may be required by operation of law**. It shall be prima facie evidence of intent to comply with this Chapter when the County ~~elected~~ **public** official or employe refers a matter **under this section** to the Ethics Board and abides by the written advice.

SECTION 24.

Section 9.06(3) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.06 Action Upon Conflict

(3) A County elected official, **appointed official** or employe may request the Ethics Board to obtain an advisory opinion from the Corporation Counsel on the application of this Chapter to a given set of circumstances, real or hypothetical, or the Board may request such an opinion on its own motion.

SECTION 25.

Section 9.08(1) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.08 Duties of the Ethics Board

The Ethics Board shall: (1) Adopt such rules as may be necessary to carry out this chapter. The board shall give prompt notice of the contents of its rules to ~~elected~~ **public** officials and employes who will be affected thereby;

SECTION 26.

Section 9.08(4) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.08 Duties of the Ethics Board

(4) Preserve the Statements of Economic Interests filed with the board for a period of six (6) years from the date of receipt in such form, including microfilming, as will facilitate document retention, except that upon the expiration of three (3) years after an individual

ceases to be an ~~elected~~ **public** official or employe, the Board, unless the former ~~elected~~ **public** official or employe otherwise requests, shall destroy any Statement of Economic Interests filed by him/her and any copies thereof in the board's possession;

Section 9.08(6) of the General Ordinances of Milwaukee County is hereby created as follows:

(6) Facilitate a semi-annual educational course regarding this chapter and related forms for all employees and others subject to this chapter.

SECTION 27.

Section 9.09(2) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.09 Complaints

(2) Any County elected official, **appointed official** or employe may request the Board to make an investigation of his/her own conduct or of allegations made by other persons as to his/her conduct. Such a request shall be made in writing and shall set forth, in detail, the reasons therefor.

SECTION 28.

Section 9.11(2) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.11 Probable Cause of Violation

(2) If the Board determines a charge(s) should be brought ~~against an employe~~, the matter shall be referred to the county executive, together with recommendations regarding charges and proposed discipline. The County Executive may appoint an Independent Fact Finder who shall be a reserve **or retired** judge. If the County Executive does not appoint an Independent Fact Finder within thirty (30) days of referral, the Board may file charges with the Personnel Review Board which may then serve as the Independent Fact Finder. ~~In the instance of those persons holding elective office, the Ethics Board shall determine whether charges will be filed with the personnel review board which will then function as the Independent Fact Finder.~~

SECTION 29.

Section 9.11(3) of the General Ordinances of Milwaukee County is hereby created as follows:

9.11 Probable Cause of Violation

(3) Notwithstanding (2), in the instance when it is determined that a charge(s) should be brought against an elected official or a former elected official, the Ethics Board shall determine whether charges will be filed with the Personnel Review Board which will then function as the Independent Fact Finder.

SECTION 30.

Section 9.12 of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.12 Hearing Procedure

The Independent Fact Finder shall conduct, in accordance with the requirements of ch. 227, Wis. Stats., the hearings of any charges brought ~~against an elected official or employe of the county~~ for the alleged violation(s) of this Chapter. If the hearing is conducted by the Personnel Review Board, the rules and procedures of the Personnel Review Board shall control such hearings.

SECTION 31.

Section 9.15(1) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.15 Honorariums, Fees and Expenses

(1) Every County elected official, appointed official or employe is encouraged to meet with clubs, conventions, special interest groups, political groups, school groups, and other gatherings to discuss the affairs of the county relative to the duties of that ~~elected official or employe~~.

SECTION 32.

Section 9.15(2)(a) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.15 Honorariums, Fees and Expenses

(2)(a) Except as provided for in paragraph (b), every County ~~elected~~ public official or employe who is required to file a Statement of Economic Interests, pursuant to Section 9.03 and who receives any lodging, transportation, money, or other thing with a combined pecuniary value exceeding fifty dollars (\$50.00), not including the value of food or beverage offered coincidentally with a talk or meeting, shall report on his/her Statement of Economic Interests the identity of every person from whom the County ~~elected~~ public official received such lodging, transportation, money, or other things during the preceding taxable year, the circumstances under which it was received, and the approximate value thereof.

SECTION 33.

Section 9.15(2)(b) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.15 Honorariums, Fees and Expenses

(2)(b) A County ~~elected~~ public official or employe need not report on his/her Statement of Economic Interests under paragraph (a) any compensation, reimbursement, or payment which:

- (1) The County ~~elected~~ public official or employe returns to the payor within thirty (30) days of receipt;

- (2) The County ~~elected~~ **public** official or employe can show by clear and convincing evidence was made for a purpose unrelated to the purposes specified in subsection (1) and unrelated to the duties or responsibilities of the position of the **public** official or employe;
- (3) The County ~~elected~~ **public** official or employe has previously reported to the Ethics Board as a matter of public record; or
- (4) The County ~~elected~~ **public** official **or employe** is paid by that branch of County government or County department or agency in which the ~~elected~~ **public** official ~~of~~ **or** employe is empowered or to which he/she has been elected.

SECTION 34.

Section 9.15(3) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.15 Honorariums, Fees and Expenses

(3) Notwithstanding Section 9.05, a County ~~elected~~ **public** official or employe may receive and retain reimbursement or payment of actual and reasonable expenses for a published work or for participation in a meeting and may receive and retain reasonable compensation if the work is published or the activity is accomplished by the County ~~elected~~ **public** official or employe without the use of the County's time or resources and outside the course of his/her official duties.

SECTION 35.

Section 9.15(4) of the General Ordinances of Milwaukee County, as amended to and including December 15, 2004, is hereby amended as follows:

9.15 Honorariums, Fees and Expenses

(4) If a County ~~elected~~ **public** official or employe receives a payment not authorized by this Chapter, in cash or otherwise, for a published work or talk or meeting, the County ~~elected~~ **public** official or employe may not retain that payment. If practicable, the County ~~elected~~ **public** official or employe shall deposit that payment in the General Revenue Account of the County. If that is not practicable, the County ~~elected~~ **public** official or employe shall return that payment or its equivalent to the payor or convey that payment to a charitable organization, other than one with which the County ~~elected~~ **public** official or employe is associated.

SECTION 36.

The provisions of this Ordinance shall become effective upon passage and publication.

**File No. 04-295
(Journal, September 30, 2004)**

(Item No. 8) Report, referred back, recommending adoption of a resolution establishing a Work Group with the goal of transferring all dog and cat licensing functions from Milwaukee County to the Milwaukee Area Domestic Animal Control Commission (MADACC) as soon as

reasonably possible and agreed to by all parties and that any expenses incurred by the County Clerk up to and through any process transferred to MADACC would be reimbursed by MADACC and member communities by recommending to reaffirm the previous recommendation for adoption of the said resolution.

File No. 04-470
(Journal, December 16, 2004)

(Item No. 9) From the Chief Judge, requesting approval of a contract with the Legal Aid Society of Milwaukee, Inc. to perform guardian ad litem services at the Children's Court Center by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, the Clerk of Circuit Court and the Chief Judge have jointly requested the approval of a two-year contract with the Legal Aid Society of Milwaukee, Inc. (LASM) to provide guardian ad litem and other court-appointed counsel services; and

WHEREAS, terms of the proposed Guardian ad Litem Services Contract maintain an annual targeted caseload of 2,800 cases per year at a 2005 cost of \$1,467,004 which has been included in the 2005 budget for the Combined Courts; and

WHEREAS, terms of the contract further include a formula to determine the 2006 contract amount, based on the Consumer Price Index, but in no event will any contract increase exceed 2.5%; and

WHEREAS, the Judiciary, Safety, and General Services Committee at its meeting on December 2, 2004, recommended approval of the two-year contract by a vote of 7-0; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the appropriate county officials to enter into a contract with the Legal Aid Society of Milwaukee, Inc. for guardian ad litem and other court-appointed counsel services for 2005 in the amount of \$1,467,004 and 2006 at a rate to be determined per the formula in the contract.

File No. 04-481
(Journal, December 16, 2004)

(Item No. 10) From the Chief Judge, requesting approval of an agreement to provide local management and monitoring of the Milwaukee Pretrial Intensive Supervision Program by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, the Pretrial Services Division of the Combined Court Related Operations coordinates a number of pretrial programs for the Chief Judge and the Courts in Milwaukee County; and

WHEREAS, since 1993, the State of Wisconsin Department of Transportation has operated the Pretrial Intensive Supervision Program (ISP) to provide supervision and services for multiple-offense drunken drivers; and

WHEREAS, the Chief Judge and the Department of Transportation have agreed that the Pretrial Services Division of the Combined Court Related Operations should assume management and monitoring of the ISP in the interest of streamlining program administration; and

WHEREAS, the County will bear no costs for the administration of this program for 2005, as the Department of Transportation Office of Transportation Safety funds half of all program costs, with the remainder funded through program fees and donations; and

WHEREAS, Wisconsin Community Service will continue to serve as the program provider through 2005, but the program will be bid out for future years with all pretrial services programs under a Request for Proposals scheduled to be issued in the summer of 2005; and

WHEREAS, the Judiciary, Safety, and General Services Committee, at its meeting on December 2, 2004, recommended approval of the agreement by a vote of 7-0; now, therefore,

BE IT RESOLVED that, the County Board of Supervisors does hereby authorize the Chief Judge to enter into an agreement with the State of Wisconsin Department of Transportation to provide local management and monitoring of the Milwaukee Pretrial Intensive Supervision Program.

**File No. 04-512
(Journal, December 16, 2004)**

(Item No. 11) From Director, Child Support Enforcement, requesting authorization to execute the 2005 State/County Contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs by recommending adoption of a the following resolution:

A RESOLUTION

WHEREAS, the Department of Child Support Enforcement and the State of Wisconsin Department of Workforce Development are required under Wis. Stat. s. 59.53(5) to enter into a contract for the implementation and administration of the Child and Spousal Support, Establishment of Paternity and Medical Support Liability Programs under Wis. Stat. s. 49.22; and

WHEREAS, execution of this contract prior to December 31, 2004 is necessary to ensure continued administrative reimbursement for child support services as administered by the Department of Child Support; and

WHEREAS, the Director, Child Support Enforcement, has requested authorization to

execute the 2005 State/County Contract; and

WHEREAS, the Judiciary, Safety, and General Services Committee at its meeting on December 2, 2004, recommended approval of the contract by a vote of 7-0; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director, Child Support Enforcement, or his designee, to enter into the 2005 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs.

**File No. 04-504
(Journal, December 16, 2004)**

(Item No. 12) From Principal Assistant Corporation Counsel, requesting approval for payment in the amount of \$50,000 in settlement to Jeanie Carr and her attorney by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, Jeanie Carr was certified as a child day care provider by the Milwaukee County Department of Health and Human Services (MCDHHS) under Wis. Stat. 48.651, and MCDHHS revoked that certification on March 15, 2002; and

WHEREAS, the appeal procedures in place at that time for such revocations lacked certain formalities and protections which are typically held to constitute a due process administrative hearing (such as sworn testimony, the opportunity to cross-examine adverse witnesses, marking and maintaining exhibits, and a record sufficient for judicial review); and

WHEREAS, the revocation of Ms. Carr's day care certification caused documented loss of net business income of more than \$3,000 per month for approximately 21 months, and other ancillary business losses; and

WHEREAS, Ms. Carr has commenced a lawsuit against Milwaukee County, and the court granted partial summary judgment in favor of Ms. Carr and against Milwaukee County, ruling that the appeal procedures did not comport with due process of law; and

WHEREAS, the office of Corporation Counsel, Ms. Carr and Ms. Carr's attorney have reached a tentative agreement to settle all claims and dismiss the pending lawsuit upon the payment of \$50,000 and Corporation Counsel recommends approval of the proposed settlement; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of December 2, 2004, approved the recommended settlement, and the Claims Review Committee of the county's insurer approved the recommended settlement on December 3, 2004; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment of \$50,000 to Jeanie Carr and Attorney Susan Colburn in full settlement of

all claims arising out of the revocation of Ms. Carr's child day care certification and the appeal of that revocation.

File No. 04-503
(Journal, December 16, 2004)

(Item No. 13) From Principal Assistant Corporation Counsel, requesting approval for payment in the amount of \$50,000 in settlement to Godella Petty and her attorney by recommending adoption of a resolution approving the settlement recommended by Corporation Counsel.

A RESOLUTION

WHEREAS, Godella Petty was certified as a child day care provider by the Milwaukee County Department of Health and Human Services (MCDHHS) under Wis. Stat. 48.651, and MCDHHS revoked that certification on May 16, 2002; and

WHEREAS, the appeal procedures in place at that time for such revocations lacked certain formalities and protections which are typically held to constitute a due process administrative hearing (such as sworn testimony, the opportunity to cross-examine adverse witnesses, marking and maintaining exhibits, and a record sufficient for judicial review); and

WHEREAS, the revocation of Ms. Petty's day care certification caused documented loss of net business income of approximately \$595 per week for approximately 79 weeks, and other ancillary business losses,

WHEREAS, Ms. Petty has commenced a lawsuit against Milwaukee County, and the office of Corporation, Ms. Petty and Ms. Petty's attorney have reached a tentative agreement to settle all claims and dismiss the pending lawsuit upon the payment of \$50,000 and Corporation Counsel recommends approval of the proposed settlement; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of December 2, 2004, approved the recommended settlement, and the Claims Review Committee of the county's insurer approved the recommended settlement on December 3, 2004; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment of \$50,000 to Godella Petty and Legal Action of Wisconsin, Inc., in full settlement of all claims arising out of the revocation of Ms. Carr's child day care certification and the appeal of that revocation.

File No. 04-505
(Journal, December 16, 2004)

(Item No. 14) From Deputy Corporation Counsel, requesting approval for payment of \$25,000 to Aisha Sykes in settlement of all claims and dismissal of the pending lawsuit by recommending adoption of a resolution approving the settlement recommended by Corporation

Counsel.

RESOLUTION

WHEREAS, on July 17, 2001, Aisha Sykes was an inpatient at the Milwaukee County Mental Health Complex when she was physically assaulted by another patient, Lee Brinson; and

WHEREAS, Mr. Brinson had a history of physical assaults and inappropriate behavior which caused him to be placed on a 15-minute watch status, but Mr. Brinson found his way into Ms. Sykes' room and barricaded the entrance prior to assaulting her; and

WHEREAS, Ms. Sykes required medical treatment after the assault and Mr. Brinson has been charged criminally for his actions; and

WHEREAS, negotiations between the Office of Corporation Counsel and the attorney representing Ms. Sykes has resulted in a tentative agreement to settle all claims arising out of the incident and dismissal of the pending lawsuit upon the payment of \$25,000 to Ms. Sykes and Corporation Counsel recommends approval of the proposed settlement; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on December 2, 2004, approved the recommended settlement; now, therefore,

BE IT RESOLVED, that Milwaukee County pay Aisha Sykes by Mernathan Sykes and their attorneys, Stadler & Centofanti, LLC, the sum of \$25,000 in full settlement of all claims arising out of the July 17, 2001 incident and dismissal of the pending lawsuit.

The foregoing report correctly states the action taken by the said committee at a meeting held December 16, 2004.

**Gerry Broderick
Chairman**

The question was on adoption.

Thereupon, **the foregoing report, WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Devine, Borkowski, Schmitt, McCue, Broderick, Clark Chairman: De Bruin
From the Committee on Parks, Energy and Environment reporting on 9 Items:

**File No. 04-515
(Journal, December 16, 2004)**

(Item No. 1) From the County Executive, appointing Dana Lach to serve on the Milwaukee Public Museum Board of Directors for a term expiring January 1, 2008. Ms. Lach will fill a vacancy resulting from the resignation of Mr. Prem Sharma.

**File No. 04-540
(Journal, December 16, 2004)**

(Item No. 2) Resolution by Supervisor De Bruin extending the terms and conditions of the Lease and Management Agreement between Milwaukee County and the Milwaukee Public Museum, Inc. through March 2005.

**File. No. 04-442
(Journal, November 4, 2004)**

(Item No. 3) From the Executive Board Committee, The Friends of Boerner Botanical Gardens, requesting an annual contribution from Milwaukee County in the amount of \$151,371 to continue operation of the Boerner Botanical Gardens and Education and Visitor Center.

**File. No. 04-441
(Journal, November 4, 2004)**

(Item No. 4) From Superintendent, Parks Division, DPPI, requests authority to negotiate an Intergovernmental Cooperation Agreement with the City of Glendale to acquire additional parkland.

**File. No. 04-268 (a)(a)
(Journal, June 24, 2004)**

(Item No. 5) An adopted resolution requesting the Parks Superintendent to recommend policies that could be adopted to establish a permanent “segregated” parks fund and directing reports from the Department of Administrative Services and Corporation Counsel regarding the potential fiscal and legal issues, respectively, to the Committees on Parks, Energy and Environment and Finance and Audit.

**File No. 04-516
(Journal, December 16, 2004)**

(Item No. 6) From Superintendent, Parks Division, DPPI, requesting authorization to set selected fees greater than ten percent (10%) of the 2005 Adopted Budget to adjust the fee structure of the Parks Division to more accurately reflect the current market conditions.

**File No. 04-519
(Journal, December 16, 2004)**

(Item No. 7) From Superintendent, Parks Division, DPPI, requesting authorization to apply for and accept Recreational Trails Act, and/or health and exercise related grants, for the proposed Kelly Senior Center Exercise Trail.

**File No. 04-518
(Journal, December 16, 2004)**

(Item No. 8) From Superintendent, Parks Division, DPPI, requesting authorization to submit and accept a grant from the 2005 National Trails Restoration Program for trail renovation and rehabilitation at the Seven Bridges Trail located in Grant Park.

**File No. 04-536
(Journal, December 16, 2004)**

(Item No. 9) From Superintendent, Parks Division, DPPI, requesting authority to acquire up to 84 acres of land located adjacent to Kohl Park for addition to the Park System.

The foregoing report correctly states the action taken by the said committee at a meeting December 16, 2004.

**Lynne De Bruin
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 3, item 4 and item 6.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 3 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Clark, Mayo – 2. **EXCUSED** – 0.

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 17. **NOES:** Broderick, McCue – 2. **EXCUSED** – 0.

Supervisor Mayo **moved to refer Item 6** back to the Committee on Parks, Energy and Environment.

Thereupon the **motion failed** by the following vote:

AYES: Coggs-Jones, Mayo, Weishan, West, White – 5. **NOES:** Borkowski, Broderick, Cesarz, Clark, De Bruin, Devine, Dimitrijevic, Johnson, McCue, Nyklewicz, Quindel, Rice, Schmitt, and the Chairman – 14. **EXCUSED** – 0.

Thereupon, **Item 6 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, De Bruin, Devine, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, and the Chairman – 13. **NOES:** Clark, Coggs-Jones, Dimitrijevic, Weishan, West, White – 6. **EXCUSED** – 0.

By Supervisor Mayo, Nyklewicz, Weishan, Devine, Dimitrijevic, West Chairman: White
From the Committee on Transportation, Public Works and Transit reporting on 9 Items:

File No. 04-491
(Journal, December 16, 2004)

(Item No. 1) From Director, Department of Parks and Public Infrastructure, requesting authorization to extend the current transit management contract held by Milwaukee Transport Services, Inc., two calendar years to December 31, 2006, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 2001, the County Board adopted Resolution File No. 01-557, which awarded a contract for management of the Milwaukee County Transit System (MCTS) to Milwaukee Transport Services, Inc. (MTS); and

WHEREAS, the existing contract for the management of MCTS expires December 31, 2004; and

WHEREAS, the Director, Department of Parks and Public Infrastructure has requested authorization to extend the current transit management contract for two calendar years to December 31, 2006; and

WHEREAS, the Committee on Transportation, Public Works, and Transit, at its meeting of December 1, 2004 by a vote of 7-0, recommended approval of a one-year contract extension for 2005 with the option to extend the contract through December 31, 2006 now, therefore,

BE IT RESOLVED, that the current transit management contract held by Milwaukee

Transport Services, Inc., be extended one calendar year to December 31, 2005 with the Milwaukee County option to later extend the contract for a one year term through 2006; and

BE IT FURTHER RESOLVED, that the Director, Department of Parks & Public Infrastructure, is hereby authorized to negotiate the detail terms, conditions and final costs of the management contract and the County Executive and the County Clerk is hereby authorized to execute the subject management contract extension on behalf of Milwaukee County with Milwaukee Transport Services, Inc.

**File No. 04-522
(Journal, December 16, 2004)**

(Item No. 2) From Director, Community Business Development Partners, requesting approval of the Fiscal Year 2005 Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) Disadvantaged Business Enterprise (DBE) goals, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the United States Department of Transportation requires all recipients of federal USDOT dollars to submit each year their goals for disadvantaged business enterprise participation in federally-funded USDOT projects for the following federal fiscal year; and

WHEREAS, the goals must be calculated in accordance with a methodology prescribed in 49 CFR Part 26; and

WHEREAS, prior to submission to the USDOT, the goals must be published 45 days to allow for public comment; and

WHEREAS, the goals are as follows:

FAA – Airport

- Construction: 22.42% overall goal to be achieved with 14.42% race conscious efforts and 8% race neutral efforts;
- Professional Services: 22.56% overall goal to be achieved with 18.56% race conscious efforts and 4% race neutral efforts;
- Overall FAA – Airport goal: 22.47% of which 14.57% is race conscious and 7.9% is race neutral;

FTA – Transit

- Construction: 26.63% overall goal to be achieved with 26.63% race conscious efforts and 0% race neutral efforts;
- Professional Services: 21% overall goal to be achieved with 17% race conscious efforts and 4% race neutral efforts;
- Procurement: 4.19% overall goal to be achieved with 0% race conscious efforts and 4.19% race neutral efforts;

- Overall FTA – Transit goal: 8.16% of which 4.57% is race conscious and 3.59% is race neutral;

WHEREAS, the goals were published in accordance with federal regulations and no comments have been received; and

WHEREAS, the Transportation, Public Works, and Transit Committee at its meeting on December 1, 2004 recommended approval of the goals as published; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Community Business Development Partners to submit to the USDOT for FFY 2005 the following goals for federally-funded transportation projects in accordance with federal regulations:

FAA – Airport

- Construction: 22.42% overall goal to be achieved with 14.42% race conscious efforts and 8% race neutral efforts;
- Professional Services: 22.56% overall goal to be achieved with 18.56% race conscious efforts and 4% race neutral efforts;
- Overall FAA – Airport goal: 22.47% of which 14.57% is race conscious and 7.9% is race neutral;

FTA – Transit

- Construction: 26.63% overall goal to be achieved with 26.63% race conscious efforts and 0% race neutral efforts;
- Professional Services: 21% overall goal to be achieved with 17% race conscious efforts and 4% race neutral efforts;
- Procurement: 4.19% overall goal to be achieved with 0% race conscious efforts and 4.19% race neutral efforts;
- Overall FTA – Transit goal: 8.16% of which 4.57% is race conscious and 3.59% is race neutral

**File No. 04-352
(Journal, September 30, 2004)**

(Item No. 3) Resolution by Supervisors Nyklewicz, McCue and White, to direct the Airport Director and the Noise Abatement Coordinator to pursue, as part of the update of the FAR Part-150 Airport Noise and Land Use Compatibility Study, all possible avenues that could maximize by law the participation of and benefits to the residents in the noise abatement mitigation efforts by taking into account not only the noise contours approved as provided in the Federal Aviation Administration (FAA) Rules and Order 5100.38B, Section 2, Paragraph 810b, using neighborhood and natural boundaries to the maximum extent allowable by law, by recommending adoption of the following:

File No. 04-485

(Journal, December 16, 2004)

(Item No. 4) From Director, Department of Parks and Public Infrastructure, requesting authorization to amend Preferential Signatory Airline Lease Agreements, Hydrant Fuel Lease Agreements and Jetbridge Lease Agreements with America West Airlines and Frontier Airlines at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, In early September 2004, USA 3000 Airlines, flying on behalf of USA 3000, as well as Apple Vacations, approached Milwaukee County and indicated that it intends to serve Milwaukee during the winter 2004-2005 charter season and requested gate and operation spaces; and

WHEREAS, Since all gates at GMIA are leased, it was necessary for USA 3000 to contact each carrier at the airport to find out if an agreement could be reached to accommodate USA 3000; and

WHEREAS, If USA 3000 was unsuccessful, Milwaukee County would attempt to accommodate USA 3000 and its Apple flights through the airport's preferential use lease agreement protocol; and

WHEREAS, USA 3000, and since that time Ryan International, also flying on behalf of Apple Vacations, have each approached all the airlines serving GMIA and found that no carrier was willing and/or capable of accommodating all of the flights involved; and

WHEREAS, Based on gate usage statistics, the apparent low usage gates in Milwaukee are gates C-24 and C-26 presently leased by America West and Frontier Airlines respectively; and

WHEREAS, In the past, America West Airlines has been one of the airport's most receptive airlines to handling other carriers, but due to scheduling conflicts at its gate C-24 America West could not enter into an agreement with USA 3000; and

WHEREAS, Several meetings were held between Milwaukee County staff, the Frontier and America West Airlines Station Managers and the Airline Liaison Officer (ALO) as well as the manager of ASIG, the private firm that will be handling the Apple Vacation flights; and

WHEREAS, Through these discussions and negotiations it was determined that a combination of the America West and Frontier gates could, in fact, accommodate the Ryan Airlines Apple Vacation flights, if the two carriers would agree to "swap" gates, i.e., America West would be assigned Gate C-26 and Frontier would be assigned gate C-24; and

WHEREAS, it has been through the agreement of America West and Frontier Airlines that to accommodate Apple Vacation's flights, that this swap of gates is being requested;

and

WHEREAS, Airport staff has recommended and the Transportation Public Works and Transit Committee has concurred that Milwaukee County should amend the America West and Frontier Airlines Preferential Use Lease Agreements, each airline's Hydrant Fuel Lease Agreement and each airline's Jetbridge Lease Agreement, assigning Gate C-24 to Frontier Airlines and gate C-26 to America West Airlines to be effective 12/15/04 to allow the accommodation of Apple Vacations (Ryan International Airlines) during the 2004/2005 winter charter season, now therefore,

BE IT RESOLVED, that the Director of Parks and Public Infrastructure and the County Clerk are hereby authorized to amend the America West and Frontier Airlines Preferential Use Lease Agreements, each airline's Hydrant Fuel Lease Agreement and each airline's Jetbridge Lease Agreement, assigning Gate C-24 to Frontier Airlines and gate C-26 to America West Airlines to be effective 12/15/04 to allow the accommodation of Apple Vacations (Ryan International Airlines) during the 2004/2005 winter charter season.

**File No. 04-486
(Journal, December 16, 2004)**

(Item No. 5) From Director, Department of Parks and Public Infrastructure (DPPI), requesting authorization to replace the 22 leased vehicles at DPPI-Airport by leasing replacement vehicles and establish a leasing program for all DPPI-Airport light duty vehicles as a matter of standard practice, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Parks and Public Infrastructure-Airport Division has 22 leased vehicles which will eventually have to be replaced; and

WHEREAS, replacing these vehicles through leasing is not authorized by County policy; and

WHEREAS, County policy does not allow DPPI to provide a vehicle to any Department without a vehicle returned to Fleet; and

WHEREAS, County policy does not permit a leased vehicle to be returned to Fleet in order to receive a new vehicle; and

WHEREAS, this results in no authorized way for the 22 leased vehicles to be replaced; now, therefore,

BE IT RESOLVED, that the Director of Parks and Public Infrastructure is authorized and directed to replace the 22 leased vehicles at DPPI-Airport by leasing replacement vehicles; and

BE IT FURTHER RESOLVED, that the Director of Parks and Public Infrastructure is

also authorized and directed to establish a leasing program for all DPPI-Airport light duty vehicles as a matter of standard practice.

File No. 04-487
(Journal, December 16, 2004)

(Item No. 6) From Director, Department of Parks and Public Infrastructure, requesting authorization to execute a two-year agreement with Breitenbach Weiss, Inc. (BWPR) and Heidi Nelson Public Relations and Marketing (HNPR) for marketing, public relations and advertising services for General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, for the last 20 years, General Mitchell International Airport has retained the services of a marketing, public relations and advertising agency; and

WHEREAS, there is no current agency contract; and

WHEREAS, proposals were solicited under Official Notice No. 6033 for marketing, public relations and advertising services for General Mitchell International Airport; and

WHEREAS, 10 proposals were received and evaluated using the criteria for evaluation as provided in the Consultant Selection Criteria section of the request for proposals; and

WHEREAS, the intent of the selection process is to identify the agency that best fulfills the requirements of the request for proposal to provide high-quality marketing, public relations and advertising services at a reasonable fee; and

WHEREAS, the primary factors used to evaluate the proposals were professional and technical qualifications; experience; proposed program; DBE involvement; and reasonableness of fees; and

WHEREAS, the recommendation of the selection committee is that BWPR and HNPR best meets the criteria outlined in the request for proposals; and

WHEREAS, after due consideration, the Transportation and Public Works Committee concurs with airport staff's recommendation that Milwaukee County and BWPR and HNPR execute an agreement for the provision of marketing, public relations and advertising services for General Mitchell International Airport; now, therefore,

BE IT RESOLVED, that the Director of Parks and Public Infrastructure and the Airport Director are hereby authorized and directed to execute an agreement between Milwaukee County and BWPR & HNPR to provide marketing, public relations and advertising services for General Mitchell International Airport for a 2-year term, commencing January 1, 2005, with two one-year options for renewal, but not beyond December 31, 2008.

**File No. 04-488
(Journal, December 16, 2004)**

(Item No. 7) From Director, Department of Parks and Public Infrastructure, requesting authorization to amend Airport Agreement No. CN-1412 with Paradies-Mark II, LLC, to increase the construction period from 270 days to 330 days, and that the Concessionaire begin Minimum Annual Guarantee (MAG) payments on February 1, 2005, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on March 1, 2004 Milwaukee County entered into Airport Agreement No. CN-1412 with Paradies-Mark II, LLC for the operation of a news, gift, and specialty retail concession at GMIA ; and

WHEREAS, Paragraph 9 of Airport Agreement No. CN-1412 states that Paradies-Mark II is to pay to the County on a contract year basis, either a Minimum Annual Guarantee (MAG) of one million two hundred ten thousand dollars (\$1,210,000), or a percentage of gross sales, whichever is greater; and

WHEREAS, the Concessionaire was not required to pay the MAG during the 270 day construction period provided in the Agreement; and

WHEREAS, One-twelfth (1/12th) of the MAG is to be paid on the first day of each month beginning on December 1, 2004; and

WHEREAS, Paradies-Mark II has made substantial progress in their construction with the opening of CNBC News, PGA Tour, Harley, and Brooks Brothers; and

WHEREAS, because of unavoidable delays in the design approval process for one quadrant of the facilities (Milwaukee Marketplace), the final concession mall store will not be constructed and open to the public until approximately February 1, 2005; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on December 1, 2004, concurred with Airport staff's recommendation that Milwaukee County approve a sixty (60) day extension of the construction period contained in Airport Agreement No. CN-1412 that will increase the construction period from 270 days to 330 days, and that the Concessionaire begin MAG payments on February 1, 2005, now, therefore,

BE IT RESOLVED, that the Director of Parks and Public Infrastructure and the County Clerk are hereby authorized and directed to amend Airport Agreement No. CN-1412 to increase the construction period from 270 days to 330 days, and that the Concessionaire begin MAG payments on February 1, 2005.

**File No. 04-489
(Journal, December 16, 2004)**

(Item No. 8) From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a new agreement with Midwest Airlines, Inc. for the lease of land and County-owned cargo building for use as a food preparation kitchen, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on April 5, 1985, Milwaukee County and Midwest Airlines, Inc., entered into Airline Lease Agreement No. AC-865, for the lease of gates, ramp, hold rooms, ticket counters, and other associated space at General Mitchell International Airport (GMIA); and

WHEREAS, Midwest is now requesting to enter into a long term lease agreement for the use of land and a County-owned building that Midwest intends to renovate and use as a food preparation kitchen to provide catering for its aircraft; and

WHEREAS, the building is in poor condition and Midwest intends to renovate it for food preparation purposes and will invest a minimum of \$500,000 to renovate the building; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on December 1, 2004, concurred with Airport staff's recommendation that Milwaukee County enter into an agreement for the lease of land and a County-owned building with Midwest Airlines, Inc. for use as a food preparation kitchen; now, therefore,

BE IT RESOLVED, that the Director of Parks and Public Infrastructure and the County Clerk are hereby authorized and directed to enter into an agreement for the lease of land and a County-owned building with Midwest Airlines, Inc. for use as a food preparation kitchen, under standard terms and conditions for the lease of County-owned land and building space, inclusive of the following:

1. The agreement shall be binding and take effect upon execution by all parties and shall be for a period of fifteen (15) years, subject to early termination by either party with ninety (90) days written notice.
2. The term and obligation to pay rental and privilege fees shall not commence until the Date of Substantial Beneficial Occupancy ("SBO"), which shall mean the date specifically designated in a written notice to Lessee from the Airport Director that the facility renovations are completed to the extent that it is usable, but not more than one hundred twenty (120) days from the Effective Date.
3. Rental for the approximately 20,956 square feet of building shall be at the rate of Two Dollars (\$2.00) per square foot per annum, and rental for approximately 46,315 square feet of land on which the building is situated and surrounding land for parking shall be at the rate of 21.09¢ per square foot per annum, subject to annual adjustment each July 1st, based on the increase or decrease in the

Consumer Price Index (All Urban Consumers) for the Milwaukee Area, which is computed by comparing the then current January index with the index of the preceding January.

4. Lessee shall pay all utilities bills for the entire building.
5. All improvements to be made to or upon the leased premises shall be subject to the prior written approval of the Airport Director.
6. All improvements made to the leased premises and all fixtures, furniture and equipment installed therein by Lessee shall remain the property of the Lessee until the termination of this Agreement at which time all fixed leasehold improvements shall become the property of the County.
7. The agreement shall contain the current standard insurance and environmental language for similar lease agreements.

File No. 04-490
(Journal, December 16, 2004)

(Item No. 9) From Director, Department of Parks and Public Infrastructure, requesting authorization to enter into a Letter of Agreement with the State of Wisconsin Department of Transportation for the train station located at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on July 29, 2004 (File No. 04-332) the County Board authorized the Airport Director to enter into a Letter of Agreement with the State of Wisconsin for the provision of certain services related to the Amtrak train station being constructed next to GMIA near 6th Street and Grange Avenue; and

WHEREAS, these services included shuttle service between the GMIA terminal building and the parking area to pick up and drop off Airport/train passengers, daily custodial services at the train station, and minor maintenance on the train station premises; and

WHEREAS, the State would construct a parking lot on County property that would become County property upon completion and install revenue control equipment that would be compatible with the Airport's parking revenue control system; and

WHEREAS, the Airport would receive all revenue generated from train station patrons; and

WHEREAS, during the Letter of Agreement negotiating process the State asked for additional considerations concerning the operation of the train station at GMIA, including that the Airport remit 29% of the gross parking revenues, up to \$30,600.00 per year of the annual

parking revenues to the State to pay for the State's anticipated operational and major maintenance costs for the train station; and

WHEREAS, in addition, GMIA would pay for minor repairs to the train station using the parking lot revenues, up to \$1,000 per occurrence, with a cap of \$10,000 per year; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting of December 1, 2004, concurred with Airport staff's recommendation that Milwaukee County enter into a modified Letter of Agreement with the State of Wisconsin for the provision of services and the sharing of revenues related to the new train station located at General Mitchell International Airport; now, therefore,

BE IT RESOLVED, that the Airport Director is hereby authorized and directed to enter into a Letter of Agreement with the State of Wisconsin Department of Transportation for the train station located at GMIA, subject to review and approval by the Milwaukee County Office of the Corporation Counsel, inclusive of the following:

1. The Agreement term will be for five (5) years, commencing December 16, 2004 and ending December 15, 2009 with four (4) ten (10) year renewal options upon mutual agreement of WisDOT and the County.
2. County will remit twenty-nine percent (29%) of the parking revenues, up to \$30,600.00, to the State that will be used for operating expenses and planned or unplanned repairs or improvements to the train station facilities.
3. County shall be responsible to pay for repairs and improvements to the train station up to \$1,000 per repair or improvement, but not to exceed \$10,000 in any one agreement year.

The foregoing report correctly states the action taken by the said committee at a meeting December 16, 2004.

**James White
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 9.

Thereupon, **the foregoing report**, excluding the aforesaid item, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West,

White and the Chairman – 19. **EXCUSED** – 0.

Supervisor Nyklewicz **moved to refer Item 9** back to the Committee of Parks and Public Infrastructure.

Thereupon the **motion to refer prevailed** by the follow vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

By Supervisor Toni M. Clark, James G. White, Marina Dimitrijevic, Joseph Rice, Peggy West. Chairman: Michael Mayo Sr.
From the Committee on Economic and Community Development reporting on 4 Items:

File No. 04-492
(Journal, December 16, 2004)

(Item No. 1) Resolution by Supervisors Johnson, Coggs-Jones, Broderick, Dimitrijevic, Clark, West, White, Holloway, Weishan, Quindel and DeBruin, to create the Community and Economic Development (CED) Fund and adopt the Park East Redevelopment Compact (PERC) in order to provide additional sustainable community benefits for the development of the County Park East land.

File No. 04-292(a)
(Journal, July 29, 2004)

(Item No. 2) Part of a report, referred back, recommending allocation of Community Development Block Grant (CDBG) funds to the True Our Brothers Keepers, Inc. Pathways Project (Project 68) and United Community Center Walker's Point Neighborhood Center (Project 71).

File No. 04-539
(Journal, December 16, 2004)

(Item No. 3) From Acting Director, Economic and Community Development Division, requesting approval of 2005-2009 Consolidated Plan and 2005 Action Plan.

File No. 03-323(a)(e)
(Journal, February 5, 2004)

(Item No. 4) An adopted resolution, authorizing the appropriate County officials, subject to Corporation Counsel approval, to enter into an Intergovernmental Cooperation Agreement (ICA) between Milwaukee County, the Milwaukee Metropolitan Sewerage District (MMSD) and the Milwaukee County University of Wisconsin-Extension (UWEX) for the relocation of the

UWEX Community Gardening Facility on County grounds.

**File No. 04-542
(Journal, December 16, 2004)**

(Item No. 5) From Executive Director, Layton Boulevard West Neighbors, requesting a Housing Organizational Loan Fund (HOLF) loan in the amount of \$100,000 to support the redevelopment project at 3500 W. National Avenue.

The foregoing report correctly states the action taken by the said committee at a meeting December 16, 2004.

**Michael Mayo Sr.
Chairman**

The question was on adoption.

SEPARATE ACTION was requested on item 1 and item 5.

Thereupon, **the foregoing report**, excluding the aforesaid items, **WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, West, White and the Chairman – 15. **NOES:** Borkowski, Cesarz, McCue, Rice – 4. **EXCUSED** – 0.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES: Broderick, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Nyklewicz, McCue, Quindel, Schmitt, Weishan, West, White and the Chairman – 15. **NOES:** Borkowski, Cesarz, Mayo, Rice – 4. **EXCUSED** – 0.

**By Supervisor Dimitrijevic, Nyklewicz, Borkowski, White, Johnson, McCue Chairman:
Holloway
From the Committee on Intergovernmental Relations reporting on 1 Item:**

**File No. 04-544
(Journal December 16, 2004)**

(Item No. 1) From the Director of Intergovernmental Relations, submitting 2005-2007 Milwaukee County Legislative Package.

The foregoing report correctly states the action taken by the said committee at a meeting December 16, 2004.

**Lee Holloway
Chairman**

The question was on adoption.

Thereupon, **Item 1 WAS ADOPTED** by the following vote:

AYES: Borkowski, Broderick, Cesarz, Clark, Coggs-Jones, De Bruin, Devine, Dimitrijevic, Johnson, Mayo, McCue, Nyklewicz, Quindel, Rice, Schmitt, Weishan, West, White and the Chairman – 19. **EXCUSED** – 0.

TRANSIT SYSTEM CLAIMS

- 04-4 From Kelin R. Olson S.C. Law Offices, submitting a Claim on November 22, 2004 in behalf of Tammy Rollins and her minor child, Jeanetta Williams for damages and injuries allegedly sustained by the minor while a passenger on a Milwaukee Transit Services, Inc. bus. **Placed on file.**
- 04-4 From Gende Law Offices, submitting a Claim on October 29, 2004 in behalf of Mary W. Waterman for damages and injuries allegedly sustained while a passenger on a Milwaukee Transit Services, Inc. bus. **Placed on file.**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing transit claims. There being no objections, the rules **WERE SUSPENDED.**

On a motion by Supervisor White, **the foregoing Transit System Claims WERE DISALLOWED** by a voice vote.

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION UNDER SUSPENSION OF THE RULES (OR OTHER SIMILAR MOTIONS)

COUNTY BOARD CITATIONS

Thereupon, **the citations submitted to the County Board on December 16, 2004, File**

No. 04-2, WERE APPROVED by a voice vote.

On a motion by Supervisor Nyklewicz, the Board **ADJOURNED** at 12:10 p.m. to Thursday, February 3, 2005, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE
COUNTY

Committee on Economic and Community Development

Mayo (Chair), Clark (Vice Chair), White, Johnson, Dimitrijevic, Rice West

Committee on Finance and Audit

Nyklewicz (Chair), McCue (Vice Chair), Coggs-Jones, Quindel, Mayo, Johnson, Broderick

Committee on Health and Human Needs

Coggs-Jones (Chair), West (Vice Chair), Quindel, Johnson, Cesarz, Clark, Rice

Committee on Intergovernmental Relations

* (Chair), * (Vice Chair), *

Committee on Judiciary, Safety and General Services

Broderick (Chair), Rice (Vice Chair), De Bruin, Schmitt, Weishan, Cesarz, Devine

Committee on Parks, Energy and Environment

De Bruin (Chair), Devine (Vice Chair), Borkowski, Schmitt, McCue, Broderick, Clark

Committee on Personnel

* (Chair), * (Vice Chair), *

Committee on Transportation, Public Works and Transit

White (Chair), Mayo (Vice Chair), Nyklewicz, Weishan, Devine, Dimitrijevic, West

Committee of the Whole

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey, Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski, De Bruin, Holloway, Launstein, Quindel, Mayo, Krug, Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski, Schmitt, Davis, Johnson, Weishan