



# OFFICIAL PROCEEDINGS - 2002

**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 |                                  |
|----------|----------------------------------|
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>PENNY PODELL</b>              |
| 4th      | <b>SHEILA AL ALDRICH</b>         |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>JIM McGUIGAN</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>DAVID JASENSKI</b>            |
| 16th     | <b>LYNNE DE BRUIN.</b>           |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>LeANN M. LAUNSTEIN</b>        |
| 20th     | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st     | <b>KAREN M. ORDINANS</b>         |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th     | <b>LINDA RYAN</b>                |
| 25th     | <b>THOMAS A. BAILEY</b>          |

**MEETING THURSDAY, JANUARY 24, 2002**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

Milwaukee, Wisconsin, Thursday, January 24, 2002, 9:39 a.m.

Supervisor Ordinans in the Chair.

**PRESENT:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 23. **ABSENT:** Aldrich, Podell — 2. **EXCUSED:** Holloway – 1.

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

Supervisors Aldrich and Podell are hereinafter noted present.

### **APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor White, the Journal of Proceedings of December 20, 2000 **WAS APPROVED** by voice vote.

### **REPORTS OF COUNTY OFFICERS**

#### **Confirmation Of Appointments And Reappointments:**

#### **File No. 02-78**

From the County Executive, reappointing Supervisor Penny E. Podell and Messrs. Paul M. Ziehler and Martin Schreiber to the Milwaukee County Federated Library System Board for a three-year term expiring December 31, 2004.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuian, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES** — 0. **EXCUSED** – 1.

### **PRESENTATION OF COMMUNICATIONS**

The County Board Chairman **REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE(S) OF THE COUNTY BOARD:**

- 02-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County. **Placed on file.**
- 02-6 From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Audrey Blackwell for injuries and damages allegedly sustained while a passenger in a vehicle which was struck by a Milwaukee Transport Services, Inc. bus. **Placed on file.**

- 02-6 From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a Notice of Injury in behalf of Katie Clardy for injuries and damages allegedly sustained while she was a passenger on a Milwaukee Transport Services, Inc bus. **Placed on file.**
- 02-6 From Steinhafel, Smith & Rowen, S.C., submitting a Notice in behalf of Michael Giannini for injuries and damages allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of William Harmon for injuries and damages allegedly sustained in a collision involving a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Margaret Hayes for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Ray Hemphill for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Pamela Muldoon, submitting a Notice for injuries and damages allegedly sustained in a fall while serving on jury duty. **Placed on file.**
- 02-6 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of Injury in behalf of Sharon Reinelt for injuries and damages allegedly sustained in an accident involving a Milwaukee County Sheriff's Department employee. **Placed on file.**
- 02-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Charlene Reynolds for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 97-459 From Director, Department of Administration and Corporation Counsel, requesting  
(a)(b) authorization to increase the contract with Foley & Lardner, Weissburg & Aronson by \$50,000 from \$150,000 to \$200,000 to represent Milwaukee County in matters relating to John L. Doayne Hospital. **Referred to the Committee on Finance and Audit.**
- 99-268 From the Chief Judge, requesting authorization to apply for and accept third—year  
(a)(b) funding from the National Institute of Justice, Violence Against Women Grants Office (VAWGO) for the Judicial Oversight Initiative. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 00-436 From Director of Public of Public Works, requesting that the County Board rescind  
(a)(a) authorization to enter into an agreement with Cedarhurst Air Charter, Inc. for the lease of land on which to construct a corporate aircraft hangar at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 01-421 From Director of Audits, submitting a copy of the Audit of Mental Health Division  
(a)(a) Wraparound Milwaukee Program, dated January 2002. **Referred to the Committee on Finance and Audit, Health and Human Needs.**
- 01-432 From Director, Department of Administration, requesting authorization to create a trust  
(a)(a) fund for 2003 National Association of Counties (NAC0) Annual Conference to be held in Milwaukee. **Referred to the Committee on Finance and Audit.**

- 01-457 From Airport Director, recommending approval of the plan and concepts for the  
(a)(a) redeveloped concession mall and approval of the Request for Proposal (RFP) process. **Referred to the Committee on Transportation, Public Works, and Transit.**
- 02-6 From Attorney James W. McCann, submitting a Notice of Injury in behalf of Tyrell Scott for injuries and damages allegedly sustained in a vehicular accident involving a Milwaukee County Sheriff's Dept. vehicle. **Placed on file.**
- 02-6 From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Raymond Unanka for injuries and damages allegedly sustained when his vehicle was struck by a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Prentice Young for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-9 From Lincoln County Clerk, submitting an adopted resolution supporting federal legislation to prevent increased importation of milk protein concentrate into the U.S. and use of milk protein concentrate in real dairy products in the State of Wisconsin. **Placed on file.**
- 02-9 From Lincoln County Clerk, submitting an adopted resolution supporting federal legislation to require importers of foreign dairy products to contribute to the costs of U.S. dairy promotions. **Placed on file.**
- 02-9 From Trempealeau County Clerk, submitting an adopted resolution supporting the President of the United States as he works to defend against additional terrorist attacks. **Placed on file.**
- 02-9 From Rusk County Clerk, submitting an adopted resolution requesting WCA to implement a strategic planning process to align itself with all member counties and establish a positive relationship with the Legislature. **Placed on file.**
- 02-37 From the District Attorney, requesting creation of a half-time Paralegal position to expand the project manager position for the Community Conferencing program from part-time to full-time. **Referred to the Committee on Finance and Audit, Personnel, Departments of Administration & Human Resources.**
- 02-38 From Edward Cleveland, Jr., submitting a claim for the alleged loss of personal property while incarcerated at the Community Correctional Center. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-39 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 the Committee on Judiciary, Safety and General Services.**
- 02-40 From Matthew Junemann, submitting a claim for damages allegedly sustained to his automobile in the parking lot of Greenfield Park. **Referred to the Committee on Judiciary, Safety and General Services.**

- 02-41 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 the Committee on Judiciary, Safety and General Services.**
- 02-42 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 the Committee on Judiciary, Safety and General Services.**
- 02-43 From Air Comfort Systems, submitting a claim for damages allegedly sustained to their service vehicle when involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety and General Services.**
- 02-44 From Brian Becker, submitting a claim for damages allegedly sustained to his automobile as a result of debris falling from the highway (1-94) overhead. **Referred to the Committee on Judiciary, Safety and General Services.**
- 02-45 From Medical Examiner, requesting approval of professional service contracts for toxicology laboratory consultation and the Fellowship Program to provide two qualified resident physicians as part of a collaborative training program with the Medical College of Wisconsin. **Referred to the Committee on Judiciary, Safety and General Services.**
- 02-46 From the County Executive, appointing Lyle A. Balistreri to the Local Emergency Planning Committee. Mr Balistreri is replacing David Lopez. **Referred to the Committee on Parks, Energy and Environment.**
- 02-47 From Administrator-Support Services, House of Correction, requesting that the Superintendent of the House of Correction be added to the list of employees authorized to garage a Milwaukee County vehicle at home. **Referred to the Committee on Finance and Audit.**
- 02-48 From Parks Marketing Director, requesting approval of the 2002 Milwaukee County Cultural, Artistic, and Musical Programming Advisory Council (CAMPAC) allocation recommendations **Referred to the Committee on Parks, Energy, and Environment.**
- 02-49 From Director of Parks, Recreation and Culture, requesting authorization to enter into an agreement with the East Town Association, Inc. d/b/a Music in the Park, Inc. and the Milwaukee Parks Foundation, Inc. to produce a concert series in Cathedral Square Park for the next five years. **Referred to the Committee on Parks, Energy, and Environment.**
- 02-50 From Director of Parks, Recreation and Culture, requesting authorization to grant the Milwaukee County Department of Public Works a permanent limited highway easement along West Mill Road and West Fond du Lac Avenue. **Referred to the Committee on Parks, Energy, and Environment.**

- 02-51 From Director of Parks, Recreation and Culture, requesting authorization to execute a Memorandum of Understanding (MOU) with the City of Oak Creek to develop, operate and maintain three bike trail segments in Oak Creek. **Referred to the Committee on Parks, Energy, and Environment.**
- 02-52 From Public Art Program Administrator, Milwaukee County Public Art Committee, submitting the 2001 report of the activities for the Milwaukee County Public Art Program. **Referred to the Committee on Parks, Energy, and Environment and the Committee on Transportation, Public Works, and Transit.**
- 02-53 From Director of Public Works, requesting approval of assignment of Airport Agreement No. OL-1162 from Shell Oil Company to Equilon Enterprises LLC at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works, and Transit.**
- 02-54 From Director of Public Works, requesting approval of the site to construct a Ground Run-Up Enclosure (GRE) at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-55 From Director of Public Works, requesting authorization to amend the agreements with the car rental concessionaires at General Mitchell International Airport to delete the minimum monthly guarantee payment for January through April, 2002. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-57 From Director of Public Works, requesting authorization to file applications for State and Federal funding to support the 2002/2003 Job Access Program. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-58 From Director of Public Works, requesting authorization to amend Airport Agreement No. HP-1325 with Signature Flight Support Corporation for the lease of land at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-59 From Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1127 with Smarte-Card, Inc. to continue the agreement on a month-to-month basis for the operation of a parcel locker concession at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-60 From Director of Public Works, requesting authorization to amend an existing Profession Services Agreement with Triad Engineering, Inc. to provide an additional year of remediation services for the General Mitchell International Airport Old Fuel Farm and Hydrant/UNOCAL Fuel Farm Soil & Groundwater Remediation Facilities. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-61 From Director of Public Works, requesting authorization for the Airport Director to terminate the airport/airline signatory lease agreement with Sun Country Airlines at General Mitchell International Airport. **Referred to the Committee on Transportation, Public Works and Transit.**

- 02-62 From the County Executive, requesting County Board concurrence, in principle, of the Marquette Interchange Build Alternative and Design Options, A, B and F, plus other conditions. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-64 From Law Offices of Thomas M. Jacobson, S.C., submitting a claim in behalf of Linda Doinke 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 the Committee on Judiciary, Safety and General Services.**
- 02-65 From Director of County Health Related Programs, requesting retroactive authorization to submit a joint grant request to the American Legacy Foundation for the purpose of addressing disparities of smoking cessation services for individuals in the General Assistance Medical Program by Milwaukee County and the Medical College of Wisconsin, Center for Healthier Communities and, if awarded the grant, to accept the funds and to execute a formal agreement with the Medical College of Wisconsin for cessation and evaluation services. **Referred to the Committee on Finance and Audit and the Committee on Health and Human Needs.**
- 02-66 From Director of County Health Related Programs, requesting authorization to submit a funding request to the Department of Health and Human Services, Health Resources and Services Administration, Community Access Program, for the General Assistance Medical Program and to accept funds if successful in the award. **Referred to the Committee on Finance and Audit and the Committee on Health and Human Needs.**
- 02-67 From Director of County Health Related Programs, requesting authorization to submit a joint grant request to the Pfizer Foundation Health Literacy Community Grants Program for the purpose of addressing health literacy and understanding for individuals in the General Assistance Medical Program by Milwaukee County and Polly Ryan, Ph.D. and, if awarded the grant, to accept the funds and to execute a formal agreement with Dr. Polly Ryan for evaluation services, Marquette University for research assistant support and Keane Consulting for I.S. Technical Development Services. **Referred to the Committee on Finance and Audit and the Committee on Health and Human Needs.**
- 02-68 From Director, Office for Persons with Disabilities, requesting authorization to forward a two month advance to Kindcare, Inc. for integrated community recreation and center-based programming at the two Wil-O-Way facilities. **Referred to the Committee on Health and Human Needs.**
- 02-69 From Director of Parks, Recreation and Culture, requesting authorization to accept a State Stewardship Program Grant to enable the purchase of the former Parkway Stables property as park land, subject to identification and approval of funds to match the grant. **Referred to the Committee on Parks, Energy, and Environment.**

- 02-72 From Controller, requesting approval of the revision to Chapter 5 of the General Ordinances of Milwaukee County relative to the rate of reimbursement for business use of a personal vehicle by authorized employees. **Referred to the Committee on Finance and Audit.**
- 02-74 From the District Attorney, requesting authorization to accept a grant of \$500 from the State Bar of Wisconsin to purchase computer software to translate letters to crime victims from English into Spanish. **Referred to the Committee on Judiciary, Safety and General Services.**
- 02-80 From the Sheriff, requesting the creation of one Sheriff's Department Bureau Director position for the newly created Airport Security Bureau and the abolishment of one Deputy Sheriff Sergeant position. **Referred to the Committee on Finance and Audit and the Committee on Personnel, Departments of Administration and Human Resources.**
- 02-81 From Trina C. Avery, submitting a claim for damages allegedly sustained to her automobile when debris fell from the expressway overpass and landed on her car parked below. **Referred to the Committee on Judiciary, Safety and General Services.**

**RESOLUTIONS/ORDINANCES REFERRED TO STANDING COMMITTEES**

**File No. 02-56**

**By Supervisors Ordians, De Bruin, Diliberti, Borkowski, Jasenski, McGuigan, Nyklewicz, Quindel, Ryan, Weishan, White**

**A RESOLUTION/ORDINANCE**

Modifying procedures for consideration of collective bargaining agreements by adopting an ordinance amending sections 79.02(1) and 80.04 of the General Ordinances of Milwaukee County.

WHEREAS, collective bargaining agreements negotiated by Milwaukee County with its certified bargaining units typically have a significant impact on the County's immediate and long-term fiscal condition; and

WHEREAS, existing procedures governing the consideration of collective bargaining agreements by the County Board of Supervisors do not provide for significant discussion of immediate and long-term fiscal impacts by Supervisors who are not members of the Committee on Personnel; and

WHEREAS, information regarding the immediate and long-term fiscal impacts of two major components of adopted 2001-2004 collective bargaining agreements (establishment of a

Pension “back drop” option and an enhanced sick leave benefit) was not calculated and was not provided to Supervisors prior to consideration of these agreements by the full County Board; and

WHEREAS, given the magnitude of the fiscal impacts of most collective bargaining agreements negotiated by the Department of Labor Relations and the Committee on Personnel, it would be appropriate for the Committee on Finance and Audit to also be able to consider these impacts and submit a recommendation regarding the approval of each such agreement to the full County Board; and

WHEREAS, referral of each tentative collective bargaining agreement to County fiscal staff for review and each proposed collective bargaining agreement to the Committee on Finance and Audit for a recommendation would provide for closer scrutiny of the fiscal impacts of each such agreement by Supervisors and County fiscal staff and would therefore safeguard the interests of Milwaukee County and its taxpayers; now, therefore,

BE IT RESOLVED that the County Board of Supervisors does hereby approve the following ordinance amending the procedures under which collective bargaining agreements are considered.

### AN ORDINANCE

To amend sections 79.02(1) and 80.04 of the General Ordinances relating to review of collective bargaining agreements.

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

SECTION 1. Section 79.02(1) of the General Ordinances of Milwaukee County as amended to and including \_\_\_\_\_ is hereby amended as follows:

#### **79.02. Responsibilities of the director.**

The director of labor relations shall be responsible for:

(1) The negotiation of all collective bargaining agreements with certified bargaining representatives of the employees of the county conducted along policy lines established by the county executive and the committee on personnel. The director of labor relations shall not agree, on behalf of the county, to any terms or provisions of a negotiated contract without prior direction and approval from the committee. Prior to agreeing to any tentative contract, the director of labor relations shall provide the director of human resources with a copy of the proposed agreement for review relative to administration of said proposal and shall provide the director of administration, director of audits and County Board staff with a copy of the proposed agreement for review relative to immediate and long-term fiscal impacts.

SECTION 2. Section 80.04 of the General Ordinances of Milwaukee County as amended to and including \_\_\_\_\_ is hereby amended as follows:

**80.04. Agreement.**

The agreements reached at the conclusion of such collective bargaining shall be reduced to writing by the committee on personnel and submitted in the form of a proposed ordinance or resolution to the Committee on Finance and Audit, which shall consider the fiscal impacts of the proposed ordinance or resolution and forward it with a positive or negative recommendation to the county board for its approval or rejection. Prior to its consideration, the Committee on Finance and Audit shall be provided with any and all relevant information prepared by Pension Board actuaries, human resources, labor relations and department of administration staff and other relevant individuals regarding the immediate and long-term fiscal impacts associated with each agreement.

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

**FISCAL NOTE:** Adoption of this ordinance would have no tax levy impact.

**REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT AND THE COMMITTEE ON PERSONNEL**

**File No. 02-63**

**By Supervisor Bailey**

**A RESOLUTION**

Authorizing the execution of the First Amendment to the Sublease between the Milwaukee Art Museum, Inc., the Milwaukee County War Memorial, Inc. and Milwaukee County and the First Amendment to the Sublease between the Wisconsin Veterans War Memorial/Milwaukee, Inc., Milwaukee County War Memorial, Inc. and Milwaukee County

WHEREAS, at its July 2001 meeting, the Milwaukee County Board of Supervisors executed the 2001 Amendment to the Lease (File No. 00-395) with the War Memorial Center, Inc. and approving subleases with the Milwaukee Art Museum (Museum) and Wisconsin Veterans War Memorial/Milwaukee, Inc. (Veterans); and

WHEREAS, the Milwaukee Art Museum and Wisconsin Veterans War Memorial/Milwaukee subsequently requested that the default provision, Section 37 of the Sublease with the Art Museum, and Section 36 of the Sublease with the Veterans, be amended; and

WHEREAS, the other provisions of the Sublease shall remain in full force and effect; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the execution of the First Amendment to Section 37 of the Sublease between the Milwaukee Art Museum, Inc., the Milwaukee County War Memorial, Inc. and Milwaukee County and the First Amendment to Section 36 of the Sublease between the Wisconsin Veterans War Memorial/Milwaukee, Inc., Milwaukee County War Memorial, Inc. and Milwaukee County as follows:

“Notwithstanding the fact that the initial term of this Sublease is less than 30 years, and notwithstanding anything else contained in this Sublease, the parties agree that, upon an event of default, the remedies and procedures contained in Section 704.31 of the Wisconsin Statutes shall apply.”

**FISCAL NOTE:** Adoption of this resolution will not require additional expenditures.

**REFERRED TO THE COMMITTEE ON PARKS, ENERGY, AND ENVIRONMENT**

**File No. 02-70**

**By Supervisors Lutzka and Launstein**

**A RESOLUTION/ORDINANCE**

to rescind pension and sick leave benefits recently enacted for County Board Supervisors and the County Executive

WHEREAS, on November 2, 2000, the County Board adopted a resolution/ordinance (File No. 00-666) amending wage and benefit levels for non-represented employees, managers and elected officials for 2001 through 2004; and

WHEREAS, some of the provisions enacted included the establishment of a “back drop” pension benefit that would permit an employee to receive a lump sum and monthly benefit upon retirement, the elimination of the retirement leave benefit and provision of full payment of all accrued sick allowance upon retirement to those employees hired prior to January 1, 1994 and thus are eligible for post retirement health insurance coverage; and for those employees hired after January 1, 1994, the conversion of all accrued sick allowance to a credit which can be used to purchase health insurance after retirement; and if membership in the Employees’ Retirement System initially began on or after January 1, 1982, all pension service credit earned on and after January 1, 2001 shall be credited in an amount equal to an additional 0.5% of the member’s final average salary. For each year of service credit earned after January 1, 2001, eight years of service credit earned prior to January 1, 2001 shall be credited at an additional 0.5% of the member’s final average salary; and

WHEREAS, in order to avoid the appearance of impropriety which has developed in the public's opinion over the fact that the County Board of Supervisors and the County Executive, who voted on or acted to approve these benefit enhancements, will also be entitled to receive the pension enhancements approved for all County employees, the County Board and the County Executive should agree to rescind any benefit enhancements which would otherwise have accrued to the benefit of the County Board of Supervisors and the County Executive; now, therefore

BE IT RESOLVED, that to ensure the above concerns are properly addressed and codified, the County Board of Supervisors does hereby adopt the following:

### AN ORDINANCE

to amend sections 201.24(5.15), 201.24(5.16) and 17.184 of the General Ordinances of Milwaukee County relative to rescinding recent benefit enhancements granted County Board Supervisors and the County Executive through the recent establishment of a retention incentive, back drop pension benefit and provisions relative to the payment of accrued sick allowance.

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

**SECTION 1.** Section 201.24(5.15) of the General Ordinances of Milwaukee County is amended to and including \_\_\_\_\_ is amended as follows:

#### **SECTION 5.15 Recruitment and Retention Incentive Effective January 1, 2001.**

The provisions of this section shall apply to all members of the Employees' Retirement System eligible to accrue pension service credit as of January 1, 2001 who are not represented by a collective bargaining unit and file an application for retirement after January 1, 2001. This section shall supercede any provisions of Section 5.1 that may conflict with this section. This section shall also apply to any member of the Employees' Retirement System who is represented by a collective bargaining unit that has agreed with the provisions of this section. The provisions of this section shall not apply to any member of the Employees' Retirement System who filed an application for retirement prior to January 1, 2001 which shall be effective on or after January 1, 2001. The provisions of this section shall not apply to members of the Employees' Retirement System who, as of January 1, 2001, are either eligible for a deferred vested retirement benefit under Section 4.5 or are receiving a retirement benefit, unless such members return to a status eligible to accrue additional service credit on or after January 1, 2001.

1.If membership in the Employees' Retirement System initially began on or after January 1, 1982, the following recruitment and retention incentives shall apply:

- (a) Except for a non-represented Deputy Sheriff whose membership began prior to July 1, 1995, and County Board Supervisors and the County Executive, all pension service credit earned on and after January 1, 2001 shall be credited in an amount equal to an additional 0.5% of the member's final average salary. For each year of service credit earned after January 1, 2001,

eight years of service credit earned prior to January 1, 2001 shall be credited at an additional 0.5% of the member's final average salary.

(b) An employe shall not be eligible for a deferred vested pension if his/her employment is terminated prior to his/her completion of five (5) years of service.

2. Retention Incentive Bonus. If initial membership, excluding County Board Supervisors and the County Executive, in the Employees' Retirement System began prior to January 1, 1982, or July 1, 1995 for a non-represented Deputy Sheriff, at the time of retirement, the member shall have their final average salary increased by a bonus of 7.5% for each year of pension service credit earned after January 1, 2001. The maximum bonus that shall be added to an eligible member's final average salary shall not be more than 25%. This provision shall not apply to a member of the Employees' Retirement System who became a member of the System prior to January 1, 1982 and, as of January 1, 2001, is either eligible for a deferred vested benefit under 201.24 (4.5), or is receiving a pension benefit, unless such member returns to a status whereby the member is eligible to earn additional pension service credit on or after January 1, 2001.

3. Members who hold positions for which membership in the Employees' Retirement System is optional and opt for such membership, shall have pension service credit earned after January 1, 2001 credited at 2%. However, such service credit shall not result in a multiplier increase for service credit earned prior to January 1, 2001 nor shall such service credit qualify the member for a retention incentive bonus.

The provisions of this section shall not apply to a member of the Employees' Retirement System who is either eligible for a deferred vested benefit under 201.24 (4.5), or is receiving a pension benefit as of January 1, 2001, unless such member returns to active County employment and is eligible to earn additional pension service credit under 201.24.

**SECTION 2.** Section 201.24(5.16) of the General Ordinances of Milwaukee County is amended to and including \_\_\_\_\_ is amended as follows:

**SECTION 5.16      Back Drop Pension Benefit**

The provisions of this section shall apply to any member, except County Board Supervisors and the County Executive or for County service credited while in such positions, whose application to retire is filed and effective after January 1, 2001, but shall not apply to any member of the Employee Retirement System who is eligible for a deferred pension benefit under 201.24(4.5) or a disability pension benefit under 201.24(5.3), (5.31) or (5.4). Upon retirement, a member may opt for a "back drop" pension benefit as follows:

(1) A member may request a monthly pension benefit based on accrued pension service credit and final average salary calculation as of a specific date in the past which shall be referred to as the "back drop date." The "back drop date" may not be prior to the earliest date that the member was eligible to retire, and shall not be less than one year prior to the date the member leaves active County service. The

monthly pension benefit the member was eligible to receive as of the “back drop date” shall be referred to as the “monthly drop benefit.”

(2) The total amount of the “monthly drop benefit” payments the member would have received (including the annual 2% pension increase) between the “back drop date” and the date the member is removed from the County payroll due to actual retirement (after exhausting all accrued time balances as documented by an ETCR form), plus interest earnings (compounded monthly) equal to the pension fund rate of return used by the ERS actuary, shall be referred to as the “total drop benefit.”

(3) If the member opts for a “back drop” pension benefit:

a. The “total drop benefit” shall be paid to the member with appropriate deductions for state and federal taxes; or if permitted by IRS regulations, the member may “roll over” the “total drop benefit” to an IRA.

b. The “monthly drop benefit” shall be paid to the member.

(4) The standard pension options shall be available to a member who opts for a “back drop benefit”, and the retention incentives incorporated into the pension benefit effective January 1, 2001 shall be included when calculating the “monthly drop benefit.” Therefore, a member who opts for a “back drop benefit” with a “back drop date” prior to January 1, 2001 shall be eligible for the retention incentives which became effective as of January 1, 2001 based on continued service after January 1, 2001.

(5) A member who opted for a “back drop benefit” upon retirement and later returns to active service and is eligible to earn additional pension service credit, shall cease receiving the monthly drop benefit until the member once again terminates active service. Upon once again retiring, the member shall have any new service credit added to the service credit used to calculate the “monthly drop benefit”, and the member’s final average salary shall be recalculated to incorporate the most recent earnings.

**SECTION 3.** Section 17.184 of the General Ordinances of Milwaukee County as amended to and including \_\_\_\_\_ is amended as follows:

**Section 17.184            Sick Allowance Balance On Retirement**

(1) In the event membership in the Employees’ Retirement System began prior to January 1, 1994, the member shall receive full payment of all accrued sick allowance at the time of retirement (total hour accrued times hourly rate at the time of retirement). Such payment shall be made in a lump sum, and shall not be included in the calculation of the member’s final average salary for pension calculation purposes, nor shall such payment impact the member’s total pension service credit or the date that retirement benefits will commence. If

permissible under IRS provisions and requested by the member, such payment shall be transferred by the County to the Employee's Retirement System and paid to the member via a "back drop account" even though the member may not have opted for a "back drop pension benefit." In the event a member of the Employees' Retirement System who is eligible to retire dies prior to retirement, the full value of the member's accrued sick allowance shall be paid to the member's spouse or the beneficiary of the member's retirement benefit.

- (2) In the event membership in the Employees Retirement System began on or after January 1, 1994, the member shall have the full value of their accrued sick allowance at the time of retirement (total hours accrued times the hourly rate at the time of retirement) credited toward the cost of health insurance after retirement. Such health insurance coverage must commence within ten years of the member's retirement. When the amount credited is exhausted, the employee or eligible beneficiary may opt to continue their membership in the County Group Health Benefit Program upon payment of the full monthly cost as noted in 17.14(7) CGO. In the event a member of the Employees' Retirement System who is eligible to retire dies prior to retirement, the full value of the member's accrued sick allowance shall be credited toward the cost of continuing health insurance coverage for the member's spouse or beneficiary of the member's retirement benefit if such spouse or beneficiary was eligible for coverage prior to the member's death.
- (3) At the time of retirement, members of the Employees' Retirement System. Excluding County Board Supervisors and the County Executive, who became members on or after January 1, 1994 and are not eligible for the accrual of sick allowance shall be credited with an amount equivalent to 60% of the total number of hours the member could have acquired had sick allowance been granted, solely for the purpose of determining a benefit under the provisions of this section.

**SECTION 4.** The Provisions of this ordinance shall be effective upon passage and publication.

**FISCAL NOTE:** Adoption of this resolution/ordinance will not have an immediate fiscal effect and only impacts County Board Supervisors and the County Executive's ability to obtain certain benefits upon retirement. Due to the numerous variables, any increased savings or expenditures to the Employees' Retirement System can not be determined at this time.

**REFERRED TO THE COMMITTEE ON PERSONNEL AND THE COMMITTEE ON FINANCE AND AUDIT**

**File No. 02-71**

**By Supervisor Krug**

**A RESOLUTION**

to direct the Director, Department of Human Resources, to expia4 availability, desirability and feasibility of obtaining independent insurne 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

WHEREAS, on September 28, 2001, the County Board of Supervisors enacted (Vote 25-0) a resolution/ordinance to amended Section 17.14 of the General Ordinances of Milwaukee County to permit the continuation of health and dental insurance coverage for County employees who are military reservists and have been activated to serve in the War on Terrorism; and

WHEREAS, on November 16, 2001, the County Executive forwarded a communication and implementing resolution/ordinance requesting the County to permit County employees who are called to active military duty during the War on Terrorism to receive the difference between their military pay and their County pay for a maximum period of years while on a military leave of absence; and

WHEREAS, on December 14, 2001, the Committee on Personnel reviewed the County Executive's request and referred the matter to County Board staff to report back in one month with additional information: and

WHEREAS, it may be possible to obtain independent insurance or expand self-insured provisions to cover the cost of the military pay differential and health and dental insurance benefits provided to County employees who are reservists in the military and are called to active military service: now, therefore

BE IT RESOLVED, the County Board of Supervisors does hereby authorize and direct the Director, Department of Human Resources, to explore the availability, desirability and feasibility of obtaining independent insurance or expanding 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.

**FISCAL NOTE:** The adoption of this resolution will not require an expenditure of funds but it will require an expenditure of staff time and resources.

**REFERRED TO THE COMMITTEE ON PERSONNEL**

**File No. 02-73**

**By Supervisors Davis, Quindel, DeBruin, and Ryan**

**A RESOLUTION**

authorizing and directing the Department of Administration, Department of Audit and County Board staff to develop and recommend administrative procedure for all County departments that would establish a formal advance approval process, involving the sign-off of a superior, for any consulting engagements that have any potential connection, real or perceived, with a County employee's job responsibilities

WHEREAS, a report on the Wraparound Program issued by the Department of Audit

on January 11, 2002, expressed concern that “administrative decisions have been made and practices implemented that have blurred the lines between official job responsibilities and personal business endeavors of Wraparound administrators..., to such an extent that at least the appearance of a conflict of interest has developed”; and

WHEREAS, according to the report, practices contributing to this appearance included payment through a private agency of almost all of the Wraparound Director’s travel and training expenses without a normal layer of County review, and a blurring of the distinction between the Wraparound Director’s outside speaking and consulting engagements in his capacity as Wraparound Director versus his capacity as a private consultant; and

WHEREAS, several County officials travel to conventions and other venues to share information regarding County programs and practices as part of their County responsibilities; and

WHEREAS, while it is appropriate and desirable for County administrators to share information with other entities regarding unique and successful County programs, appropriate safeguards must be established to eliminate any conflict of interest between the official duties of County administrators and their personal consulting activities; and

WHEREAS, the January 11 report from the Department of Audit recommends that Mental Health Division Management “establish a formal advance approval process, involving the sign-off of a superior, for any consulting engagements that have any potential connection, real or perceived, with a County employee’s job responsibilities”; and

WHEREAS, this recommendation should be applied not only to the Mental Health Division, but to County Government in its entirety; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby authorizes and directs the Department of Administration, Department of Audit and County Board staff to develop and recommend an administrative procedure for all County departments that would establish a formal advance approval process, involving the sign-off of a superior, for any consulting engagements that have any potential connection, real or perceived, with a County employee’s job responsibilities; and

BE IT FURTHER RESOLVED, that a report containing this recommended administrative procedure shall be submitted to the Committee on Finance and Audit for consideration at the Committee’s April 2002 meeting.

**FISCAL NOTE:** Enactment of this resolution will result in no additional expenditures but will require the use of staff time and resources.

**REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT AND THE COMMITTEE ON HEALTH AND HUMAN NEEDS**

**File No. 02-75**

**By Supervisor Quindel**

**A RESOLUTION**

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.

WHEREAS, the Milwaukee County Board of Supervisors supports planning and analysis of park capital improvement projects as evidenced by the recent adoption, in concept, of master plans for McKinley Marina, Washington Park, Kohl Park and Mitchell Park; and

WHEREAS, the 2002 Adopted Capital Improvements Budget for the Parks Department provides funding for the planning of two capital improvement projects: a family aquatic center at Noyes Pool and a golf course at Bender Park; and

WHEREAS, the 2002 Adopted Capital Improvements Budget for the Parks Department also provides funding for maintenance of county-wide trails, hard surface renovations, various infrastructure improvements and play area redevelopment; and

WHEREAS, continued increase in demand for new parks capital improvements decreases the Department's ability to address existing capital maintenance needs; and

WHEREAS, the total expenditures for a capital improvement project includes construction, maintenance and operational costs; and

WHEREAS, providing per-user cost estimates of a proposed capital improvement project will assist the Milwaukee County Board of Supervisors in its deliberations; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Parks, Recreation and Culture to add a per-user cost estimate to analyses for park capital improvement projects submitted to the Milwaukee County Board of Supervisors.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds. However, it will require Parks Department staff time.

**REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT AND THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT**

**File No. 02-76**

**By Supervisor Coggs-Jones**

**A RESOLUTION**

directing the Milwaukee County Transit System to review its proedurred and criteria for determining ridership on transit routes and report its findings to the County Board prior to 2003 budget deliberations

WHEREAS, the Milwaukee County Transit System was forced to recommend a number of route modifications as part of its 2002 budget due to a reduction in available funding resulting from the expiration of Congestion, Mitigation and Air Quality (CMAQ) and Job Access Reverse Commute (JARC) grants in late 2001 and 2002; and

WHEREAS, other CMAQ and JARC grants are due to expire in 2003, which will likely cause MCTS to again review routes for possible modifications to reduce expenditures; and

WHEREAS, MCTS should gather as much ridership data as possible before recommending route modifications or route eliminations in order to fully justify service cuts; and

WHEREAS, MCTS should use survey tools, interview passengers and review its criteria for determining how riders are counted to insure that the information is as thorough as possible and also investigate how other transit systems count their passengers; and

WHEREAS, such a review will help MCTS and the County Board better determine which routes should be modified or eliminated in 2003 if in fact a significant loss of funding occurs which will require expenditure reductions; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby direct the Milwaukee County Transit System to research what methodology other transit systems use to measure passenger ridership; and

BE IT FURTHER RESOLVED, that the results of this research should be reported to the County Board to determine how best to measure passenger ridership prior to 2003 budget deliberations when possible bus route modifications may be considered.

**FISCAL NOTE:** Adoption of this resolution will require an expenditure of staff time.

**REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS, AND TRANSIT**

**File No. 02-77**

**By Supervisors Arciszewski, Ordinans, Borkowski and Dilibert**

**A RESOLUTION**

authorizing a grant of \$5,000 from the Economic Development Reserve fund to assist with a retail market analysis and strategic action improvement plan for the Southridge Mall and adjoining South 76<sup>th</sup> Street Commercial district.

WHEREAS, the Southridge Mall and adjoining South 76th Street Commercial district is a major generator of retail and commercial activity in the Village of Greendale, City of Greenfield and Milwaukee County; and

WHEREAS, the Southridge Mall commercial area is a significant source of tax revenue to local communities and provides employment opportunities for thousands of area residents; and

WHEREAS, the Mall and adjacent commercial properties are also a significant source of revenue for Milwaukee County, generating in excess of \$3 million annually in property tax and sales tax revenues; and

WHEREAS, officials in the City of Greenfield and Village of Greendale have expressed concerns about the long-term economic health of this important commercial area and have proposed that a market analysis be undertaken in an effort to strengthen the Mall and surrounding commercial businesses; and

WHEREAS, this type of analysis is seen as an important step in efforts to prevent the type of economic decline that has adversely affected other shopping malls and commercial districts within Milwaukee County; and

WHEREAS, the Village of Greendale and City of Greenfield have selected the consulting firm of Melaniphy and Associates to conduct a retail and market analysis of the South 76th Street commercial corridor and surrounding areas; and

WHEREAS, Melaniphy and Associates has more than 30 years of experience in conducting this type of analysis nationally and worldwide, as well as prior experience in the Milwaukee area working with the City of Milwaukee, Glendale and Brookfield; and

WHEREAS, the objectives of the proposed market analysis are to evaluate the changing nature of Milwaukee's retail market, determine the strength of Southridge Mall and South 76th Street's retail attraction and identify weaknesses or problems that need to be addressed; and

WHEREAS, as part of the market analysis, Melaniphy and Associates will meet with local officials, property owners and business operators; assess the mall's financial performance; create customer profiles; perform trade area data collection and analysis; and assess existing market penetration and sales performance; and

WHEREAS, after evaluating the collected data, Melaniphy and Associates will prepare a Strategic Action Improvement Plan for the area, as well as an Economic Benefit and Fiscal Impact Analysis that could be expected from implementation of the proposed changes and improvements; and

WHEREAS, the total cost of the proposed market analysis and action plan is approximately \$70,000; and

WHEREAS, the City of Greenfield Common Council and Village of Greendale Board of Trustees have each committed \$25,000 toward the proposed market study, Southridge Mall has agreed to contribute \$15,000 and Milwaukee County is being asked to provide the balance of funds needed to conduct the study; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Department of Administration Economic Development Division to provide a grant of \$5,000 from the Economic Development Reserve Fund to assist the effort by the Village of Greendale and City of Greenfield to conduct a Retail Market analysis of the Southridge Mall and South 76th Street commercial area.

**FISCAL NOTE:** Sufficient funds are available within the Economic Development Reserve Fund to provide the proposed grant.

**REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT**

**File No. 02-79**

**By supervisors De Bruin, Ryan, Schmitt, Weishan, Ordinans, Diliberti, Krug, Davis, Lutzka, Podell, Jasenski, Arciszewski, and Fildrich**

**A RESOLUTION**

authorizing and directing the Department of Administration to prepare a report that shall include information regarding those departments that have been, or expect to be, hardest hit by a large number of retirements in 2002 and further authorizing and directing the Department of Audit to conduct a review of the organizational structure of certain County departments

WHEREAS, more than 140 County employees have announced their intent to retire or formally requested information about possible retirement in the wake of the recent controversy surrounding 2001-2004 wage and benefit packages and the possibility that the County Board may seek to modify or rescind existing benefits; and

WHEREAS, the fiscal impacts associated with such a significant and unexpected rash of retirements could be severe, and could include a large and unbudgeted increase in sick leave payouts for retiring workers and/or a large and unbudgeted increase in overtime payments to offset the impact of retiring workers; and

WHEREAS, it is essential for the Committee on Finance and Audit and other policymakers to receive information and begin planning for these potential impacts as soon as possible, particularly in light of expected reductions in State funding as a result of a State budget repair bill; and

WHEREAS, an unexpected and significant number of retirements also could provide an opportunity for the County to realize longer term fiscal savings if vacant positions are combined with existing positions — particularly at the mid- and upper management levels - and other strategies are implemented to restructure departmental functions without sacrificing the quality of services or fiscal management and oversight of departmental programs; and

WHEREAS, on December 20, 2001, the County Board of Supervisors approved Resolution File No. 01-384(a)(a), which authorized the continuation of a 2001 fiscal constraint plan in 2002; and

WHEREAS, one of the fiscal constraints that has continued in 2002 is a requirement that the Department of Administration review all departmental requests for the filling of vacant positions with the understanding that only seasonal positions, revenue-generating positions and positions deemed critical to operations will be allowed to be filled; now, therefore,

BE IT RESOLVED, that the Department of Administration is hereby authorized and directed to prepare and submit a report to the Committee on Finance and Audit for consideration at its February 14, 2002 meeting that will include the following:

1. Information regarding those departments that have been, or expect to be, hardest hit by a large number of retirements in 2002 and the projected fiscal impacts to those departments.
2. Information regarding the criteria that the Department of Administration plans to utilize in determining whether recently vacated positions that departments wish to fill are “critical to operations”.

BE IT FURTHER RESOLVED, that the Department of Audit is hereby authorized and directed to conduct a review of the organizational structure of those County departments that will be most affected by the large number of County retirements in 2002 — and/or those departments that merit such a review for other reasons deemed appropriate by the Department of Audit — in order to provide recommendations on ways in which the County might realize long term fiscal savings through departmental reorganization or managerial restructuring; and

BE IT FURTHER RESOLVED, that the Department of Audit review shall be submitted to the Committee on Finance and Audit on a timely basis.

**FISCAL NOTE:** Adoption of this Resolution will not require an appropriation or expenditure of funds, but will require an expenditure of staff time by the Department of Administration and Department of Audit.

**REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT**

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**RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES**

**By the Committee on Personnel reporting on 1 item:**

**File No. 02-15(a)(a)**

**(Item No. 1)** 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.

The foregoing resolution correctly state the action taken by said committees.

**The foregoing resolutions correctly state the action taken by said committee.  
Supervisor Arciszewski, Chairperson**

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

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**By the Committee on Finance and Audit reporting on 19 item**

**File No. 02-37**

**(Item No. 1)** From the District Attorney, requesting creation of a half-time Paralegal position to expand the project manager position for the Community Conferencing program from part-time to

full-time. **(Also to Personnel Committee and Departments of Administration and Human Resources)**

**File No. 01-1**

**(Item No. 2)** Reference file established by the County Board Chairperson relative to **2001** fund transfers.

**File No. 02-1**

**(Item No. 3)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 01-1**

**(Item No. 4)** Reference file established by the County Board Chairperson relative to **2001** fund transfers.

**File No. 02-1**

**(Item No. 5)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 01-1**

**(Item No. 6)** Reference file established by the County Board Chairperson relative to 2001 fund transfers.

**File No. 02-56**

**(Item No. 7)** Resolution/Ordinance by Supervisors Ordians, Diliberti, Borkowski, and others, modifying procedures for consideration of collective bargaining agreements by adopting an ordinance amending sections 79.02(1) and 80.04 of the General Ordinances of Milwaukee County. **(Also to Personnel Committee)**

**File No. 01-685**

**(Item No. 8)** From the Director of Audits, relative to management controls over Deferred Retirement Option Program (DROP) checks.

**File No. 01-625**

**(Item No. 9)** Resolution by Supervisors White, Coggs-Jones, Mayo and Johnson, to provide the sum of \$17, 250 to the African American Coalition for Empowerment for services rendered during the redistricting process.

**File No. 02-47**

**(Item No. 10)** From Administrator-Support Services, House of Correction, requesting that the Superintendent of the House of Correction be added to the list of employees authorized to garage a Milwaukee County vehicle at home.

**File No. 01-432(a)(a)**

**(Item No. 11)** From the Director, Department of Administration, requesting authorization to create a trust fund for the 2003 National Association of Counties (NaCo) Annual Conference to be held in Milwaukee.

**File No. 02-72**

**(Item No. 12)** From Controller, requesting approval of the revision to Chapter 5 of the General Ordinances of Milwaukee County relative to the rate of reimbursement for business use of a personal vehicle by authorized employees.

**File No. 97-468(a)(b)**

**(Item No. 13)** From Director, Department of Administration and Corporation Counsel, requesting authorization to increase the contract with Foley & Lardner, Weissburg & Aronson by \$50,000 from \$150,000 to \$200,000 to represent Milwaukee County in matters relating to John L. Doyne Hospital and the Medicare and Medicaid programs on a reduced fee for service basis.

**File No. 02-65**

**(Item No. 14)** From Director of County Health Related Programs, requesting retroactive authorization to submit a joint grant request to the American Legacy Foundation for the purpose of addressing disparities of smoking cessation services for individuals in the General Assistance Medical Program by Milwaukee County and the Medical College of Wisconsin, Center for Healthier Communities and, if awarded the grant, to accept the funds and to execute a formal agreement with the Medical College of Wisconsin for cessation and evaluation services. **(Also to Health and Human Needs Committee)**

**File No. 02-66**

**(Item No. 15)** From Director of County Health Related Programs, requesting authorization to submit a funding request to the Department of Health and Human Services, Health Resources

and Services Administration, Community Access Program, for the General Assistance Medical Program and to accept funds if successful in the award. **(Also to Health and Human Needs Committee)**

**File No. 02-67**

**(Item No. 16)** From Director of County Health Related Programs, requesting authorization to submit a joint grant request to the Pfizer Foundation Health Literacy Community Grants Program for the purpose of addressing health literacy and understanding for individuals in the General Assistance Medical Program by Milwaukee County and Polly Ryan, Ph.D. and, if awarded the grant, to accept the funds and to execute a formal agreement with Dr. Polly Ryan for evaluation services, Marquette University for research assistant support and Keane Consulting for I.S. Technical Development Services. **(Also to Health and Human Needs Committee)**

**File No. 01-421(a)(a)**

**(Item No. 17)** From Director of Audits, submitting Audit of Mental Health Division Wraparound Program, dated January 2002.

**File No. 02-73**

**(Item No. 18)** Resolution by Supervisors Davis, Quindel, DeBruin, and others, authorizing and directing the Department of Administration, Department of Audit and County Board staff to develop and recommend an administrative procedure for all County departments that would establish a formal advance approval process, involving the sign-off of a superior, for any consulting engagements that have any potential connection, real or perceived, with a County employee's job responsibilities. **(Also to Committee on Health and Human Needs)**

**File No. 02-79**

**(Item No. 19)** Resolution by Supervisors De Bruin, Ryan, Schmitt, and others authorizing and directing the Department of Administration to prepare a report that shall include information regarding those departments that have been, or expect to be, hardest hit by a large number of retirements in 2002 and further authorizing and directing the Department of Audit to conduct a review of the organizational structure of certain County departments.

**The foregoing resolutions correctly state the action taken by said committee.  
Supervisor DeBruin, Chairperson**

The question was adoption.

**SEPARATE ACTION** was requested on items 4, 9, 10, 12, 15 and 17.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Thereupon, **Item 4 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Thereupon, **Item 9 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Thereupon, **Item 10 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Supervisor Borkowski asked that Item 12 be referred back to the Committee on Finance and Audit. As there was an objection, he then moved referral.

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

**AYES:** Borkowski, Lutzka, Mayo, McGuigan, Nyklewicz, Ryan, White, Zielinski, and the Chairman – 9 **NOES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Podell, Quindel, Schmitt, and Weishan - 15 **ABSENT:** Holloway – 1

Supervisor Lutzka **ASKED TO LAY OVER ITEM 12** to later in the meeting there being no objection.

**LATER**

**Item 12 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, and the Chairman – 20 **NOES:** Borkowski, Mayo, White, and Zielinski - 4 **ABSENT:** Holloway – 1

Thereupon, **Item 15 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0 **ABSENT:** Holloway – 1

Supervisor Coggs-Jones moved to refer Item 17 back to the Committee on Finance and Audit and to the Committee on Health and Human Needs.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0 **ABSENT:** Holloway – 1

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**From the Committee on Health and Human Needs Reporting on 2 items:**

**File No. 02-68**

**(Item No. 1)** From the Director, Office for Persons with Disabilities, requesting authorization to forward a two-month advance to Kindcare, Inc. for integrated community recreation and center based programming at the two Wil-O-Way facilities in the amount of \$26,731.

**File No. 01-452(a)(a)**

**(Item No. 2)** Adopted resolution authorizing and directing the County Board Chairman to appoint a seven member task force to study the potential of changing statutory and/or regulatory language to grant the Milwaukee Child Welfare Partnership Council or a new regulatory body the authority to solicit information from state or private agencies providing local child welfare

services and for the Council to have the authority to set administrative policy, to govern evaluation and compliance methodology, and to determine the appropriate type and method of child welfare services to be delivered to families and children of Milwaukee County and that the task force report back to the Committee on Health and Human Needs for the December 2001 meeting.

**The forgoing resolutions correctly state the action taken by said committee  
Supervisor Quindel, Chairperson**

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

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**By the Committee on Judiciary, Safety and General Services reporting on 3 items:**

**File No. 02-45**

**(Item No. 1)** From Medical Examiner, requesting approval of professional service contracts for toxicology laboratory consultation and the Fellowship program to provide two qualified resident physicians as part of a collaborative training program with the Medical College of Wisconsin.

**(Item No. 2)** From Chief Judge Michael J. Skwierawski, requesting authority to apply for and accept third-year funding from the National Institute of Justice, Violence Against Women Grants Office, for the Judicial Oversight Initiative.

**File No. 01-670**

**(Item No. 3)** From Unitrin Property and Casualty Insurance Group, submitting a claim under their subrogation rights of their insured, Steven Krueger, for reimbursement of payment made for alleged damages sustained to his automobile in an accident occurring on August 17, 2001 involving a Milwaukee County-owned vehicle.

Supervisor McGuigan **ASKED UNANIMOUS CONSENT TO SUSPEND** and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

**The forgoing resolutions correctly state the action taken by said committee**

**Supervisor Jasemski, Chairperson**

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 21 **NOES:** Borkowski, Mayo and Quindel – 3 **ABSENT:** Holloway – 1

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

**File No. 02-046**

**(Item No. 1)** From the County Executive, submitting for confirmation the appointment of Lyle A. Balistreri as a labor representative to the Local Emergency Planning Committee, replacing David Lopez. Also requesting that the said appointment, when confirmed, be forwarded for approval to the State Emergency Response Commission (SERC).

**File No. 02-048**

**(Item No. 2)** From the Parks Marketing Director, Department of Parks, Recreation and Culture, submitting 2002 allocation recommendations from the Milwaukee County Cultural, Artistic and Musical Programming Advisory Council (CAMPAC) and requesting approval of the said allocation recommendations; further requesting authorization for the Parks Director to prepare the necessary contractual agreements with the various arts groups for funding for Community Cultural Events programs during 2002.

**File No. 02-050**

**(Item No. 3)** From the Director of the Department of Parks, Recreation and Culture requesting authorization to grant a permanent limited highway easement to the Milwaukee County Department of Public Works over park land totaling approximately 0.946 acres for replacement of a County bridge over the Little Menomonee River at the intersection of West Mill Road and West Fond du Lac Avenue.

**File No. 02-069**

**(Item No. 4)** From the Director of the Department of Parks, Recreation and Culture requesting authorization to accept a State Stewardship Program Grant to enable the purchase of the former Parkway Stables property as park land, subject to identification and approval of funds to match the grant.

January 24, 2002

**File No. 02-049**

**(Item No. 5)** From the Director of the Department of Parks, Recreation and Culture, requesting authorization to execute a five-year agreement between the Parks Department and the partnership of the East Town Association, Inc. (doing business as Music in the Park, Inc.) and the Milwaukee Parks Foundation, Inc. for production of the concert series "Jazz in the Park" in Cathedral Square Park.

**File No. 01-616**

**(Item No. 6)** Report from Parks Director requesting authorization to enter into 20-year lease agreement with the South Milwaukee School District, with an automatic lease extension for two additional like terms, provided all terms of lease are being satisfactorily followed. Also authorizing the Parks Director to combine all leases currently in force with the South Milwaukee School District into one master lease.

**File No. 01-444**

**(Item No. 7)** Report from the Director, Department of Parks, Recreation and Culture, requesting authorization to enter into a 20-year agreement with the Milwaukee Community Sailing Center for the continued operation of the sailing facility, upon terms as set forth in the agreement, with a provision that the lease cannot be extended without County Board approval; also providing that Milwaukee County maintains its right to terminate this lease at any time by adopted resolution of the County Board of Supervisors and the County Executive, subject to the conditions and restrictions of the agreement.

**File No. 02-063**

**(Item No. 8)** A resolution by Supervisor Bailey authorizing the execution of the First Amendment to the Sublease between the Milwaukee Art Museum, Inc., the Milwaukee County War Memorial, Inc. and Milwaukee County and the First Amendment to the Sublease between the Wisconsin Veterans War Memorial/Milwaukee, Inc., Milwaukee County War Memorial, Inc. and Milwaukee County.

**The foregoing resolutions correctly state the action taken by said committee  
Supervisor Aldrich, Chairperson**

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 4, 6 and 8.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

On a motion by Supervisor Aldrich, Item 4 **WAS LAID OVER UNTIL LATER IN THE MEETING.**

**LATER**

**Item 4 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Weishan, White, and Zielinski – 19 **NOES:** Borkowski, Lutzka, Ryan, Schmitt, and the Chairman - 5 **ABSENT:** Holloway – 1

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22 **NOES:** Davis and Mayo - 2  
**ABSENT:** Holloway – 1

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

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**By the Committee on Transportation, Public Works and Transit reporting on 10 items:**

**File No. 02-57**

**(Item No. 1)** From Director of Public Works, requesting authorization to file applications for State and Federal funding to support the 2002/2003 Job Access Program.

**File No. 02-62**

**(Item No. 2)** From the County Executive, requesting County Board concurrence, in principle, of the Marquette Interchange Build Alternative and Design Options A, B and F, plus other conditions.

**File No. 02-54**

**(Item No. 3)** From the Director of Public Works, requesting approval of the site to construct a Ground Run-up Enclosure (GRE) at General Mitchell International Airport.

**File No. 00-436 (a)(a)**

**(Item No. 4)** From Director of Public Works, requesting the County Board rescind authorization to enter into an agreement with Cedarhurst Air Charter, Inc., for the lease of land on which to construct a corporate aircraft hangar at General Mitchell International Airport.

**File No. 02-58**

**(Item No. 5)** From the Director of Public Works, requesting authorization to amend Airport Agreement No. HP-1325 with Signature Flight Support Corporation for the lease of land at General Mitchell International Airport.

**File No. 02-59**

**(Item No. 6)** From the Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1127 with Smarte-Carte, Inc., to continue the agreement on a month-to-month basis for the operation of a parcel locker concession at General Mitchell International Airport.

**File No. 01-457 (a)(a)**

**(Item No. 7)** From Airport Director, recommending approval of the plan and concepts for the redeveloped concession mall and approval of the Request for Proposal (RFP) process.

**File No. 02-60**

**(Item No. 8)** From the Director of Public Works, requesting authorization to amend an existing Professional Services Agreement with Triad Engineering, Inc., to provide an additional year of remediation services for the General Mitchell International Airport Old Fuel Farm and Hydrant/UNOCAL Fuel Farm Soil & Groundwater Remediation Facilities.

**File No. 02-55**

**(Item No. 9)** From the Director of Public Works, requesting authorization to amend the agreements with the car rental concessionaires at General Mitchell International Airport to delete the minimum monthly guarantee payment for January through April, 2002.

**File No. 02-61**

**(Item No. 10)** From the Director of Public Works, requesting authorization for the Airport Director to terminate the airport/airline signatory lease agreement with Sun County Airlines at General Mitchell International Airport.

**The forgoing resolutions correctly state the action taken by said committee  
Supervisor White, Chairperson**

The question was adoption.

**SEPARATE ACTION** was requested on **Items 2, 4, and 7.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Supervisor White moved to refer Item 2 back to the Committee on Transportation, Public Works and Transit.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** - 0  
**ABSENT:** Holloway – 1

Supervisor Ryan moved that **item 6 BE REFERRED back to the Committee on Transportation, Public Works and Transit.**

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

**AYES:** Borkowski, Diliberti, Jasenski, McGuigan, Ryan and Weishan – 6 **NOES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Schmitt, White, Zielinski, and the Chairman – 18 **ABSENT:** Holloway – 1

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, White, Zielinski, and the Chairman – 20 **NOES:** Borkowski, Diliberti, Ryan, and Weishan - 4 **ABSENT:** Holloway – 1

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**By the Committee on Economic and Community Development reporting on 4 items:  
Supervisor Ryan, Chairperson**

**File No 01-722**

**(Item No. 1)**

From the YWCA of Greater Milwaukee, requesting a grant of \$40,000 from the Economic Development Fund to be used for exterior improvements of the James Anderson Senior Building.

**File No. 01-723**

**(Item No. 2)** From South Eastern Chamber United in Business (SECUB), requesting a grant of \$10,000 from the Economic Development Fund for a Career Expo and Commercial District improvement Project.

**File No. 02-77**

**(Item No. 3)** Resolution by Supervisors Arciszewski, Ordinans, Borkowski and Diliberti, authorizing a grant of \$5,000 from the Economic Development Reserve fund to assist with a retail market analysis and strategic action improvement plan for the Southridge Mall and adjoining South 76<sup>th</sup> Street Commercial district.

**File No. 01-321(a)(b)**

**(Item No. 4)** From the Director of Economic Development, recommending a lease Agreement with Wisconsin Lutheran College for a complex of Athletic Fields in the northeast quadrant of the County Grounds.

**The foregoing resolutions correctly state the action taken by said committee.**

The question was adoption.

**SEPARATE ACTION** was requested on item 4.

Thereupon, **the foregoing report**, excluding item 4 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** 0 **ABSENT:** Ordinans – 1.

Thereupon, **Item 4 was adopted** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, , Diliberti, Jasenski, , Krug, , Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, , and the Chairman – 18 **NOES:** Davis, DeBruin, Johnson, Launstein, Weishan, Zielinski - 6 **ABSENT:** Ordinans – 1.

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MILWAUKEE COUNTY  
TRANSIT SYSTEM CLAIMS  
JANUARY 24, 2002

\*\*\*\*\*

- 02-4 From Previant, Goldberg, Uelman, Gratz, Miller & Brueggeman, S.C., submitting a Claim on January 17, 2002 in behalf of Lequischia D. Lay, Donovan, Jacob and Joseph Lay, for damages and injuries allegedly sustained by Lequischia D. Lay while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-4 From Gruber Law Offices, LLC, submitting a Claim on January 11, 2002 in behalf of Kevin Luckett for damages and injuries allegedly sustained when his vehicle was rear-ended by a Milwaukee Transport Services, Inc. bus.
- 02-4 From Steinhafel, Smith & Rowen, S.C., submitting a Claim on December 20, 2001 in behalf of Roman Electric Company for damages allegedly sustained to its vehicle when involved in an accident with a Milwaukee Transport Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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/ORDINANCES PRESENTED UNDER SUSPENSION OF RULES**

Supervisor Diliberti **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

Supervisor Baily submitted the following amendment to file No.02-82

JAN 24 2002  
 Diliberti 2  
 moved SOR. 3  
 on motion 4  
 VV 5  
 Mayo asked 6  
 LOL 7  
 No obj. 8  
 SOD 9  
 Bailey 10  
 sub. amend. 11  
 on amend. 12  
 240 13  
 As amended 14  
 240 15

File No. 02-82

**FOR SUSPENSION**

By Supervisors Diliberti, Bailey, Ordians, Launstein, Schmitt, Johnson, Borkowski, De Bruin, Krug, Weishan, Jasenski, McGuigan, Lutzka, Quindel, Podell, Aldrich, Arciszewski, Mayo, Ryan, Zielinski, Coggs-Jones, White, Nyklewicz and Davis

**A RESOLUTION**

Authorizing a review of the structural and procedural problems that led to the County's pension controversy and establishing a Select Committee led by the Greater Milwaukee Committee to recommend ways to improve the County's pension and benefit procedures and to recommend improvements in all other aspects of County operations

WHEREAS, the inexcusable mistakes and resulting controversy surrounding Milwaukee County's recent consideration and adoption of pension and benefit improvements have caused a fundamental breach of trust between County government and the citizens of Milwaukee County; and

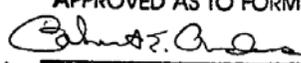
WHEREAS, this crisis of confidence in County government exists not only in the general public but within and amongst the employees of Milwaukee County; and

WHEREAS, it is an urgent priority for this County Board to initiate a review of the structural and procedural problems that led to the pension controversy and to implement actions that will prevent a similar situation from ever happening again; and

WHEREAS, it is appropriate for the Department of Audit to conduct an initial review of those structural and procedural problems and to recommend ways to strengthen County pension and benefit structures and procedures; and

WHEREAS, all proposed structural and procedural improvements will have greater credibility if they also are the product of examination and recommendations from credible and knowledgeable individuals outside of County government; and

WHEREAS, the Greater Milwaukee Committee has indicated a willingness to lead a select committee that would review findings and recommendations from the Department of Audit pertaining to the County's pension controversy and also conduct a broader examination of the structure and procedures of County government; and

APPROVED AS TO FORM  
  
 Deputy CORPORATION COUNSEL

On a motion by Supervisor Mayo, File No. 02-82 **WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later the foregoing Amendment **WAS ADOPTED** BY THE FOLLOWING VOTE:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** 0 **ABSENT:** Ordinans – 1.

Thereupon, Supervisor Bailey, **MOVED ADOPTION** of File No. 02-82 as amended.

JAN 24 2002  
Adopted  
24-0

AMENDMENT

FILE NO. 02-~~82~~ 82

**By Supervisor Bailey:**

In the 2<sup>nd</sup> BE IT FURTHER RESOLVED Clause, after the words "*Greater Milwaukee Committee*", add the following:

The findings and recommendations of the Select Committee for Phase I and II shall be submitted to both the Finance and Audit and Personnel Committees of the County Board,

In the 4<sup>th</sup> BE IT FURTHER RESOLVED Clause, after the word "*changes*", add the words "as soon as possible".

In the 5<sup>th</sup> BE IT FURTHER RESOLVED Clause, after the word "*RESOLVED*", add the words "thereafter, as Phase II, ".

jas  
1-24-02

Thereupon File no. 02-82 as amended, **ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** 0 **ABSENT:** Ordinans – 1.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 12:02 p.m.,

**Milwaukee, Wisconsin, Thursday, February 21, 2002, 9:30 a.m.**

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 24 **ABSENT:** 0

Remarks were made by County Executive F. Thomas Ament

**APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor White, the Journal of Proceedings for January 18, 2001 WAS APPROVED by a voice vote.

**REPORTS OF COUNTY OFFICERS**

**MATTERS RETURNED UNSIGNED BY THE COUNTY EXECUTIVE:  
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~~ **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 27<sup>th</sup> 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:

| <b>Organization</b>  | <b>\$ Amount Approved</b> |
|--|---------------------------|
| <b>Sport Priority</b>  |                           |
| <b>Use of Funds</b>  |                           |
| <b>All American Wrestling Club</b>   | \$4,000                   |
| Wrestling  |                           |
| New Sport - Wrestling League & Traveling Team                              |                           |
| <b>Badger Racquet Tennis Club</b>  | \$2,500                   |
| Boys & Girls Tennis  |                           |
| Expansion - program for 5 - 7 year olds                                    |                           |
| <b>Beckem-Stapleton Little League</b>                                      | \$3,500                   |
| Boys Baseball  |                           |
| Expansion - instruction for youth baseball                                 |                           |
| <b>Community Academic &amp; Athletic Achievement (COAAA)</b>               | \$5,000                   |
| Boys & Girls soccer, basketball, tennis; Girls golf, volleyball; wrestling |                           |
| New & Expansion - To provide community programs involving Asian population |                           |
| <b>Harambee Wrestling Club</b>   | \$3,000                   |
| Wrestling  |                           |
| Other – strengthen wrestling club to include girls                         |                           |
| <b>Hmong American Peace Academy</b>  | \$5,000                   |
| Girls basketball   |                           |
| New sport - Implement Hmong & Asian girls basketball leagues               |                           |
| <b>Images of Us Sports, Inc.</b>   | \$2,500                   |
| Girls soccer   |                           |
| Expansion - Soccer skills camp   |                           |
| <b>Junior Cougar Football Camp</b>   | \$5,000                   |
| Football   |                           |
| Expansion - Football camps, expansion to grade 5                           |                           |
| <b>Junior Cougar Wrestling Club</b>  | \$2,000                   |
| Wrestling  |                           |
| Expansion - with Neighborhood Childrens Sports League & expanding to K-5   |                           |
| <b>Milwaukee Pumas</b>   | \$3,000                   |

|   |         |
|---|---------|
| Boys Soccer<br>Expansion – Practice, competition, tournaments<br><b>Milwaukee Simba Soccer Club</b>   | \$7,500 |
| Girls Soccer<br>Expansion - Add coach licensing component & expand recreational program<br><b>Milwaukee South Central Youth Development Organization (MYDO)</b> | \$6,000 |
| Wrestling<br>Developmental program specializing in Wrestling – practice, competition and tournaments<br><b>Milwaukee Tennis &amp; Education</b>                 | \$7,000 |
| Boys & Girls Tennis<br>New Sport – Provide tennis instruction, competition & educational tutoring<br><b>Neighborhood Children's Sports League</b>               | \$5,000 |
| Boys & Girls Golf<br>New Sport - Teach developmental elementary skills<br><b>Rayados Soccer teams</b>   | \$2,200 |
| Boys & Girls Soccer<br>Expansion - Indoor & outdoor leagues, practice, games, tournaments<br><b>Silver Spring Neighborhood Center</b>                           | \$3,000 |
| Boys & Girls Track<br>Expansion - Sports Camp<br><b>Teen Approach, Inc.</b>   | \$4,300 |
| Boys & Girls Swimming<br>New Sport - Developmental swimming program for non-swimmers includes swim meet procedures<br><b>The United Sports Club</b>             | \$3,800 |
| Boys & Girls Tennis<br>Expansion - Expand summer camp for kids age 10 and under<br><b>United Community Center (Athletics Department)</b>                        | \$1,500 |
| Boys & Girls Golf<br>New Sport - Teaching the basics of golf<br><b>United Community Center (Athletics Department)</b>   | \$2,500 |
| Girls Volleyball<br>Expansion - Expansion of girls volleyball league<br><b>Urban Sports Authority, Inc.</b>   | \$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 12<sup>th</sup> & 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 reformulated 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.**

From the Committee on Health and Human Needs (continued).

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:

| <u>AGENCY</u>                    | <u>ACTIVITY</u>      | <u>EXPENSE</u> |
|----------------------------------|----------------------|----------------|
| V.E. Carter Development Group    | Program space        | \$ 90,160      |
|                                  | 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.

**A 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 a 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.

#### **A 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 Rodriguez at the intersection of North 12<sup>th</sup> 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)

| <b>AGENCY</b>            | <b>2003 ALLOCATIONS</b>      |                 | <b>2004 ALLOCATIONS</b> |
|--------------------------|------------------------------|-----------------|-------------------------|
|                          | <b>City Ballet</b>           | <b>\$6,000</b>  | <b>\$4,915</b>          |
| Ko-Thi Dance Company     | \$8,000                      |                 | \$4,915                 |
| Latino Arts, Inc.        | \$8,000                      |                 | \$5,265                 |
| Milwaukee Public Theatre | \$6,000                      |                 | \$3,860                 |
|                          | <b>Walker's Point Center</b> | <b>\$4,000</b>  | <b>\$3,510</b>          |
| <b>TOTAL</b>             |                              | <b>\$32,000</b> | <b>\$22,465</b>         |

;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)

| AGENCY                                      | 2003 GRANTS             | 2004 GRANTS             |
|---|-------------------------|-------------------------|
| 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                  | 17,135                  |
| 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                  | 1,483                   |
| 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                            | <u>8,522</u>            | <u>6,637</u>            |
| <b>TOTAL</b>                                | <b><u>\$410,000</u></b> | <b><u>\$328,785</u></b> |

; 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 15<sup>th</sup> 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 Divison (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 the 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 \$1025,000 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 | <b>DBE GOAL</b> |
| 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%          |

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 15<sup>th</sup> 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 15<sup>th</sup> day of each month after the month of account, to the airport director on the number or 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 1<sup>st</sup> of each year following the year of the account.~~

(b) *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.

(c)

(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 any 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.

January 24, 2002

**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 51<sup>st</sup> Street, Greenfield; 43\*\* South 51<sup>st</sup> Street, Greenfield; 43\*\* South 51<sup>st</sup> Street Greenfield; 1628 Carroll Avenue, South Milwaukee; 2109 11<sup>th</sup> Avenue, South Milwaukee and 1446 South 60<sup>th</sup> 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 92<sup>nd</sup> 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, February 21, 2002, at 9:30 a.m., by a voice vote.

**Office of the Milwaukee County Clerk  
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 - 2002**

**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

|      |                                  |
|------|----------------------------------|
| 1st  | <b>JAMES G. WHITE</b>            |
| 2nd  | <b>JOE DAVIS, SR.</b>            |
| 3rd  | <b>PENNY PODELL</b>              |
| 4th  | <b>SHEILA AL ALDRICH</b>         |
| 5th  | <b>LEE HOLLOWAY</b>              |
| 6th  | <b>JIM McGUIGAN</b>              |
| 7th  | <b>MICHAEL MAYO, SR.</b>         |
| 8th  | <b>DANIEL J. DILIBERTI</b>       |
| 9th  | <b>ROBERT KRUG</b>               |
| 10th | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th | <b>MARK A. BORKOWSKI</b>         |
| 12th | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th | <b>DAVID JASENSKI</b>            |
| 16th | <b>LYNNE DE BRUIN.</b>           |
| 17th | <b>LORI LUTZKA</b>               |
| 18th | <b>ROGER H. QUINDEL</b>          |
| 19th | <b>LeANN M. LAUNSTEIN</b>        |
| 20th | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st | <b>KAREN M. ORDINANS</b>         |
| 22nd | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th | <b>LINDA RYAN</b>                |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**THURSDAY, FEBRUARY 21, 2002, 9:30 AM**

**Milwaukee, Wisconsin, Thursday, February 21, 2002, 9:30 a.m.**

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 24 **ABSENT:** 0

Remarks were made by County Executive F. Thomas Ament

**APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor White, the Journal of Proceedings for January 18, 2001 WAS APPROVED by a voice vote.

**REPORTS OF COUNTY OFFICERS**

**CONFIRMATIONS OF APPOINTMENTS**

**File No. 02-134**

**(Item No. 1)** From County Executive, reappointing Dr. Terrence P. Collins, George Hilliard, Eric Hobbs, Supervisor Willie Johnson, Jr., Cheri M. McGrath, Christine O'Donnell, Alderman Donald Richards, Erich Schwenker and Jan Van den Kieboom to the Milwaukee County Commission for Persons with Disabilities. All of their terms will expire on July 31, 2003.

**File No. 02-145**

**(Item No. 2)** From County Executive, reappointing D. Edward Bolton, Kathryn Murphy Burke and Dominic Frinzi to the Marcus Board of Directors. All of their terms will expire on April 1, 2005.

Supervisor Ryan moved to lay over the foregoing reappointments.

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

**AYES:** DeBruin, Diliberti, Jasenski, Quindel, Ryan, Weishan – 6 **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Schmitt, White, Zielinski, and the Chairman – 16 **ABSENT** – 0.

Thereupon the foregoing reappointments WERE CONFIRMED by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and The Chairman – 25. **NOES** – 0. **ABSENT** – 0.

PRESENTATION OF COMMUNICATIONS

The County Board Chairman REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE OF THE COUNTY BOARD:

- 01-383 From Director, County Health Related Programs, regarding development (a)(a) of the Fairfax County/INOVA Health Systems Mutual Development and Support Agreement and discussions regarding governmental sharing of technology solutions; further requesting authorization to enter into an exclusive, non-transferable software sharing agreement with the Marion County (Indiana) Health and Hospital Corporation or their software technology representative for use of the General Assistance Medical Program database software and recognize receipt of \$5,000 in licensing fees. (Finance and Audit, Health and Human Needs)
- 02-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County. **Placed on file.**
- 02-6 From Previant, Goldberg, Uelmen, Gratz, Miller & Brueggeman, S.C., submitting a Notice of Injury in behalf of Andrea T. Adams for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of Injury in behalf of Barbara Boller for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Gendlin, Sat ran & Liverman, S.C., submitting a Notice of Injury in behalf of Lonnie Brown for injuries and damages allegedly sustained when his vehicle was in a collision with a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Derzon & Menard, submitting a Notice of Injury in behalf of Anika Bunch for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Tim Flaherty for injuries and damages allegedly sustained when he lost control of his motorcycle on Grant Park Drive. **Placed on file.**
- 02-6 From Eisenberg, Weigel, Carison, Blau & Clemens, S.C., submitting a Notice of Injury in behalf of Bessie Martin for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Attorney Robert C. Angermeier, submitting a Notice in behalf of John McHenry for injuries and damages allegedly sustained while a passenger in a

vehicle which was involved in a collision with a Milwaukee Transport Services, Inc. bus. **Placed on file.**

- 02-6 From Daniel P. Kondos, S. C. Law Offices, submitting a Notice of Injury in behalf of Isetta Robey for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of Injury in behalf of Ashok Tripathi for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-6 From Schulz, Duffey & O'Brien, S.C., submitting a Notice in behalf of the Estate of Nivire Williams for injuries and damages allegedly sustained due to negligent care that resulted in his death as a ward of the Milwaukee County Mental Health Complex. **Placed on file.**
- 02-6 From Christian Civil Liberties Union, submitting a Notice in behalf of George Wilson for injuries and damages allegedly sustained due to a lack of medical attention while incarcerated at the House of Correction. **Placed on file.**
- 02-6 From Wisconsin Electric/Wisconsin Gas, submitting a Notice for damages allegedly sustained to their utility pole located at the House of Correction in Franklin after it was damaged by a snowplow. **Placed on file.**
- 02-6 From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of William Wohner for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus. **Placed on file.**
- 02-9 From Washington County, Pennsylvania Board of Commissioners, submitting an adopted resolution supporting an amendment to the United States Constitution restoring our freedom to pray. **Placed on file.**
- 02-83 From Director, Veterans Service Center, requesting authorization to submit an application to the State of Wisconsin for a County Veteran's Service Officer Grant in the amount of \$13,000 and to accept said grant, if awarded, for 2002. **Referred to the Committee on Health and Human Needs.**
- 02-84 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 the Committee on Judiciary, Safety, and General Services.**
- 02-85 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 the Committee on Judiciary, Safety, and General Services.**

- 02-86 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 the Committee on Judiciary, Safety, and General Services.**
- 02-87 From **American Family Insurance Group**, submitting a claim under their subrogation rights of their insured, Gary B. and Judith Orange, for reimbursement of payment made for injuries and damages allegedly sustained to their automobile when involved in an accident with a Milwaukee County-owned vehicle on December 14, 2001. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-88 From Criminal Justice Program Manager, House of Correction, requesting authorization to apply, and if awarded, accept funding from the Wisconsin Technical College System Board for Adult Education and Family Literacy grant funds. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-89 From **Mary Harding**, submitting a claim for damages allegedly sustained to her automobile while exiting from the General Mitchell International Airport employee parking lot. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-90 From **Wendy G. Carter**, submitting a claim for damages allegedly sustained to her automobile while parked in the employee parking lot at Estabrook Park service yard. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-92 From Director of Public Works, requesting authorization to amend Airport Agreement No. HP-1302 with Astral Aviation, Inc. to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, revised 2/2002. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-93 From Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1039 with The Paradies Shops, Inc. to continue the month-to-month rental of storage space in the General Mitchell International Airport ticketing building as of May 1, 2002. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-94 From Director of Public Works, requesting authorization to pursue appropriate legal action to terminate Airport Agreement No. OL-1193 with Air Cargo Carriers, Inc. **Referred to the Committee on Transportation, Public Works and Transit.**

- 02-95 From Director of Public Works, requesting approval to amend “Schedule of Minimum Standards for Commercial Aeronautical Activities on Milwaukee County’s Airports” to include standards for Commercial Fractional Aircraft Management Services and authorize the Airport Director to enter into a Commercial Operating permit with Scott Air Charter, Inc. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-96 From Director of Public Works, requesting authorization to enter into an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at General Mitchell International Airport, under standard terms and conditions for land leases. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-97 From Director of Public Works, recommending that Section 4 of the General Ordinances of Milwaukee County be amended to require on-airport Rental Auto Companies at General Mitchell International Airport to assess a Customer Facility Charge (CFC), which will recover the capital costs of the new Rental Car Center (RCC) . **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-98 From Director of Public Works, requesting authorization to sign a Blanket Purchase Order Release for buses and spare parts. **Referred to the Committee on Transportation, Public Works and Transit.**
- 02-99 From President, Wisconsin Women’s Business Initiative Corporation (WWBIC), submitting a grant application for Economic Development funds in the amount of \$25,000 to support its business education initiatives, including economic literacy education. **Referred to the Committee on Economic and Community Development.**
- 02-100 From Director, Department of Administration, requesting that Northcott Neighborhood House, Inc. permitted to use its 2002 Community Development Block Grant of \$20,000 that was originally intended to pay a portion of the cost to install a new standard regulation gymnasium floor to instead install an air-conditioning system for the gym. **Referred to the Committee on Economic and Community Development.**
- 02-101 From Director, Department of Administration, requesting approval to transfer title of the property owned by Doris Garner, located at 5308 West Rawson Avenue, on which there is a Home Repair lien, to her children, subject to reservation of a life estate. **Referred to the Committee on Economic and Community Development.**
- 02-102 From Director, Department of Administration, requesting authorization to enter into a development agreement with the Southeast Affordable Housing

Corporation for acquisition and rehabilitation of an affordable housing development at 2702 5 Avenue in South Milwaukee, under which the County will provide a \$400,000, 0% interest loan, with payment deferred for 10 years, and commencing with an annual payment of at least 5% of the loan amount. **Referred to the Committee on Economic and Community Development.**

- 02-103 From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$58,630 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the U.S. Department of Housing and Urban Development (HUD) Regional Opportunity Counseling (ROC) grant. **Referred to the Committee on Economic and Community Development.**
- 02-104 From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$100,000 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the County's First-Time Homebuyer's Program. **Referred to the Committee on Economic and Community Development.**
- 02-105 From Product Service and Manufacturing Corporation, requesting a grant from the Brownfield Redevelopment Capital Account to be used for costs associated with remediation and rehabilitation of the former Lawran Foundry presently located at 4700 West Electric Avenue in the Village of West Milwaukee. **Referred to the Committee on Economic and Community Development.**
- 02-106 From Executive Director, Westown Association, B.I.D. #5, submitting a grant application for Economic Development funds in the amount of \$5,000 to assist in the hiring of a consultant to complete illustrations and restructure draft guidelines for downtown properties west of the Milwaukee River. **Referred to the Committee on Economic and Community Development.**
- 02-107 From Director, Department on Aging, requesting adoption of an ordinance amending Chapter 15.18 of the General Ordinances of Milwaukee County retroactively authorizing the Director, Department on Aging, to establish an interest-bearing escrow account as a Community Options Program (COP) Risk Reserve and to disburse funds from this account. **Referred to the Committee on Finance and Audit.**
- 02-108 From Director of Audits and County Board Director of Research, reporting on County sick leave payouts. **Referred to the Committee on Finance and Audit, Personnel.**
- 02-109 From Director, Department on Aging, requesting authorization to execute a contract with the University of Wisconsin-Milwaukee totaling \$275,435 under the Prevention Projects in Family Care Resource Centers initiative for the period January 1, 2002 through December 31, 2003 to continue and expand a

community-wide research and frailty prevention project. **Referred to the Committee on Health and Human Needs.**

- 02-110 From Executive Director/CEO, Lisbon Avenue Neighborhood Development (LAND), requesting a two- year lease of the Washington Park Boathouse. **Referred to the Committee on Parks, Energy and Environment.**
- 02-111 From Zoo Director, requesting authorization to execute a professional service contract with Oceans of Fun, Inc. for the Marine Mammal Show and for training consultation services to the Zoo Animal Department. **Referred to the Committee on Parks, Energy and Environment.**
- 02-112 From Zoo Director, requesting authorization to execute a professional services contract with the World Bird Sanctuary for the 2002 Raptor Show at the Zoo. **Referred to the Committee on Parks, Energy and Environment.**
- 02-113 From Zoo Director, requesting authorization to apply for and accept a general operating support grant of up to \$112,500 from the Institute of Museum and Library Services. **Referred to the Committee on Parks, Energy and Environment.**
- 02-114 From Director, UW-Extension, requesting authorization to seek and receive funding from the Kauffman Foundation and Local Foundations (Bader or Johnson Controls) and Federal Foundations and Agencies for support of the Milwaukee Middle School Workforce Initiative and Energy Education (Environmental Protection Agency). **Referred to the Committee on Parks, Energy and Environment.**
- 02-115 From Wisconsin Department of Transportation, submitting a claim for property damages allegedly sustained when a Milwaukee County-owned vehicle struck a light pole and fence while responding to an emergency call. **Referred to the 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 the 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 the Committee on Judiciary, Safety, and General Services.**
- 02-118 From Deputy Corporation Counsel, submitting a listing of claims approved for payment by Corporation Counsel in 2001.
- 02-12 1 From Administrator, Behavioral Health Division, requesting creation of one position of Research and Program Evaluation Data Analyst and one half-time

position of Clerk 3 Data Entry and abolishment of one position of Quality Management Coordinator within the Behavioral Health Division. **Referred to the Committee on Finance and Audit, Personnel, Depts. of Admin. & Human Resources.**

- 02-122 From Director of Public Works, submitting the 2002 Department of Public Works Staffing Plan for Capital Improvement Projects. **Referred to the Committee on Transportation, Public Works and Transit, Finance and Audit.**
- 02-123 From Clerk of Circuit Court/Director of Court Services, requesting authorization to solicit funding from private foundations, that have an interest in children and families, to build a courtroom at the Children's Court Center for the sole purpose of completing termination of parental rights and adoption cases. **Referred to the Committee on Health and Human Needs.**
- 02-1 24 From Director, County Health Related Programs, submitting recommendations regarding the distribution of Fiscal Year 2002 First Quarter Sports Authority Funds. **Referred to the Committee on Health and Human Needs.**
- 02-1 25 From Director, Department of Human Services, requesting authorization to apply for and accept funding from the State Bureau of Community Mental Health in the amount of \$209,922 for the expansion of Community Support Programs and from the State Division of Housing for a House Cost Reduction Initiative (HCRI) to provide Financial Housing Support in an anticipated amount of \$500,000 for a two-year period commencing July, 2002. **Referred to the Committee on Health and Human Needs.**
- 02-126 From United States Department of the Treasury, submitting a claim for damages allegedly sustained to one of their vehicles that was involved in an accident with a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-1 27 From Marilyn F. Hackbarth, submitting a claim for injuries and damages allegedly sustained at the Washington Park Senior Center. **Referred to the 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 the Committee on Judiciary, Safety, and General Services.**
- 02-132 From Jinimy L. Sinclair II, 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.**

- 02-133 From United States Postal Service, submitting a claim for damages allegedly sustained to a light post at the Franklin Post Office when it was hit by a Milwaukee County-owned vehicle. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 02-135 From Director of Audits, submitting a Compliance Review of Milwaukee Metropolitan Drug Enforcement Group. **Referred to the Committee on Finance and Audit.**
- 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 the 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 the Committee on Health and Human Needs.**
- 02-138 From County Executive, appointing Mr. Stanley Dziedzic to the Milwaukee County Commission for Persons with Disabilities for a term expiring on July 31, 2003. Mr. Dziedzic is replacing Morris C. Henderson, Jr. **Referred to the Committee on Health and Human Needs.**
- 02-139 From County Executive, appointing Ms. 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 the Committee on Health and Human Needs.**
- 02-140 From Jeffrey S. Hynes & Associates, S.C., submitting a claim in behalf of Sandra Echols for injuries and damages allegedly sustained when the elevator operated in an improper manner at the Milwaukee County Courthouse. **Referred to the Committee on Judiciary, Safety, and General Services.**
- 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 the 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 snow plow. **Referred to the Committee on Judiciary, Safety, and General Services.**

02-143 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Jill A. Christen, 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.**

**RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES**

**By the Committee on Personnel reporting on 3 items:**

**File No. 02-23(a)(a)**

**(Item No. 1)**

Reference file established by the County Board Chairman with respect to reports from the Director of Human Resources relative to temporary assignments of non-represented employees to a higher classification.

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**A RESOLUTION**

12 WHEREAS, on February 15, 2002 the Committee on Personnel reviewed an  
13 informational report from the Director of Human Resources with respect to temporary  
14 assignments of non-represented employees to a higher classifications (incorporated by  
15 reference herein in File No. 02-23(a)); and

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17 WHEREAS, the Milwaukee County Code of General Ordinances Section 17.085  
18 contains provisions to allow for non-represented employees to be temporarily assigned  
19 to higher classifications based upon certain conditions being met; and

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21 WHEREAS, following an objection to the report by a member of the Committee,  
22 a motion was made and approved (Vote 6-1) to receive and place on file the report;  
23 now, therefore

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25 BE IT RESOLVED, that the County Board of Supervisors does hereby receive and  
26 place on file an informational report, dated February 8, 2002, from the Acting Director  
27 of Human Resources with respect to employees on temporary assignment to a non-  
28 represented higher classification.

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**File No. 02-15(a)(b)**

**(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.

**A RESOLUTION**

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WHEREAS, on February 15, 2002 the Committee on Personnel reviewed an informational report from the Director of Human Resources with respect to temporary and emergency appointments in existence (incorporated by reference herein in File No. 02-15(a)); and

WHEREAS, following an objection to the report by a member of the Committee, a motion was made and approved (Vote 6-1) to receive and place on file the report; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby receive and place on file an informational report, dated February 8, 2002, from the Acting Director of Human Resources with respect to temporary and emergency appointments in existence.

FISCAL NOTE: Adoption of this resolution will not have an impact upon tax levy expenditures.

**File No. 02-22 (a)(a)**

**(Item No 3)** Reference file established by the County Board Chairman with respect to reports from the Director of Human Resources 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.

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed a report by the Director, DHR, which contained recommendations to reclassify the remaining positions to complete the clerical study; and

WHEREAS, an objection was raised by a County Supervisor in accordance with Section 17.05 and the Committee on Personnel, following a motion to uphold the recommendations of the Director, DHR, took action (Vote 6-1) to approve the department recommendations; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby affirm the action of the Director of Human Resources to reclassify various clerical positions as contained in the September 11, 2002 Department of Human Resources report which is attached and made a part of this file.

The question was adoption

**SEPARATE ACTION** was requested on items 1 and 2.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz,

Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and The Chairman – 24.  
**NOES:** Johnson – 1.

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Schmitt, Zielinski, and the Chairman – 16. **NOES:** Borkowski, Davis, DeBruin, Krug, Lutzka, Ordinans, Quindel, Ryan, Weishan, White – 9.

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Holloway, Jasenski, Johnson, Launstein, Mayo, McGuigan, Nyklewicz, Ordinans, Podell, Schmitt, Weishan, Zielinski, and the Chairman – 16. **NOES:** Borkowski, Davis, DeBruin, Diliberti, Krug, Lutzka, Quindel, Ryan, White – 9.

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**From the Committee on Finance and Audit reporting on 13 items:**

**File No. 02-121**

**(Item No. 1)** From Administrator, Behavioral Health Division, requesting creation of one position of Research and Program Evaluation Data Analyst and one half-time position of Clerk 3 Data Entry and abolishment of one position of Quality Management Coordinator within the Behavioral Health Division. **(Also to the Committee on Personnel and Departments of Administration and Human Resources)**

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**A RESOLUTION**

11 WHEREAS, the Director of the Department of Human Services (DHS) and the  
12 Administrator of the Behavioral Health Division (BHD) request the creation of one position  
13 (in a new classification) of Research and Program Evaluation Data Analyst, creation of one  
14 half-time position of Clerk 3 Data Entry; and abolishment of one position of Quality  
15 Management Coordinator; and

16 WHEREAS, the Vision of the Milwaukee County Behavioral Health Division states  
17 in part that it is a vision of a mental health system "... that recognizes the partnership with  
18 consumers, providers and the community and the accountability to stakeholders for the  
19 effective development and efficient use of resources ..." and of a mental health system "...  
20 that can measure its success in the care of children and adults by establishing and  
21 producing clear, quantifiable outcomes ..."; and

22 WHEREAS, in order to realize this vision, BHD has for some time been collecting  
23 the data necessary to report on the outcomes of clinical programs in order to improve the  
24 quality of mental health services provided to consumers; and

25 WHEREAS, to date BHD has not had sufficient staff, trained in statistical analysis,  
26 dedicated to the task of analyzing the quality, accuracy and relevance of the available data  
27 and preparing meaningful reports that can be utilized by management to make needed  
28 adjustments to programming; and

29 WHEREAS, the position of Research and Program Evaluation Data Analyst will  
30 provide BHD with a specialized staff person to oversee data collection and provide the  
31 analysis needed to extract meaningful information from vast amounts of raw data; and

32 WHEREAS, addressing this specialized need will not only provide BHD with greater  
33 ability to analyze program effectiveness for internal purposes, but will permit BHD to fully  
34 comply with accreditation requirements of the Joint Commission on Accreditation of  
35 Health Care Organizations (JCAHO), as well as continue implementation of Milwaukee  
36 County outcomes related initiatives; and

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WHEREAS, the Committee on Finance and Audit, at its meeting on February 14, 2002, recommended (vote 6-0) the creation of one position of Research and Program Evaluation Data Analyst, pay range 20, and one half-time position of Clerk 3 Data Entry, pay range 9, effective March 3, 2002, and the abolishment of one position of Quality Management Coordinator, also effective March 3, 2002, as recommended by the Department of Administration; and

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WHEREAS, the Committee on Personnel, at its meeting on February 15, 2002, recommended (vote 7-0) that the positions to be created be classified as Program Analyst (Mental Health), pay range 18M, and Office Support Assistant II, pay range 2P, as recommended by the Department of Human Resources; now, therefore,

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BE IT RESOLVED, that the following position actions are approved for the DHS Behavioral Health Division, effective, March 3, 2002:

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**Org. Unit 6300 – DHS Behavioral Health Division**

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| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                    | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|---------------------------------|-------------------------|------------------|
| Create:       | 08420             | Program Analyst (Mental Health) | 1                       | 18M              |
| Create:       | 00007             | Office Support Assistant II     | .5                      | 2P               |
| Abolish:      | 45770             | Quality Management Coordinator  | 1                       | 30M              |

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**FISCAL NOTE:** The fiscal effect of creating one position of Program Analyst (Behavioral Health) (at the proposed Pay Range of 18M) is \$36,717 for the remainder of 2002 and \$48,509 in 2003. The fiscal effect of creating one half-time position of Office Support Assistant II (at the proposed Pay Range of 2P) is \$12,253 for the remainder of 2002 and \$16,298 in 2003. Combined, the creation of these positions results in increased expenditures of \$48,970 for the remainder of 2002 and \$64,807 in 2003.

The fiscal effect of abolishing one position of Quality Management Coordinator is an expenditure reduction of \$56,932 for the remainder of 2002 and \$76,402 in 2003.

The net fiscal effect of the requested position action is a tax levy savings of \$7,963 in 2002 and \$11,595 in 2003. (All dollar amounts include costs of salary, social security and fringe benefits.)

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The Department of Administration prepared this fiscal note.

DOA/lh  
2/18/2002

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**(Item No. 2)** Reference file established by the County Board Chairperson relative to **2001** fund transfers.

**File No. 02-1**

**(Item No. 3)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 01-1**

**(Item No. 4)** Reference file established by the County Board Chairperson relative to **2001** fund transfers.

**File No. 02-1**

**(Item No. 5)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 02-1**

**(Item No. 6)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 02-1**

**(Item No. 7)** Reference file established by the County Board Chairperson relative to **2002** fund transfers.

**File No. 02-79(a)(a)**

**(Item No. 8)** An adopted resolution directing the Department of Administration to prepare and submit a report to the Committee on Finance and Audit for consideration at its February 14, 2002 meeting that shall include information regarding those departments that have been or expect to be hardest hit by a large number of retirements in 2002 and directing the Department of Audit to conduct a review of the organizational structure of certain County departments, which report shall be submitted to the Committee on Finance and Audit on a timely basis.

44 BE IT RESOLVED, that the Department of Administration is hereby authorized and  
45 directed to prepare and submit a report to the Committee on Finance and Audit for  
46 consideration at its February 14, 2002 meeting that will include the following:  
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- 48 1. Information regarding those departments that have been, or expect to be, hardest  
49 hit by a large number of retirements in 2002 and the projected fiscal impacts to  
50 those departments.  
51
- 52 2. Information regarding the criteria that the Department of Administration plans to  
53 utilize in determining whether recently vacated positions that departments wish  
54 to fill are "critical to operations".  
55

56 ; and  
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58 BE IT FURTHER RESOLVED, that the Department of Audit is hereby authorized and  
59 directed to conduct a review of the organizational structure of those County departments  
60 that will be most affected by the large number of County retirements in 2002 – and/or  
61 those departments that merit such a review for other reasons deemed appropriate by the  
62 Department of Audit – in order to provide recommendations on ways in which the County  
63 might realize long term fiscal savings through departmental reorganization or managerial  
64 restructuring; and  
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66 BE IT FURTHER RESOLVED, that the Department of Audit review shall be  
67 submitted to the Committee on Finance and Audit on a timely basis.  
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70 **FISCAL NOTE:** Adoption of this Resolution will not require an appropriation or  
71 expenditure of funds, but will require an expenditure of staff time by the  
72 Department of Administration and Department of Audit.  
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**File No. 02-108**

**(Item No. 9)** From Director of Audits and County Board Director of Research, reporting on County Sick leave payouts. **Also to Committee on Personnel.**

**File No. 02-131**

**(Item No. 10)** Resolution/Ordinance by Supervisors Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzkqa, McGuigan, Nyklewicz, Ordinans, Podell, Quindel, Ryan, Schmitt, Weishan, White and Zielinski, modifying pension and sick leave benefits. **Also to Pension Study Commission and Committee on Personnel.**

Supervisor Bailey submitted the following Amendment No. 2 to Item 10,  
File No. 02-131:

FEB 21 2002

Failed  
5-20

MILWAUKEE COUNTY BOARD OF SUPERVISORS

DATE: February 21, 2002

AMENDMENT NO. 2

To: Resolution... File No. 02-131

Item 10 from the Committee on Finance and Audit

OFFERED BY SUPERVISOR Bailey

- 1) ADD the following new language after Line 167 (new language in bold and underlined):

(1) In the event membership in the Employees' Retirement System began prior to January 1, 1994, the member shall receive ~~full payment of all~~ accrued sick allowance at the time of retirement. The total payment shall equal the number of total hours of sick pay accrued at the time of retirement times the hourly rate applicable to the valuation of sick pay at the time of the member's retirement, unless the member is an elected official with accrued sick allowance or an employee who is not represented by a collective bargaining unit, in which case the number of total hours shall not exceed the equivalent of fifty (50) days plus sixteen (16) hours for each one hundred (100) hours or fraction thereof of accumulated leave in excess of four hundred (400) hours. For elected officials and nonrepresented employees who have balances in excess of fifty (50) days, effective March 17, 2002, payment under this section shall be limited to the balance accrued as of that date. This section shall not prevent accruing sick allowance beyond the amount in place as of March 17, 2002 for leave of absence with pay on account of illness or other special causes under §17.18 of the Milwaukee County General Ordinances. Such payment shall be made in a lump sum, and shall not be included in the calculation of the member's final average salary for pension calculation purposes, nor shall such payment impact the member's total pension service credit or the date that retirement benefits will commence. If approved by the Internal Revenue Service, the member shall receive this payment through the Employees' Retirement System, unless the member is covered by a collective bargaining agreement that requires the County to provide the member with the option of directly receiving this payment immediately upon retirement or receiving the payment through the Employees' Retirement System. In the event a member of the Employees' Retirement System who is eligible to retire dies prior to retirement, the full value of the

File No. 02-70

**(Item No. 11)** Resolution/Ordinance by Supervisors Lutzka, Launstein, Schmitt and Mayo, to rescind pension and sick leave benefits recently enacted for County Board and Supervisors and the County Executive. **(Also to Committee on Personnel)**

**File No. 02-107**

**(Item No. 12)** From Director, Department on Aging, requesting adoption of an ordinance amending Chapter 15.18 of the General Ordinances of Milwaukee County retroactively authorizing the Director, Department on Aging, to establish an interest-bearing escrow account as a COP Risk Reserve and to disburse funds from this account.

**File No. 01-838(a)(a)**

**(Item No. 13)** From Director, County Health Related Programs, and Manager, Information Management Services Division, regarding development of the Fairfax County/INOVA Health Systems Mutual Development and Support Agreement and discussions regarding governmental sharing of technology solutions; further requesting authorization to enter into an exclusive, non-transferable software sharing agreement with the Marion County (Indiana) Health and Hospital Corporation or their software technology representative for use of the General Assistance Medical Program database software and recognize receipt of \$5,000 in licensing fees

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Schmitt, Zielinski, and The Chairman – 16. **NOES:** Borkowski, Davis, DeBruin, Krug, Lutzka, Quindel, Ryan, Weishan, White – 9.

Supervisor McGuigan **WITHDREW** the foregoing Amendment No. 1 to Item 10, File No. 02-131:

FEB 21 2002

MILWAUKEE COUNTY BOARD OF SUPERVISORS

*Withdrawn  
by  
McGuigan*

DATE: February 21, 2002

AMENDMENT NO. 1

To: Resolution...File No. 02-131

Item 10 from the Committee on Finance and Audit

OFFERED BY SUPERVISOR McGuigan

- 1) **ADD** the following at the end of Section 3 of the Resolution/Ordinance (added language is underlined and in boldface):

**SECTION 3.** Section 17.184 of the General Ordinances of Milwaukee County as amended to and including \_\_\_\_\_ is amended as follows:

**Section 17.184 ' Sick Allowance Balance On Retirement**

- (1) In the event membership in the Employees' Retirement System began prior to January 1, 1994, the member shall receive ~~full payment of all~~ accrued sick allowance at the time of retirement. The total payment shall equal the number of total hours of sick pay accrued at the time of retirement times the hourly rate applicable to the valuation of sick pay at the time of the member's retirement, unless the member is an elected official with accrued sick allowance or an employee who is not represented by a collective bargaining unit, in which case the number of total hours shall not exceed the equivalent of fifty (50) days plus sixteen (16) hours for each one hundred (100) hours or fraction thereof of accumulated leave in excess of four hundred (400) hours. Such payment shall be made in a lump sum, and shall not be included in the calculation of the member's final average salary for pension calculation purposes, nor shall such payment impact the member's total pension service credit or the date that retirement benefits will commence. If approved by the Internal Revenue Service, the member shall receive this payment through the Employees' Retirement System, unless the member is covered by a collective bargaining agreement that requires the County to provide the member with the option of directly receiving this payment immediately upon retirement or receiving the payment through the Employees' Retirement System. In the event a member of the Employees' Retirement System who is eligible to retire dies prior to retirement, the full value of the member's accrued sick allowance shall be paid to the member's spouse or the beneficiary of the member's retirement benefit.

- (2) In the event membership in the Employees Retirement System began on or after January 1, 1994, the member shall have the full value of their accrued sick allowance at the time of retirement (total hours accrued times the hourly rate at the time of retirement) credited toward the cost of health insurance after retirement, unless the member is an elected official with accrued sick allowance or an employee who is not represented by a collective bargaining unit, in which case the number of total hours shall not exceed the equivalent of fifty (50) days plus sixteen (16) hours for each one hundred (100) hours or fraction thereof of accumulated leave in excess of four hundred (400) hours. Such health insurance coverage must commence within ten years of the member's retirement. When the amount credited is exhausted, the employee or eligible beneficiary may opt to continue their membership in the County Group Health Benefit Program upon payment of the full monthly cost as noted in 17.14(7) CGO. In the event a member of the Employees' Retirement System who is eligible to retire dies prior to retirement, the full value of the member's accrued sick allowance shall be credited toward the cost of continuing health insurance coverage for the member's spouse or beneficiary of the member's retirement benefit if such spouse or beneficiary was eligible for coverage prior to the member's death.
- ~~(3) At the time of retirement, members of the Employees' Retirement System who became members on or after January 1, 1994 and are not eligible for the accrual of sick allowance shall be credited with an amount equivalent to 60% of the total number of hours the member could have acquired had sick allowance been granted, solely for the purpose of determining a benefit under the provisions of this section.~~

**This section shall not apply to non-represented employees who began membership in the Employees' Retirement System on or after March 15, 2002, or to employees who began membership in the Employees' Retirement System on or after March 15, 2002 who are represented by a collective bargaining unit that has agreed to their exclusion from this section.**

Supervisor McGuigan **WITHDREW** the foregoing Amendment No. 1

On a motion by Supervisor Bailey, Item 10 WAS LAID OVER UNTIL LATER IN THE MEETING.

\*\*\*\*\*

The Chair called for a recess until 2:00 p.m.  
The Board RECONVENED at 2:06 p.m. this same day.

Supervisor Ordians in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 24 **ABSENT:** Cogs-Jones – 1.

Thereupon, the foregoing Amendment No. 2 **FAILED OF ADOPTION** by the following vote:

**AYES:** Bailey, Coggs-Jones, Davis, Johnson and Mayo – 5. **NOES:** Aldrich, Arciszewski, Borkowski, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman –20.

**DIVISION OF THE QUESTION** was requested.

**SEPARATE ACTION** was requested on Section 3 of the Ordinance.

Thereupon, Paragraphs (1) and (2) of Section 3 **WERE ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22. **NOES:** Davis, Johnson and Mayo – 3.

Thereupon, Paragraph (3) of Section 3 of the Ordinance **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

Supervisor Johnson asked that Item 10 be referred back to the Committee on Finance and Audit. Later, he withdrew his request.

Thereupon, the remainder of Item 10, File No. 02-131, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

**By the Committee on Health and Human Needs reporting on 9 items:**

**File No. 02-83**

**(Item No. 1)** From the Director, office for Veteran Services, requesting authorization to apply for the State of Wisconsin \$13,000 County Veterans Service Officer Grant for the 2002 Calendar Year.

**File No. 01-34(a)(h)**

**(Item No. 2)** Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

**File No. 02-34(a)(b)**

**(Item No. 3)** Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

**A RESOLUTION**

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WHEREAS, beginning in March 1997, the Department on Aging has operated an ElderLink after hours program to provide older persons in need of services with information and/or on-site assistance through an answering service and an on-call staff of Department on Aging Human Service Workers and their supervisors; and

WHEREAS, part of the vision for Wisconsin's Family Care Resource Centers is to afford Wisconsin consumers access to information and services to prevent disability, improve functioning, and lessen the need for formal long term care; and

WHEREAS, to improve the quality of after hours coverage available to older persons, their families, and caregivers, the Department reviewed community resources in 2001, including the 24-hour Community Information Line operated by IMPACT Alcohol and Other Drug Abuse Services, Inc.; and

WHEREAS, the County Board authorized the Director, Department on Aging, to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., in 2001 to provide after hours coverage between 7:00 p.m. and 7:00 a.m., Monday through Friday, and from 7:00 p.m. Friday to 7:00 a.m. Monday; and

WHEREAS, during those hours the Community Information Line, (1) answers all incoming ElderLink calls, (2) provides information on programs and/or resources for older persons, (3) notifies the stand-by Department on Aging human service worker or supervisor in the event of an emergency requiring on-site intervention, and (4) refers, as needed, calls requiring 9-1-1 or psychiatric crisis intervention; and

WHEREAS, the Community Information Line has answered nearly 700 calls to ElderLink during evenings, weekends, and holidays since May 2001, addressing a variety of critical service needs, including, but not limited to, adult protective services, transportation, in-home services, prescription drugs, and emergency food; and

WHEREAS, the Department believes IMPACT will continue providing quality after hours coverage in 2002 to older persons, their families, and caregivers; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors authorizes the Director, Department on Aging, to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., for \$20,000 to provide ElderLink after hours coverage for the period January 1, 2002 through December 31, 2002.

**File No. 02-34(a)(c)**

**(Item No. 4)** Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

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**A RESOLUTION**

WHEREAS, on December 20, 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2002 [File No. 02-34 (a) (a)]; and

WHEREAS, within File No. 02-34 (a) (a), the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Legal Action of Wisconsin, Inc., to provide Benefit Specialist/Legal Services for the period January 1, through December 31, 2002; and

WHEREAS, the Department on Aging has identified \$17,915 in unallocated grant funds available for the purpose of educating individuals and organizations about health care options now available to older persons under the Medicare+Choice program; and

WHEREAS, the Medicare+Choice grant period ends September 30, 2002, and both the Department and Legal Action of Wisconsin, Inc., are committed to completing outreach and training activities by that date; and

WHEREAS, the Department feels obligated to properly reimburse vendors for the services they provide to older persons when federal and state funding levels permit such reimbursement; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors, authorizes the Director, Department on Aging, to increase by \$17,915, from \$336,190 to \$354,105, the 2002 contract with Legal Action of Wisconsin, Inc., to provide Benefit Specialist/Legal Services.

**FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any County Tax Levy. All funds necessary for the contract award increase will come from the Department's 2002 federal and state grants.

SSS:GP:dh  
0234acLegalActionof Wis.

**File No. 02-109**

**(Item No. 5)** From Director, Department on Aging, requesting authorization to execute a contract with the University of Wisconsin-Milwaukee totaling \$275,435 under the Prevention Projects in Family Care Resource Centers initiative for the period January 1, 2002 through December 31, 2003 to continue and expand a community-wide research and frailty prevention project.

FEB 21 2002  
*Adopted*  
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File No. 02-109

(Journal, February 21, 2002)

(ITEM NO. 5) From the Director, Department on Aging, requesting authorization to execute a contract with the University of Wisconsin-Milwaukee totaling \$275,435 under the Prevention Projects in Family Care Resource Centers Initiative for the period January 1, 2002 through December 31, 2003 to continue and expand a community-wide research and frailty prevention project, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, part of the vision for Aging and/or Disability Resource Centers is to demonstrate the importance of providing Wisconsin consumers access to information and services to prevent disability, improve functioning and lessen the need for formal long term care; and

WHEREAS, to promote this vision, the State Legislature has appropriated \$1,661,000 in the biennial budget to be used specifically for prevention activities in Family Care Resource Center pilots; and

WHEREAS, the goal of this initiative is to demonstrate the benefits of investing in prevention through a Resource Center and documenting outcomes for consumers and the service system; and

WHEREAS, the Milwaukee County Department on Aging was authorized by the Milwaukee County Board of Supervisors to participate as a Family Care Resource Center Pilot [File No. 98-61]; and

WHEREAS, the Department on Aging received a community-wide research and frailty prevention grant from the Wisconsin Department of Health and Family Services for the period January 1, 2000 through December 31, 2001 and developed a successful Wellness and Prevention Program, in collaboration with the University of Wisconsin-Milwaukee [File No. 00-280 (a)(a)], and designed more effective strategies to motivate older adults to adopt habits leading to healthier lives and improved fitness; and

WHEREAS, the Director, Department on Aging was authorized by the Milwaukee County Board of Supervisors to submit a second two-year grant proposal to the Wisconsin Department of Health and Family Services to continue and expand the Wellness and Prevention Program [File No. 01-732]; and

WHEREAS, the Department on Aging, in collaboration with the University of Wisconsin-Milwaukee School of Allied Health Professions, was awarded a grant totaling \$479,016 for the period January 1, 2002 through December 31, 2003; and

**APPROVED AS TO FORM**

*Robert E. O'Connell*  
CORPORATION COUNSEL

46  
47 WHEREAS, the grant will enable the Department to continue and expand the fitness  
48 programs at senior centers, continue prevention research, develop new community health  
49 interventions for the Resource Center, and develop an early detection and intervention  
50 model for targeting risk factors among community dwelling elders; and

51  
52 WHEREAS, the Department on Aging recommends executing a contract with the  
53 University of Wisconsin-Milwaukee (UWM) totaling \$275,435 for the period January 1,  
54 2002 through December 31, 2003; and

55  
56 WHEREAS, the award supports personnel costs of the UWM Department of Human  
57 Kinetics and UWM Department of Occupational Therapy incurred during the  
58 implementation and evaluation of this project; and

59  
60 WHEREAS, the above contract recommendation requires authorization by the  
61 Milwaukee County Board of Supervisors; now, therefore,

62  
63 BE IT RESOLVED, that the Milwaukee County Board of Supervisors authorizes the  
64 Director, Department on Aging, to execute a contract with the University of Wisconsin-  
65 Milwaukee in the amount of \$275,435 to continue and expand a community-wide  
66 research and frailty prevention project for the period January 1, 2002 through  
67 December 31, 2003.

68  
69 **FISCAL NOTE:** Adoption of this resolution will not require the expenditure of any  
70 County Tax Levy. Funds required for the project will be provided  
71 under a grant from the Wisconsin Department of Health and Family  
72 Services.

**File No. 02-34(a)(d)**

**(Item No. 6)** Reference file established by the County Board Chairman, relative to  
Department on Aging Contracts with Service Providers for Programs.

February 21, 2002

FEB 21 2002  
*Adopted*  
*24-0*

File No. 02-34(a)(d)

(Journal, December 20, 2001)

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(ITEM NO. 6) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on December 20, 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2002 [File No. 02-34 (a) (a)]; and

WHEREAS, within File No. 02-34 (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, Wilson Park, and Lawrence P. Kelly Senior Centers for the period January 1, 2002 through December 31, 2002; and

WHEREAS, the Director, Department on Aging was authorized by the Milwaukee County Board of Supervisors [File No. 01-732] to submit a second two-year grant proposal to the Wisconsin Department of Health and Family Services to continue and expand the Department's Wellness and Prevention Program established during the initial grant period of January 1, 2000 through December 31, 2001 [File No. 99-635]; and

WHEREAS, the Department on Aging, in collaboration with the University of Wisconsin-Milwaukee School of Allied Health Professions, was awarded a grant totaling \$479,016 for the period January 1, 2002 through December 31, 2003; and

WHEREAS, a portion of the two-year grant will be used to establish new fitness programs at Clinton and Bernice Rose Park Senior Center and Lawrence P. Kelly Senior Center modeled after the successful fitness program begun at Washington Park Senior Center during the initial two-year grant period; and

WHEREAS, the Department proposes increasing the 2002 contract award to Interfaith Older Adult Programs, Inc., to provide Programs in Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers by \$20,000, for a revised award of \$675,849, to fund the purchase and installation of fitness equipment at Clinton and Bernice Rose Park Senior Center and Lawrence P. Kelly Senior Center; and

WHEREAS, funds exist in the two-year grant award for this purpose; now, therefore,

**APPROVED AS TO FORM**  
*Robert E. Anderson*  
**CORPORATION COUNSEL**

46 BE IT RESOLVED, that the Milwaukee County Board of Supervisors, hereby  
47 authorizes the Director, Department on Aging, to increase by \$20,000, from \$655,849 to  
48 \$675,849, the 2002 contract award with Interfaith Older Adult Programs, Inc., to provide  
49 Programs in Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior  
50 Centers.

51

52

53 **FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any  
54 County Tax Levy. All funds necessary for the contract award increase  
55 of \$20,000 will come from a grant from the Wisconsin Department of  
56 Health and Family Services.

57

58

59 SSS:GP:dh

60 02-34ad Older Adult Programs

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**File No. 02-124**

**(Item No. 7)** From the Director, County Health Related Programs, recommendation regarding the distribution of Fiscal Year 2002 First Quarter Sports Authority Funds.

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(ITEM \*) , From the Director of County Health Programs on behalf of the Milwaukee County Sports Authority requesting approval of additional guidelines regarding the distribution process of funds allocated to the Sports Authority Board by recommending following :

**A RESOLUTION**

WHEREAS, the 2002 Adopted Budget for the Division of County Health Progra included continued funding for the Milwaukee County Sports Authority which serves means to support the development of grass-root organizations interested or active in providing sports related activities for community at-risk youth; and

WHEREAS, the Milwaukee County Sport Authority Board submitted recommendations regarding the operational needs and parameters of the program as outlined in the Adopted 2000 Budget and submitted those recommendations to the Co Board of Supervisors in May, 2000 for review and which were subsequently approved the County Board and ratified by the County Executive (File 00-95(a)(a)); and

WHEREAS, those recommendations outlined the process of review of funding requests, generation of recommendations to the County Board of Supervisors and gen disbursement of funds to organizations; and

WHEREAS, since the Sports Authority Board met in February 2002 to review proposals and the recommendations of the staff regarding funding requests; and

WHEREAS, funding requests had been received from the following:

|   |          |
|---|----------|
| Arsenal Soccer Team   | \$5,000  |
| COA Youth and Family Centers                                | \$4,000  |
| Community Outreach for Academic<br>And Athletic Achievement | \$6,450  |
| Competitive Double Dutch Association                        | \$5,960  |
| Double Dutch Divas  | \$15,000 |
| Girl Scouts of Milwaukee Area, Inc.                         | \$6,750  |
| Hamilton Community Wild Cats Youth Football                 | \$15,000 |
| Harambee Ombudsman Project Inc.                             | \$10,150 |
| Hooper's Club, Inc.   | \$10,000 |
| Imani Sports Club   | \$8,450  |
| Journey House, Inc.   | \$8,000  |
| Milwaukee Police Athletic League                            | \$15,000 |
| Milwaukee Community Tennis Association                      | \$9,500  |

|    |  |              |
|----|--|--------------|
| 45 | Milwaukee Simba Soccer Club                | \$15,000     |
| 46 | Milwaukee Tennis Classic Foundation        | \$5,350      |
| 47 | Milwaukee Warriors Boys & Girls            | \$8,880.24   |
| 48 | N.O.R.I.                                   | \$5,131.68   |
| 49 | Northwest Little League                    | \$5,000      |
| 50 | Norte Dame Middle School for Girls         | \$10,000     |
| 51 | Opportunities Industrial Center of Greater |              |
| 52 | Milwaukee (Basketball)                     | \$15,000     |
| 53 | Opportunities Industrial Center of Greater |              |
| 54 | Milwaukee (Soccer)                         | \$10,000     |
| 55 | Parklawn YMCA                              | \$4,500      |
| 56 | Silver Springs Track Club                  | \$15,000     |
| 57 | United Sports Club                         | \$4,880; and |

58  
 59         WHEREAS, the Sports Authority has reviewed the recommendations of the staff  
 60 regarding the funding for these agencies and have discussed the merits of each case and  
 61 noticed that several of the agencies did not meet the mission and criteria of the Sports  
 62 Authority as approved by the County Board of Supervisors, several had already received  
 63 funding and others need more consultation regarding the program; now therefore,  
 64

65         BE IT RESOLVED, the following programs are authorized to receive funds from the  
 66 Sports Authority allocation:  
 67

|    |  |          |
|----|--|----------|
| 68 | Harambee Ombudsman Project Inc.            | \$5,000  |
| 69 | Hooper's Club, Inc.                        | \$1,000  |
| 70 | Imani Sports Club                          | \$3,000  |
| 71 | Milwaukee Simba Soccer Club                | \$9,000  |
| 72 | Northwest Little League                    | \$3,000  |
| 73 | Norte Dame Middle School for Girls         | \$5,000  |
| 74 | Opportunities Industrial Center of Greater |          |
| 75 | Milwaukee (Soccer)                         | \$4,000  |
| 76 | Parklawn YMCA                              | \$2,500  |
| 77 | Silver Springs Track Club                  | \$6,000. |

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 80         **FISCAL NOTE:** The Adopted Budget for 2002 included \$200,000 for the Milwaukee  
 81 County Sports Authority. There will be no additional tax levy impact to  
 82 the County from this action.

**File No. 02-125**

**(Item No. 8)** From the Director, Department of Human Services, requesting authorization to apply for and accept funding from the State Bureau of Community Mental Health in the amount of \$209,992 for the expansion of Community Support Programs and from the State Division of Housing for a House Cost Reduction Initiative (HCRI) to provide Financial Housing Support in an anticipated amount of \$500,000 for a two-year period commencing July, 2002.

FEB 21 2002

Adopted  
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File No. 02-125

(Journal, February 21, 2002)

(ITEM NO. 8) From the Director, Department of Human Services, requesting authorization to apply for and accept funding from the State Bureau of Community Mental Health in the amount of \$209,922 for the expansion of Community Support Programs (CSP) and from the State Division of Housing for a Housing Cost Reduction Initiative (HCRI) to provide Financial Housing Support in an anticipated amount of \$500,000 for a two-year period commencing July, 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Section 56.06 of the County Ordinances requires that the application for and acceptance of State grant programs be approved by the standing committees of the County Board of Supervisors; and

WHEREAS, the Behavioral Health Division is requesting approval to apply for and accept funding of \$209,922 from the State Bureau of Community Mental Health for the expansion of Community Support Program service capacity; and

WHEREAS, the Community Support Program (CSP) funds are designated for use in 2002 and will be used to serve an estimated 42 additional persons who have a serious mental illness; and

WHEREAS, the Behavioral Health Division is also requesting approval to apply for and accept from the State Division of Housing for Housing Cost Reduction Initiative (HCRI) funds in an anticipated amount of \$500,000 for a two-year period beginning in July, 2002; and

WHEREAS, the HCRI funds will be used to financially assist mental health and substance abuse consumers in acquiring safe and appropriate short-term supported housing and long-term permanent housing; now, therefore,

BE IT RESOLVED that the County Board of Supervisors hereby authorizes the Director of the Department of Human Services, or his designee in the Behavioral Health Division, to apply for and accept any funds awarded from the State Bureau of Community Mental Health for the expansion of CSP services and the State Division of Housing for HCRI funds.

APPROVED AS TO FORM  
*[Signature]*  
CORPORATION COUNSEL

45 **FISCAL NOTE:** Because the State announced the availability of these funds in  
46 December 2001, the programmatic impact of the potential awards  
47 was not included in the 2002 Adopted Budget. The grants will be  
48 administered by existing BHD staff and will be used to increase CSP  
49 capacity and secure housing for consumers. Adoption of this  
50 resolution will not result in an expenditure of property tax levy.  
51  
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53 RH:KE:PR:dh  
54 .02-125 financial housing

**File No. 02-123**

**(Item No. 9)** From Clerk of Circuit Court/Director of Court Services, requesting authorization to solicit funding from private foundations that have an interest in children and families, to build a courtroom at the Children's Court Center for the sole purpose of completing termination of parental rights and adoption cases.

FEB 21 2002  
Adopted  
24-0

File No. 02-123  
(Journal, February 21, 2002)

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4 (ITEM NO. 9) From Clerk of Circuit Court/Director of Court Services, requesting  
5 authorization to solicit funding from private foundations that have an interest in children  
6 and families to build a courtroom at the Children's Court Center for the sole purpose of  
7 completing termination of parental rights and adoption cases, by recommending adoption  
8 of the following:  
9

10 **A RESOLUTION**

11  
12 WHEREAS, it is widely recognized that children who are adopted as a result of a  
13 successful Termination of Parental Rights (TPR) petition receive permanent, healthy and  
14 stable homes; and  
15

16 WHEREAS, it is the Children's Court judiciary's goal to eliminate obstacles and red-  
17 tape that hinder the expeditious disposition of Termination of Parental Rights (TPR)  
18 petitions and adoption cases; and,  
19

20 WHEREAS, in 2001, 478 Termination of Parental Rights (TPR) petitions were filed in  
21 Milwaukee County by the District Attorney's office and 296 were completed on 193  
22 sibling groups; and,  
23

24 WHEREAS, due to the lack of available court space, the average time from the filing  
25 of a TPR to the granting of an adoption was 160 days, with the longest amount of time  
26 being 833 days; and  
27

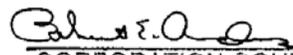
28 WHEREAS, there are currently more than 1,400 children whose permanency plans  
29 have been determined by the court to include TPR and Adoption; and  
30

31 WHEREAS, the addition of a courtroom at the Children's Court Center dedicated to  
32 TPR and adoption cases would result in the successful adoption of a minimum of 104  
33 additional children each year; and  
34

35 WHEREAS, the Clerk of Circuit Court has requested authorization to apply for  
36 funding from a private foundation or foundations with an interest in children and families  
37 in order to build a courtroom for the sole purpose of completing TPR and adoption cases;  
38 now, therefore,  
39

40 BE IT RESOLVED, that the County Board of Supervisors authorizes the Clerk of  
41 Circuit Court to apply for funding from private foundations to build a courtroom at the  
42 Children's Court Center to expedite TPR and adoption cases.  
43

**APPROVED AS TO FORM**

  
CORPORATION COUNSEL

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**The foregoing report correctly states the action taken by said committee**

The question was adoption.

**SEPARATE ACTION** was requested on Items 3, 7, and 9.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24  
**NOES:** 0 **EXCUSED:** Bailey -1.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan, White, Zielinski, and the Chairman – 23 **NOES:** 0  
**EXCUSED:** Bailey and Schmitt -2.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23 **NOES:** DeBruin- 1 **EXCUSED:** Bailey -1.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24  
**NOES:** 0 **EXCUSED:** Bailey -1.

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**By the Committee on Judiciary, Safety and General Services reporting on 2 items:**

**File No. 02-119**

**(Item No. 1)** A resolution authorizing and directing payment of \$28,442.60 minus appropriate payroll deductions to **Michelle R. Hayes** and \$3,500.00 to the Law Offices of Previant, Goldberg, Uelman, Gratz, Miller & Brueggeman, S.C. in full satisfaction all claims, including all expenses, costs, and attorney's fees and damages alleged to have been incurred by Michelle R. Hayes, and that upon payment of said monies, Michelle R. Hayes agrees to withdraw the discrimination complaints with prejudice in ERD Case No. CR200101527 and EEOC Charge No. 26GA11095.

FEB 21 2002

Adopted  
25-0

1 By the Committee on Judiciary, Safety and General Services

3 File No. 02-119

4  
5 (ITEM 1) WHEREAS, Michelle R. Hayes filed claims with the State of Wisconsin,  
6 Department of Workforce Development, Equal Rights Division and the U. S. Equal  
7 Employment Opportunity Commission, alleging that she was discriminated against on  
8 the basis of her sex while employed in the Milwaukee County Department of Public  
9 Works/Transportation, Facilities Management Division; and

10 WHEREAS, the State of Wisconsin, Department of Workforce Development,  
11 Equal Rights Division, found that there was probable cause to believe that Michelle R.  
12 Hayes was discriminated against because of her sex while employed in the Department  
13 of Public Works/Transportation, Facilities Management Division; and

14 WHEREAS, the claim has been referred to the Equal Rights Division Hearing  
15 Section for a hearing on the merits of the complaint of Michelle R. Hayes; and

16 WHEREAS, negotiations between the parties have resulted in a mutually  
17 satisfactory settlement of said claims of Michelle R. Hayes by the contemplated  
18 payment of \$28,442.60 minus appropriate payroll deductions, and \$3,500.00 in  
19 attorney's fees, and Corporation Counsel recommends such payment; and

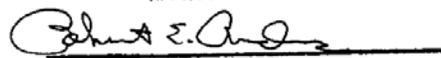
20 WHEREAS, the Committee on Judiciary, Safety and General Services at its  
21 meeting on February 7, 2002, recommended approval (Vote 6-0); now, therefore

22 BE IT RESOLVED, that Milwaukee County is hereby authorized and directed to  
23 pay Michelle R. Hayes \$28,442.60 minus appropriate payroll deductions and  
24 \$3,500.00 to the Law Offices of Previat, Goldberg, Uelmen, Gratz, Miller &  
25 Brueggeman, S.C. in full satisfaction of all claims, including all expenses, costs, and  
26 attorney's fees and damages alleged to have been incurred by Michelle R. Hayes, and  
27 that upon payment of said monies, Michelle R. Hayes agrees to withdraw the  
28 discrimination complaints with prejudice in ERD Case No. CR200101527 and EEOC  
29 Charge No. 26GA11095.

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32 **FISCAL NOTE:** Adoption of this resolution will result in a \$3,500 charge being  
33 applied to the County's 2000 deductible with the Wisconsin County  
34 Mutual Insurance Corporation. The remaining \$28,442.60 in back  
35 pay will be charged to the appropriate payroll account in the  
36 Department of Public Works Facilities Management Division.

37  
38 RA:LG:mw:2/19/02:02-119 reso

APPROVED AS TO FORM



CORPORATION COUNSEL

February 21, 2002

**File No. 02-120**

**(Item No. 2)** A resolution extending the authority of the Office of the Corporation Counsel to commence an appeal of the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and ACLU of Wisconsin, and to periodically report back to the Committee on Judiciary, Safety and General Services on the status of the appeal.

FEB 21 2002

Adopted  
25-0

1 By the Committee on Judiciary, Safety and General Services

2  
3 File No. 02-120

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5 (Item 2) WHEREAS, the Legal Aid Society and American Civil Liberties Union of  
6 Wisconsin (ACLU) brought suit in state court in behalf of the plaintiff inmate class  
7 incarcerated in the Milwaukee County Jail with regard to jail conditions, namely  
8 overcrowding and the delivery of medical services; and

9 WHEREAS, although the suit was originally contested by Milwaukee County,  
10 eventually the parties negotiated a settlement of their differences in the nature of a  
11 consent decree; and

12 WHEREAS, attorneys for the plaintiff inmate class were entitled by state statute to  
13 attorney fees, but the Milwaukee County Circuit Court, in the opinion of the Office of  
14 the Milwaukee County Corporation Counsel, awarded excessive attorney fees to  
15 counsel for the plaintiff class in the amount of \$434,270.00, exclusive of court costs,  
16 and

17 WHEREAS, the Office of the Corporation Counsel requested authority to  
18 commence an appeal of the court's order awarding fees, and the Committee on  
19 Judiciary, Safety and General Services, on February 7, 2002, approved the said request  
20 (vote 6-0); now, therefore,

21 BE IT RESOLVED, that the Office of the Corporation Counsel is hereby extended  
22 authority to commence an appeal of the Milwaukee County Circuit Court's order  
23 awarding fees to the Legal Aid Society and American Civil Liberties Union of  
24 Wisconsin; and

25 BE IT FURTHER RESOLVED, that the Office of the Milwaukee County  
26 Corporation Counsel will periodically report back to the Committee on Judiciary, Safety  
27 and General Services on the status of the appeal.

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31 **FISCAL NOTE:** Adoption of this Resolution will not require the expenditure of  
32 Milwaukee County funds, although it is recognized that  
33 Milwaukee County staff time will be required to prosecute this  
34 appeal.

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37 JS:mw:2/20/02:02-120 reso

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APPROVED AS TO FORM



CORPORATION COUNSEL

Supervisor McGuigan **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolutions. There being no objections, the rules **WERE SUSPENDED.**

The question was adoption

Thereupon, Item 1 and 2 were adopted by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman  
– 25 **NOES:** 0.

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**From the Committee on Judiciary, Safety and General Services reporting on 4 items:**

**File No.01-702**

**(Journal, December 20, 2001)**

**(Item No. 1)** Report, referred back 12/20/01, relative to authorizing the extension of the present lease agreement with Prochaska Farms for 101 acres of land for agricultural use at the rate of \$93.03 per acre for three additional years (January 1, 2002 through December 31, 2004).

**File No. 02-88**

**(Journal, February 21, 2002)**

**(Item No. 2)** From Criminal Justice Program Coordinator, House of Correction, requesting authority to apply, and if awarded, accept, funding from the Wisconsin Technical College System Board for Adult Education and Family Literacy Act grant funds in the amount of \$69,271.00, of which \$17,318 will be a required cash match by Milwaukee County.

**A RESOLUTION**

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WHEREAS, the Sheriff's Department is requesting referral to proper board committee for review and disposition authorization to apply for grant funds from the Adult Education and Family Literacy Act (AEFL), and if awarded, to accept said grant funds; and

WHEREAS, AEFL grant funds administered by the Wisconsin Technical College System Board may be awarded for up to two years: Fiscal Year 2002-03 and 2003-04; and

WHEREAS, grant applications are due February 22, 2002; and

WHEREAS, AEFL funds require a twenty-five percent (25%) cash match; and

WHEREAS, the Sheriff's Department has been a recipient of AEFL grant funds since July of 1988; and

WHEREAS, the Sheriff's Department's current cash match is \$14,566, which is included in the Sheriff's Department's 2002 approved budget; and

WHEREAS, the grant will allow the department to continue to partner with Milwaukee Area Technical College (MATC) to offer basic skills and General Education Diploma (GED) classes to the adult population in the jail; and

WHEREAS, the project entitled, "Jail Evening and Weekend College" has enrolled over 1,050 inmate students since 1988; and

WHEREAS, grant funds allow for the assignment of one full-time instructor, educational materials/software and GED testing; and

WHEREAS, the project has been very successful enrolling 162 students so far this grant year, with 49 students earning their GED; and

WHEREAS, the grant application submitted by the Sheriff's department will remain consistent with current project activity; and

36 WHEREAS, it is projected that the budget will increase by ten percent (10%),  
37 raising the total budget to \$69,271.00, which includes a \$17,318.00 cash match by  
38 Milwaukee County; and

39 WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting  
40 on February 7, 2002, recommended approval of the request (Vote 6-0); now, therefore

41 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
42 authorize the Sheriff's Department to apply to the Wisconsin Technical College System  
43 Board for Adult Education and Family Literacy Act grant funds, and to accept funds if  
44 the grant is awarded, in the amount of \$69,271, of which \$17,318 will be a required  
45 cash match by Milwaukee County.

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49 **FISCAL NOTE:** Sufficient funds are available in the Sheriff's department's 2002  
50 adopted budget to provide the match for this grant. This fiscal  
51 note was prepared by Sheriff's department staff.

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56 HOC:mw:2/11/02:02-88 reso

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**File No. 02-74**  
**(Journal, December 21, 200)**

**(Item No. 3)** From the District Attorney, requesting authorization to accept a grant of \$500 from the State Bar of Wisconsin to purchase computer software to translate letters to crime victims from English to Spanish.

**A RESOLUTION**

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WHEREAS, the district attorney's office is requesting permission to accept a \$500 grant from the State Bar of Wisconsin, under a program to improve public trust and confidence in the justice system, to translate letters to crime victims and witnesses from English to Spanish; and

WHEREAS; the Wisconsin crime victims' rights law requires the district attorney to advise crime victims of their rights and to keep them apprised of the status of the case; and

WHEREAS, the district attorney provides general materials for crime victims and witnesses in English, Spanish and Hmong, but case-specific letters are printed only in English; and

WHEREAS, acceptance of the grant will permit the district attorney to purchase computer software that will translate case-specific letters from English to Spanish, thereby improving the district attorney's services to Spanish-speaking crime victims and witnesses; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on February 7, 2002, recommended approval of the request (Vote 6-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the district attorney to accept a grant of \$500 from the State Bar of Wisconsin to purchase computer software to translate letters to crime victims from English to Spanish.

**FISCAL NOTE:** Adoption of this resolution will increase revenue in the district attorney's office by \$500.00.

**File No. 00-675  
(Journal, December, 21, 2000)**

**(Item No. 4)** From Law Offices of Thomas M. Jacobson, S.C., submitting a claim in behalf of Brandon Patterson for injuries and damages allegedly sustained when involved in a motor vehicle accident with a Milwaukee County-owned vehicle.

**The foregoing report correctly states the action taken by said committee:**

The question was adoption  
Thereupon, **the foregoing report**, excluding the aforesaid items **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 25. **NOES:** 0.

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**From the Committee on Parks, Energy, and Environment reporting on 6 items:**

**File No. 02-113**

**(Item No. 1)** From the Zoo Director, requesting authorization to apply for and accept a general operating support grant of up to \$112,500 from the Institute of Museum and Library Services.

11 **A RESOLUTION**

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13 WHEREAS, the Milwaukee County Zoo is an institution committed to the  
14 education and recreation of all visitors and conservation of animals; and

15 WHEREAS, additional revenue could be used to improve the educational,  
16 recreational and conservation programs at the Zoo; and

17 WHEREAS, the Institute of Museum and Library Services provides general  
18 operating support grants to Zoos for the above purposes; now, therefore

19 BE IT RESOLVED, that the Director of the Milwaukee County Zoo is hereby  
20 authorized and directed to apply for and accept a general operating support grant of up  
21 to \$112,500 from the Institute of Museum and Library Services; and

22 BE IT FURTHER RESOLVED, that the Director of the Department of  
23 Administration, upon approval of the said grant, is hereby authorized and directed to  
24 transfer appropriations and revenues in order to accomplish the purpose of this  
25 resolution.

**File No. 02-112**

**(Item No. 2)** From the Zoo Director, requesting approval of and authorization to execute a professional services contract with the World Bird Sanctuary for the 2002 Raptor Show at the Zoo.

8 **A RESOLUTION**

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10 WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional  
11 services agreements with a value of \$20,000 or greater be approved by the Milwaukee  
12 County Board of Supervisors; and

13 WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides  
14 for payment of professional services of the World Bird Sanctuary for a Raptor Show at  
15 the Milwaukee County Zoo in the amount of \$55,550; and

16 WHEREAS, the World Bird Sanctuary has successfully executed this service in  
17 past years; now, therefore

18 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
19 approve the Professional Services Contract with the World Bird Sanctuary for the 2002  
20 Raptor Show at the Milwaukee County Zoo; and

21 BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is  
22 hereby authorized and directed to execute, on behalf of Milwaukee County, a contract  
23 with the World Bird Sanctuary in an amount not-to-exceed \$55,550.

**File No. 02-111**

**(Item No. 3)** From the Zoo Director, requesting approval of and authorization to execute a professional services contract with Oceans of Fun, Inc. for the Marine Mammal Show and for training consultation services to the Zoo Animal Department.

**A RESOLUTION**

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WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional services agreements with a value of \$20,000 or greater be approved by the Milwaukee County Board of Supervisors; and

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WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides for payment of professional services of Oceans of Fun, Inc. for a Marine Mammal Show at the Milwaukee County Zoo in the amount of \$132,000; and

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WHEREAS, Oceans of Fun, Inc. will also sell clothing and novelty items with the Milwaukee County Zoo receiving fifteen (15%) percent of the gross sales; and

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WHEREAS, Oceans of Fun, Inc. will develop, produce, manage and conduct interactive programs for the public; now, therefore

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BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Professional Service Contract with Oceans of Fun, Inc. for the 2002 Marine Mammal Show and to provide training consultation services to the Zoo Animal Department at a rate of \$60.00 per hour, in an amount not-to-exceed \$25,000; and

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BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is hereby authorized and directed to execute, on behalf of Milwaukee County, a contract with Oceans of Fun, Inc., in an amount not-to-exceed \$132,000 for the Marine Mammal Show, and for training consultation services to the Zoo Animal Department at a rate of \$60.00 per hour, in an amount not-to-exceed \$25,000.

**File No. 02-114**

**(Item No. 4)** From the Director, UW-Extension, requesting authorization to seek and receive funding from the Kauffman Foundation and Local Foundations (Bader or Johnson Controls) and Federal Foundations and Agencies for support of the Milwaukee Middle School Workforce Initiative and Energy Education (Environmental Protection Agency).

**A RESOLUTION**

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12 WHEREAS, the Milwaukee County University of Wisconsin-Extension (UW-  
13 Extension) provides workforce youth development educational programs for Milwaukee  
14 County; and

15 WHEREAS, the staff of UW-Extension is called upon throughout the year to  
16 provide workforce development, environmental, science and cultural diversity  
17 education through innovative activities and programs; and

18 WHEREAS, Kauffman, Bader or like foundations, provide funding for workforce  
19 development youth education and the Environmental Protection Agency; now,  
20 therefore

21 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
22 authorize and direct UW-Extension staff to seek and receive up to \$40,081 funding  
23 from Kauffman, Bader and the Environmental Protection Agency, or like foundations,  
24 for the development and implementation of middle school youth, workforce  
25 development, math and science programs and environmental education for County  
26 fiscal year 2002.

**File No. 02-52**

**(Item No. 5)** From Public Art Program Administrator, Milwaukee County Public Art Committee, submitting the 2001 report of the activities for the Milwaukee County Public Art Program. **Also to the Committee on Transportation, Public Works, and Transit.**

**File No. 01-467**

**(Item No. 6)** From President and Managing Member, Irgens Development Partners, LLC., requesting that Milwaukee County grant a thirty-foot easement along its western property line starting at Wisconsin Avenue and continuing south approximately 200 feet. The easement would prevent the development of a building on the O'Donnell site within the proposed easement area.

The question was adoption

**SEPARATE ACTION** was requested on **Item 6.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 25. **NOES:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Mayo, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 23. **NOES:** Lutzka, McGuigan, 2.

**From the Committee on Transportation, Public Works, and Transit reporting on 11 items:  
File No. 02-98**

**(Item 1)** From Director of Public Works, requesting authorization to sign a Blanket Purchase Order Release for Buses and Spare Parts. **(Also to Committee on Finance and Audit)**

14 **A RESOLUTION**

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16 WHEREAS, the Milwaukee County Transit System (MCTS) owns 538 buses, which  
17 were purchased between 1985 and 2001; and

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19 WHEREAS, the Federal Transit Administration (FTA) requires a minimum bus service  
20 life of 12 years and reimburses Milwaukee County 83% of the replacement cost of a bus  
21 over 12 years old; and

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23 WHEREAS, the MCTS is in the process of replacing 141 of its oldest buses; and

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25 WHEREAS, in support of this project, the Department of Public Works is securing  
26 FTA grants, which will provide 83% funding for these buses; and

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28 WHEREAS, the Procurement Division, in accordance with Chapter 32 of County  
29 Ordinances and FTA procurement regulations, entered into a price agreement with New  
30 Flyer of America, Inc. for the purchase of 141 replacement buses, extending from April  
31 2000 through December 2003; and

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33 WHEREAS, the first 30 replacement buses of the procurement were delivered in  
34 2001 and the next 60 buses are scheduled for delivery in 2002; and

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36 WHEREAS, a purchase order for the final 51 replacement buses of the 141 bus  
37 procurement is necessary now to allow for bus delivery in 2003 due to the lengthy bus  
38 production time; and

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40 WHEREAS, the Transportation, Public Works and Transit Committee at its meeting  
41 on February 6, 2002, recommended approval (vote 7-0) of the request to authorize the  
42 Director of Public Works to sign a Blanket Purchase Order Release; and

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44 WHEREAS, the Finance and Audit Committee, at its meeting on February 14, 2002,  
45 recommended concurrence (vote 6-0) with the TPWT Committee action; now, therefore

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47 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
48 Director of Public Works to sign a Blanket Purchase Order Release in April 2002 for 51  
49 buses (40 foot) and two lots of spare parts for delivery in the Spring of 2003 with the 17%  
50 Milwaukee County local share to be provided in the 2003 capital improvement budget.

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**File No. 02-122**

**(Item No. 2)** From Director of Public Works, submitting the 2002 DPW Staffing Plan for Capital Improvement Projects. **(Also to Committee on Finance and Audit)**

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**A RESOLUTION**

WHEREAS, Milwaukee County General Ordinances Chapter 56.30 (4)(a)(a) requires that the Department of Public Works provide a final list of staff and consultant assignments for capital projects in February each year to the Committees on Finance and Audit and Transportation, Public Works and Transit; and

WHEREAS, the Department of Public Works has reviewed the 2002 Capital Improvements Budget and established a staffing and consultant use plan for the projects as well as selected major maintenance projects which are under the authority of the Department of Public Works; and

WHEREAS, the Committee on Transportation, Public Works and Transit at its meeting on February 6, 2002, recommended approval of the staffing plan by a vote of 7-0; and

WHEREAS, the Committee on Finance and Audit at its meeting on February 14, 2002, recommended approval of the staffing plan by a vote of 6-0; now, therefore,

**BE IT RESOLVED**, that the Milwaukee County Board of Supervisors does hereby approve the staffing and consultant use plan for 2002 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.

**File No. 02-62**

**(Item No. 3)** Report, referred back, recommending adoption of a resolution providing that the County Board of Supervisors joins the County Executive in his support, in principle, of the Marquette Interchange Build Alternative, Options A, B and F with provisions for maintaining continuous and sufficient Courthouse access, maintaining continuous and sufficient employee and juror parking during construction, replacement of any lost parking facilities after completion of project and reserving the right to provide detail input on these Build Alternative Options and items during the preliminary engineering phase; and further endorses in principle Option E of the Build Alternative, which would create a Half-Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the North.

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**A RESOLUTION**

WHEREAS, the Marquette Interchange, the cornerstone of the Southeastern Wisconsin Freeway System, which links about one-third of the State's freeway traffic to the rest of the country was designed in the 1950's with standards that now 50 years later are obsolete, contributing to high crash rates; and

WHEREAS, the Marquette Interchange has deteriorated from higher than design traffic and truck volumes, winter highway salt use, studded snow tires and age, to the point that the concrete box girder and voided slab bridges are structurally deficient, difficult and expensive to rehabilitate and beyond cost effective maintenance; and

WHEREAS, the Wisconsin Department of Transportation undertook a 24-month study on how to reconstruct the Marquette Interchange, considering numerous alternatives based on engineering, traffic and safety analyses and public input, and eliminated all but two from further consideration; and

WHEREAS, because reconstruction of the Marquette Interchange will greatly effect the quality of life and commerce in the Milwaukee area, an extensive public outreach effort was undertaken which included three open house meetings, newsletters, fliers, a website and 180 meetings with business organizations, service clubs, community groups, minority groups, schools and property owners, as well as extensive media coverage; and

WHEREAS, the Wisconsin Department of Transportation is hearing the end of the study on how to reconstruct the Marquette Interchange. The final opportunity for public input on the decision on the environmental aspects of the alternative and related options that are selected for reconstruction occurred during the public comment period November 1-30, 2001, and the public hearing on November 15, 2001, at the Milwaukee County Transit Center's Harbor Lights Room, but the Wisconsin Department of Transportation is anticipating Milwaukee County input as soon as it is available; and

WHEREAS, early compilation of public hearing testimony indicates almost unanimous support for the Build Alternative, with support for the various design options coming from diverse community and business groups. Further, the Metropolitan Milwaukee Association of Commerce (MMAC), BID-21 and the Greater Milwaukee Committee are concurrently preparing resolutions of support for the Build Alternative and various design options; and

46 WHEREAS, the purpose of the study is to address the Marquette Interchange's  
47 deteriorated structures, high crash rate and operational performance deficiencies; and

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49 WHEREAS, the two alternatives under consideration include a No-Build Alternative  
50 (replace in current configuration) and a Build Alternative that assumes that Aldrich  
51 Chemical will be relocated, along with five design options related to the location of  
52 entrance and exit ramps; and

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54 WHEREAS, Build Alternative Option A provides a 13<sup>th</sup> Street exit that maintains  
55 access to Marquette University and the Potawatomi Casino as well as providing the  
56 Milwaukee County Transit System with an important exit; Build Alternative Option B  
57 maintains I-794 access to Plankinton Avenue for motorists coming from the north and south  
58 while causing only one business relocation and reducing the impact on adjacent buildings  
59 compared to Built Alternative Option C.; Build Alternative Option E creates I-43 freeway  
60 access at Walnut Street by providing a half interchange with access to and from the north,  
61 beneficial to inner-city residents, northern suburban residents and the Milwaukee County  
62 Transit System, which has its Fleet Maintenance Center at West Fond du Lac Avenue and  
63 West Walnut Street; Build Alternative Option F realigns the North 11<sup>th</sup> Street Collector  
64 Road at Wisconsin Avenue to improve pedestrian safety among Marquette University  
65 buildings; and

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67 WHEREAS, the Milwaukee County Executive, after careful review and study of the  
68 Alternatives and Options supports, in principle, the Build Alternative with Options A, B  
69 and F; and

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71 WHEREAS, the Committee on Transportation, Public Works and Transit, at its  
72 meeting on January 9, 2002, recommended also endorsing Option E, to create a Half-  
73 Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the  
74 North; now, therefore,

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76 BE IT RESOLVED, that the County Board of Supervisors joins the County Executive  
77 in his support, in principle, of the Build Alternative, Options A, B and F with provisions for  
78 maintaining continuous and sufficient Courthouse access, maintaining continuous and  
79 sufficient employee and juror parking during construction, replacement of any lost parking  
80 facilities after completion of project and maintaining sufficient and continuous access to the  
81 downtown business district and reserving the right to provide detail input on these Build  
82 Alternative Options and items during the preliminary engineering phase; and

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84 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
85 further endorses in principle Option E of the Build Alternative, which would create a Half-  
86 Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the  
87 North.

**File No. 01-713**

**(Item No. 4)** An ordinance by Supervisors McGuigan, DeBruin, Coggs-Jones and others, to amend Chapter 4.05 (4) of the General Ordinances of Milwaukee County relating to in-county shuttle service at General Mitchell International Airport.

**File No. 02-97**

**(Item No. 5)** From Director of Public Works, recommending adoption of an ordinance to require the rental car companies to assess a Customer Facilit Charge (CFC), which will recover the capital costs of the new Rental Car Center (RCC).

**File 02-94**

**(Item No. 6)** From Director of Public Works, requesting authorization to terminate Airport Agreement No. OL-1193 between Milwaukee County and Air Cargo Carriers, Inc.

**A RESOLUTION**

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10 WHEREAS, on June 19, 1997 Milwaukee County entered into Airport Agreement  
11 No. OL-1193 with Air Cargo Carriers, Inc. for the lease of land and a portion of a County-  
12 owned building at GMIA; and

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14 WHEREAS, the term of the Agreement was for a period of approximately eight (8)  
15 years commencing on October 15, 1997 and ending on October 31, 2003; and

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17 WHEREAS, throughout the term of its agreement with Milwaukee County Air Cargo  
18 Carriers, Inc. has established a pattern of noncompliance; and

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20 WHEREAS, as of December 31, 2001, Air Cargo Carriers, Inc. owed a total of  
21 \$32,526 in delinquent rents and fees; and

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23 WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting  
24 on February 6, 2002, concurred with Airport staff's recommendation that the County Board  
25 authorize Airport staff and Corporation Counsel to pursue appropriate legal action to  
26 terminate Airport Agreement No. OL-1193, take possession of the premises, and seek  
27 damages and injunctive relief for the Lessee's various breaches of the lease; now, therefore,

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29 BE IT RESOLVED, that the Director of Public Works and the County Clerk are  
30 hereby authorized to amend Airport Agreement No. OL-1193 between Milwaukee County  
31 and Air Cargo Carriers, Inc. to include the following:

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33 1. Establishment of a payment plan for all outstanding amounts owed by Air Cargo  
34 Carriers;

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36 2. A requirement to vacate the leased premises within 12 months;

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38 3. Termination of Air Cargo Carriers' tenancy on January 1, 2003;

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40 4. Immediate termination and eviction of Air Cargo Carriers' lease and tenancy if Air  
41 Cargo Carriers should fail to make any of the payments required by the above-  
42 described payment plan; and

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44 BE IT FURTHER RESOLVED, that if Air Cargo Carriers fails to make any of the  
45 payments required by the Agreement, Airport staff and Corporation Counsel are hereby  
46 authorized to pursue appropriate legal action to terminate Airport Agreement No. OL-  
47 1193, take possession of the premises, and seek damages and injunctive relief for the  
48 Lessee's various breaches of the lease.

**File No. 02-53**

**(Item No. 7)** From Director of Public Works, requesting approval of assignment of Airport Agreement No. OL-1162 from Shell Oil Company to Equilon Enterprises LLC at General Mitchell International Airport.

**A RESOLUTION**

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WHEREAS, Milwaukee County has entered into Airport Agreement No. OL-1162 with Shell Oil Company for the lease of land and a pipeline easement to be used in the transportation and dispensing of jet fuel at GMIA; and

WHEREAS, the agreement was for an initial term of ten (10) years with Shell having the right to renew the agreement for two (2) successive terms of five (5) year; and

WHEREAS, on June 21, 2001 (File No. 01-376) the County Board authorized Airport staff and the Office of the Corporation Counsel to negotiate a settlement with Shell and Shell's predecessor, UNOCAL, to remediate environmental damage to the land area under lease; and

WHEREAS, during the negotiating process Airport staff learned that Shell Oil Company had assigned Airport Agreement No. OL-1162 to Equilon Enterprises LLC on January 15, 1998, but had inadvertently neglected to request or obtain County approval as required by the agreement; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on February 6, 2002, concurred with the Airport staff and Corporation Counsel's recommendation that Milwaukee County consent to the assignment of Airport Agreement No. HP-1162 from Shell Oil Company to Equilon Enterprises LLC, effective as of January 15, 1998; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute an appropriate document for the consent of Milwaukee County to the assignment of Airport Agreement No. HP-1162 from Shell Oil Company to Equilon Enterprises LLC, effective January 15, 1998.

**File No. 02-92**

**(Item No. 8)** From Director of Public Works, recommending that Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. be amended to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

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**A RESOLUTION**

WHEREAS, on April 1, 2001 Milwaukee County entered into Airport Agreement No. HP-1302 with Astral Aviation, Inc. for the lease of land at GMIA on which to construct an aircraft maintenance facility; and

WHEREAS, a preliminary site plan was used to document the area to be leased in Airport Agreement No. HP-1302; and

WHEREAS, it is necessary to now include the final documentation of the area leased through an amendment to Airport Agreement No. HP-1302; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, concurred with Airport staff's recommendation to include the correct documentation of the land area under lease; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to amend Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

**File No. 02-93**

**(Item No. 9)** From Director of Public Works, recommending that Airport Agreement No. CN-1039 between Milwaukee County and The Paradies Shops, Inc. be amended to continue the month-to-month rental of 146 square feet of storage space in the GMIA ticketing building as of May 1, 2002.

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**A RESOLUTION**

WHEREAS, on April 1, 2001 Milwaukee County entered into Airport Agreement No. HP-1302 with Astral Aviation, Inc. for the lease of land at GMIA on which to construct an aircraft maintenance facility; and

WHEREAS, a preliminary site plan was used to document the area to be leased in Airport Agreement No. HP-1302; and

WHEREAS, it is necessary to now include the final documentation of the area leased through an amendment to Airport Agreement No. HP-1302; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, concurred with Airport staff's recommendation to include the correct documentation of the land area under lease; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to amend Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

**File No.02-96**

**(Item No. 10)** From Director of Public Works, recommending that Milwaukee County enter into an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA, under standard terms and conditions for land leases.

**A RESOLUTION**

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WHEREAS, under the vacant land acquisition program, Milwaukee County/GMIA purchased a parcel of land in the 1900 block of Rawson Avenue in order to prevent the land from being developed into a non-compatible land use; and

WHEREAS, the parcel is zoned RS-4 Residential and is unlikely to be used for commercial or industrial use because of its adjacency to houses; and

WHEREAS, the City of Oak Creek is requesting to lease approximately 10.43 acres of County-owned Airport land located about the 1900 Block of Rawson Avenue in the Chapel Hills neighborhood for use as a park; and

WHEREAS, the Oak Creek City Council and the neighborhood residents have approved the park development; and

WHEREAS, the County-owned parcel is currently zoned residential and will require the County to petition the City of Oak Creek for a zoning change; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, by a vote of 7-0, recommended that Airport staff be authorized to negotiate an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA for a municipal park and submit the final lease agreement to the County Board for approval; now, therefore,

BE IT RESOLVED, that the Director of Public Works is hereby authorized to negotiate an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA for a municipal park under standard terms and conditions for land leases, and to include the following:

1. The term of the agreement will be for a period of twenty-five (25) years, commencing March 1, 2002 and ending February 28, 2027.
2. The rental rate for the approximately 10.43 acres of land will be at the rate of \$1.00 per year.
3. The City of Oak Creek will pay the \$625.00 rezoning fees assessed by the City of Oak Creek.
4. The City of Oak Creek will provide for the development, maintenance, management, and supervision of the park; and

BE IT FURTHER RESOLVED, that the final lease agreement shall be brought back to the County Board for approval.

**File No. 02-91**

**(Item No. 11)** Resolution by Supervisors Lutzka and Ryan, authorizing the Airport Director to issue a Request for Proposals for professional consulting services to conduct a study to determine if the new Astral Aviation and Air Wisconsin maintenance hangars at GMIA are contributing to increased noise levels for residents living north of the Airport.

**A RESOLUTION**

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5 Authorizing the Airport Director to issue a Request for Proposals for  
6 professional consulting services to conduct a study to determine if the new  
7 Astral Aviation and Air Wisconsin maintenance hangars at GMIA are  
8 contributing to increased noise levels for residents living north of the Airport  
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10 WHEREAS, at its meeting on February 15, 2001, the County Board of  
11 Supervisors adopted File No. 01-117 authorizing a land lease with Astral Aviation  
12 Inc. (Skyway Airlines) for 220,000 square feet of land on the northwest corner of  
13 General Mitchell International Airport; and  
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15 WHEREAS, the site was used by Astral to construct a new aircraft hangar, two  
16 story office structure for maintenance administration, aircraft parts storage and repair  
17 shops as well as parking for 125 cars to replace its existing maintenance hangar  
18 located at GMIA on a nearby site on Howell Avenue; and  
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20 WHEREAS, on July 19, 2001, the County Board adopted File No. 01-481  
21 authorizing a land lease with Air Wisconsin for construction of an aircraft  
22 maintenance facility at GMIA; and  
23

24 WHEREAS, since completion of the Astral Aviation hangar, residents living  
25 north of this new maintenance facility have complained of an increased level of  
26 aircraft ground noise as well as an increased amount of aircraft takeoff noise which  
27 they believe is being caused by noise bouncing off the new hangar; and  
28

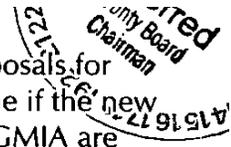
29 WHEREAS, the residents have brought their concerns to the Airport Noise  
30 Advisory Committee; and  
31

32 WHEREAS, in an effort to determine if the new hangar facilities have led to  
33 an increase in noise north of the airport, a study should be done to determine if the  
34 new facilities are in fact contributing to increased noise levels for residents living  
35 north of the Airport; now, therefore  
36

37 BE IT RESOLVED, that the County Board of Supervisors does hereby  
38 authorize the Airport Director to issue a Request for Proposals for professional  
39 consulting services to conduct a study to determine if the new Astral Aviation and  
40 Air Wisconsin maintenance hangars at GMIA are contributing to increased noise  
41 levels for residents living north of the Airport.

The question was 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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-25. **NOES:** 0.

Supervisor Launstein submitted the following Amendment to Item 3, File No. 02-62:

**DATE:** February 21, 2002

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**AMENDMENT NO. 1**

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**TO: File No. 02-62, Item 3**

8

**COMMITTEE: Transportation, Public Works and Transit**

ind

**OFFERED BY SUPERVISOR: Launstein**

R

On Line 88, add the following **BE IT FURTHER RESOLVED** clauses:

17

“**BE IT FURTHER RESOLVED**, that Milwaukee County’s support for the Build Alternative is given with the understanding that funding for Milwaukee County highway projects will not be jeopardized by the funding needs of the Marquette Interchange Reconstruction project; and

“**BE IT FURTHER RESOLVED**, that Milwaukee County does not support any tax increases to pay for the Marquette Interchange Reconstruction project unless the increases are approved in a voter referendum.”

**DIVISION OF THE QUESTIONS** was requested on the Amendment. **SEPARATE ACTION** was requested on each of the **BE IT FURTHER RESOLVED** clauses.

Thereupon, the 1<sup>st</sup> **BE IT FURTHER RESOLVED CLAUSE** of the Amendment **WAS ADOPTED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Ryan, Schmitt, Zielinski, and the Chairman – 17. **NOES:** Aldrich, DeBruin, Jasenski, Krug, Podell, Quindel, Weishan, and White – 8.

Thereupon, the 2<sup>nd</sup> **BE IT FURTHER RESOLVED CLAUSE** of the Amendment **FAILED OF ADOPTED** by the following vote:

**AYES:** Bailey, Borkowski, Coggs-Jones, DeBruin, Johnson, Launstein, McGuigan, and Zielinski-8. **NOES:** Aldrich, Arciszewski, Davis, Diliberti, Holloway, Jasenski, Krug, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman -17.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-25. **NOES:** 0.

Supervisor Bailey submitted the following Amendment No. 1 to Item 4, File No. 01-713:

In Section 2 of the ordinance, change on November 1, 2002 to read *upon passage and publication*.

Thereupon, the foregoing Amendment No. 1 **FAILED OF ADOPTION** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Diliberti, Jasenski, McGuigan, Weishan and the Chairman – 8. **NOES:** Aldrich, Coggs-Jones, Davis, DeBruin, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White and Zielinski – 17.

Supervisor McGuigan submitted Amendment No. 2 to Item 4, File No. 01=713:

Delete the last sentence of Section 4.05 (4) beginning with the word “Residential” and insert the following:

Residential pick-ups and deliveries are permitted unless prohibited by municipal ordinance.

Thereupon the foregoing Amendment No. 2 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Jasenski, Johnson, Krug, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman-19. **NOES:** DeBruin, Holloway, Launstein, Lutzka, Nyklewicz and Zielinski – 6.

Thereupon, Item 4, as amended **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman-19. **NOES:** Launstein, Lutzka, Mayo, Nyklewicz and Zielinski- 5. **EXCUSED:** Bailey-1.

**By the Committee on Economic and Community Development reporting on 7 items:**

**File No. 02-100**

**(Item No. 1)** From Director, Department of Administration, requesting that Northcott Neighborhood House, Inc. be permitted to use its 2002 Community Development Block Grant of \$20,000 that was originally intended to pay a portion of the cost to install a new standard regulation gymnasium floor to instead install an air-conditioning system for the gym.

11

**A RESOLUTION**

12 WHEREAS, Northcott Neighborhood House, Inc. was approved for \$20,000.00 of  
13 program year 2002 Community Development Block Grant (CDBG) funding for the  
14 installation of a standard regulation gymnasium floor at its facility located at 2460 North  
15 Sixth Street, Milwaukee, Wisconsin; and

16 WHEREAS, Northcott Neighborhood House, Inc. has determined that air-  
17 conditioning is required to prevent damage to the new wooden gym floor; and

18 WHEREAS, Northcott Neighborhood House, Inc. has requested permission to use  
19 the \$20,000.00 grant to install an air-conditioning system for the gym located at 2460  
20 North Sixth Street, Milwaukee, Wisconsin; and

21 WHEREAS, the Committee on Economic and Community Development, at its  
22 meeting of February 11, 2002, recommended approval of the requested change in scope;  
23 now, therefore,

24 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
25 approve the use of \$20,000.00 in 2002 Community Development Block Grant funds for  
26 Northcott Neighborhood House, Inc. to install an air-conditioning system for its  
27 gymnasium located at 2460 North Sixth Street, Milwaukee, Wisconsin.

**File No. 02-101**

**(Item No. 2)** From Director, Department of Administration, requesting approval to transfer title of the property owned by Doris Garner, located at 5308 West Rawson Avenue, on which there is a Home Repair lien, to her children, subject to reservation of a life estate.

7

**A RESOLUTION**

8 WHEREAS, Doris Garner received a Home Repair loan for her property at 5308  
9 West Rawson Avenue, Franklin, which is secured by a County lien; and

10 WHEREAS, Ms. Garner has met the terms of her Promissory Note and is current  
11 with her loan payments; and

12 WHEREAS, Ms. Garner has requested that the County approve transfer of title to this  
13 property to her children while she retains a life estate; and

14 WHEREAS, the conveyance would be subordinate to the County's rights, allowing  
15 the County to take action in the event of default; now, therefore,

16 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
17 authorized and directed to approve transfer of title for the property at 5308 West Rawson  
18 Avenue, owned by Doris Garner, to her children, subject to reservation of a life estate for  
19 her.

**File No. 02-102**

**(Item No. 3)** From Director, Department of Administration, requesting authorization to enter into a development agreement with the Southeast Affordable Housing Corporation (SAHC) for acquisition and rehabilitation of an affordable housing development at 2702 5<sup>th</sup> Avenue in South Milwaukee, under which the County will provide a \$400,000, 0% interest loan, with payment deferred for 10 years, and commencing then with an annual payment of at least 5% of the loan amount.

9

**A RESOLUTION**

10 WHEREAS, Milwaukee County, as a participant in the federal HOME Investments  
11 Partnership Program, is required to set aside 15% of its annual entitlement for use by  
12 Community Housing Development Corporations (CHDOs) to develop affordable housing  
13 outside of the City of Milwaukee (which receives its own HOME funds); and

14 WHEREAS, the Southeast Affordable Housing Corporation (SAHC), designated the  
15 County's CHDO after an RFP process, has successfully completed four projects; and

16 WHEREAS, SAHC has proposed an estimated \$700,000 project to acquire and  
17 moderately rehabilitate a 12-unit apartment project located at 2702 5th Avenue in South  
18 Milwaukee, and to hold and provide these units as affordable housing with six units  
19 intended for the physically disabled; and

20 WHEREAS, SAHC has requested that the County provide a \$400,000, 0% interest  
21 loan of HOME funds, with payment deferred for 10 years, for the project; and

22 WHEREAS, SAHC is seeking other private financing resources for the balance of the  
23 project; and

24 WHEREAS, the County can allocate the HOME resources below to this project:

25

26 1. Program year 2001 CHDO allocation \$ 177,000

27

28 2. Program year 2002 CHDO allocation, estimated 177,000

29

30 (The County has received preliminary notice  
31 of the 2002 grant amount. Until a Grant  
32 Award is received from HUD, this amount may  
33 change slightly.)

33

|    |   |                   |
|----|---|-------------------|
| 34 | 3. Repayments to HOME trust account     | 46,000            |
| 35 | (Primarily made up of Home Repair loan  |                   |
| 36 | repayments, this amount would change to |                   |
| 37 | match changes in the Grant Award.)      |                   |
| 38 |   |                   |
| 39 |   | <u>\$ 400,000</u> |
| 40 |   |                   |

41 now, therefore,

42 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
43 authorized and directed to enter into a development agreement with the Southeast  
44 Affordable Housing Corporation for the project at 2702 5th Avenue, South Milwaukee,  
45 under which the County will provide a loan of HOME resources not to exceed \$400,000,  
46 at 0% interest, with payment deferred for 10 years; and

47 BE IT FURTHER RESOLVED, that the Director of Administration, or his designee,  
48 enter into this agreement only upon SAHC demonstrating or providing:

- 49
- 50 - A sufficiency of financing to complete the project.
  - 51 - A mortgage and promissory note in an amount equal to that borrowed.
  - 52 - An appraisal demonstrating a value at least equal to the purchase price.
  - 53 - Evidence of title clear of defects.
  - 54 - Evidence of property insurance citing the County as a named insured, in an amount
  - 55 adequate to protect the funds loaned.
  - 56 - Any necessary approvals from the City of South Milwaukee.

**File No. 02-103**

**(Item No. 4)** From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$58, 630 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the U.S. Department of Housing and Urban Development (HUD) Regional Opportunity Counseling (ROC) grant.

8

**A RESOLUTION**

9 WHEREAS, the Wisconsin Department of Administration, Division of Housing and  
10 Intergovernmental Relations, invited organizations and local governments to apply by  
11 February 19, 2002, for housing assistance grants through the Housing Cost Reduction  
12 Initiative (HCRI) Program; and

13 WHEREAS, funds from the HCRI Program can be utilized to supplement funding  
14 received by the County from the U. S. Department of Housing and Urban Development  
15 (HUD) for a Section 8 Regional Opportunity Counseling program; and

16 WHEREAS, the HCRI funds can be used to offset the impact of financial  
17 disincentives to lower income renters that prevent them from taking advantage of the wide  
18 variety of housing opportunities which the Section 8 Rent Assistance makes possible; and

19 WHEREAS, HCRI funds can be used to assist approximately 50 families with  
20 security deposits, first and last month's advance rent, utility hookups, and utility bill  
21 arrearages, all identified as impediments to tenant mobility; and

22 WHEREAS, these HCRI funds will be made available as no-interest loans with  
23 variable terms so that the funds will be able to be used again for additional families; and

24 WHEREAS, the Committee on Economic and Community Development, at its  
25 meeting on February 11, 2002, approved the submission and acceptance of this HCRI  
26 grant; now, therefore,

27 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
28 authorize and direct the Director of the Department of Administration, or his designee, to  
29 prepare and submit to the State Department of Administration an application for \$58,630  
30 in Housing Cost Reduction Initiative funds to provide for assistance to Rent Assistance  
31 families in the form of no-interest loans which will eliminate such financial disincentives to  
32 housing opportunities presented to these families as security deposits, first and last month's  
33 rent in advance, utility hookup fees, and utility bill arrearages; and

34 BE IT FURTHER RESOLVED, that the Director of the Department of Administration,  
35 or his designee, is hereby authorized and directed to execute any and all documents  
36 required to accept and implement any such HCRI grant approved by the State for the  
37 County; and

38 BE IT FURTHER RESOLVED, that the Director of the Department of Administration  
39 is hereby authorized and directed to process a fund transfer establishing the expenditure  
40 appropriation and offsetting revenue appropriation in the amount of any HCRI funding  
41 granted the County by the State resulting from the application cited in this resolution.

**File No. 02-104**

**(Item No. 5)** From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$100,000 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the County's First-Time Homebuyer's Program.

6

**A RESOLUTION**

7 WHEREAS, the Wisconsin Department of Administration, Division of Housing and  
8 Intergovernmental Relations invited organizations and local governments to apply by  
9 February 19, 2002, for housing assistance grants through the Housing Cost Reduction  
10 Initiative (HCRI) Program; and

11 WHEREAS, funds from the HCRI Program can be utilized to supplement HOME  
12 funding received by the County from the U. S. Department of Housing and Urban  
13 Development (HUD) for a First-Time Homebuyer's program; and

14 WHEREAS, the HCRI funds can be used to make additional forgivable loans of up to  
15 a maximum of \$5,000 for downpayment and closing cost assistance to lower income first-  
16 time homebuyer's; and

17 WHEREAS, HCRI funds can be used to assist approximately 16 families with this  
18 loan assistance; and

19 WHEREAS, these HCRI funds will be made available as loans that are forgivable if  
20 the buyers remain owners in residence for 5 years; and

21 WHEREAS, the Committee on Economic and Community Development, at its  
22 meeting on February 11, 2002, approved the submission and acceptance of this HCRI grant  
23 now, therefore,

24 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
25 authorize and direct the Director of the Department of Administration, or designee, to  
26 prepare and submit to the State Department of Administration an application for \$100,000  
27 in Housing Cost Reduction Initiative funds to provide forgivable loans for downpayment  
28 and closing cost assistance up to a maximum of \$5,000 to lower income, first-time  
29 homebuyer's; and

30 BE IT FURTHER RESOLVED, the Director of the Department of Administration, or  
31 designee, is hereby authorized and directed to execute any and all documents required to  
32 accept and implement any grant approved by the State for the County; and

33 BE IT FURTHER RESOLVED, that the Director of Administration is hereby  
34 authorized and directed to approve a fund transfer establishing the expenditure  
35 appropriation and offsetting revenue appropriation in the amount of any funding granted  
36 the County by the State.

**File No. 02-105**

**(Item No. 6)** From Product Service and Manufacturing Corporation, requesting a grant from the Brownfields Redevelopment Capital Account to be used for costs associated with remediation and rehabilitation of the former Lawran Foundry presently located at 4700 West Electric Avenue in the Village of West Milwaukee.

**A RESOLUTION**

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WHEREAS, previous adopted capital budgets have included appropriations for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from Product Service and Manufacturing Corporation ("Product Service") for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of the former Lawran Foundry property located at 4700 West Electric Avenue in the Village of West Milwaukee; and

WHEREAS, Product Service is a high quality job shop which performs machining, assembly and fabrication of electrical panels and metals; and

WHEREAS, Product Service has been in business for more than seventeen years, currently employs approximately 50 people, and is interested in expanding its operation and adding workers but is unable to do so at its current location on West Burnham Avenue in West Milwaukee; and

WHEREAS, Product Service has purchased the former Lawran Foundry Property, a site of approximately 1.3 acres located at 4700 West Electric Avenue in the Village of West Milwaukee; and

WHEREAS, the Lawran Property has been vacant for several years, suffers from a variety of environmental problems and has accumulated a tax delinquency in excess of \$100,000; and

WHEREAS, in September 2001, the County Board of Supervisors adopted a resolution (File No. 01-579) approving a County brownfield grant of up to \$10,000 to provide one-third of the funding needed to perform additional Phase II environmental testing on the Lawran property, with the balance of funds provided by Product Service and the Village of West Milwaukee; and

44 WHEREAS, based upon the results of the Phase II environmental analysis, a  
45 remediation strategy for the site has been proposed which includes excavation and  
46 landfilling, removal and proper disposal of residual foundry sand, drums and other  
47 potentially hazardous materials that remain on the site and proper disposal of a small  
48 quantity of asbestos-containing materials; and  
49

50 WHEREAS, Product Service has proposed a redevelopment plan for the site which,  
51 in addition to environmental clean-up, includes rehabilitation and expansion of an existing  
52 43,000 square foot building; and  
53

54 WHEREAS, the estimated project budget totals \$1.2 million, and taxable value of  
55 the land and improvements upon project completion is estimated to be \$750,000; and  
56

57 WHEREAS, the company has made application to the Wisconsin Department of  
58 Commerce seeking a brownfield grant in the amount of \$500,000, and has also obtained a  
59 commitment from the Village of West Milwaukee for project funding in the amount of  
60 \$35,000; and  
61

62 WHEREAS, in its application to the State of Wisconsin, Product Service has  
63 committed to the creation of 25 new jobs within the next five years; and  
64

65 WHEREAS, the; Committee on Economic and Community Development, at its  
66 meeting on February 11, 2002, approved the request for grant funding on a vote of 6-0;  
67 now, therefore,  
68

69 BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby  
70 authorizes the Economic Development Division to enter into a grant agreement with  
71 Product Service and Manufacturing Corporation in the amount of \$60,000 to be used for  
72 remediation and redevelopment of the property located at 4700 West Electric Avenue in  
73 the Village of West Milwaukee - said grant agreement to contain those contingencies  
74 necessary to ensure redevelopment of the property as proposed; and  
75

76 BE IT FURTHER RESOLVED, that execution of said grant agreement shall be  
77 contingent upon payment of the outstanding tax delinquency for the property located at  
78 4700 West Electric Avenue.

**File No. 02-14(a)(a)**

**(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.

**A RESOLUTION**

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WHEREAS, the Real Estate Section of the Economic Development Division received an offer to purchase on County-owned Tax Deed land located at 1300 North 67<sup>th</sup> Street in the City of Wauwatosa; and

WHEREAS, the subject parcel of land, valued at \$38,000.00, measures 130 feet by 180 feet; and

WHEREAS, the subject parcel comprises three substandard platted lots with the stub end of North 67<sup>th</sup> Street terminating at one of the lots; and

WHEREAS, the subject parcel may be developed as one parcel or, with the extension of North 67<sup>th</sup> Street, divided into two lots; and

WHEREAS, the offer, in the amount of \$40,250.00, is from Urbanscape, LLC and is a cash offer with no contingencies; and

WHEREAS, Urbanscape has had discussions with the City of Wauwatosa regarding the development of the subject parcel for residential purposes; and

WHEREAS, the Committee on Economic and Community Development at its meeting on February 11, 2002, recommended acceptance of the above-described offer from Urbanscape, LCC in the amount of \$ 40,250.00; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 1300 North 67<sup>th</sup> Street to Urbanscape, LCC and/or assigns for the consideration of \$ 40,250.00 and pursuant to the terms and conditions of their offer to purchase.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-24. **NOES:** Bailey – 1.

**TRANSIT SYSTEM CLAIMS**

- 02-4 From Law Office of Peter M. Donohue, submitting a Claim on January 24, 2002 in behalf of David Badillo for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.
- 02-4 From Mallery & Zimmerman, S.C., submitting a Claim on February 4, 2002 in behalf of church of Mutual Insurance Company and Christian Union Missionary Baptist Church for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

- 02-4 From Action Law Offices, submitting a Claim on January 25, 2002 in behalf of Kina King for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-4 From Padway and Padway, Ltd., submitting a Claim on January 22, 2002 in behalf of Rodney Lawrence for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-4 From Action Law Offices, submitting a Claim on February 11, 2002 in behalf of James Moore for damages and injuries allegedly sustained when his vehicle was struck by another vehicle that had collided with a Milwaukee Transport Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

Thereupon, the foregoing citations WERE APPROVED by a voice vote.

#### **Resolutions/Ordinances Presented Under Suspension of Rules**

Supervisor Krug moved that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Borkowski, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chairman – 16. **NOES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, Holloway, Lutzka, Mayo, Ordians, White – 8. **EXCUSED:** Bailey -1.

The question was adoption.

\*\*\*\*\*

The Chair called for a brief recess.

The Board RECONVENED at 5:35 this same day.

**PRESENT:** Arciszewski, Bailey, Borkowski, Davis, Debruin, Diliberti, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman- 21. **ABSENT:** Aldrich, Coggs-Jones, Hollowya, and Podell – 4.

\*\*\*\*\*

**DIVISION OF THE QUESTION** was requested.

**SEPARATE ACTION** was requested on the ECP portion.

Supervisor Davis moved to refer File No. 02-146 to the Committees on Finance & Audit and Personnel.

Thereupon, the motion **FAILED OF ADOPTION** by the following vote:

**AYES:** Coggs-Jones, Davis, Lutzka, Mayo and White -5. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chariman – 20. Supervisor Krug submitted the following Amendment to File No. 02-146:

In Section 1, in the underlined portion, delete the words “*shall advance to the next highest rate step or*”.

In the 2<sup>nd</sup> BE IT FURTHER RESOLVED Clause, delete the words “*advancement in rate steps and any*”.

Thereupon, the foregoing Amednment **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, Jasenski, Johnson, Krug, Launstein, McGuigan, and Schmitt – 11. **NOES:** Borkowski, DeBruin, Diliberti, Holloway, Lutzka, Mayo, Nyklewicz Podell, Quindel, Ryan, Weishan, White, Zielinski, and the Chairman – 14.

Supervisor Launstin moved to refer File No. 02-146 to the Corporation Counsel for an opinion.

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

**AYES:** Krug and Launstein – 2. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman -23.

Thereupon, File No. 02-146 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman -25. **NOES:** 0.

FEB 21 2002

Zielinski  
moved  
SOR  
on motion  
18-7  
amendment  
sub. Amend.  
no. 1  
on amend. 1  
22-2  
General  
sub. Amend.  
no. 2  
on amend. 2  
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as  
amended  
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File No. 02-147

FOR SUSPENSION

By Supervisors Zielinski, Lutzka, Launstein, Schmitt and Diliberti

AN ORDINANCE

to repeal and recreate Section 17.99 of the General Ordinances of Milwaukee County relating to the salaries of the Milwaukee County Supervisors and County Executive

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

SECTION 1. Section 17.99 of the General Ordinances of Milwaukee County, is repealed and recreated as follows:

17.99. Salaries for County Supervisors, County Board Chairperson and County Executive

(1) The salaries for county board members and the county executive may be adjusted every four (4) years. The adjustment required for the respective offices under this subsection shall be incorporated in the county executive's 2004 recommended budget submitted to the county board in 2003 and every four (4) years thereafter. Said adjustment shall be made in the manner hereinafter described. Said increase or decrease, if approved by the county board by the adoption of a resolution and/or ordinance, shall take effect with the commencement of the terms for the respective offices in 2004 and every four (4) years thereafter.

(2) The salaries for county board members, county board chairperson and the county executive following the election on April 6, 2004, shall be adjusted commencing at the start of their respective terms in 2004, as provided in this subsection.

- (a) County executive in 2004 is four thousand nine hundred sixty five dollars and ninety-four cents (\$4,965.94) biweekly.
- (b) County board chairperson in 2004 is ~~three thousand thirty dollars and seventy-nine cents (\$3,030.79)~~ two thousand seven hundred forty-six dollars and sixty-two cents (\$2,746.62) biweekly.
- (c) County board member in 2004 is one thousand nine hundred forty-nine dollars and twenty cents (\$1,949.20) biweekly.

SECTION 2. The provisions of this ordinance shall be effective upon commencement of the respective terms in 2004.

Supervisor Zielinski moved that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman -18. **NOES:** Aldrich, Davis, Holloway, Lutzka, Mayo, Podell, and White - 7.

Supervisor Launstein submitted the following amendment No. 1 to File No. 02-147:

- 1) **DELETE** the second paragraph of 17.99 (1).
- 2) **AMEND** 17.99 (2) as follows:
  - (b) County board chairperson in 2004 is two thousand seven hundred forty six dollars and sixty two cents (\$2,746.62) biweekly

Thereupon the foregoing Amendment No. 1 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman -22. **NOES:** Davis and White - 2.  
**EXCUSED:** Johnson- 1.

Supervisor Jasenski submitted the following Amendment 2 to File No. 02-147:  
In Section 1, delete (2)(a) in its entirety and insert the following:

- (a) *County executive in 2004 is the lesser of four thousand nine hundred sixty five dollars and ninety-four cents (\$4,965.94) biweekly or an amount that is \$5,000 less than the annual salary of the governor of the State of Wisconsin in 2004.*

Thereupon, the foregoing Amendment No. 2 **FAILED OF ADOPTION** by the following vote:

**AYES:** Borkowski, Coggs-Jones, DeBruin, Jasenski, Launstein, Lutzka, Quindel, Ryan, Schmitt, Weishan, and Zielinski – 11. **NOES:** Aldrich, Arciszewski, Bailey, Davis, Diliberti, Holloway, Krug, Mayo, McGuigan, Nyklewicz, Podell, White and the Chariman – 13. **EXCUSED:** Johnson – 1.

Supervisors Aldrich and Krug asked unanimous consent to change their votes from “no” to “aye” on the foregoing File No. 02-147. There being no objections, File No. 02-147, as amended, was adopted by a vote of 24 ayes – 0 noes.

Supervisor Mayo asked that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Zielinski, and the Chairman – 19. **NOES:** Aldrich, Jasenski, Lutzka, Podell, Weishan, and White – 6.

February 21, 2002

Thereupon, the foregoing File No. 02-148 FAILED OF ADOPTION by the following vote:

**AYES:** Bailey, Holloway, Johnson and Mayo – 4. **NOES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman.

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On a motion by Supervisor White, the Board ADJOURNED at 7:06 p.m. to Thursday, March 21, 2002, at 9:30 a.m., by a voice vote.



# OFFICIAL PROCEEDINGS - 2002

**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 |                                  |
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>PENNY PODELL</b>              |
| 4th      | <b>SHEILA AL ALDRICH</b>         |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>JIM McGUIGAN</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>DAVID JASENSKI</b>            |
| 16th     | <b>LYNNE DE BRUIN.</b>           |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>LeANN M. LAUNSTEIN</b>        |
| 20th     | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st     | <b>KAREN M. ORDINANS</b>         |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th     | <b>LINDA RYAN</b>                |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**SPECIAL MEETING: FEBRUARY 28, 2002**

**Milwaukee, Wisconsin, Thursday, February 28, 2002, 9:45 a.m.**

Supervisor Ordinans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski – 24. **ABSENT:** 0. **EXCUSED:** Davis – 1.

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

**File No. 02-150**

**(Item No. 1)**

Certificate of the County Clerk of receipt and filing of call for special meeting of the County Board of Supervisors.

**File No. 02-150**

**(Item No. 2)**

Affidavit of the County Clerk of the mailing to members of the County Board of the notice of special meeting on Thursday, February 28, 2002.

**REPORTS OF COUNTY OFFICERS**

CONFIRMATION OF APPOINTMENTS

**File No. 02-149**

From the County Board Chairman, appointing retired Justice Janine P. Geske of Milwaukee as Interim County Executive.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman – 24. **NOES** – 0. **EXCUSED:** Davis – 1.

COUNTY BOARD CITATIONS

Thereupon, the **foregoing citations submitted to the County Board on February 28, 2002 WERE APPROVED** by a voice vote.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 9:50 a.m. to Thursday, March 21, 2002 at 9:30 a.m. by a voice vote.

**MARK RYAN, County Clerk**

**From the Committee on Judiciary, Safety and General Services reporting on 4 items:**

**File No.01-702  
(Journal, December 20, 2001)**

**(Item No. 1)** Report, referred back 12/20/01, relative to authorizing the extension of the present lease agreement with Prochaska Farms for 101 acres of land for agricultural use at the rate of \$93.03 per acre for three additional years (January 1, 2002 through December 31, 2004).

**File No. 02-88  
(Journal, February 21, 2002)**

**(Item No. 2)** From Criminal Justice Program Coordinator, House of Correction, requesting authority to apply, and if awarded, accept, funding from the Wisconsin Technical College System Board for Adult Education and Family Literacy Act grant funds in the amount of \$69,271.00, of which \$17,318 will be a required cash match by Milwaukee County.

**A RESOLUTION**

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WHEREAS, the Sheriff's Department is requesting referral to proper board committee for review and disposition authorization to apply for grant funds from the Adult Education and Family Literacy Act (AEFL), and if awarded, to accept said grant funds; and

WHEREAS, AEFL grant funds administered by the Wisconsin Technical College System Board may be awarded for up to two years: Fiscal Year 2002-03 and 2003-04; and

WHEREAS, grant applications are due February 22, 2002; and

WHEREAS, AEFL funds require a twenty-five percent (25%) cash match; and

WHEREAS, the Sheriff's Department has been a recipient of AEFL grant funds since July of 1988; and

WHEREAS, the Sheriff's Department's current cash match is \$14,566, which is included in the Sheriff's Department's 2002 approved budget; and

WHEREAS, the grant will allow the department to continue to partner with Milwaukee Area Technical College (MATC) to offer basic skills and General Education Diploma (GED) classes to the adult population in the jail; and

WHEREAS, the project entitled, "Jail Evening and Weekend College" has enrolled over 1,050 inmate students since 1988; and

WHEREAS, grant funds allow for the assignment of one full-time instructor, educational materials/software and GED testing; and

WHEREAS, the project has been very successful enrolling 162 students so far this grant year, with 49 students earning their GED; and

WHEREAS, the grant application submitted by the Sheriff's department will remain consistent with current project activity; and

36 WHEREAS, it is projected that the budget will increase by ten percent (10%),  
37 raising the total budget to \$69,271.00, which includes a \$17,318.00 cash match by  
38 Milwaukee County; and

39 WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting  
40 on February 7, 2002, recommended approval of the request (Vote 6-0); now, therefore

41 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
42 authorize the Sheriff's Department to apply to the Wisconsin Technical College System  
43 Board for Adult Education and Family Literacy Act grant funds, and to accept funds if  
44 the grant is awarded, in the amount of \$69,271, of which \$17,318 will be a required  
45 cash match by Milwaukee County.

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49 **FISCAL NOTE:** Sufficient funds are available in the Sheriff's department's 2002  
50 adopted budget to provide the match for this grant. This fiscal  
51 note was prepared by Sheriff's department staff.

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56 HOC:mw:2/11/02:02-88 reso

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**File No. 02-74  
(Journal, December 21, 200)**

**(Item No. 3)** From the District Attorney, requesting authorization to accept a grant of \$500 from the State Bar of Wisconsin to purchase computer software to translate letters to crime victims from English to Spanish.

**A RESOLUTION**

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WHEREAS, the district attorney's office is requesting permission to accept a \$500 grant from the State Bar of Wisconsin, under a program to improve public trust and confidence in the justice system, to translate letters to crime victims and witnesses from English to Spanish; and

WHEREAS; the Wisconsin crime victims' rights law requires the district attorney to advise crime victims of their rights and to keep them apprised of the status of the case; and

WHEREAS, the district attorney provides general materials for crime victims and witnesses in English, Spanish and Hmong, but case-specific letters are printed only in English; and

WHEREAS, acceptance of the grant will permit the district attorney to purchase computer software that will translate case-specific letters from English to Spanish, thereby improving the district attorney's services to Spanish-speaking crime victims and witnesses; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on February 7, 2002, recommended approval of the request (Vote 6-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the district attorney to accept a grant of \$500 from the State Bar of Wisconsin to purchase computer software to translate letters to crime victims from English to Spanish.

**FISCAL NOTE:** Adoption of this resolution will increase revenue in the district attorney's office by \$500.00.

**File No. 00-675  
(Journal, December, 21, 2000)**

**(Item No. 4)** From Law Offices of Thomas M. Jacobson, S.C., submitting a claim in behalf of Brandon Patterson for injuries and damages allegedly sustained when involved in a motor vehicle accident with a Milwaukee County-owned vehicle.

**The foregoing report correctly states the action taken by said committee:**

The question was adoption

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 25. **NOES:** 0.

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**From the Committee on Parks, Energy, and Environment reporting on 6 items:**

**File No. 02-113**

**(Item No. 1)** From the Zoo Director, requesting authorization to apply for and accept a general operating support grant of up to \$112,500 from the Institute of Museum and Library Services.

11 **A RESOLUTION**

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13 WHEREAS, the Milwaukee County Zoo is an institution committed to the  
14 education and recreation of all visitors and conservation of animals; and

15 WHEREAS, additional revenue could be used to improve the educational,  
16 recreational and conservation programs at the Zoo; and

17 WHEREAS, the Institute of Museum and Library Services provides general  
18 operating support grants to Zoos for the above purposes; now, therefore

19 BE IT RESOLVED, that the Director of the Milwaukee County Zoo is hereby  
20 authorized and directed to apply for and accept a general operating support grant of up  
21 to \$112,500 from the Institute of Museum and Library Services; and

22 BE IT FURTHER RESOLVED, that the Director of the Department of  
23 Administration, upon approval of the said grant, is hereby authorized and directed to  
24 transfer appropriations and revenues in order to accomplish the purpose of this  
25 resolution.

**File No. 02-112**

**(Item No. 2)** From the Zoo Director, requesting approval of and authorization to execute a professional services contract with the World Bird Sanctuary for the 2002 Raptor Show at the Zoo.

8 **A RESOLUTION**

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10 WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional  
11 services agreements with a value of \$20,000 or greater be approved by the Milwaukee  
12 County Board of Supervisors; and

13 WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides  
14 for payment of professional services of the World Bird Sanctuary for a Raptor Show at  
15 the Milwaukee County Zoo in the amount of \$55,550; and

16 WHEREAS, the World Bird Sanctuary has successfully executed this service in  
17 past years; now, therefore

18 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
19 approve the Professional Services Contract with the World Bird Sanctuary for the 2002  
20 Raptor Show at the Milwaukee County Zoo; and

21 BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is  
22 hereby authorized and directed to execute, on behalf of Milwaukee County, a contract  
23 with the World Bird Sanctuary in an amount not-to-exceed \$55,550.

**File No. 02-111**

**(Item No. 3)** From the Zoo Director, requesting approval of and authorization to execute a professional services contract with Oceans of Fun, Inc. for the Marine Mammal Show and for training consultation services to the Zoo Animal Department.

**A RESOLUTION**

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11 WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional  
12 services agreements with a value of \$20,000 or greater be approved by the Milwaukee  
13 County Board of Supervisors; and

14 WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides  
15 for payment of professional services of Oceans of Fun, Inc. for a Marine Mammal Show  
16 at the Milwaukee County Zoo in the amount of \$132,000; and

17 WHEREAS, Oceans of Fun, Inc. will also sell clothing and novelty items with the  
18 Milwaukee County Zoo receiving fifteen (15%) percent of the gross sales; and

19 WHEREAS, Oceans of Fun, Inc. will develop, produce, manage and conduct  
20 interactive programs for the public; now, therefore

21 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
22 approve the Professional Service Contract with Oceans of Fun, Inc. for the 2002 Marine  
23 Mammal Show and to provide training consultation services to the Zoo Animal  
24 Department at a rate of \$60.00 per hour, in an amount not-to-exceed \$25,000; and

25 BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is  
26 hereby authorized and directed to execute, on behalf of Milwaukee County, a contract  
27 with Oceans of Fun, Inc., in an amount not-to-exceed \$132,000 for the Marine  
28 Mammal Show, and for training consultation services to the Zoo Animal Department at  
29 a rate of \$60.00 per hour, in an amount not-to-exceed \$25,000.

**File No. 02-114**

**(Item No. 4)** From the Director, UW-Extension, requesting authorization to seek and receive funding from the Kauffman Foundation and Local Foundations (Bader or Johnson Controls) and Federal Foundations and Agencies for support of the Milwaukee Middle School Workforce Initiative and Energy Education (Environmental Protection Agency).

**A RESOLUTION**

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WHEREAS, the Milwaukee County University of Wisconsin-Extension (UW-Extension) provides workforce youth development educational programs for Milwaukee County; and

WHEREAS, the staff of UW-Extension is called upon throughout the year to provide workforce development, environmental, science and cultural diversity education through innovative activities and programs; and

WHEREAS, Kauffman, Bader or like foundations, provide funding for workforce development youth education and the Environmental Protection Agency; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct UW-Extension staff to seek and receive up to \$40,081 funding from Kauffman, Bader and the Environmental Protection Agency, or like foundations, for the development and implementation of middle school youth, workforce development, math and science programs and environmental education for County fiscal year 2002.

**File No. 02-52**

**(Item No. 5)** From Public Art Program Administrator, Milwaukee County Public Art Committee, submitting the 2001 report of the activities for the Milwaukee County Public Art Program. **Also to the Committee on Transportation, Public Works, and Transit.**

**File No. 01-467**

**(Item No. 6)** From President and Managing Member, Irgens Development Partners, LLC., requesting that Milwaukee County grant a thirty-foot easement along its western property line starting at Wisconsin Avenue and continuing south approximately 200 feet. The easement would prevent the development of a building on the O'Donnell site within the proposed easement area.

The question was adoption

**SEPARATE ACTION** was requested on **Item 6.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 25. **NOES:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenki, Johnson, Krug, Launstein, Mayo, Nyklewicz, Podeil, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chariman – 23. **NOES:** Lutzka, McGuigan, 2.

**From the Committee on Transportation, Public Works, and Transit reporting on 11 items:  
File No. 02-98**

**(Item 1)** From Director of Public Works, requesting authorization to sign a Blanket Purchase Order Release for Buses and Spare Parts. **(Also to Committee on Finance and Audit)**

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**A RESOLUTION**

WHEREAS, the Milwaukee County Transit System (MCTS) owns 538 buses, which were purchased between 1985 and 2001; and

WHEREAS, the Federal Transit Administration (FTA) requires a minimum bus service life of 12 years and reimburses Milwaukee County 83% of the replacement cost of a bus over 12 years old; and

WHEREAS, the MCTS is in the process of replacing 141 of its oldest buses; and

WHEREAS, in support of this project, the Department of Public Works is securing FTA grants, which will provide 83% funding for these buses; and

WHEREAS, the Procurement Division, in accordance with Chapter 32 of County Ordinances and FTA procurement regulations, entered into a price agreement with New Flyer of America, Inc. for the purchase of 141 replacement buses, extending from April 2000 through December 2003; and

WHEREAS, the first 30 replacement buses of the procurement were delivered in 2001 and the next 60 buses are scheduled for delivery in 2002; and

WHEREAS, a purchase order for the final 51 replacement buses of the 141 bus procurement is necessary now to allow for bus delivery in 2003 due to the lengthy bus production time; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on February 6, 2002, recommended approval (vote 7-0) of the request to authorize the Director of Public Works to sign a Blanket Purchase Order Release; and

WHEREAS, the Finance and Audit Committee, at its meeting on February 14, 2002, recommended concurrence (vote 6-0) with the TPWT Committee action; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works to sign a Blanket Purchase Order Release in April 2002 for 51 buses (40 foot) and two lots of spare parts for delivery in the Spring of 2003 with the 17% Milwaukee County local share to be provided in the 2003 capital improvement budget.

**File No. 02-122**

**(Item No. 2)** From Director of Public Works, submitting the 2002 DPW Staffing Plan for Capital Improvement Projects. **(Also to Committee on Finance and Audit)**

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**A RESOLUTION**

WHEREAS, Milwaukee County General Ordinances Chapter 56.30 (4)(a)(a) requires that the Department of Public Works provide a final list of staff and consultant assignments for capital projects in February each year to the Committees on Finance and Audit and Transportation, Public Works and Transit; and

WHEREAS, the Department of Public Works has reviewed the 2002 Capital Improvements Budget and established a staffing and consultant use plan for the projects as well as selected major maintenance projects which are under the authority of the Department of Public Works; and

WHEREAS, the Committee on Transportation, Public Works and Transit at its meeting on February 6, 2002, recommended approval of the staffing plan by a vote of 7-0; and

WHEREAS, the Committee on Finance and Audit at its meeting on February 14, 2002, recommended approval of the staffing plan by a vote of 6-0; now, therefore,

**BE IT RESOLVED**, that the Milwaukee County Board of Supervisors does hereby approve the staffing and consultant use plan for 2002 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.

**File No. 02-62**

**(Item No. 3)** Report, referred back, recommending adoption of a resolution providing that the County Board of Supervisors joins the County Executive in his support, in principle, of the Marquette Interchange Build Alternative, Options A, B and F with provisions for maintaining continuous and sufficient Courthouse access, maintaining continuous and sufficient employee and juror parking during construction, replacement of any lost parking facilities after completion of project and reserving the right to provide detail input on these Build Alternative Options and items during the preliminary engineering phase; and further endorses in principle Option E of the Build Alternative, which would create a Half-Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the North.

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**A RESOLUTION**

WHEREAS, the Marquette Interchange, the cornerstone of the Southeastern Wisconsin Freeway System, which links about one-third of the State's freeway traffic to the rest of the country was designed in the 1950's with standards that now 50 years later are obsolete, contributing to high crash rates; and

WHEREAS, the Marquette Interchange has deteriorated from higher than design traffic and truck volumes, winter highway salt use, studded snow tires and age, to the point that the concrete box girder and voided slab bridges are structurally deficient, difficult and expensive to rehabilitate and beyond cost effective maintenance; and

WHEREAS, the Wisconsin Department of Transportation undertook a 24-month study on how to reconstruct the Marquette Interchange, considering numerous alternatives based on engineering, traffic and safety analyses and public input, and eliminated all but two from further consideration; and

WHEREAS, because reconstruction of the Marquette Interchange will greatly effect the quality of life and commerce in the Milwaukee area, an extensive public outreach effort was undertaken which included three open house meetings, newsletters, fliers, a website and 180 meetings with business organizations, service clubs, community groups, minority groups, schools and property owners, as well as extensive media coverage; and

WHEREAS, the Wisconsin Department of Transportation is hearing the end of the study on how to reconstruct the Marquette Interchange. The final opportunity for public input on the decision on the environmental aspects of the alternative and related options that are selected for reconstruction occurred during the public comment period November 1-30, 2001, and the public hearing on November 15, 2001, at the Milwaukee County Transit Center's Harbor Lights Room, but the Wisconsin Department of Transportation is anticipating Milwaukee County input as soon as it is available; and

WHEREAS, early compilation of public hearing testimony indicates almost unanimous support for the Build Alternative, with support for the various design options coming from diverse community and business groups. Further, the Metropolitan Milwaukee Association of Commerce (MMAC), BID-21 and the Greater Milwaukee Committee are concurrently preparing resolutions of support for the Build Alternative and various design options; and

46           WHEREAS, the purpose of the study is to address the Marquette Interchange's  
47 deteriorated structures, high crash rate and operational performance deficiencies; and

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49           WHEREAS, the two alternatives under consideration include a No-Build Alternative  
50 (replace in current configuration) and a Build Alternative that assumes that Aldrich  
51 Chemical will be relocated, along with five design options related to the location of  
52 entrance and exit ramps; and

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54           WHEREAS, Build Alternative Option A provides a 13<sup>th</sup> Street exit that maintains  
55 access to Marquette University and the Potawatomi Casino as well as providing the  
56 Milwaukee County Transit System with an important exit; Build Alternative Option B  
57 maintains I-794 access to Plankinton Avenue for motorists coming from the north and south  
58 while causing only one business relocation and reducing the impact on adjacent buildings  
59 compared to Built Alternative Option C.; Build Alternative Option E creates I-43 freeway  
60 access at Walnut Street by providing a half interchange with access to and from the north,  
61 beneficial to inner-city residents, northern suburban residents and the Milwaukee County  
62 Transit System, which has its Fleet Maintenance Center at West Fond du Lac Avenue and  
63 West Walnut Street; Build Alternative Option F realigns the North 11<sup>th</sup> Street Collector  
64 Road at Wisconsin Avenue to improve pedestrian safety among Marquette University  
65 buildings; and

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67           WHEREAS, the Milwaukee County Executive, after careful review and study of the  
68 Alternatives and Options supports, in principle, the Build Alternative with Options A, B  
69 and F; and

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71           WHEREAS, the Committee on Transportation, Public Works and Transit, at its  
72 meeting on January 9, 2002, recommended also endorsing Option E, to create a Half-  
73 Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the  
74 North; now, therefore,

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76           BE IT RESOLVED, that the County Board of Supervisors joins the County Executive  
77 in his support, in principle, of the Build Alternative, Options A, B and F with provisions for  
78 maintaining continuous and sufficient Courthouse access, maintaining continuous and  
79 sufficient employee and juror parking during construction, replacement of any lost parking  
80 facilities after completion of project and maintaining sufficient and continuous access to the  
81 downtown business district and reserving the right to provide detail input on these Build  
82 Alternative Options and items during the preliminary engineering phase; and

83

84           BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
85 further endorses in principle Option E of the Build Alternative, which would create a Half-  
86 Diamond Interchange at Walnut Street on I-43 to provide improved access to and from the  
87 North.

**File No. 01-713**

**(Item No. 4)** An ordinance by Supervisors McGuigan, DeBruin, Coggs-Jones and others, to amend Chapter 4.05 (4) of the General Ordinances of Milwaukee County relating to in-county shuttle service at General Mitchell International Airport.

**File No. 02-97**

**(Item No. 5)** From Director of Public Works, recommending adoption of an ordinance to require the rental car companies to assess a Customer Facility Charge (CFC), which will recover the capital costs of the new Rental Car Center (RCC).

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**AN ORDINANCE**

To amend Chapter 4 of the General Ordinances of Milwaukee County relating to fixed rentals and fees for County Airports.

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

SECTION 1. Section 4.32 of the General Ordinances of Milwaukee County is hereby created to read as follows:

**4.32 Rental Car Center Customer Facility Charge**

(1) Definitions

(a) Airport. General Mitchell International Airport, a public airport operated by Milwaukee County and located in Milwaukee County, Wisconsin.

(b) Rental Auto Company (RAC). Any RAC that has entered into a lease or concession agreement with the County for on-airport operations for the purpose of renting vehicles to customers who originate from airport property. This Ordinance applies to all of the RAC's customers regardless of whether the company shuttles some customers to an off airport location. This definition applies to any RAC that has a lease or concession agreement on the date this Ordinance takes effect, and any new entrants from the date they begin on-airport operations. This ordinance does not apply to a rental auto company that does not have a lease or concession agreement with the County and shuttles all its customers to off-airport locations.

(c) Rental Auto Company Customer. Any person that rents a motor vehicle from a RAC regardless of whether the customer receives the vehicle on airport premises or is shuttled to an off-airport location. Customer includes any person receiving complimentary or discounted rentals.

45 (d) Facilities Costs. Costs associated with the construction of the  
46 temporary relocation of the rental auto operations, as well as new  
47 facilities dedicated to rental autos located in the airport parking structure.  
48

49 (e) Customer Facility Charge (CFC). A per contract charge applicable to  
50 all RAC customers.  
51

52 (2) The purpose of this Ordinance is to impose a uniform per contract charge  
53 for on-airport rental auto customers to pay for the costs of the  
54 construction of airport rental car facilities. The Customer Facility Charge  
55 enables the County and the Rental Auto Companies to construct on-  
56 airport facilities for efficient operation of the airport and the convenience  
57 of the traveling public as part of the efficient operation of the airport and  
58 the public parking structure.  
59

60 (3) Customer Facility Charge

61 (a) Collection of Customer Facility Charge

62 Each RAC shall charge and collect the same Customer Facility Charge  
63 from all customers for each contract entered into by the RAC.  
64

65 (b) Designation on Rental Agreement

66 The RAC shall separately designate the Customer Facility Charge on  
67 each rental agreement subject to this Ordinance. The charge shall be  
68 labeled a "Cust Facility Chg." No other designation with respect to  
69 the Customer Facility Charge shall be permitted on the rental  
70 agreement without the prior written approval of the Airport Director.  
71  
72

73 (c) Amount of Customer Facility Charge and Term of CFC

74 The Customer Facility Charge shall be \$1.00 per contract beginning  
75 on the opening date of the Rental Car Facility and continuing until the  
76 total construction and financing costs of the Rental Car Facility have  
77 been recovered.  
78  
79

80 (4) Payments and Reports

81 (a) Customer Facility Charges Held in Trust

82 Each RAC shall hold the Customer Facility Charges collected in trust  
83 for the benefit of the County. The Customer Facility Charges are the  
84 County's property and the RACs acknowledge that they shall have  
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89                                   only a possessory interest (not an equitable interest) in such Customer  
90                                   Facility Charges.

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92                                   (b) Payments

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94                                   Each RAC shall remit to the County by the 15<sup>th</sup> day of each  
95                                   succeeding month any and all Customer Facility Charges it has  
96                                   collected.

97  
98                                   (c) Reporting Requirements

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100                                   1. Monthly Reports

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102                                   Simultaneous with each payment, the RAC shall submit to the  
103                                   County a report identifying the number of contracts and the  
104                                   Customer Facility Charges separate from any other payments  
105                                   owed to the County. The report shall be in a form acceptable to  
106                                   the County.

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108                                   2. Annual Report

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110                                   Each RAC shall provide an annual report to the County by  
111                                   February 10 of each year, for the year of account preceding,  
112                                   indicating the amount of Customer Facility Charges collected by  
113                                   the RAC for the year ending December 31, the number of  
114                                   contracts entered into with customers, and any other information  
115                                   required by the County with respect to Customer Facility  
116                                   Charges. The report shall be in a form acceptable to the County.

117  
118                                   (d) Rent and Concession Fees

119  
120                                   The Customer Facility Charges collected and remitted to the County  
121                                   shall be in addition to any rent and concession fees due to the County  
122                                   under agreements between the RACs and the County. The Customer  
123                                   Facility Charges shall not be included as part of each RAC's gross  
124                                   receipts.

125  
126                                   (e) Audits

127  
128                                   In addition to any audit provisions contained in its lease or concession  
129                                   agreement with the County, the County has the authority to audit the  
130                                   RAC's books and records with respect to Customer Facility Charges at  
131                                   any time upon written notice.

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(f) Late Payment Penalty

For any amounts due under this Ordinance, a RAC shall pay a penalty for late or delinquent payments of twelve percent (12%) per annum on any past due balance calculated from the date the amount is due to the County until the close of the business day upon which the delinquent payment is received by the County.

(g) Security Deposit

If a RAC defaults on any payments or reports due under this Ordinance and does not cure the default within 10 days of receiving written notice of the default from the County, the County has the right, by written notice to the RAC given at any time within ninety days of such event of default, to impose or reimpose the requirements of this section; however, the County may immediately impose this security deposit requirement without such 10-day notice if the RAC is in default for the second time within any one calendar year. In such event, the RAC shall within 15 days from date of the notice provide the County with a security deposit equal to the RAC's past three months of Customer Facility Charges in a form acceptable to the County. The RAC shall maintain the security deposit in effect for 12 consecutive months during which the RAC commits no event of default under this Ordinance or in any other payments due to the County. The County has the right to reimpose this requirement each time the RAC commits such an event of default. The County's rights under this section shall be in addition to any other rights provided by agreement or by law.

(5) General Provisions

(a) Penalty

Any person or RAC violating any of the provisions of this Ordinance shall upon conviction be punished by a sentence consistent with the maximum penalty for civil ordinance violations provided by Wisconsin Statute. The penalties prescribed under this Ordinance in no way preclude the County from taking any other civil action authorized under the RAC's agreement(s) with the County or by law.

(b) Provisions Severable

If any part of this Ordinance is declared unconstitutional or invalid, this does not affect the validity of the remaining parts of this

177 Ordinance. The County declares it would have passed the remaining  
178 parts of this Ordinance without the unenforceable provisions.

179  
180 (c) Notice

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182 Any notice required by this Ordinance is sufficient if delivered in  
183 person, sent by U.S. mail to the last address on file with the County,  
184 or transmitted by facsimile to the last facsimile number on file with  
185 the County.

186  
187 SECTION 2. This ordinance shall become effective upon commencement of  
188 operation of the RAC's in the new rental car center in the airport parking structure, which  
189 is anticipated to be January 1, 2003.

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**File 02-94**

**(Item No. 6)** From Director of Public Works, requesting authorization to terminate Airport Agreement No. OL-1193 between Milwaukee County and Air Cargo Carriers, Inc.

**A RESOLUTION**

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WHEREAS, on June 19, 1997 Milwaukee County entered into Airport Agreement No. OL-1193 with Air Cargo Carriers, Inc. for the lease of land and a portion of a County-owned building at GMIA; and

WHEREAS, the term of the Agreement was for a period of approximately eight (8) years commencing on October 15, 1997 and ending on October 31, 2003; and

WHEREAS, throughout the term of its agreement with Milwaukee County Air Cargo Carriers, Inc. has established a pattern of noncompliance; and

WHEREAS, as of December 31, 2001, Air Cargo Carriers, Inc. owed a total of \$32,526 in delinquent rents and fees; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, concurred with Airport staff's recommendation that the County Board authorize Airport staff and Corporation Counsel to pursue appropriate legal action to terminate Airport Agreement No. OL-1193, take possession of the premises, and seek damages and injunctive relief for the Lessee's various breaches of the lease; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to amend Airport Agreement No. OL-1193 between Milwaukee County and Air Cargo Carriers, Inc. to include the following:

- 1. Establishment of a payment plan for all outstanding amounts owed by Air Cargo Carriers;
- 2. A requirement to vacate the leased premises within 12 months;
- 3. Termination of Air Cargo Carriers' tenancy on January 1, 2003;
- 4. Immediate termination and eviction of Air Cargo Carriers' lease and tenancy if Air Cargo Carriers should fail to make any of the payments required by the above-described payment plan; and

BE IT FURTHER RESOLVED, that if Air Cargo Carriers fails to make any of the payments required by the Agreement, Airport staff and Corporation Counsel are hereby authorized to pursue appropriate legal action to terminate Airport Agreement No. OL-1193, take possession of the premises, and seek damages and injunctive relief for the Lessee's various breaches of the lease.

**File No. 02-53**

**(Item No. 7)** From Director of Public Works, requesting approval of assignment of Airport Agreement No. OL-1162 from Shell Oil Company to Equilon Enterprises LLC at General Mitchell International Airport.

**A RESOLUTION**

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WHEREAS, Milwaukee County has entered into Airport Agreement No. OL-1162 with Shell Oil Company for the lease of land and a pipeline easement to be used in the transportation and dispensing of jet fuel at GMIA; and

WHEREAS, the agreement was for an initial term of ten (10) years with Shell having the right to renew the agreement for two (2) successive terms of five (5) year; and

WHEREAS, on June 21, 2001 (File No. 01-376) the County Board authorized Airport staff and the Office of the Corporation Counsel to negotiate a settlement with Shell and Shell's predecessor, UNOCAL, to remediate environmental damage to the land area under lease; and

WHEREAS, during the negotiating process Airport staff learned that Shell Oil Company had assigned Airport Agreement No. OL-1162 to Equilon Enterprises LLC on January 15, 1998, but had inadvertently neglected to request or obtain County approval as required by the agreement; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on February 6, 2002, concurred with the Airport staff and Corporation Counsel's recommendation that Milwaukee County consent to the assignment of Airport Agreement No. HP-1162 from Shell Oil Company to Equilon Enterprises LLC, effective as of January 15, 1998; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute an appropriate document for the consent of Milwaukee County to the assignment of Airport Agreement No. HP-1162 from Shell Oil Company to Equilon Enterprises LLC, effective January 15, 1998.

**File No. 02-92**

**(Item No. 8)** From Director of Public Works, recommending that Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. be amended to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

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**A RESOLUTION**

WHEREAS, on April 1, 2001 Milwaukee County entered into Airport Agreement No. HP-1302 with Astral Aviation, Inc. for the lease of land at GMIA on which to construct an aircraft maintenance facility; and

WHEREAS, a preliminary site plan was used to document the area to be leased in Airport Agreement No. HP-1302; and

WHEREAS, it is necessary to now include the final documentation of the area leased through an amendment to Airport Agreement No. HP-1302; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, concurred with Airport staff's recommendation to include the correct documentation of the land area under lease; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to amend Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

**File No. 02-93**

**(Item No. 9)** From Director of Public Works, recommending that Airport Agreement No. CN-1039 between Milwaukee County and The Paradies Shops, Inc. be amended to continue the month-to-month rental of 146 square feet of storage space in the GMIA ticketing building as of May 1, 2002

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**A RESOLUTION**

WHEREAS, on April 1, 2001 Milwaukee County entered into Airport Agreement No. HP-1302 with Astral Aviation, Inc. for the lease of land at GMIA on which to construct an aircraft maintenance facility; and

WHEREAS, a preliminary site plan was used to document the area to be leased in Airport Agreement No. HP-1302; and

WHEREAS, it is necessary to now include the final documentation of the area leased through an amendment to Airport Agreement No. HP-1302; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, concurred with Airport staff's recommendation to include the correct documentation of the land area under lease; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to amend Airport Agreement No. HP-1302 between Milwaukee County and Astral Aviation, Inc. to state that the land area under lease is 280,828 square feet as described in Paragraph 1, "DESCRIPTION OF LEASE PREMISES" and as shown on Exhibit A, Revised 2/2002.

**File No.02-96**

**(Item No. 10)** From Director of Public Works, recommending that Milwaukee County enter into an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA, under standard terms and conditions for land leases.

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**A RESOLUTION**

WHEREAS, under the vacant land acquisition program, Milwaukee County/GMIA purchased a parcel of land in the 1900 block of Rawson Avenue in order to prevent the land from being developed into a non-compatible land use; and

WHEREAS, the parcel is zoned RS-4 Residential and is unlikely to be used for commercial or industrial use because of its adjacency to houses; and

WHEREAS, the City of Oak Creek is requesting to lease approximately 10.43 acres of County-owned Airport land located about the 1900 Block of Rawson Avenue in the Chapel Hills neighborhood for use as a park; and

WHEREAS, the Oak Creek City Council and the neighborhood residents have approved the park development; and

WHEREAS, the County-owned parcel is currently zoned residential and will require the County to petition the City of Oak Creek for a zoning change; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 6, 2002, by a vote of 7-0, recommended that Airport staff be authorized to negotiate an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA for a municipal park and submit the final lease agreement to the County Board for approval; now, therefore,

BE IT RESOLVED, that the Director of Public Works is hereby authorized to negotiate an agreement with the City of Oak Creek for the lease of approximately 10.43 acres of land at GMIA for a municipal park under standard terms and conditions for land leases, and to include the following:

1. The term of the agreement will be for a period of twenty-five (25) years, commencing March 1, 2002 and ending February 28, 2027.
2. The rental rate for the approximately 10.43 acres of land will be at the rate of \$1.00 per year.
3. The City of Oak Creek will pay the \$625.00 rezoning fees assessed by the City of Oak Creek.
4. The City of Oak Creek will provide for the development, maintenance, management, and supervision of the park; and

BE IT FURTHER RESOLVED, that the final lease agreement shall be brought back to the County Board for approval.

**File No. 02-91**

**(Item No. 11)** Resolution by Supervisors Lutzka and Ryan, authorizing the Airport Director to issue a Request for Proposals for professional consulting services to conduct a study to determine if the new Astral Aviation and Air Wisconsin maintenance hangars at GMIA are contributing to increased noise levels for residents living north of the Airport.

**A RESOLUTION**

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5 Authorizing the Airport Director to issue a Request for Proposals for  
6 professional consulting services to conduct a study to determine if the new  
7 Astral Aviation and Air Wisconsin maintenance hangars at GMIA are  
8 contributing to increased noise levels for residents living north of the Airport  
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10 WHEREAS, at its meeting on February 15, 2001, the County Board of  
11 Supervisors adopted File No. 01-117 authorizing a land lease with Astral Aviation  
12 Inc. (Skyway Airlines) for 220,000 square feet of land on the northwest corner of  
13 General Mitchell International Airport; and  
14

15 WHEREAS, the site was used by Astral to construct a new aircraft hangar, two  
16 story office structure for maintenance administration, aircraft parts storage and repair  
17 shops as well as parking for 125 cars to replace its existing maintenance hangar  
18 located at GMIA on a nearby site on Howell Avenue; and  
19

20 WHEREAS, on July 19, 2001, the County Board adopted File No. 01-481  
21 authorizing a land lease with Air Wisconsin for construction of an aircraft  
22 maintenance facility at GMIA; and  
23

24 WHEREAS, since completion of the Astral Aviation hangar, residents living  
25 north of this new maintenance facility have complained of an increased level of  
26 aircraft ground noise as well as an increased amount of aircraft takeoff noise which  
27 they believe is being caused by noise bouncing off the new hangar; and  
28

29 WHEREAS, the residents have brought their concerns to the Airport Noise  
30 Advisory Committee; and  
31

32 WHEREAS, in an effort to determine if the new hangar facilities have led to  
33 an increase in noise north of the airport, a study should be done to determine if the  
34 new facilities are in fact contributing to increased noise levels for residents living  
35 north of the Airport; now, therefore  
36

37 BE IT RESOLVED, that the County Board of Supervisors does hereby  
38 authorize the Airport Director to issue a Request for Proposals for professional  
39 consulting services to conduct a study to determine if the new Astral Aviation and  
40 Air Wisconsin maintenance hangars at GMIA are contributing to increased noise  
41 levels for residents living north of the Airport.

The question was 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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-25. **NOES:** 0.

Supervisor Launstein submitted the following Amendment to Item 3, File No. 02-62:

**DATE:** February 21, 2002

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**AMENDMENT NO. 1**

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**TO: File No. 02-62, Item 3**

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**COMMITTEE: Transportation, Public Works and Transit**

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**OFFERED BY SUPERVISOR: Launstein**

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On Line 88, add the following **BE IT FURTHER RESOLVED** clauses:

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“**BE IT FURTHER RESOLVED**, that Milwaukee County’s support for the Build Alternative is given with the understanding that funding for Milwaukee County highway projects will not be jeopardized by the funding needs of the Marquette Interchange Reconstruction project; and

“**BE IT FURTHER RESOLVED**, that Milwaukee County does not support any tax increases to pay for the Marquette Interchange Reconstruction project unless the increases are approved in a voter referendum.”

**DIVISION OF THE QUESTIONS** was requested on the Amendment. **SEPARATE ACTION** was requested on each of the **BE IT FURTHER RESOLVED** clauses.

Thereupon, the 1<sup>st</sup> **BE IT FURTHER RESOLVED CLAUSE** of the Amendment **WAS ADOPTED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Ryan, Schmitt, Zielinski, and the Chairman – 17. **NOES:** Aldrich, DeBruin, Jasenski, Krug, Podell, Quindel, Weishan, and White – 8.

Thereupon, the 2<sup>nd</sup> **BE IT FURTHER RESOLVED CLAUSE** of the Amendment **FAILED OF ADOPTED** by the following vote:

**AYES:** Bailey, Borkowski, Coggs-Jones, DeBruin, Johnson, Launstein, McGuigan, and Zielinski-8. **NOES:** Aldrich, Arciszewski, Davis, Diliberti, Holloway, Jasenski, Krug, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman -17.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-25. **NOES:** 0.  
Supervisor Bailey submitted the following Amendment No. 1 to Item 4, File No. 01-713:

In Section 2 of the ordinance, change on November 1, 2002 to read ***upon passage and publication.***

Thereupon, the foregoing Amendment No. 1 **FAILED OF ADOPTION** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Diliberti, Jasenski, McGuigan, Weishan and the Chairman – 8. **NOES:** Aldrich, Coggs-Jones, Davis, DeBruin, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White and Zielinski – 17.

Supervisor MGuigan submitted Amendment No. 2 to Item 4, File No. 01=713:

Delete the last sentence of Section 4.05 (4) beginning with the word “Residential” and insert the following: Residential pick-ups and deliveries are permitted unless prohibited by municipal ordinance.

Thereupon the foregoing Amendment No. 2 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Jasenski, Johnson, Krug, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman-19. **NOES:** DeBruin, Holloway, Launstein, Lutzka, Nyklewicz and Zielinski – 6.

Thereupon, Item 4, as amended **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman-19. **NOES:** Launstein, Lutzka, Mayo, Nyklewicz and Zielinski- 5.  
**EXCUSED:** Bailey-1.

**By the Committee on Economic and Community Development reporting on 7 items:**

**File No. 02-100**

**(Item No. 1)** From Director, Department of Administration, requesting that Northcott Neighborhood House, Inc. be permitted to use its 2002 Community Development Block Grant of \$20,000 that was originally intended to pay a portion of the cost to install a new standard regulation gymnasium floor to instead install an air-conditioning system for the gym.

11

**A RESOLUTION**

12 WHEREAS, Northcott Neighborhood House, Inc. was approved for \$20,000.00 of  
13 program year 2002 Community Development Block Grant (CDBG) funding for the  
14 installation of a standard regulation gymnasium floor at its facility located at 2460 North  
15 Sixth Street, Milwaukee, Wisconsin; and

16 WHEREAS, Northcott Neighborhood House, Inc. has determined that air-  
17 conditioning is required to prevent damage to the new wooden gym floor; and

18 WHEREAS, Northcott Neighborhood House, Inc. has requested permission to use  
19 the \$20,000.00 grant to install an air-conditioning system for the gym located at 2460  
20 North Sixth Street, Milwaukee, Wisconsin; and

21 WHEREAS, the Committee on Economic and Community Development, at its  
22 meeting of February 11, 2002, recommended approval of the requested change in scope;  
23 now, therefore,

24 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
25 approve the use of \$20,000.00 in 2002 Community Development Block Grant funds for  
26 Northcott Neighborhood House, Inc. to install an air-conditioning system for its  
27 gymnasium located at 2460 North Sixth Street, Milwaukee, Wisconsin.

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**File No. 02-101**

**(Item No. 2)** From Director, Department of Administration, requesting approval to transfer title of the property owned by Doris Garner, located at 5308 West Rawson Avenue, on which there is a Home Repair lien, to her children, subject to reservation of a life estate.

7

**A RESOLUTION**

8 WHEREAS, Doris Garner received a Home Repair loan for her property at 5308  
9 West Rawson Avenue, Franklin, which is secured by a County lien; and

10 WHEREAS, Ms. Garner has met the terms of her Promissory Note and is current  
11 with her loan payments; and

12 WHEREAS, Ms. Garner has requested that the County approve transfer of title to this  
13 property to her children while she retains a life estate; and

14 WHEREAS, the conveyance would be subordinate to the County's rights, allowing  
15 the County to take action in the event of default; now, therefore,

16 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
17 authorized and directed to approve transfer of title for the property at 5308 West Rawson  
18 Avenue, owned by Doris Garner, to her children, subject to reservation of a life estate for  
19 her.

**File No. 02-102**

**(Item No. 3)** From Director, Department of Administration, requesting authorization to enter into a development agreement with the Southeast Affordable Housing Corporation (SAHC) for acquisition and rehabilitation of an affordable housing development at 2702 5<sup>th</sup> Avenue in South Milwaukee, under which the County will provide a \$400,000, 0% interest loan, with payment deferred for 10 years, and commencing then with an annual payment of at least 5% of the loan amount.

9

**A RESOLUTION**

10 WHEREAS, Milwaukee County, as a participant in the federal HOME Investments  
11 Partnership Program, is required to set aside 15% of its annual entitlement for use by  
12 Community Housing Development Corporations (CHDOs) to develop affordable housing  
13 outside of the City of Milwaukee (which receives its own HOME funds); and

14 WHEREAS, the Southeast Affordable Housing Corporation (SAHC), designated the  
15 County's CHDO after an RFP process, has successfully completed four projects; and

16 WHEREAS, SAHC has proposed an estimated \$700,000 project to acquire and  
17 moderately rehabilitate a 12-unit apartment project located at 2702 5th Avenue in South  
18 Milwaukee, and to hold and provide these units as affordable housing with six units  
19 intended for the physically disabled; and

20 WHEREAS, SAHC has requested that the County provide a \$400,000, 0% interest  
21 loan of HOME funds, with payment deferred for 10 years, for the project; and

22 WHEREAS, SAHC is seeking other private financing resources for the balance of the  
23 project; and

24 WHEREAS, the County can allocate the HOME resources below to this project:

25

26 1. Program year 2001 CHDO allocation \$ 177,000

27

28 2. Program year 2002 CHDO allocation, estimated 177,000

29 (The County has received preliminary notice  
30 of the 2002 grant amount. Until a Grant  
31 Award is received from HUD, this amount may  
32 change slightly.)

33

|    |   |                   |
|----|---|-------------------|
| 34 | 3. Repayments to HOME trust account     | 46,000            |
| 35 | (Primarily made up of Home Repair loan  |                   |
| 36 | repayments, this amount would change to |                   |
| 37 | match changes in the Grant Award.)      |                   |
| 38 |   |                   |
| 39 |   | <u>\$ 400,000</u> |
| 40 |   |                   |

41 now, therefore,

42 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
43 authorized and directed to enter into a development agreement with the Southeast  
44 Affordable Housing Corporation for the project at 2702 5th Avenue, South Milwaukee,  
45 under which the County will provide a loan of HOME resources not to exceed \$400,000,  
46 at 0% interest, with payment deferred for 10 years; and

47 BE IT FURTHER RESOLVED, that the Director of Administration, or his designee,  
48 enter into this agreement only upon SAHC demonstrating or providing:

- 49
- 50 - A sufficiency of financing to complete the project.
  - 51 - A mortgage and promissory note in an amount equal to that borrowed.
  - 52 - An appraisal demonstrating a value at least equal to the purchase price.
  - 53 - Evidence of title clear of defects.
  - 54 - Evidence of property insurance citing the County as a named insured, in an amount
  - 55 adequate to protect the funds loaned.
  - 56 - Any necessary approvals from the City of South Milwaukee.

**File No. 02-103**

**(Item No. 4)** From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$58, 630 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the U.S. Department of Housing and Urban Development (HUD) Regional Opportunity Counseling (ROC) grant.

8

**A RESOLUTION**

9 WHEREAS, the Wisconsin Department of Administration, Division of Housing and  
10 Intergovernmental Relations, invited organizations and local governments to apply by  
11 February 19, 2002, for housing assistance grants through the Housing Cost Reduction  
12 Initiative (HCRI) Program; and

13 WHEREAS, funds from the HCRI Program can be utilized to supplement funding  
14 received by the County from the U. S. Department of Housing and Urban Development  
15 (HUD) for a Section 8 Regional Opportunity Counseling program; and

16 WHEREAS, the HCRI funds can be used to offset the impact of financial  
17 disincentives to lower income renters that prevent them from taking advantage of the wide  
18 variety of housing opportunities which the Section 8 Rent Assistance makes possible; and

19 WHEREAS, HCRI funds can be used to assist approximately 50 families with  
20 security deposits, first and last month's advance rent, utility hookups, and utility bill  
21 arrearages, all identified as impediments to tenant mobility; and

22 WHEREAS, these HCRI funds will be made available as no-interest loans with  
23 variable terms so that the funds will be able to be used again for additional families; and

24 WHEREAS, the Committee on Economic and Community Development, at its  
25 meeting on February 11, 2002, approved the submission and acceptance of this HCRI  
26 grant; now, therefore,

27 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
28 authorize and direct the Director of the Department of Administration, or his designee, to  
29 prepare and submit to the State Department of Administration an application for \$58,630  
30 in Housing Cost Reduction Initiative funds to provide for assistance to Rent Assistance  
31 families in the form of no-interest loans which will eliminate such financial disincentives to  
32 housing opportunities presented to these families as security deposits, first and last month's  
33 rent in advance, utility hookup fees, and utility bill arrearages; and

34 BE IT FURTHER RESOLVED, that the Director of the Department of Administration,  
35 or his designee, is hereby authorized and directed to execute any and all documents  
36 required to accept and implement any such HCRI grant approved by the State for the  
37 County; and

38 BE IT FURTHER RESOLVED, that the Director of the Department of Administration  
39 is hereby authorized and directed to process a fund transfer establishing the expenditure  
40 appropriation and offsetting revenue appropriation in the amount of any HCRI funding  
41 granted the County by the State resulting from the application cited in this resolution.

**File No. 02-104**

**(Item No. 5)** From Director, Department of Administration, requesting authorization to apply for and accept grant funds in the amount of \$100,000 from the State of Wisconsin's Housing Cost Reduction Initiative (HCRI) program to supplement the County's First-Time Homebuyer's Program.

6

**A RESOLUTION**

7           WHEREAS, the Wisconsin Department of Administration, Division of Housing and  
8 Intergovernmental Relations invited organizations and local governments to apply by  
9 February 19, 2002, for housing assistance grants through the Housing Cost Reduction  
10 Initiative (HCRI) Program; and

11           WHEREAS, funds from the HCRI Program can be utilized to supplement HOME  
12 funding received by the County from the U. S. Department of Housing and Urban  
13 Development (HUD) for a First-Time Homebuyer's program; and

14           WHEREAS, the HCRI funds can be used to make additional forgivable loans of up to  
15 a maximum of \$5,000 for downpayment and closing cost assistance to lower income first-  
16 time homebuyer's; and

17           WHEREAS, HCRI funds can be used to assist approximately 16 families with this  
18 loan assistance; and

19           WHEREAS, these HCRI funds will be made available as loans that are forgivable if  
20 the buyers remain owners in residence for 5 years; and

21           WHEREAS, the Committee on Economic and Community Development, at its  
22 meeting on February 11, 2002, approved the submission and acceptance of this HCRI grant  
23 now, therefore,

24           BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
25 authorize and direct the Director of the Department of Administration, or designee, to  
26 prepare and submit to the State Department of Administration an application for \$100,000  
27 in Housing Cost Reduction Initiative funds to provide forgivable loans for downpayment  
28 and closing cost assistance up to a maximum of \$5,000 to lower income, first-time  
29 homebuyer's; and

30           BE IT FURTHER RESOLVED, the Director of the Department of Administration, or  
31 designee, is hereby authorized and directed to execute any and all documents required to  
32 accept and implement any grant approved by the State for the County; and

33           BE IT FURTHER RESOLVED, that the Director of Administration is hereby  
34 authorized and directed to approve a fund transfer establishing the expenditure  
35 appropriation and offsetting revenue appropriation in the amount of any funding granted  
36 the County by the State.

**File No. 02-105**

**(Item No. 6)** From Product Service and Manufacturing Corporation, requesting a grant from the Brownfields Redevelopment Capital Account to be used for costs associated with remediation and rehabilitation of the former Lawran Foundry presently located at 4700 West Electric Avenue in the Village of West Milwaukee.

**A RESOLUTION**

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WHEREAS, previous adopted capital budgets have included appropriations for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from Product Service and Manufacturing Corporation ("Product Service") for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of the former Lawran Foundry property located at 4700 West Electric Avenue in the Village of West Milwaukee; and

WHEREAS, Product Service is a high quality job shop which performs machining, assembly and fabrication of electrical panels and metals; and

WHEREAS, Product Service has been in business for more than seventeen years, currently employs approximately 50 people, and is interested in expanding its operation and adding workers but is unable to do so at its current location on West Burnham Avenue in West Milwaukee; and

WHEREAS, Product Service has purchased the former Lawran Foundry Property, a site of approximately 1.3 acres located at 4700 West Electric Avenue in the Village of West Milwaukee; and

WHEREAS, the Lawran Property has been vacant for several years, suffers from a variety of environmental problems and has accumulated a tax delinquency in excess of \$100,000; and

WHEREAS, in September 2001, the County Board of Supervisors adopted a resolution (File No. 01-579) approving a County brownfield grant of up to \$10,000 to provide one-third of the funding needed to perform additional Phase II environmental testing on the Lawran property, with the balance of funds provided by Product Service and the Village of West Milwaukee; and

44 WHEREAS, based upon the results of the Phase II environmental analysis, a  
45 remediation strategy for the site has been proposed which includes excavation and  
46 landfilling, removal and proper disposal of residual foundry sand, drums and other  
47 potentially hazardous materials that remain on the site and proper disposal of a small  
48 quantity of asbestos-containing materials; and  
49

50 WHEREAS, Product Service has proposed a redevelopment plan for the site which,  
51 in addition to environmental clean-up, includes rehabilitation and expansion of an existing  
52 43,000 square foot building; and  
53

54 WHEREAS, the estimated project budget totals \$1.2 million, and taxable value of  
55 the land and improvements upon project completion is estimated to be \$750,000; and  
56

57 WHEREAS, the company has made application to the Wisconsin Department of  
58 Commerce seeking a brownfield grant in the amount of \$500,000, and has also obtained a  
59 commitment from the Village of West Milwaukee for project funding in the amount of  
60 \$35,000; and  
61

62 WHEREAS, in its application to the State of Wisconsin, Product Service has  
63 committed to the creation of 25 new jobs within the next five years; and  
64

65 WHEREAS, the; Committee on Economic and Community Development, at its  
66 meeting on February 11, 2002, approved the request for grant funding on a vote of 6-0;  
67 now, therefore,  
68

69 BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby  
70 authorizes the Economic Development Division to enter into a grant agreement with  
71 Product Service and Manufacturing Corporation in the amount of \$60,000 to be used for  
72 remediation and redevelopment of the property located at 4700 West Electric Avenue in  
73 the Village of West Milwaukee - said grant agreement to contain those contingencies  
74 necessary to ensure redevelopment of the property as proposed; and  
75

76 BE IT FURTHER RESOLVED, that execution of said grant agreement shall be  
77 contingent upon payment of the outstanding tax delinquency for the property located at  
78 4700 West Electric Avenue.

**File No. 02-14(a)(a)**

**(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.

**A RESOLUTION**

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WHEREAS, the Real Estate Section of the Economic Development Division received an offer to purchase on County-owned Tax Deed land located at 1300 North 67<sup>th</sup> Street in the City of Wauwatosa; and

WHEREAS, the subject parcel of land, valued at \$38,000.00, measures 130 feet by 180 feet; and

WHEREAS, the subject parcel comprises three substandard platted lots with the stub end of North 67<sup>th</sup> Street terminating at one of the lots; and

WHEREAS, the subject parcel may be developed as one parcel or, with the extension of North 67<sup>th</sup> Street, divided into two lots; and

WHEREAS, the offer, in the amount of \$40,250.00, is from Urbanscape, LLC and is a cash offer with no contingencies; and

WHEREAS, Urbanscape has had discussions with the City of Wauwatosa regarding the development of the subject parcel for residential purposes; and

WHEREAS, the Committee on Economic and Community Development at its meeting on February 11, 2002, recommended acceptance of the above-described offer from Urbanscape, LCC in the amount of \$ 40,250.00; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 1300 North 67<sup>th</sup> Street to Urbanscape, LCC and/or assigns for the consideration of \$ 40,250.00 and pursuant to the terms and conditions of their offer to purchase.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman-24. **NOES:** Bailey – 1.

**TRANSIT SYSTEM CLAIMS**

- 02-4 From Law Office of Peter M. Donohue, submitting a Claim on January 24, 2002 in behalf of David Badillo for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.
- 02-4 From Mallery & Zimmerman, S.C., submitting a Claim on February 4, 2002 in behalf of church of Mutual Insurance Company and Christian Union Missionary Baptist Church for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

- 02-4 From Action Law Offices, submitting a Claim on January 25, 2002 in behalf of Kina King for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-4 From Padway and Padway, Ltd., submitting a Claim on January 22, 2002 in behalf of Rodney Lawrence for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-4 From Action Law Offices, submitting a Claim on February 11, 2002 in behalf of James Moore for damages and injuries allegedly sustained when his vehicle was struck by another vehicle that had collided with a Milwaukee Transport Services, Inc. bus.

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

Thereupon, the foregoing citations WERE APPROVED by a voice vote.

#### **Resolutions/Ordinances Presented Under Suspension of Rules**

Supervisor Krug moved that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Borkowski, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chairman – 16. **NOES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, Holloway, Lutzka, Mayo, Ordians, White – 8. **EXCUSED:** Bailey -1.

The question was adoption.

\*\*\*\*\*

The Chair called for a brief recess.

The Board RECONVENED at 5:35 this same day.

**PRESENT:** Arciszewski, Bailey, Borkowski, Davis, Debruin, Diliberti, Jasenki, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman- 21. **ABSENT:** Aldrich, Coggs-Jones, Hollowya, and Podell – 4.

\*\*\*\*\*

**DIVISION OF THE QUESTION** was requested.

**SEPARATE ACTION** was requested on the ECP portion.

Supervisor Davis moved to refer File No. 02-146 to the Committees on Finance & Audit and Personnel.

Thereupon, the motion **FAILED OF ADOPTION** by the following vote:

**AYES:** Coggs-Jones, Davis, Lutzka, Mayo and White -5. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chariman – 20.  
Supervisor Krug submitted the following Amendment to File No. 02-146:

In Section 1, in the underlined portion, delete the words “*shall advance to the next highest rate step or*”.

In the 2<sup>nd</sup> BE IT FURTHER RESOLVED Clause, delete the words “*advancement in rate steps and any*”.

Thereupon, the foregoing Amednment **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, Jasenski, Johnson, Krug, Launstein, McGuigan, and Schmitt – 11. **NOES:** Borkowski, DeBruin, Diliberti, Holloway, Lutzka, Mayo, Nyklewicz Podell, Quindel, Ryan, Weishan, White, Zielinski, and the Chairman – 14.

Supervisor Launstin moved to refer File No. 02-146 to the Corporation Counsel for an opinion.

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

**AYES:** Krug and Launstein – 2. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman -23.

Thereupon, File No. 02-146 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman -25. **NOES:** 0.

Supervisor Zielinski moved that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman -18. **NOES:** Aldrich, Davis, Holloway, lutzka, Mayo, Podell, and White - 7.

Supervisor Launstein submitted the following amendment No. 1 to File No. 02-147:

3) **DELETE** the second paragraph of 17.99 (1).

4) **AMEND** 17.99 (2) as follows:

(b) County board chairperson in 2004 is two thousand seven hundred forty six dolloarsand sixty two cents (\$2,746.62) biweekly

Thereupon the foregoing Amendment No. 1 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman -22. **NOES:** Davis and White - 2. **EXCUSED:** Johnson- 1.

Supervisor Jasenski submitted the following Amendment 2 to File No. 02-147: In Section 1, delete (2)(a) in its entirety and insert the following:

*(b) County executive in 2004 is the lesser of four thousand nine hundred sixty five dollars and ninety-four cents (\$4,965.94) biweekly or an amount that is \$5,000 less than the annual salary of the governor of the State of Wisconsin in 2004.*

Thereupon, the foregoing Amendment No. 2 **FAILED OF ADOPTION** by the following vote:

**AYES:** Borkowski, Coggs-Jones, DeBruin, Jasenski, Launstein, Lutzka, Quindel, Ryan, Schmitt, Weishan, and Zielinski – 11. **NOES:** Aldrich, Arciszewski, Bailey, Davis, Diliberti, Holloway, Krug, Mayo, McGuigan, Nyklewicz, Podell, White and the Chariman – 13. **EXCUSED:** Johnson – 1.

Superviors Aldrich and Krug asked unanimous consent to change their votes from “no” to “aye” on the foregoing File No. 02-147. There being no objections, File No. 02-147, as amended, was adopted by a vote of 24 ayes – 0 noes.

Supervisor Mayo asked that all rules of the board interfering with immediate consideration of the foregoing resolution/ordinance be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Zielinski, and the Chairman – 19. **NOES:** Aldrich, Jasenski, Lutzka, Podell, Weishan, and White – 6.

Thereupon, the foregoing File No. 02-148 **FAILED OF ADOPTION** by the following vote:

**AYES:** Bailey, Holloway, Johnson and Mayo – 4. **NOES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman.

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On a motion by Supervisor White, the Board **ADJOURNED** at 7:06 p.m. to Thursday, March 21, 2002, at 9:30 a.m., by a voice vote.



# OFFICIAL PROCEEDINGS - 2002

**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 |                                  |
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>PENNY PODELL</b>              |
| 4th      | <b>SHEILA AL ALDRICH</b>         |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>JIM McGUIGAN</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>DAVID JASENSKI</b>            |
| 16th     | <b>LYNNE DE BRUIN.</b>           |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>LeANN M. LAUNSTEIN</b>        |
| 20th     | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st     | <b>KAREN M. ORDINANS</b>         |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th     | <b>LINDA RYAN</b>                |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**MEETING THURSDAY, MARCH 21, 2002**

**Milwaukee, Wisconsin, Thursday, March 21, 2002, 9:37 a.m.**

Supervisor Ordians in the Chair.

**PRESENT:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **ABSENT:** Aldrich – 1. **EXCUSED** – 0.

## INVOCATION

Chairman Ordians opened the meetings with the recitation of the Pledge of Allegiance and one minute of silent meditation.

## APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS

Supervisor Aldrich is hereinafter noted present.

## UNFINISHED BUSINESS

None

## REPORTS OF COUNTY OFFICERS

### PRESENTATION OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES

Supervisor Zielinski asked the Chair to take up the report from the Committee on Intergovernmental Relations out of order.

The Chair ruled that the committee reports would be taken up in order. As there was an objection to the ruling of the Chair, the Chair put the ruling to a vote.

Thereupon, the ruling of the Chair to take the committee reports in order, **PREVAILED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, DeBruin, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, and the Chairman – 15. **NOES:** Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Mayo, Podell, White, Zielinski – 10.

### From the Committee on Finance and Audit, Reporting 9 Items

(Item 1)

File No. 02-1

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 2)**

**File No. 02-1**

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 3)**

**File No. 02-1**

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 4)**

**File No. 02-12 (a)(a)**

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to reports from departments regarding deficits greater than \$75,000.

**(Item 5)**

**File No. 02-12 (a)(b)**

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to reports from departments regarding deficits greater than \$75,000.

**(Item 6)**

**File No. 02-155**

**(Journal, March 21, 2002)**

From County Treasurer, requesting authorization to enter into a contract with M&I Investment Management Corporation for investment advisory services and a contract with M&I Trust Company for custodial services.

**A RESOLUTION**

WHEREAS, the 2002 Adopted Budget provides for contracting with an outside company to provide investment advisory services and to provide custodial service for Milwaukee County's investments; and

WHEREAS, contracting with an outside investment firm gives Milwaukee County the depth and breadth of experience of several individuals; and

WHEREAS, an extensive RFP process was used to attract proposals, and the RFP process included a pre-proposal meeting with interested companies and resulted in a total of eleven proposals for the investment advisory service and four proposals for custodial services; and

WHEREAS, three of the investment advisory service proposals included a provision specifying that if the particular company was selected for investment services, it would provide custodial services through a trust company at no additional cost to Milwaukee County; and

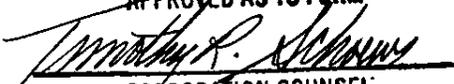
WHEREAS, after review of the proposals by a committee of County and non-County reviewers, four companies were selected for in-person interviews; and

WHEREAS, after the in-person interviews, the review committee completed discussion of the four proposals and recommended M&I Investment Management Corporation and M&I Trust Company for the contracts; and

WHEREAS, the price for investment advisory services included custodial services at a 100% discount and a fixed annual price of eight basis points on the value of the portfolio calculated monthly, or approximately \$100,000, for investment advisory services, which price is guaranteed for two years by M&I; and

WHEREAS, the Director, Department of Audit, was asked by the Chairperson of the Committee on Finance and Audit to assist the Committee's deliberations by responding to several questions regarding the initiative to contract out investment advisor services, including whether this initiative is fiscally in the best interest of Milwaukee County; and

1

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

WHEREAS, the Director of Audits submitted a report on March 11, 2002, which supported the contracting of investment advisor services to an outside entity, and which further recommended that some safeguards suggested by the Treasurer be implemented, including monthly reports to the Finance and Audit Committee and review of the portfolio on a regular basis by an independent outside panel; and

WHEREAS, M&I has suggested structuring Milwaukee County's portfolio in order to take advantage of investment strategies allowed by State Statutes and County Ordinances in order to generate an additional 25-35 basis points on the portfolio, which translates into an estimated \$312,500 to \$437,500 each year; and

WHEREAS, at its meeting on March 21, 2002, the Committee on Finance and Audit recommended approval, by a vote of 7-0, of the request of the Treasurer to enter into a contract with M&I Investment Management Corporation for investment advisory services and M&I Trust Company for custodial services, with some changes to the contractual language relating to termination provisions; now, therefore,

BE IT RESOLVED, that the Milwaukee County Treasurer is hereby authorized to enter into a contract for investment advisory services with M&I Investment Management Corporation for one year with three annual renewal options and for custodial services with M&I Trust Company for one year with three annual renewal options, subject to approval of the contracts by Corporation Counsel and other appropriate County officials, and subject to the appropriate changes being made to the contractual language relating to termination provisions as recommended by the Committee on Finance and Audit; and

BE IT FURTHER RESOLVED, that the first contract year begins April 1, 2002, and ends March 31, 2003, with each subsequent contract year beginning on April 1 and ending March 31 of the following year; and

BE IT FURTHER RESOLVED, that the Milwaukee County Treasurer shall report monthly to the Finance and Audit Committee on the status of the portfolio and shall continue using an independent outside investment portfolio review committee to review the portfolio on a monthly basis.

**(Item 7)**

**File No. 02-185  
(Journal, March 21, 2002)**

From Director of Audits, submitting Follow-up Audit of Purchasing Card Controls, dated March 2002.

**(Item 8)**

**File No. 02-184  
(Journal, March 21, 2002)**

From Director of Audits, submitting the 2001 Annual Report Audit Hotline and Audit Activity Related to Fraud, Waste and Abuse, dated March 2002.

**(Item 9)**

**File No. 02-182  
(Journal, March 21, 2002)**

Resolution by Supervisors De Bruin, Ryan, Nyklewicz and others, providing for 2002 mid-year budget reductions and expenditure freezes:

**A RESOLUTION**

WHEREAS, Governor Scott McCallum has submitted a budget repair bill to the Wisconsin Legislature that calls for a \$350 million cut in shared revenue payments to county and municipal governments in 2002 and 2003 and elimination of the shared revenue program by 2004; and

WHEREAS, if this proposal were adopted, Milwaukee County's net shared revenue payment from the State would be reduced from \$39.2 million to \$2.4 million in 2002 and would be phased out completely by 2004; and

WHEREAS, while it appears that the Governor's proposed cuts in shared revenue will be modified dramatically by the Legislature, the County is facing several additional unanticipated 2002 budget problems, including the potential loss of \$3.5 million in Community Reinvestment funds, a potential \$3 million deficit in Earnings on Investments and more than \$1 million of potential revenue deficits in the House of Correction; and

WHEREAS, while it is critical for Milwaukee County to consider budget reductions in a strategic fashion based on its overall mission, vision and priorities, there are a number of immediate budget reductions that the County should implement in order to protect itself from the possibility of deeper cuts later in 2002; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Department of Administration and appropriate departments and divisions to implement the following modifications in departmental budgets effective April 1, 2002:

BE IT FURTHER RESOLVED, that affected department administrators are hereby authorized and directed to prepare and submit to the Department of Administration by April 4, 2002, the appropriate fund transfers required to implement the budget actions outlined above and transfer resulting budgetary savings to the Appropriation for Contingencies; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed to process the fund transfers submitted by department administrations; and;

BE IT FURTHER RESOLVED, that the following position actions are hereby approved effective April 1, 2002:

| <b>Org. Unit</b> | <b>Department</b>   | <b>2002 Budget Modification</b> | <b>Description</b>   |
|------------------|---------------------|---------------------------------|--|
| 1000             | County Board        | \$200,000                       | Reduce Personal Services by \$140,000 and reduce general operating accounts by \$60,000.   |
| 1011             | County Executive    | \$181,576                       | Reduce Personal Services by abolishing Chief of Staff (\$131,576) & holding positions vacant due to retirements and hiring freeze.                                 |
| 1040             | DOA-DBD Division    | \$45,001                        | Reduce Personal Services by holding vacant positions of DBE Specialist, Review Clerk & Certification Outreach Analyst.   |
| 1130             | Corporation Counsel | \$153,748                       | Reduce Personal Services by holding vacant positions of Principal Asst. Corp. Counsel, Legal Intern & Legal Secretary.   |
| 1135             | DOA-Labor Relations | \$48,459                        | Reduce Personal Services by holding vacant positions of Director (until approx. June 1) and Deputy Director.   |
| 1140             | Human Resources     | \$231,525                       | Reduce Personal Services by holding vacant positions of Student Intern, Director (Deputy Director would continue as Acting Director) & Administrative Coordinator. |

|      |                            |                    |  |
|------|----------------------------|--------------------|--|
| 1151 | DOA-Fiscal Affairs         | \$27,447           | Reduce Personal Services by holding vacant position of Office Support Assistant 2.   |
| 1151 | DOA-Fiscal Affairs         | \$30,220           | Eliminate Strategic Planning funds (including encumbered 2001 funds).  |
| 1160 | DOA-IMSD                   | \$173,791          | Reduce Personal Services by restructuring in light of recent retirements & abolishing vacant Chief Operating Officer position.   |
| 1160 | DOA-IMSD                   | \$79,500           | Eliminate unspent contractual services funds.  |
| 2000 | Combined Courts            | \$196,089          | Reduce Personal Services by reorganizing four Coordinator positions into two for remainder of year and assigning existing Court Commissioner to half-time work on Permanency Project.  |
| 2000 | Combined Courts            | \$447,728          | Increase Abatements by increasing Family Court Commissioner crosscharge to Child Support Enforcement.  |
| 2430 | Child Support Enforcement  | (\$152,228)        | Increase Crosscharges by \$447,728 due to increased charge from Family Court Commissioner and increase revenue by \$295,500 due to 66% Federal reimbursement for increased crosscharge.  |
| 2430 | Child Support Enforcement  | \$119,866          | Reduce Personal Services by holding vacant 8.4 positions: Clerk 3 Data Entry (2 positions); Secretary Assistant; Child Support Clerk; Child Support Supervisor; Paralegal (3.4 positions).   |
| 3270 | County Clerk               | \$9,647            | Reduce Personal Services by holding vacant Librarian position.   |
| 4000 | Sheriff                    | \$172,739          | Increase Revenue by charging Brewers for fringe benefit costs of Sheriffs assigned to Miller Park.   |
| 5080 | DPW-A,E&E                  | \$63,000           | Reduce expenditures for landfill emergency flare replacement (\$60,000) and increase revenue (\$3,000).  |
| 5700 | DPW – Facilities           | \$101,275          | Reduce Personal Services by holding positions vacant due to retirements and hiring freeze.   |
| 5700 | DPW – Facilities           | \$100,000          | Reduce Services account due to anticipated surplus in utilities.   |
| 6300 | Behavioral Health Division | \$101,661          | Reduce Personal Services by abolishing position of Associate Mental Health Administrator – Patient.  |
| 7900 | Aging                      | \$81,415           | Reduce Personal Services by holding positions vacant due to retirements and hiring freeze.   |
| 8000 | Human Services             | \$188,945          | Reduce Personal Services by abolishing Bureau Manager (Delinquency Services) and 4 Human Service Workers (Adult Services) and transferring 1 Exec. Assistant from Director's Office to Fin. Asst. Div.   |
| 8000 | Human Services             | \$100,000          | Reduce Personal Services by holding open vacant positions in Delinquency Services Division.  |
| 9000 | Parks                      | \$200,000          | Increase revenue by \$200,000 for unbudgeted payment from MMSD (and withhold previously authorized allocation to various projects).  |
| 9000 | Parks                      | \$1,428,082        | Reduce or eliminate bond funding from Bender Park (1,832,194); Air Conditioning – Brown Deer & Dretzka Golf (\$375,983); Washington Park Redevelopment (\$400,000); Kohl Park Development (\$500,000); Noyes Family Aquatic Center (\$450,000). Transfer this total of \$3,558,177 plus \$45,000 of unbudgeted revenue from the Irgens development to appropriate capital accounts to purchase additional large mowing equipment (about \$2.7 million), buy out equipment lease authorized in 2001 and purchase additional leased equipment. Also, utilize \$100,000 in bonds to replace revenue for equipment purchase. Net impact is a \$328,082 reduction in Equipment Rental, a \$100,000 increase in revenue for New Equipment and a \$1,000,000 reduction in Personal Services via increased V&T in each region from greater efficiencies due to purchase of large mowing equipment. |
|      | <b>TOTAL</b>               | <b>\$4,329,486</b> |  |

**Org. Unit 1011 – County Executive**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                       | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|------------------------------------|-------------------------|------------------|
| Abolish       | 85260             | Administrative Secretary-Executive | 1                       | 919E             |

**Org. Unit 1160 – IMSD**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>            | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|-------------------------|-------------------------|------------------|
| Abolish       | 88340             | Chief Operating Officer | 1                       | 920E             |

**Org. Unit 6300 – Behavioral Health Division**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                                     | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Abolish       | 88330             | Associate Mental Health Administrator -- Patient |                         | 919E             |

**Org. Unit 8000 – Department of Human Services**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                                  | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|---|-------------------------|------------------|
| Abolish       | 56300             | Human Service Worker                          | 4                       | 16C              |
| Abolish       | 79000             | Bureau Manager – Delinquency & Court Services | 1                       | 915E             |

BE IT FURTHER RESOLVED that previously budgeted 2002 Expenditures for the following programs in the following amount shall not occur unless specifically authorized at a future date by the County Board of Supervisors:

| <b>Org. Unit</b> | <b>Department/Program</b>                  | <b>2002 Budget "Freeze"</b> | <b>Description</b>  |
|------------------|--|-----------------------------|---|
| 1140             | DHR -- Youth Employment Program            | \$222,000                   | Summer employment component of program cannot occur without future authorization.   |
| 1140             | DHR-Tuition Assistance Program             | \$100,000                   | Program expenditures cannot occur without future authorization.   |
| 1180             | DOA-Economic Development – ED Reserve Fund | \$150,000                   | No additional expenditures after March Committee cycle without future authorization.  |
| 7200             | DOA-CHRP –Sports Authority                 | \$161,500                   | No additional expenditures after February Committee cycle without future authorization.   |
| WO865            | Brownfields Redevelopment                  | \$200,000                   | "Freeze" expenditure of \$200,000 of existing \$515,000 balance in Brownfields account without future authorization (this assumes that existing balance is carried over during 2001 carryover process). |
|                  | <b>TOTAL</b>                               | <b>\$833,500</b>            |   |

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed to appropriately allocate Personal Services reductions in the amount of \$352,174 among County departments to reflect the February 21, 2002 County Board action to eliminate Executive Compensation Plan step advancements (\$215,574) and performance awards (\$136,000) for 2002 and to transfer those savings from departments to the Appropriation for Contingencies; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed to transfer savings in the amount of \$29,941 from Org. Unit 1000 (County Board) to the Appropriation for Contingencies to reflect the February 21, 2002 County Board action to eliminate step advancements for the County Board Chairman and other County Supervisors in 2002; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed to transfer savings in the amount of \$2,742 from Org. Unit 1011 (County Executive) to the Appropriation for Contingencies to reflect the February 21, 2002 County Board action to eliminate a step advancement for the County Executive in 2002.

The question was adoption.

**SEPARATE ACTION** was requested on Items 2, 6, 7 and 9.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

On a motion by Supervisor Launstein, **Item 2 WAS LAID OVER UNTIL LATER IN THE MEETING.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** McGuigan – 1.

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

**AYES:** Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22. **NOES:** Lutzka – 1. **EXCUSED:** Arciszewski and Diliberti – 2.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, and the Chairman – 20. **NOES:** Holloway, Johnson, Mayo, White, Zielinski – 5.

Supervisors Bailey, Diliberti, Quindel and Weishan submitted the following **Amendment No. 1 to Item 9:**

1) **MODIFY** the Table beginning on Line 34 as follows:

Reduce Personal Services by \$140,000 by ~~abolishing and recreating Chief of Staff position as Office Manager position at a lower pay range and~~ holding positions vacant due to retirements and hiring freeze; also, reduce general operating accounts by \$60,000.

2) **DELETE** the following language from the “BE IT RESOLVED” clause beginning on Line 48:

**Org. Unit 1000 – County Board**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                               | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Abolish       | 88130             | Administrative Secretary<br>Chief of Staff | 1                       | 918E             |

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                               | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Create        | 88130             | Administrative Secretary<br>Office Manager | 1                       | 914E             |

**Org. Unit 1011 – County Executive**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                          | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|---------------------------------------|-------------------------|------------------|
| Abolish       | 85260             | Administrative Secretary<br>Executive | 1                       | 919E             |

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                                 | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Abolish       | 85150             | Administrative Secretary<br>Executive Office | 1                       | 917E             |

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                           | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Abolish       | 85340             | Budget Development<br>Analysis Manager | 1                       | 917E             |

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>  | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|---|-------------------------|------------------|
| Create        | 85340             | Administrative Secretary<br>Dir. Of Media Relations | 1                       | 29M              |

Supervisor McGuigan asked that Item 9 lay over until later in the meeting. As there was an objection, he then moved lay over until later.

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

**AYES:** McGuigan, Nyklewicz, Podell, White – 4. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Quindel, Ryan, Schmitt, Weishan, Zielinski – 21.

**DIVISION OF THE QUESTION** was requested on Amendment No. 1.

Thereupon, that portion of Amendment No. 1 relating to Org. 1000, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, DeBruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Quindel, Weishan, White, and the Chairman – 13. **NOES:** Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Ryan, Schmitt, and Zielinski – 12.

3) **MODIFY** the Table beginning on Line 34 as follows:

Reduce Personal Services by ~~abolishing Chief of Staff (\$131,576) and Legislative Liaison positions (\$90,962), abolishing and recreating Budget Development Analysis Manager position as Director of Media Relations position at a lower pay range (\$24,853), and holding positions vacant due to retirements and hiring freeze.~~

Thereupon, that portion of Amendment No. 1 relating to Org. Unit 1011 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, DeBruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Quindel, Weishan, White and the Chairman – 13. **NOES:** Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Ryan, Schmitt, and Zielinski – 12.

Supervisor McGuigan moved reconsideration of that portion of **Amendment No. 1 relating to Org. Unit 1011.**

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

**AYES:** Borkowski, Coggs-Jones, Davis, Launstein, Lutzka, McGuigan, Nyklewicz, and Zielinski – 8. **NOES:** Aldrich, Arciszewski, Bailey, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Mayo, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman – 17.

Supervisor Jasenski submitted the following **Amendment No. 2 to Item 9.**

1) **MODIFY** the Table beginning on Line 34 as follows:

Increase revenue by ~~\$200,000~~ for \$86,840 by withholding part of the allocation from an unbudgeted \$200,000 payment from MMSD (and withhold previously authorized allocation to various projects) while allowing the allocation of \$30,000 as a 20% match for improvement of a bike trail along the Menomonee River north of Congress and \$83,160 as a 20% match for improvements of the Oak Leaf Bike Trail from Center Street to Mayfair Road and Center Street to Swan Boulevard.

Thereupon, the foregoing Amendment No. 2 **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Borkowski, Jasenski, Launstein, McGuigan, Podell, and Weishan – 7.  
**NOES:** Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Johnson, Krug, Lutzka, Mayo, Nyklewicz, Quindel, Ryan, Schmitt, White, Zielinski, and the Chairman – 18.

Supervisor McGuigan submitted the following **Amendment No. 3 to Item 9.**

1) **MODIFY** the Table beginning on Line 34 as follows:

Increase revenue by ~~\$200,000~~ for \$150,000 by withholding part of the allocation from an unbudgeted \$200,000 payment from MMSD (and withhold previously authorized allocation to various projects) while allowing the allocation of \$50,000 to create a walking path at Melody View Preserve.

Thereupon, the foregoing Amendment No. 3 **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Borkowski, Diliberti, Jasenski, McGuigan, and Weishan – 7. **NOES:** Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski, and the Chairman – 18.

Supervisor McGuigan submitted the following **Amendment No. 4 to Item 9.**

1) **DELETE** the saving of \$200,000 in the Parks budget from the Table beginning on Line 34 as follows:

~~Increase revenue by \$200,000 for unbudgeted payment from MMSD (and withhold previously authorized allocation to various projects).~~

Thereupon, the foregoing Amendment No. 4 **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Bailey, Borkowski, Jasenski, McGuigan, Podell, and Weishan – 7.  
**NOES:** Arciszewski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, Ryan, Schmitt, White, Zielinski, and the Chairman – 18.

The chair called for a recess until 1:30 P.M.

The board **RECONVENED** at 1:40 P.M.

Supervisor Ordianans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Davis, DeBruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chairman -- 21. **ABSENT:** Coggs-Jones, Jasenski, Podell, and White – 4.

Supervisor Jasenski submitted the following **Amendment No. 5 to Item 9:**

1) **MODIFY** the Table beginning on Line 34 as follows:

Reduce or eliminate bond funding from Bender Park (\$1,832,194); Air Conditioning – Brown Deer & Dretzka Golf (~~\$375,983~~ -- \$136,166 – eliminate funding for Brown Deer but retain funding of \$212,817 for Dretzka); Washington Park Redevelopment (\$400,000); Kohl Park Development (\$500,000); Noyes Family Aquatic Center (\$450,000). Transfer this total of ~~\$3,558,177~~ 3,345,360 plus \$45,000 of unbudgeted revenue from the Irgens development to appropriate capital accounts to purchase additional large mowing equipment (about \$2.7 million), and buy out equipment lease authorized in 2001 ~~and purchase additional lease equipment~~. Also, utilize \$100,000 in bonds to replace revenue for equipment purchase. Net impact is a ~~\$328,082~~ 228,802 reduction in Equipment Rental, a \$100,000 increase in revenue for New Equipment and a \$1,000,000 reduction in Personal Services via increased V&T in each region from greater efficiencies due to purchase of large mowing equipment.

Thereupon, the foregoing Amendment No. 5 **FAILED OF ADOPTION** by the following vote:

**AYES:** Bailey, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Podell, Weishan, and the Chairman – 10. **NOES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Lutzka, Nyklewicz, Quindel, Ryan, Schmitt, White, and Zielinski – 15.

Supervisor Jasenski and Weishan submitted the following **Amendment No. 6 to Item 9:**

1) **MODIFY** the Table beginning on Line 105 as follows:

\$50,000 of program expenditures cannot occur without future authorization.

Thereupon, the foregoing Amendment No. 6 **FAILED OF ADOPTION** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Davis, Jasenski, Johnson, McGuigan, Schmitt, Weishan – 9. **NOES:** Borkowski, DeBruin, Diliberti, Holloway, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, White, Zielinski, and the Chairman – 15. **EXCUSED:** Coggs-Jones – 1.

Supervisor Davis submitted the following **Amendment No. 7 to Item 9:**

1) **ADD** to the following the Table containing budget freezes beginning on Line 105:

|           |   |          |  |
|-----------|---|----------|--|
| WH 226061 | Road & Pedestrian Structure Inventory & Programming | \$50,000 | Expenditures cannot occur without future authorization (the source of revenue for this project is Zoo billboard revenue) |
|-----------|---|----------|--|

|       |                            |           |  |
|-------|----------------------------|-----------|--|
| WP024 | O'Donnell Park Maintenance | \$191,250 | "Freeze" \$191,250 of \$206,250 of expenditures on the portion of this project funded with Zoo billboard revenue without future authorization. Remaining \$15,000 could be spent to investigate the cause of deterioration of coatings on hand railings and to identify solutions. |
|-------|----------------------------|-----------|--|

Thereupon, the foregoing Amendment No. 7 **FAILED OF ADOPTION** by the following vote:

**AYES:** Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Johnson, Mayo, Zielinski – 8. **NOES:** Aldrich, Arciszewski, Bailey, DeBruin, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman – 17.

Supervisors Johnson, DeBruin and Quindel submitted the following **Amendment No. 8 to Item 9:**

1) **MODIFY** the Table beginning on Line 34 as follows:  
Reduce Personal Services by abolishing Bureau Manager (Delinquency Services) and 2 Human Service Workers (Adult Services), ~~and~~ transferring 1 Exec. Assistant from Director's Office to Fin. Asst. Div., and holding positions vacant due to retirements and hiring freeze.

2) **MODIFY** the following language in the "BE IT FURTHER RESOLVED" clause beginning on Line 48:

**Org. Unit 8000 – Department of Human Services**

| <u>Action</u> | <u>Title Code</u> | <u>Title</u>                                     | <u>No. of Positions</u> | <u>Pay Range</u> |
|---------------|-------------------|--|-------------------------|------------------|
| Abolish       | 56300             | Human Service Worker                             | <del>4</del> -2         | 16C              |
| Abolish       | 79000             | Bureau Manager –<br>Delinquency & Court Services | 1                       | 915E             |

Thereupon, Amendment No. 8 **WAS ADOPTED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chairman – 22. **NOES:** Aldrich, Krug, White – 3.

Thereupon, Item 9, as amended, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski, and the Chairman – 22. **NOES:** Jasenski, McGuigan, and White – 3.

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

Supervisor McGuigan **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolutions. There being no objections, the rules **WERE SUSPENDED**.

Thereupon, the foregoing resolutions **WERE ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0.  
**EXCUSED:** Bailey – 1.

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:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell,

Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0.  
**EXCUSED:** Bailey – 1.

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

**AYES:** Aldrich, Arciszewski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** Borkowski and Ryan -- 2.  
**EXCUSED:** Bailey and Johnson – 2.

The question was on adoption.

**SEPARATE ACTION** was requested on **Item 5**.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0 **EXCUSED:** Bailey and Johnson – 2.

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## **From the Committee on Health and Human Needs, Reporting 7 Items**

### **Item 1**

**File No. 02-158**  
**(Journal, March 21, 2002)**

From Clerk of Circuit Court/Director of Court Services, requesting authorization to receive funding from the Bureau of Milwaukee Child Welfare in the amount of \$27,000 for the period of January 1, 2002 through July 31, 2001 to continue mediation in child welfare cases.

**WHEREAS**, in March of 1999, Milwaukee County was awarded a three-year grant by the U.S. Department of Health and Human Services (USDHHS) under the Adoptions Opportunity Program; and,

**WHEREAS**, this project funded mediation as a means to expedite the resolution of CHIPS cases; and,

**WHEREAS**, the three-year grant ends on March 14, 2002; and,

**WHEREAS**, the Bureau of Milwaukee Child Welfare has agreed to fund the mediation project through July of 2002 until arrangements can be made with the three vendor sites to pay the mediators directly; and now therefore,

**BE IT RESOLVED THAT**, the Clerk of Circuit Court is authorized to receive \$27,000 for the period of January 1, 2002 through July 31, 2002.

**Fiscal Note:** Approval of this item will have no fiscal impact as the \$27,000 will fully fund mediation in child welfare cases.

**Item 2**

**File No. 02-158  
(Journal, March 21, 2002)**

From the Acting Director, DHS, requesting approval to revise the guideline governing the County Child Day Care Capital Loan Fund (CDCCLF) to increase the maximum level of loan assistance to a group day care provider from \$75,000 to \$100,000, and to permit the Department to approve loans to certified family providers in amounts of \$5,000 or less without further County Board review and approval.

**A RESOLUTION**

WHEREAS, in March of 1999, Milwaukee County was awarded a three-year grant by the U.S. Department of Health and Human Services (USDHSS) under the Adoptions Opportunity Program to provide mediation as a means to expedite the resolution of CHIPS cases; and

WHEREAS, the three-year grant ended on March 14, 2002; and

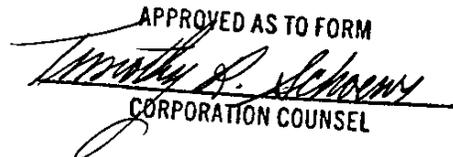
WHEREAS, the Bureau of Milwaukee Child Welfare has agreed to fund the mediation project through July 2002; and

WHEREAS, the Bureau of Milwaukee Child Welfare is working with the child welfare sites to develop their capacity to pay directly for mediation beginning in August 2002; now, therefore,

BE IT RESOLVED, that the Clerk of Circuit Court is hereby authorized to receive \$27,000 from the Bureau of Milwaukee Child Welfare to provide mediation as a means to expedite the resolution of CHIPS cases for the period of January 1, 2002 through July 31, 2002.

**FISCAL NOTE:** Approval of this item will have no fiscal impact as the \$27,000 will fully fund mediation in child welfare cases.

02-158Mediation in Child Welfare Cases  
KE:JH:RC:RH:dh

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

1

**Item 3**

**File No. 02-188  
(Journal, March 21, 2002)**

From the Acting Director, DHS, requesting authorization to allocate interest-free time-limited loans to La Causa, Inc. in the amount of \$45,800 and to family provider Shaun R. Payne, in the amount of \$5,000; and further requesting approval to continue a \$5,000 Memorandum of Agreement with the Milwaukee County Department of Administration, Housing and Community Development Division, to assist in the implementation of this loan fund.

**A RESOLUTION**

WHEREAS, the allocation of Community Development Block Grant Funds awarded to the Milwaukee County Department of Human Services (DHS) requires the approval of the County Board of Supervisors and County Executive; and

WHEREAS, funding in the amount of approximately \$155,000 currently is available in the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF); and

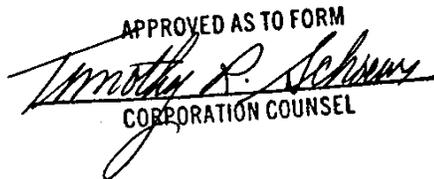
WHEREAS, DHS staff publicized the availability of these funds to licensed group providers and solicited applications in accordance with the guidelines set forth by the County Board, and in concert with the requirements associated with the disbursement of Community Development Block Grant Funds; and

WHEREAS, certified family providers are eligible for loans not to exceed \$5,000 to assist them in upgrading their physical plant to meet more stringent licensing requirements; and

WHEREAS, the Committee on Health and Human Needs passed File No. 02-187 recommending changes in the guidelines governing the CDCCLF by a vote of 7-0 and forwarded that file to the full County Board for consideration at its March 21, 2002 meeting; now, therefore,

BE IT RESOLVED, that the Director of the Department of Human Services is hereby authorized to allocate an interest-free, time-limited loan of up to \$45,800 to LaCausa, Inc. predicated on the County Board's approval of File No. 02- 187 which modifies the maximum loan amount an agency may receive; and

BE IT FURTHER RESOLVED, that the Director of the Department of Human Services is hereby authorized to allocate an interest-free, time-limited loan in amount of \$5,000 to Ms. Shaun R. Payne, located at 6368 W. Medford Avenue, Milwaukee, Wisconsin 53218; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

BE IT FURTHER RESOLVED, that the Director of the Department of Human Services is hereby authorized to continue a written agreement with the Milwaukee County Department of Administration, Housing & Community Development Division, in the amount of \$5,000 for the year 2002 to provide consultation and assistance to department staff implementing the CDCCLF.

March 21, 2002

**Item 4**

**File No. 02-189  
(Journal, March 21, 2002)**

From the Acting Director, DHS, submitting a proposal to use \$350,000 tax levy for services to persons with developmental disabilities.

MAR 21 2002

Adopted  
25-0

File No. 02-189

(Journal, March 21, 2002)

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(ITEM NO. 4) From the Acting Director, DHS, submitting a proposal to use \$350,000 of Tax Levy for Services to Persons with Developmental Disabilities, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, during 2002 budget deliberations, concerns arose regarding the lack of funding to reduce the lengthy Developmental Disabilities waitlist, and regarding pay for direct care staff; and,

WHEREAS, the County Board approved an amendment to the County Executive's Recommended Budget that appropriated \$350,000 to the Department of Human Services Adult Services Division (ASD), with direction to staff to develop a plan in cooperation with advocates on how to address the above two issues while maximizing federal revenue; and,

WHEREAS, the Adult Services Division and advocates met and are in agreement to support a two-fold recommendation that removes 51 new applicants from the waitlist and provides a 3% increase to residential providers of group homes and adult family homes; and

WHEREAS, the recommendation allocates \$348,632 (40%) as local match to draw down \$522,949 (60%) in federal revenue for a total of \$871,581 to support these initiatives; now, therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized to use \$240,738 as recommended to reduce the Developmental Disabilities waitlist and \$107,895 as recommended to provide a 3% increase to residential providers for the period of June 1, 2002 through December 31, 2002.

**FISCAL NOTE:** Adoption of this resolution will have no increase in tax levy for 2002 because funding for this initiative was included in the 2002 Adopted Budget. For 2003, these initiatives would result in an estimated full year tax levy cost of \$646,273, or 40% of the total costs of the recommended plan, provided that they are continued as part of the 2003 Adopted Budget. These funds would draw down federal revenue totaling \$969,408, or 60% for a 2003 program total of \$1,615,681.

JH:RC:RH:dh  
02-189

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**Item 5**

**File No. 02-32(a)(b)  
(Journal, March 21, 2002)**

Reference file established by the County Board Chairman, relative to State Social Services and Community Programs (including Behavioral Health Division) with the Department of Health and Family Services (DHFAS).

**Item 6**

**File No. 02-5(a)(b)  
(Journal, March 21, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Behavioral Health Division.

**Item 7**

**File No. 02-190  
(Journal, March 21, 2002)**

From the Acting Director, DHS, requesting approval to renew Administrative Services Agreement with the Wisconsin Community Services Network for a total of \$93,600.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25.  
**NOES:** 0.

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**By the Committee Reporting on Judiciary, Safety and General Service,  
Reporting 2 Items**

**Item 1**

**File No. 02-180**

A resolution authorizing and directing Corporation Counsel to pay \$7,000.00 to Lena M. Nielson to settle all claims arising out of an incident on an escalator at General Mitchell International Airport.

WHEREAS, two witnesses support Ms. Nielsen's claim regarding the handrail and two days prior to this incident, Airport employees contacted Otis Elevator Company concerning a loud noise coming from the handrail of this escalator. At that time, an employee for Otis worked on the escalator and that same employee was called to the scene after Ms. Nielsen's accident when it was determined that the handrail belt needed to be replaced; and

WHEREAS, Ms. Nielsen fractured her right arm as a result of the fall, which necessitated an inpatient stay for 10 days at the Southpointe Rehabilitation Center. Ms. Nielsen's medical specials total \$11,737.49 from this incident; and

WHEREAS, Ms. Nielsen commenced a lawsuit against Milwaukee County and Otis Elevator Company. As a result of a mediation session directed by the court, the parties reached a tentative agreement calling for Ms. Nielsen to receive \$43,500 in full settlement of all of her claims. Of that amount, Milwaukee County is to pay \$7,000 with the balance to be paid by Otis Elevator Company. This settlement has the support of the County's insurer, Associated Aviation Underwriters, as well as that of the Office of Corporation Counsel; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of March 7, 2002, approved the recommendation of Corporation Counsel (Vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct that Milwaukee County pay \$7,000 as its portion of the \$43,500 settlement of all claims arising out of Lena Nielsen's fall at General Mitchell International Airport on April 4, 1999, and dismissal of the pending lawsuit.

**Item 2**

**File 02-181**

A resolution receiving and placing on file two reports from the Sheriff's Department entitled Milwaukee County Jail Security Review by Venture Architects and by Arnold and O'Sheridan relative to security at the criminal justice facility

(ITEM 2) WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of March 7, 2002, considered two reports from the Sheriff's Department entitled Milwaukee County Jail Security Review, one by Venture Architects and the second by Arnold and O'Sheridan relative to security at the criminal justice facility; now, therefore

BE IT RESOLVED, that two reports relative to security at the criminal justice facility entitled Milwaukee County Jail Security Review, by Venture Architects and Arnold and O'Sheridan, copies of which are contained herein in File No. 02-181, are hereby received and placed on file.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25.  
**NOES:** 0.

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## **From the Committee on Judiciary, Safety and General Services, Reporting 2 Items**

### **Item 1**

**File No. 02-166  
(Journal, March 21, 2002)**

From Director, Child Support Enforcement, requesting authorization to execute W-2 Contracts with Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), United Migrant Opportunity Services, Inc. (UMOS) and YW Works.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25.  
**NOES:** 0.

### **Item 2**

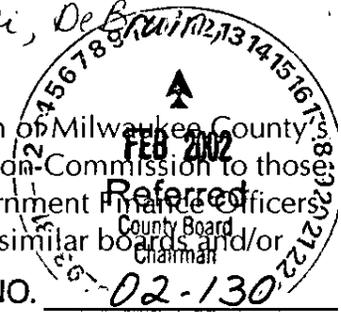
**File No. 02-130  
(Journal, March 21, 2002)**

March 21, 2002

By Supervisor Diliberti, Borkowski, Quindel, Schmitt, Ordians, Krug, Ryan, Johnson, Cogg-Jones, Arciszewski, Aldrich and Podell, *Bailey, Zielinski, DeB...*  
*Holloway and McGuigan*

**A RESOLUTION**

directing County Board staff to compare the duties and composition of Milwaukee County Pension Board, Pension Study Commission, Ethics Board and Election 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



FILE NO. 02-130

WHEREAS, Milwaukee County has various Boards and Commissions that are periodically employed to assist in the governance of the County; and

WHEREAS, these Boards and Commissions are intended to have structural and operational procedures designed to prevent questionable or self-serving policy decisions that are contrary to the interests of the citizens of Milwaukee County; and,

WHEREAS, these Boards and Commissions are intended to operate separately from and independently of the policy making process in order to independently evaluate policy propositions and to preserve objectivity when considering policy matters; and,

WHEREAS, Section 201.24(8.1) of the Milwaukee County General Ordinances created the Pension Board and charged that same Board with "the general administration and responsibility for the proper operation of the retirement system"; and,

WHEREAS, the Pension Board consists of seven members who are either employees of Milwaukee County or appointed by the County Executive; and

WHEREAS, Section 200.01 of the Milwaukee County General Ordinances created the Pension Study Commission to "have jurisdiction over all proposed changes in the employes' retirement system of the County"; and,

WHEREAS, Section 200.02 of the Milwaukee County General Ordinances further charges that the Pension Study Commission "shall have the obligation to study and report to the county board on all proposed changes in the employes' retirement system of the county" and that "[n]o change in the retirement system...shall be considered by the county board until it has been referred to the appropriate commission for a written report on the proposed change" and that the report to the county board shall advise "as to the actuarial effect, the cost implications and the desirability of the proposed change"; and,

WHEREAS, the Pension Study Commission consists of five members appointed by the County Board Chairman, with three members being County Supervisors and two being non-County employees; and,

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, and Zielinski, – 24. **NOES:** 0.  
**EXCUSED:** The Chairman -- 1.

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WHEREAS, both the Pension Board and the Pension Study Commission approved pension and benefit improvements that benefit some Milwaukee County employees unduly, thus representing a possible conflict of interest; and,

WHEREAS, Section 9.07 of the Milwaukee County General Ordinances creates an Ethics Board to review and investigate conflict of interest complaints; and,

WHEREAS, the Ethics Board consists of six members, all of whom are appointed by the County Executive; and,

WHEREAS, Milwaukee County's Code of Ethics states "[t]he proper operation of democratic government requires that public officials and employees be independent, impartial, and responsible to the people; that decisions and policy be made in the best interests of the people, the community, and the government; that public office not be used for personal gain; and that the public has confidence in the integrity of its government"; and,

WHEREAS, Section 7.20 of the Wisconsin Statutes creates a Board of Election Commissioners in every county of more than 500,000 population; and,

WHEREAS, Section 5.01 of the Wisconsin Statutes stipulates that the statutes pertaining to elections, including the aforementioned section 7.20, "shall be construed to give effect to the will of the electors"; and,

WHEREAS, the Board of Election Commissioners consists of three members, all of whom are appointed by the County Executive from lists of names submitted by the county committees of the two political parties receiving the most votes for governor in Milwaukee County; and,

WHEREAS, the composition of and the appointing authority for the Pension Board, the Pension Study Commission, the Ethics Board, and the Election Commission may allow for a possible overrepresentation of individuals who may have interests as Milwaukee County employees, political appointees, or both that may be contrary to the best interests of Milwaukee County citizens; and,

WHEREAS, Milwaukee County citizens are entitled to a government that is free of any actions or policies that conflict with the citizens' best interests; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the County Board Research Division to analyze and review the legislative history of Milwaukee County's Pension Board, Pension Study Commission, Ethics Board and Election Commission; and,

BE IT FURTHER RESOLVED, that County Board staff will also compare the duties and composition of Milwaukee County's Pension Board, Pension Study Commission, Ethics Board and Election Commission to those of similar sized counties; and,

BE IT FURTHER RESOLVED, that in conjunction with the aforementioned review and comparison, County Board staff will review and summarize available information from the Government Finance Officers Association and other professional organizations with regard to the composition and appointing power for pension boards and/or commissions, ethics boards and/or commissions and election boards and/or commissions; and,

BE IT FURTHER RESOLVED, that after completing its review County Board staff will provide a report with recommendations and analysis of alternatives to the Committee on Judiciary, Safety and General Services, the Committee on Personnel, and the Select Committee on County Government Structure and Procedures within 60 days of the adoption of this resolution.

**FISCAL NOTE:** Adoption of this Resolution will not require a direct expenditure of funds, but may require an expenditure of staff time.

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**From the Committee on Parks, Energy and Environment, Reporting 10 Items**

**Item 1**

**File No. 02-167  
(Journal, March 21, 2002)**

A resolution by Supervisor Zielinski directing the Director of Parks, Recreation and Culture to seek new proposals to operate the Bruce Street boat launch ramp, with site and service improvements to be provided by the operators.

WHEREAS, Milwaukee County provides boat launch ramps at various locations throughout Milwaukee County in order to encourage public access to Lake Michigan and its connecting rivers; and

WHEREAS, one of the boat launch ramps owned by Milwaukee County is located on the Kinnickinnic River near Bruce Street and this site has had little use because it has few improvements, services and publicity which could attract additional users; and

WHEREAS, the present Bruce Street ramp has been leased by the Parks Department until April 30, 2004 to Harborside Marine, but the lease contains a clause which states, "this agreement may be terminated at the discretion of the (Parks) Director at any time when it is determined that the public's best interest would be served"; and

WHEREAS, the neighborhoods near the Kinnickinnic River, including Walkers Point, Bay View, Downtown and the Third Ward, have attracted new development in part because of access to the lake and rivers and an improved boat launch ramp could attract additional users; now, therefore

BE IT RESOLVED, that the Director of the Department of Parks, Recreation and Culture is directed to seek new proposals to operate the Bruce Street boat launch ramp, with site and service improvements to be provided by the operator with such terms and conditions as are recommended by the Parks Department and to present the new proposals to the Committee on Parks, Recreation and Culture for their review and recommendation to the County Board.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 21. **NOES:** Borkowski, Ryan – 2. **EXCUSED:** Bailey, Johnson – 2.

**Item 2**

**File No. 02-171  
(Journal, March 21, 2002)**

From the Director of the Milwaukee County Zoo, requesting approval of, and authority to enter into, a one-year professional services contact with William A. Jones Company for the operation of high profile plastic injection vending machines at the Milwaukee County Zoo during 2002.

## A RESOLUTION

WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional services agreements with a value of \$20,000 or greater be approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the 2002 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 percent (50%) 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 March 12, 2002, approved the request of the Zoo Director, amended to provide that Milwaukee County Corporation Counsel and Risk Management will review and approve said contract; now, therefore

BE IT RESOLVED, that the one-year Professional Services Contract for 2002 (copy contained herein in File No. 02-171) with William A. Jones Company for the operation of high profile plastic injection vending machines at the Milwaukee County Zoo is hereby approved; 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 one-year contract in an amount of fifty percent (50%) of gross-collected revenue, after state sales tax is paid, and fifty percent (50%) of the cost of the plastic, contingent upon review and approval of said contract by Corporation Counsel and Risk Management.

### Item 3

**Item No. 02-170  
(Journal, March 21, 2002)**

From the Director of the Milwaukee County Zoo, requesting approval of, and authority to enter into, a professional services contact with Jo-Don Farms, Inc. to provide training consultation to the Zoo Animal Department at a rate of \$250 per day (in an amount not to exceed \$5,000) and for the 2002 Camel Ride at the Milwaukee County Zoo.

, by recommending adoption of the following resolution:

WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional services

agreements with a value of \$20,000 or greater be approved by the Milwaukee County Board of

Supervisors; and

WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides for payment of professional services of Jo-Don Farms, Inc. for a Camel Ride at the Milwaukee County Zoo in the amount of sixty-five percent (65%) of gross revenue from the Camel Ride; and

WHEREAS, Jo-Don Farms, Inc. has successfully executed this service in past years; now, therefore

BE IT RESOLVED, Jo-Don Farms, Inc. is hereby approved to provide training consultation services to the Zoo Animal Department at a rate of \$250 per day, not-to-exceed \$5,000; and

BE IT FURTHER RESOLVED, that the Professional Services Contract with Jo-Don Farms, Inc. for the 2002 Camel Ride at the Milwaukee County Zoo is hereby approved; 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 in an amount of sixty-five percent (65%) of gross revenue from the Camel Ride and for training consultation services to the Zoo Animal Department at a rate of \$250 per day, in an **amount not-to-exceed \$5,000.**

**Item 4**

**File No. 02-172  
(Journal, March 21, 2002)**

From the Director of the Milwaukee County Zoo, requesting approval of, and authority to enter into, a professional services contract with Eurolink Co. for the operation of High Profile Penny Press Vending Machines at the Milwaukee County Zoo.

, by recommending adoption of the following resolution:

WHEREAS, Milwaukee County Ordinance 56.30 requires that all professional services agreements with a value of \$20,000 or greater be approved by the County Board; and

WHEREAS, the 2002 Adopted Budget for the Milwaukee County Zoo provides for payment of professional services of the Eurolink Co. for operation of High Profile Penny Press Vending Machines at the Milwaukee County Zoo in an amount of fifty percent (50%) of gross collected revenue after state sales tax is paid; now, therefore

BE IT RESOLVED, that the request for approval of the Professional Services Contract for the operation of High Profile Penny Press Vending Machines at the Milwaukee County Zoo with Eurolink Co. be hereby approved; 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 in an amount of fifty percent (50%) of gross revenue after state sales tax is paid.

**Item 5**

**File No. 02-168  
(Journal, March 21, 2002)**

From the Director of the Milwaukee County Zoo, requesting approval of, and authority to enter into, a professional services contract with Clear Channel Outdoor, Inc. to install and maintain a fifth lighted outdoor commercial sign structure on Zoo property.

**A RESOLUTION**

WHEREAS, Milwaukee County Board approval is requested to execute a contract with Clear Channel Outdoor, Inc. for the location of a fifth illuminated outdoor sign on Milwaukee County Zoo property; and

WHEREAS, Clear Channel Outdoor, Inc. has proposed combining this agreement with all previous contracts for the existing illuminated outdoor signs which it has located on Milwaukee County Zoo property; and

WHEREAS, Clear Channel Outdoor, Inc. has agreed to pay the Milwaukee County Zoo a minimum of \$50,000 per year for twenty-five (25) years; and

WHEREAS, Clear Channel Outdoor, Inc. has agreed to provide to Milwaukee County a \$1 million, one-time additional payment for entering into this contract; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March 12, 2002, approved the request of the Zoo Director to enter into a contract with Clear Channel Outdoor, Inc. and referred the matter of the use of the revenue of \$1 million that would result from entering into the said contract to the Committee on Finance and Audit (vote 7-0); now, therefore

BE IT RESOLVED, that the contract to locate a fifth illuminated outdoor sign at the Milwaukee County Zoo with Clear Channel Outdoor, Inc. (copy contained herein in File No. 02-168) is hereby approved; 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 for a minimum annual revenue of \$50,000 and a one-time payment of \$1 million.

**Item 6**

**File No. 02-169  
(Journal, March 21, 2002)**

From the Director of the Milwaukee County Zoo, requesting approval of, and authority to enter into, a professional services contract with Pulseworks, LLC for the purpose of locating and operating a virtual ride simulator on Zoo property.

**A RESOLUTION**

WHEREAS, Milwaukee County General Ordinance 56.30 requires that all professional services agreements with a value of \$20,000 or greater be approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the Milwaukee County Zoo has requested approval to enter into a contract with Pulseworks, LLC under which it will receive shared revenue from the operation of a virtual ride simulator furnished by Pulseworks, LLC at the Milwaukee County Zoo in the amount of forty-seven and one-half percent (47.5%) of the net operating profit; and

WHEREAS, Pulseworks, LLC will provide the ride equipment, delivery, installation, maintenance and operating costs; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March 12, 2002, recommended approval of the request of the Director, Milwaukee County Zoo (vote 7-0); now, therefore

BE IT RESOLVED, that that the professional service contract for the furnishing of a virtual ride simulator at the Milwaukee County Zoo with Pulseworks, LLC is hereby approved; and

BE IT FURTHER RESOLVED, that the Director of the Milwaukee County Zoo is hereby authorized and directed to execute this contract with Pulseworks, LLC (copy of which is contained herein in File No. 02-169) on behalf of Milwaukee for the operation of a virtual ride simulator at the Milwaukee County Zoo.

**Item 7**

**File No. 02-110  
(Journal, February 21, 2002)**

From Executive Director/CEO, Lisbon Avenue Neighborhood Development (LAND), requesting a two-year lease of the Washington Park Boathouse.

**A RESOLUTION**

WHEREAS, Lisbon Avenue Neighborhood Development Corporation (LAND), a community development organization, has requested the opportunity to rent space in the Washington Park Community Building; and

WHEREAS, LAND's purpose is to relocate its office for community and youth development for up to thirty-three (33) months; and

WHEREAS, LAND will also conduct an after school program focusing on art, music and tutoring for neighborhood youth ages seven to sixteen; and

WHEREAS, Milwaukee County has similar arrangements in other parks; and

WHEREAS, this proposal will improve community access to Washington Park; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March 12, 2002, recommended approval of the said lease agreement (vote 7-0); now, therefore

BE IT RESOLVED, that that the Milwaukee County Board of Supervisors does hereby approve a lease agreement with the Lisbon Avenue Neighborhood Development Corporation to rent space in the Washington Park Community Building; and

BE IT FURTHER RESOLVED, that the Director, Department of Parks, Recreation and Culture, is hereby authorized and directed to enter into a lease agreement with the Lisbon Avenue Neighborhood Development Corporation, contingent upon review and approval of same by Corporation Counsel and Risk Management, to rent space in the Washington Park Community Building through December 31, 2004 (up to thirty-three months) for the purpose of establishing office space and conducting youth development programming.

**Item 8**

**File No. 02-51  
(Journal, January 24, 2002)**

From the Director of the Department of Parks, Recreation and Culture, requesting authorization to execute a Memorandum of Understanding with the City of Oak Creek to develop, operate, maintain and redevelop, when necessary, three Oak Lead bike trail segment in Oak Creek; further authorizing the Parks Director to develop and enter into an easement with the Oak Creek/Franklin School District, as stated in the Memorandum of Understanding.

**A RESOLUTION**

WHEREAS, on December 17, 1997, the City of Oak Creek adopted the 1998 City of Oak Creek Park and Open Space Plan; and

WHEREAS, the Oak Creek Park and Open Space Plan called for bikeway development throughout the City; and

WHEREAS, in December, 2001, the Milwaukee County Board of Supervisors adopted File No. 01-710 that authorized the Parks Director to negotiate with the City of Oak Creek to develop, operate and maintain the bike trail segments with the City of Oak Creek; and

WHEREAS, the proposed bikeway developments consist of the following:

- Section A would connect the North Shore Oak Leaf Trail Phase I construction to the City of Oak Creek Greenlawn Park;
- Section B would connect the Oak Creek Parkway Drive east of Howell Avenue to Shepard Avenue; and
- Section C would connect the North Shore Oak Leaf Trail development through the City of Oak Creek East Middle School.

; and

WHEREAS, a Memorandum of Understanding has been developed following negotiations with the City of Oak Creek and will be reviewed and approved by the Corporation Counsel and Risk Management staff; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March 12, 2002, recommended approval of the request of the Director of Parks (vote 7-0); now, therefore

BE IT RESOLVED, that the Director of the Department of Parks, Recreation and Culture, is hereby authorized and directed to execute a Memorandum of Understanding with the City of Oak Creek (copy contained herein in File No. 02-51) to develop, operate, maintain and redevelop when necessary, three bike trail sections in Oak Creek; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks, Recreation and Culture, is hereby authorized and directed to develop and enter into an easement with the Oak Creek/Franklin School District as stated in the Memorandum of Understanding.

**Item 9**

**File No.99-487(a)(a)  
(Journal, September 30, 1999)**

From the Director of Parks, Recreation and Culture, requesting approval of an Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District for the U.S. Army Corps of Engineers Section 14, Emergency Streambank Erosion Control and Stabilization Project on the Kinnickinnick River Parkway from South 43<sup>rd</sup> Street to South 60<sup>th</sup> Street.

**Item 10**

**File No. 02-173  
(Journal, March 21, 2001)**

From the Director of Public Works, requesting authority to enter into a contract for the operation and maintenance of the landfill gas systems at the Franklin Landfill (Crystal Ridge) and Doyme Park.

## A RESOLUTION

WHEREAS, Milwaukee County owns a former landfill in the City of Franklin that was closed in 1981; and a former landfill on what is now Doyne Park that was closed in 1976; and

WHEREAS, the former landfill sites presented environmental and public health concerns due to their generation of landfill gas and landfill leachate; and

WHEREAS, the Wisconsin Department of Natural Resources required Milwaukee County to install, operate and maintain landfill gas control systems at the former landfill sites in order to comply with Chapters NR 500 to NR 520, Wisconsin Administrative Code; and

WHEREAS, the Milwaukee County Board of Supervisors, in late 1996, authorized construction of the gas collection and venting system for the Doyne Park landfill, and in early 1997 authorized construction of the gas collection and flare system, landfill cap and vegetative cover for the Franklin landfill; and

WHEREAS, Milwaukee County has continued to effectively operate and maintain the gas control systems since 1998 with the assistance of professional service contractors; and

WHEREAS, on January 26, 2002, through the established Request for Proposal process, Earth Tech consulting engineers was selected from a field of six (6) firms as being the most capable of performing the operation and maintenance functions at both Franklin and Doyne Park landfills for the next year; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of March 12, 2002, recommended approval of the said request (vote 6-1); now, therefore

BE IT RESOLVED, that that Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Department of Public Works, to enter into contracts with Earth Tech to operate and maintain the landfill gas control and groundwater monitoring systems at both Doyne Park and Franklin Landfill for a period of one year.

The question was adoption.

Thereupon, **the foregoing reports WERE ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 21. **NOES:** 0. **EXCUSED:** Bailey – 1.

**From the Committee on Transportation, Public Works and Transit,  
Reporting 8 Items.**

**Item 1**

**File No. 00-643  
(Journal, November 2, 2000)**

Report, referred back, recommending adoption of a resolution authorizing the County Executive and County Clerk to convey .37 acres of County-owned land to the City of Oak Creek by Warranty Deed for a price of \$5,200 under certain conditions and providing that this conveyance shall be contingent upon the City of Oak Creek exempting Milwaukee County from any and all fees and/or charges related to storm water management under any ordinance currently in force or adopted in the future.

**Item 2**

**File No. 02-95  
(Journal, February 21, 2002)**

From Director of Public Works, requesting approval to amend the "Schedule of Minimum Standards for Milwaukee County Airports" to Include Standards for Commercial Fractional Aircraft Management Services.

**Item 3**

**File No. 02-176  
(Journal, March 21, 2002)**

From Director of Public Works, recommending approval of a Commercial Operating Agreement with Scott Air Taxi.

**A RESOLUTION**

WHEREAS, on March 21, 1984 Milwaukee County entered into a Limited Commercial Operating License with Scott Aviation, Inc. (now known as Scott Air Charter) for the operation of Aircraft Charter and Air Taxi Services as defined in Section F of the Schedule of Minimum Standards for Commercial Aeronautical Activities on Milwaukee County's Airports (Minimum Standards); and

WHEREAS, Airport Agreements No. HP-1206 and HP-1207 grant Scott Air Charter the right to provide Aircraft Charter and Air Taxi Services as defined in Section F of the Minimum Standards; and

WHEREAS, Scott Air Charter is now requesting that it also be authorized to conduct Commercial Fractional Aircraft Management Services, as contained in the amended Section F of the Minimum Standards; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 6, 2002, concurred with Airport staff's recommendation that Airport Agreements No. HP-1206 and HP-1207 with Scott Air Charter, Inc. be amended to authorize Scott Air Charter to conduct Commercial Fractional Aircraft Management Services, now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to amend Airport Agreements No. HP-1206 and HP-1207 with Scott Air Charter, Inc. to authorize Scott Air Charter to conduct Commercial Fractional Aircraft Management Services, as contained in the amended Section F of the Minimum Standards.

BE IT FURTHER RESOLVED, that the Airport Director is hereby authorized to enter into a Commercial Operating Agreement with Scott Air Charter, Inc. for the provision of Aircraft Charter, Air Taxi, and Commercial Fractional Aircraft Management Services, as contained in the amended Section F of the Minimum Standards.

**Item 4**

**File No. 02-175  
(Journal, March 21, 2002)**

From Director, Department of Public Works, requesting authorization to allow the Airport Director to enter into lease amendments with rent-a-car companies as needed to effectuate changes to the leased areas for their ready-car areas in the parking garage, maintaining the current rents.

## A RESOLUTION

WHEREAS, the airport parking structure improvements and Rental Car Center are scheduled to be completed by approximately December, 2002; and

WHEREAS, new rent-a-car company bid awards are scheduled for the September 2002 meeting of the Transportation, Public Works and Transit Committee to take effect on or about January 1, 2003; and

WHEREAS, each of the rent-a-car companies currently has ready-car spaces on the first floor of the parking structure; and

WHEREAS, during the next seven months, several reconfigurations to the ready-car leased areas will be required to accommodate the construction of the RCC and construction phasing associated with the structure addition; and

WHEREAS, to accommodate the needs of the rental car companies and the construction manager, Airport staff is recommending that the County Board grant the Airport Director the authority to reconfigure the rent-a-car ready-space lease areas as needed and allow the rent charged to the rent-a-car companies to remain the same throughout the transition; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 6, 2002, recommended approval of the recommendation by a vote of 7-0; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Airport Director to enter into lease amendments with rent-a-car companies as needed to effectuate changes to the leased areas for their ready-car areas in the parking garage; and

BE IT FURTHER RESOLVED, that the rent charged to the rent-a-car companies remain the same throughout the transition.

The question was adoption.

Thereupon, **the foregoing reports WERE ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:**0.. **EXCUSED:** Bailey, Johnson – 2.

**Item 5**

**File No. 02-177  
(Journal, March 21, 2002)**

From Director, Department of Public Works, recommending that Milwaukee County grant MMSD a permanent easement across General Mitchell International Airport land for use of approximately 11,909 square feet of land on which to construct and maintain a sewage pump station at no cost to Milwaukee County, and a temporary easement for the use of approximately 10,463 square feet of adjacent land during the construction period.

**A RESOLUTION**

WHEREAS, MMSD has underground sewer piping around and through GMIA property; and

WHEREAS, increased development in the Airport area has resulted in increased demand for larger sewers; and

WHEREAS, in order to attempt to prevent sewer backups in residential and commercial buildings in the area, MMSD is requesting that Milwaukee County allow MMSD to use approximately 11,909 square feet of Airport land located near Howell Avenue and Citation Way, for the right to construct and maintain a sewage pump station with the rights of ingress and egress as long as required for public purposes, and a temporary easement for the use of approximately 10,463 square feet of adjacent land during the construction period; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 6, 2002, concurred by a vote of 6 to 1 with Airport staff's recommendation that Milwaukee County grant MMSD a permanent easement for use of approximately 11,909 square feet of land on which to construct and maintain a sewage pump station at no cost to MMSD, and a temporary easement for the use of approximately 10,463 square feet of adjacent land during the construction period; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby grant to MMSD a permanent easement for use of approximately 11,909 square feet of land on which to construct and maintain a sewage pump station at no cost to Milwaukee County, and a temporary easement for the use of approximately 10,463 square feet of adjacent land during the construction period to include the following:

1. MMSD shall install, construct and maintain all facilities in good order and condition at its expense;
2. Prior to the initial construction and any subsequent modification of the facilities, MMSD shall submit plans to the Airport Director for review and approval;
3. MMSD shall not construct additional improvements or change the finish grade of the easement area after construction of the pump station without the prior written consent of the County;

4. MMSD agrees to restore all property disturbed by its activities in use of the temporary easement to the condition existing prior to the disturbance;
5. MMSD shall remediate any adverse environmental impact which MMSD causes;
6. If MMSD abandons or discontinues use of the facilities, MMSD shall remove the facilities at its cost, restore the premises to the condition existing prior to MMSD use (as is reasonably possible) and return the premises to the County.

**SEPARATE ACTION** was requested on **Item 5**.

Supervisors Ryan and Aldrich **submitted the following Amendment to Item 5, File 02-177:**

On Line 55, **ADD** the following language:

7. Decorative fencing should surround the facility.
8. Landscaping plans should be done by a landscape architect and should be placed in such a way as to camouflage the buildings from roadside view.
9. Access from Howell Avenue shall not be the first consideration for ingress and egress to the facility.

The question was adoption.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:**0.. **EXCUSED:** Bailey, Johnson – 2.

Thereupon, **Item 5**, as amended, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:**0.. **EXCUSED:** Bailey, Johnson – 2.

**Item 6**

**File No. 02-192  
(Journal, March 21, 2002)**

From Director, Department of Public Works, requesting authorization to execute a Lessor's Estoppel Certificate and Agreement as it relates to Airport Agreement No. XS-991 between Milwaukee County and Aero Milwaukee, LLC.

**A RESOLUTION**

WHEREAS, on June 15, 1989, Milwaukee County entered into an agreement with Airport Systems Wisconsin, for the lease of land at General Mitchell International Airport (GMIA) to construct, operate, maintain, lease, sublease, and manage a multi-tenant air cargo facility; and

WHEREAS, Milwaukee County subsequently agreed to the assignment of Airport Agreement No. XS-991 to Cargo Acquisition Associates, LLC (Aeroterm Milwaukee, LLC) in 1998; and

WHEREAS, Aeroterm Milwaukee, LLC is in the process of obtaining refinancing for its facilities with Bank One, National Association and is requesting that Milwaukee County execute a Lessor's Estoppel Certificate and Agreement; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 6, 2002, concurred by a vote of 7-0 with Airport staff's recommendation that Milwaukee County execute a Lessor's Estoppel Certificate and Agreement as relates to Airport Agreement No. XS-991 between Milwaukee County and Aero Milwaukee, LLC, now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute a Lessor's Estoppel Certificate and Agreement as relates to Airport Agreement No. XS-991 between Milwaukee County and Aero Milwaukee, LLC.

**Item 7**

**File No. 02-179  
(Journal, March 21, 2002)**

From Director, Department of Public Works, recommending that the reports for status of the Homeowners' Protection Program be presented on a quarterly basis.

**A RESOLUTION**

WHEREAS, File No. 94-428, which approved the Homeowners Protection Program (HOPP), required that monthly reports be presented to the Transportation, Public Works and Transit Committee on the status and progress of the program; and

WHEREAS, in May, 2000 (File No. 00-154) the County Board approved the transition of the HOPP from a bulk parcel program to a single parcel program; and

WHEREAS, inspection of the homes was moved from the project architect to the County Department of Public Works; and

WHEREAS, this has resulted in a much improved program and greatly improved homeowner satisfaction; and

WHEREAS, the Transportation, Public Works and Transit Committee has agreed by a vote of 7-0 with staff's recommendation that reports on the status of the program be presented on a quarterly basis; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby direct that reports on the status of the Homeowners' Protection Program be presented to the Transportation, Public Works and Transit Committee on a quarterly rather than a monthly basis; and

BE IT FURTHER RESOLVED, that effective January 2003, the HOPP status report be presented every six months.

**Item 8**

**File No. 02-76  
(Journal, January 24, 2002)**

Resolution by Supervisor Coggs-Jones, directing the Milwaukee County Transit System to review its procedures and criteria for determining ridership on transit routes and report its findings to the County Board prior to 2003 budget deliberations.

WHEREAS, the Milwaukee County Transit System was forced to recommend a number of route modifications as part of its 2002 budget due to a reduction in available funding resulting from the expiration of Congestion, Mitigation and Air Quality (CMAQ) and Job Access Reverse Commute (JARC) grants in late 2001 and 2002; and

WHEREAS, other CMAQ and JARC grants are due to expire in 2003, which will likely cause MCTS to again review routes for possible modifications to reduce expenditures; and

WHEREAS, MCTS should gather as much ridership data as possible before recommending route modifications or route eliminations in order to fully justify service cuts; and

WHEREAS, MCTS should use survey tools, interview passengers and review its criteria for determining how riders are counted to insure that the information is as thorough as possible and also investigate how other transit systems count their passengers; and

WHEREAS, such a review will help MCTS and the County Board better determine which routes should be modified or eliminated in 2003 if in fact a significant loss of funding occurs which will require expenditure reductions; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby direct the Milwaukee County Transit System to research what methodology other transit systems use to measure passenger ridership; and

BE IT FURTHER RESOLVED, that the results of this research should be reported to the County Board to determine how best to measure passenger ridership prior to 2003 budget deliberations when possible bus route modifications may be considered.

The question was adoption.

Thereupon, **Items 6, 7, and 8 WERE APPROVED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:**0.. **EXCUSED:** Bailey, Johnson – 2.

**From the Committee on Economic and Community Development, Reporting 7 Items**

**Item 1**

**File No. 02-99  
(Journal, February 21, 2002)**

From President, Wisconsin Women's Business Initiative Corporation (WWBIC), submitting a grant application for Economic Development funds in the amount of \$25,000 to support its business education initiatives, including economic literacy education.

**A RESOLUTION**

WHEREAS, the 2002 adopted Milwaukee County Budget included an allocation of \$150,000 for the Economic Development Reserve Fund and the Reserve Fund also contains unspent funds from 2001; and

WHEREAS, under guidelines adopted by the Milwaukee County Board of Supervisors (File No. 97-344), four funding categories have been established, and the majority of funds have been allocated to the category of "Other Economic Development Projects," which is defined as one for which funding has been requested to "stimulate, attract, promote, rehabilitate and revitalize commerce, business and industry in the local economy"; and

WHEREAS, the Economic Development Division has devised a strategic objective for use of County grant funding that seeks to preserve and enhance the County's tax base, maintain and increase employment and provide opportunities by creating a business environment in the County that facilitates business growth and development; and

WHEREAS, the Wisconsin Women's Business Initiative Corporation (WWBIC) is a statewide economic development corporation which was incorporated in 1989 as a non-profit, tax exempt, 501(c)(3) organization to provide quality business education, training and access to capital for low income individuals, minorities and women; and

WHEREAS, WWBIC provides quality business education and assistance in innovative ways by providing entrepreneurs with an opportunity to learn business management and financial skills in a non-traditional, effective manner, with a strong commitment to enabling individuals to become self sufficient through self employment; and

WHEREAS, WWBIC has requested a County Economic Development grant that will underwrite a portion of the costs associated with business training classes in the Milwaukee County area and which would also provide a portion of WWBIC's required dollar for dollar

match of funding from the U.S. Small Business Administration's Office of Women Business Ownership; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is authorized to enter into a grant agreement with WWBIC for \$15,000 from the Economic Development Reserve account to underwrite a portion of the costs for business training classes in the Milwaukee County area.

**Item 2**

**File No. 02-106  
(Journal, February 21, 2002)**

From Executive Director, Westown Association, B.I.D. #5, submitting a grant application for Economic Development funds in the amount of \$5,000 to assist in the hiring of a consultant to complete illustrations and restructure draft guidelines for downtown properties west of the Milwaukee River

**A RESOLUTION**

WHEREAS, the 2002 adopted Milwaukee County Budget included an allocation of \$150,000 for the Economic Development Reserve Fund and the Reserve Fund also contains unspent funds from 2001; and

WHEREAS, the Economic Development Division has devised a strategic objective for use of County grant funding that seeks to preserve and enhance the County's tax base, maintain and increase employment and provide opportunities by creating a business environment in the County that facilitates business growth and development; and

WHEREAS, in July 1995, the Economic Development Committee and the County Board approved funding guidelines for commercial district improvement programs which required organizations seeking County financial assistance to submit a written plan describing the improvements planned for the commercial district and a requirement that County funds not constitute more than 50% of the total cost of the project; and

WHEREAS, the Westown Association has requested a County Economic Development grant for a commercial district improvement project to be used to develop design guidelines for downtown properties west of the Milwaukee River with the goal of increasing values over time, and this request is consistent with the County's adopted policies; and

WHEREAS, Westown has formed a partnership with the City of Milwaukee, which is in the process of rewriting the downtown zoning code, and the City has agreed to provide Westown with \$20,000 of the \$30,000 required to hire a consultant to complete the illustrations and restructure the draft design guidelines; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is authorized to enter into a grant agreement with the Westown Association for \$5,000 from the Economic Development Reserve Account for the proposed design guidelines project.

**Item 3**

**File No. 01-14(a)(f)  
(Journal, June 21, 2001)**

An adopted resolution, authorization the Director, Department of Administration, to grant the option purchase the 21.7 acre vacant parcel of County-owned land located north of West Puetz Road, between South 68<sup>th</sup> and South 76<sup>th</sup> Streets in the City of Franklin, to Mark Carstensen Construction and Development Companies, Inc., and/or assigns, for the Avian at Tuckaway proposal, as submitted, at a purchase price of \$955,000.

**Item 4**

**File No. 02-14(a)(b)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undersigned use.

WHEREAS, the Real Estate Section of the Economic Development Division received eight proposals to purchase an excess County-owned parcel of land located east of South 68<sup>th</sup> Street and north of West Puetz Road, Franklin, Wisconsin; and,

WHEREAS, the subject 18.92-acre parcel of vacant land, appraised at \$300,000, is zoned for single family residential development and is located adjacent to an existing single family subdivision; and

WHEREAS, staff established an asking price of \$315,000 and solicited purchase proposals from developers and the general public by a direct mailing, newspaper advertising, and "For-Sale" signs; and

WHEREAS, staff prepared "sales packets" including information on the property, submittal instructions and a standardized Option to Purchase form to achieve uniformity of the proposals submitted; and

WHEREAS, thirty-two (32) interested parties picked up a sales packet; and

WHEREAS, the successful purchaser will be granted a four (4) month option to purchase to undertake any and all due diligence necessary to exercise the option and close the purchase within thirty (30) days after exercising the option; and

WHEREAS, an initial option fee of \$2,500 accompanied each proposal and an additional \$7,500 will be submitted by the within five (5) days of Milwaukee County granting the option to purchase; and

WHEREAS, the \$10,000 option fee shall be credited against the purchase price at closing, but not refunded if the purchase is not closed; and

WHEREAS, conditions included in the option granted to the successful purchaser are:

1. Develop the land as a single-family subdivision.
2. Commence the site development within twelve (12) months of the closing date.
3. Complete the site development within twenty-four (24) months of the closing date; and

WHEREAS, in the event the successful purchaser fails to comply with the aforementioned commencement and completion dates, Milwaukee County shall have the option to repurchase the property; and

WHEREAS, the eight sealed proposals were submitted to the County Clerk's office by the 3:00 PM, November 22, 2002 deadline; and

WHEREAS, a representative of the County Clerk's office opened and read the eight proposals, which are as follows:

|                              |           |
|------------------------------|-----------|
| Icon Development Corp., Inc. | \$600,000 |
| Coventry Homes, Ltd.         | 520,000   |
| O'Malley Development, LLC    | 456,000   |
| William Ryan Homes           | 454,080   |
| Vodnik Corporation           | 425,000   |

|                          |         |
|--------------------------|---------|
| J.B.J. Companies, Inc.   | 380,100 |
| Ted Polczynski           | 340,000 |
| Acquisitions Entity, LLC | 325,500 |

; and

WHEREAS, the Committee on Economic and Community Development at their meeting on December 9, 2002, recommended acceptance of the proposal from Icon Development Corporation, Inc. ("Icon") in the amount of \$600,000 and authorization to grant Icon the four month option to purchase as described above; and

WHEREAS, the Committee further recommended, acceptance of the proposal from Coventry Homes, Ltd. in the amount of \$520,000 and authorization to grant Coventry Homes, Ltd. the four month option to purchase in the event Icon does not exercise their option; now, therefore,

BE IT RESOLVED, that the Acting Director of Economic Development is authorized to grant the above described four-month option to purchase to Icon and/or assigns for \$600,000 and the County Executive and the County Clerk are authorized to convey to Icon and/or assigns, by Warranty Deed, the subject parcel pursuant to the terms and conditions of the option; and

BE IT FURTHER RESOLVED, in the event Icon does not exercise the option to purchase, the Acting Director of Economic Development is authorized to grant the above described four-month option to purchase to Coventry Homes, Ltd. and/or assigns for \$520,000 and the County Executive and the County Clerk are authorized to convey to Coventry Homes, Ltd., by Warranty Deed, the subject parcel pursuant to the terms and conditions of the option; and

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk and/or other appropriate County Officials are hereby authorized to execute, after Corporation Counsel approval, any and all instruments, documents and/or easements needed on county-owned land that may be required to implement the intent of this resolution.

**Item 5**

**File No. 02-14(a)(c)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**Item 6**

**File No. 02-13 (a)(d)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on land with an undesignated use.

**Item 7**

**File No. 02-14(a)(e)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on land with an undesignated use.

The question was adoption.

Thereupon, **the foregoing items WERE APPROVED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:**0.. **EXCUSED:** Bailey, Johnson – 2.

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**From the Committee on Intergovernmental Relations, Reporting 1 Item**

**Item 1**

**File No. 02-152  
(Journal, March 21, 2002)**

Resolution by Supervisors Ordinans, Diliberti, McGuigan, Quindel, Ryan, Podell, Jasenski, Weishan, Bailey, Krug, DeBruin, and Borkowski urging the Governor and Wisconsin Legislature to amend Section 59.17(1)(a) of the Wisconsin Statutes pertaining to the election of a county executive in counties of 500,000 or more and to amend Section 59.10(2) pertaining to County Board redistricting.

March 21, 2002

**A RESOLUTION**

Urging the Governor and Wisconsin Legislature to amend Section 59.17(1)(a) of the Wisconsin Statutes pertaining to the election of a county executive in counties with a population of 500,000 or more and to amend Section 59.10(2) pertaining to County Board redistricting

FILE NO. 02-1

Chairman  
23456  
78910

WHEREAS, Section 59.17(1)(a) of the Wisconsin Statutes stipulates that "in each county with a population of 500,000 or more, a county executive shall be elected for a 4-year term"; and

WHEREAS, by contrast, Section 59.17(1)(b) of the Wisconsin Statutes stipulates that "counties with a population of less than 500,000 may by resolution of the board or by petition and referendum create the position of county executive or abolish it by petition and referendum"; and

WHEREAS, Section 59.18 of the Wisconsin Statutes provides that counties with a population of less than 500,000 may by resolution of the county board or petition and referendum create the office of county administrator, and Section 59.18 further provides that the county administrator shall be appointed by a majority vote of the county board; and

WHEREAS, the 1956 Public Administration Service Study, which served as a driving force behind the dramatic restructuring of Milwaukee County government in the late 1950s (including the eventual creation of the office of county executive), recommended the establishment of a professionally trained and appointed county manager rather than an elected county executive; and

WHEREAS, four of the five highest rated counties in Governing Magazine's recently released "Grading the Counties" project have an appointed county administrator as opposed to an elected county executive; and

WHEREAS, Section 59.10(2) of the Wisconsin Statutes requires that Milwaukee County redistrict the County Board within 60 days of receiving each census and, since the 1970 census, the County Board has had the authority to establish the size of the County Board; and

WHEREAS, Section 62.08(1) of the Wisconsin Statutes grants cities the authority to change the number of Aldermen and redistrict between elections, but Milwaukee County

would need a change in the Wisconsin Statutes in order to redistrict prior to an election;  
and

WHEREAS, it is appropriate for the citizens of Milwaukee County to reconsider the need for an elected county executive and the potential merits of replacing that office with an appointed county administrator, and it is appropriate for the County Board to reconsider its size prior to the next election; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the Governor and the 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

BE IT FURTHER RESOLVED, that consistent with the existing treatment of counties with a population of less than 500,000, this modification of the Wisconsin Statutes shall provide that the existing office of county executive in Milwaukee County can be abolished by petition and referendum and that the position of county administrator can be created by a majority vote of the county board or by petition and referendum; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the Governor and the Wisconsin Legislature to amend Section 59.10(2) of the Wisconsin Statutes to grant the County Board authority to change its size prior to the next election in the same manner currently granted to the City of Milwaukee (i.e. by enacting an ordinance by majority vote by August 1 prior to a regular election, but not more frequently than once in each term); 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 positions established by this resolution to the Governor and members of the Wisconsin Legislature.

The question was on adoption.

Supervisor Zielinski moved to lay over the 1 Item from the Committee on Intergovernmental Relations.

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

**AYES:** Arciszewski, Coggs-Jones, Davis, Holloway, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, and Zielinski – 10. **NOES:** Aldrich, Borkowski, DeBruin, Diliberti,

Jasenski, Johnson, Krug, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman – 14. **EXCUSED:** Bailey – 1.

Supervisor Coggs-Jones moved that all rules of the board interfering with immediate consideration of the foregoing resolution be **SUSPENDED**.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 21. **NOES:** DeBruin, Jasenski and Lutzka – 3. **EXCUSED:** Bailey – 1.

Supervisors DeBruin and Coggs-Jones submitted the following amendment to **File 02-193:**

MAR 21 2002  
*Adopted*  
*240*

**AMENDMENT**

**FILE NO. 02-193**

By Supervisors DeBruin and Coggs-Jones:

Delete the 1<sup>st</sup> BE IT FURTHER RESOLVED Clause and insert the following:

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby directed to convey this position to the Legislature, the Governor, and network with other advocacy groups and governmental entities in the community; and

Add the following BE IT FURTHER RESOLVED Clause:

BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors hereby expresses its appreciation to those members of the Joint Finance Committee who supported a provision to delete the governor's proposed cuts in Shared Revenue for 2002; and

jas  
3-22-02

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0. **EXCUSED:** Bailey – 1.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0. **EXCUSED:** Bailey – 1.

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### **TRANSIT CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

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### **COUNTY BOARD CITATIONS**

Thereupon, **the foregoing citations submitted to the County Board on March 21, 2002, WERE APPROVED** by a voice vote.

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### **RESOLUTIONS/ORDINANCES PRESENTED UNDER SUSPENSION OF RULES**

Supervisor Mayo moved that all rules of the board interfering with immediate consideration of the foregoing resolution **BE SUSPENDED**.

Thereupon, the rules **WERE NOT SUSPENDED** by the following vote:

**AYES:** Coggs-Jones, Davis, Holloway, Johnson, Launstein, Mayo, White, and Zielinski – 8. **NOES:** Aldrich, Arciszewski, Borkowski, DeBruin, Diliberti, Jasenski, Krug, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, and the Chairman – 16. **EXCUSED:** Bailey – 1.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 2:51 p.m. to Thursday, April 25, 2002, at 9:30 a.m., by a voice vote.

**MARK RYAN**  
County Clerk

April 25, 2002



# OFFICIAL PROCEEDINGS - 2002

**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 |                           |
|----------|---------------------------|
| 1st      | JAMES G. WHITE            |
| 2nd      | JOE DAVIS, SR.            |
| 3rd      | PENNY PODELL              |
| 4th      | SHEILA ALDRICH            |
| 5th      | LEE HOLLOWAY              |
| 6th      | JIM McGUIGAN              |
| 7th      | MICHAEL MAYO, SR.         |
| 8th      | DANIEL J. DILIBERTI       |
| 9th      | ROBERT KRUG               |
| 10th     | ELIZABETH M. COGGS-JONES  |
| 11th     | MARK A. BORKOWSKI         |
| 12th     | T. ANTHONY ZIELINSKI      |
| 13th     | WILLIE JOHNSON, JR.       |
| 14th     | RICHARD D. NYKLEWICZ, JR. |
| 15th     | DAVID JASENSKI            |
| 16th     | LYNNE DE BRUIN            |
| 17th     | LORI LUTZKA               |
| 18th     | ROGER H. QUINDEL          |
| 19th     | LeANN M. LAUNSTEIN        |
| 20th     | JAMES "LUIGI" SCHMITT     |
| 21st     | KAREN M. ORDINANS         |
| 22nd     | JOHN F. WEISHAN, JR.      |
| 23rd     | KATHLEEN J. ARCISZEWSKI   |
| 24th     | LINDA RYAN                |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**MEETING APRIL 25, 2002**

April 25, 2002

**Milwaukee, Wisconsin, Thursday, April 25, 2002, 9:30am**

Supervisor Ordinans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and The Chairman –24 **ABSENT:** Launstein and Mayo –2

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

Supervisors Launstein and Mayo are hereinafter noted present.

The Chair called for a brief recess. The Board reconvened at 10:34am this same day.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman. -22 **ABSENT:** Jasenski and Podell –2

**APPROVAL/CORRECTION OF JOURNAL PROCEEDINGS**

On a motion by Supervisor White, the **Journal of Proceedings of February 15 and March 15, 2002 WERE APPROVED** by a voice vote.

**PRESENTATION OF COMMUNICATIONS**

**County Board Referrals**

Referrals received from Karrie Henk-Groff for the County Board meeting on April 25, 2002:

**UNFINISHED BUSINESS**

(Item 1)

**File No. 02-152  
(Journal, February 21, 2002)**

A Resolution urging the Governor and Wisconsin Legislature to amend Section 59.17(1)(a) of the Wisconsin Statutes pertaining to the election of a county executive in counties with a population of 500,000 or more and to amend Section 59. 10(2) pertaining to a County Board redistricting.

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By Supervisor Daniel Diliberti, Chairperson

From the Committee on Intergovernmental Relations, reporting on:

File No. 02-152

(Journal, March 21, 2002)

(ITEM NO. 1) A resolution by Supervisors Ordinans, Diliberti, McGuigan, Quindel, Ryan, Podell, Jasenski, Weishan, Bailey, Krug, DeBruin, Borkowski urging the Governor and Wisconsin Legislature to amend Section 59.17(1)(a) of the Wisconsin Statutes pertaining to the election of a county executive in counties with a population of 500,000 or more and to amend Section 59.10(2) pertaining to County Board redistricting, by recommending adoption of the following:

**AN AMENDED RESOLUTION**

WHEREAS, Section 59.17(1)(a) of the Wisconsin Statutes stipulates that "in each county with a population of 500,000 or more, a county executive shall be elected for a 4-year term"; and

WHEREAS, by contrast, Section 59.17(1)(b) of the Wisconsin Statutes stipulates that "counties with a population of less than 500,000 may by resolution of the board or by petition and referendum create the position of county executive or abolish it by petition and referendum"; and

WHEREAS, Section 59.18 of the Wisconsin Statutes provides that counties with a population of less than 500,000 may by resolution of the county board or petition and referendum create the office of county administrator, and Section 59.18 further provides that the county administrator shall be appointed by a majority vote of the county board; and

WHEREAS, the 1956 Public Administration Service Study, which served as a driving force behind the dramatic restructuring of Milwaukee County government in the late 1950s (including the eventual creation of the office of county executive), recommended the establishment of a professionally trained and appointed county manager rather than an elected county executive; and

WHEREAS, four of the five highest rated counties in Governing Magazine's recently released "Grading the Counties" project have an appointed county administrator as opposed to an elected county executive; and

44  
45 WHEREAS, Section 59.10(2) of the Wisconsin Statutes requires that Milwaukee  
46 County redistrict the County Board within 60 days of receiving each census and, since the  
47 1970 census, the County Board has had the authority to establish the size of the County  
48 Board; and

49  
50 WHEREAS, Section 62.08(1) of the Wisconsin Statutes grants cities the authority to  
51 change the number of Aldermen and redistrict between elections, but Milwaukee County  
52 would need a change in the Wisconsin Statutes in order to redistrict prior to an election;  
53 and

54  
55 WHEREAS, it is appropriate for the citizens of Milwaukee County to reconsider the  
56 need for an elected county executive and the potential merits of replacing that office with  
57 an appointed county administrator, and it is appropriate for the County Board to reconsider  
58 its size prior to the next election; now, therefore,

59  
60 BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the  
61 Governor and the Wisconsin Legislature to modify or rescind Section 59.17(1)(a) of the  
62 Wisconsin Statutes so that Milwaukee County shall be treated the same as all other  
63 Wisconsin counties in regard to the creation or abolishment of an elected county executive  
64 or an appointed county administrator; and

65  
66 BE IT FURTHER RESOLVED, that consistent with the existing treatment of counties  
67 with a population of less than 500,000, this modification of the Wisconsin Statutes shall  
68 provide that the existing office of county executive in Milwaukee County can be abolished  
69 by petition and referendum and that the position of county administrator can be created by  
70 a majority vote of the county board or by petition and referendum; and

71  
72 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
73 hereby urges the Governor and the Wisconsin Legislature to amend Section 59.10(2) of the  
74 Wisconsin Statutes to grant the County Board authority to change its size prior to the next  
75 election in the same manner currently granted to the City of Milwaukee (i.e. by enacting an  
76 ordinance by majority vote by August 1 prior to a regular election, but not more frequently  
77 than once in each term); and

78  
79 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors shall  
80 also consider whether the position of County Board Supervisor shall be a part-time or full-  
81 time position and shall consider adjusting the salaries of Supervisors based on the outcome  
82 of that deliberation; and

83  
84 BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and  
85 directed to send a copy of this resolution to the Governor and members of the Wisconsin  
86 Legislature; and

April 25, 2002

87  
88 BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is  
89 hereby authorized and directed to convey the positions established by this resolution to the  
90 Governor and members of the Wisconsin Legislature.  
91  
92 **FISCAL NOTE:** Adoption of this resolution would result in no tax levy impact for  
93 Milwaukee County, though an expenditure of staff time by the  
94 Intergovernmental Relations Division would be required.  
95  
96  
97 rh\C:\My Documents\Resolutions\diliberti\_county executive board size.doc  
98 3/18/2002  
99

Supervisor Zielinski moved to refer **Item 1-Unfinished Business TO THE SELECT COMMITTEE ON COUNTY GOVERNMENT.**

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

**AYES**—Aldrich, Arciszewski, Coggs-Jones, DeBruin, Diliberti, Holloway, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Schmitt, Weishan, White, Ziekinski, And The Chairman.-16  
**NOES**—Bailey, Borkowski, Jasenski, Johnson, Krug, McGuigan, Quindel, and Ryan.-8  
**EXCUSED**—Davis—1

### **REPORTS OF COUNTY OFFICERS**

#### **Confirmation of Appointment:**

**File No. 02-195  
(Journal, April 25, 2002)**

From the County Executive, reappointing James N. Elliot, T. Michael Bolger, J.D., Joseph L. Phelan, and William F. Fox to the Milwaukee County Research Park Corporation Board of Directors for a term expiring April 21, 2005.

Thereupon, the foregoing reappointments were confirmed by the following vote:

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—24. **NOES**—0.  
**EXCUSED**—Davis—1

### **PRESENTATION OF THE RESOLUTION OR ORDINANCES BY COMMITTEES UNDER SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES**

April 25, 2002

**FROM THE COMMITTEE ON PERSONNEL REPORTING ON 5 ITEMS:**

**(Item 1)**

**File No. 02-15(a)(c)  
(Journal, December 20, 2001)**

From Supervisors Krug, Davis, Quindel, and others, establishing and freezing the rate of pay for five constitutional officers for the term of office commencing in January 2003 at the rate that existed at the end of the existing term of office.

APR 25 2002

*Adopted*

1 By Supervisor Kathy Arciszewski, Chairman  
2 From the Committee on Personnel reporting on

3  
4 File No. 02-15(a)(c)  
(Journal, December 20, 2001)

5 (ITEM NO. 1) Reference file established by the County Board Chairman with respect to  
6 reports from the Director of Human Resources relative to temporary and emergency  
7 appointments in existence and extension of existing emergency and temporary  
8 appointments, by recommending adoption of the following:

9 **A RESOLUTION**

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

12 WHEREAS, the Director of Human Resources and the Civil Service Commission  
13 have recommended the extension, for a period of six months, up to the maximum-  
14 allowed period of one year, of certain temporary and emergency appointments now in  
15 existence for less than one year, as indicated in a report from the Director of Human  
16 Resources dated April 10, 2002, a copy of which report is on file in File No. 02-15(a)  
17 and is incorporated in this resolution by reference; and

18 WHEREAS, on April 19, 2002, the Committee on Personnel reviewed the need  
19 for extension of the recommended temporary and emergency appointments for a six-  
20 month period, up to the maximum-allowed period of one year, as indicated in the said  
21 report from the Director of Human Resources, and voted 7-0 to recommend that the  
22 said extensions be approved; now, therefore,

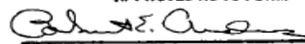
23 **BE IT RESOLVED**, that the County Board of Supervisors does hereby authorize  
24 and direct that the indicated emergency appointments and temporary appointments  
25 originally made between December 1, 2001 and January 31, 2002 are hereby  
26 permitted to continue for an additional six-month period, up to one year from the  
27 specified date of initial appointment; and

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

30 **FISCAL NOTE:** Adoption of the subject resolution will neither increase nor  
31 decrease personnel expenditures in the current or subsequent  
32 fiscal years. This fiscal note was prepared by the Director of  
33 Human Resources.

34 mw:1/23/2002  
35 0215ac reso

APPROVED AS TO FORM

  
CORPORATION COUNSEL

April 25, 2002

(Item 2)

File No. 02-234  
(Journal, April 25, 2002)

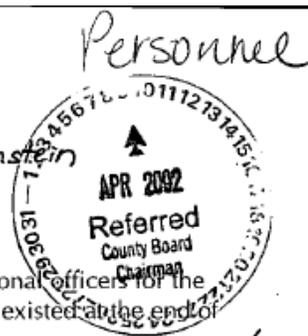
From Supervisors Krug, Davis, Quindel, and others, establishing and freezing the rate of pay for five constitutional officers for the term of office commencing in January 2003 at the rate that existed at the end of the existing term of office.

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By Supervisors Krug, Davis, Quindel, *Borkowski and Launstein*

**A RESOLUTION/ORDINANCE**

Establishing and freezing the rate of pay for five constitutional officers for the term of office commencing in January 2003 at the rate that existed at the end of the existing term of office



FILE NO. 02-234

WHEREAS, on February 21, 2002, the Milwaukee County Board of Supervisors adopted File No. 02-146, which eliminated pay increases for County Supervisors and the County Executive for the remainder of the 2000-2004 term of office and eliminated step increases and performance bonuses for members of the Executive Compensation Plan for 2002; and

WHEREAS, on February 21, 2002, the Milwaukee County Board of Supervisors also adopted File No. 02-147, which established a decreased rate of pay for County Supervisors and the County Executive beginning in the first pay period of the 2004-2008 term of office and specified that those rates of pay should remain the same for the entire term of office; and

WHEREAS, the positions of constitutional officers within Milwaukee County – which include the Sheriff, Clerk of Circuit Court, Treasurer, Register of Deeds and County Clerk – were not affected by the Ordinance changes adopted in February 2002, as Section 59.22 of the Wisconsin Statutes requires the County Board to establish annual compensation for those elective offices prior to the earliest time for filing nomination papers for those offices and further states that “the compensation established shall not be increased nor diminished during the officer’s term and shall remain for ensuing terms unless changed by the board”; and

WHEREAS, it is both appropriate and necessary for the County Board to establish a freeze in pay for the positions of constitutional officers for the next term of office in light of the County’s pressing budget problems and the freeze that has been implemented for other elected officials; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the following ordinance freezing the rate of compensation for constitutional officers for the term of office beginning in January 2003.

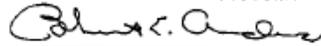
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**AN ORDINANCE**

to amend section 17.98 of the General Ordinances of Milwaukee County relative to the salaries of constitutional officers

- 1 -

APPROVED AS TO FORM



CORPORATION COUNSEL

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

45  
46 **SECTION 1.** Section 17.98 of the General Ordinances of Milwaukee County as amended  
47 to and including \_\_\_\_\_ is hereby amended as follows:

48  
49 **17.98. Salaries of constitutional officers.**

50  
51 The positions of constitutional officers within Milwaukee County include the  
52 following: sheriff, clerk of circuit court, county treasurer, register of deeds, and the county  
53 clerk. It is recognized that the incumbents of these positions serve as the department head  
54 and manager of their respective functional area and thus should be compensated in  
55 accordance with the executive compensation plan which was adopted to provide a  
56 compensation system for county managers. Salary levels for these positions shall be  
57 established ~~in accordance with Wis. Stats. 5.66-197~~ and maintained as follows:

- 58  
59 (1) Sheriff - The salary rate for the position of sheriff is established at the equivalent of  
60 Rate Step 3 of ECP Salary Grade 20 and the incumbent shall advance to the  
61 equivalent of the next highest rate step of ECP Salary Grade 20 annually, as of the  
62 pay period which includes the anniversary of the term of office, ~~until the annual~~  
63 ~~compensation shall be the equivalent of Rate Step 8 of ECP Grade 20.~~ Effective the  
64 term of office which commences in 2003, the salary rate shall be established at the  
65 amount provided as of the conclusion of the term of office that commenced in 2001  
66 and shall remain at that rate for the remainder of the term of office.
- 67  
68 (2) Clerk of circuit court - The salary rate for the position of clerk of circuit court is  
69 established at the equivalent of Rate Step 3 of ECP Salary Grade 18 and the  
70 incumbent shall advance to the equivalent of the next highest rate step of ECP  
71 Salary Grade 18 annually, as of the pay period which includes the anniversary of  
72 the term of office, ~~until the annual compensation is the equivalent of Rate Step 8 of~~  
73 ~~ECP Grade 18.~~ Effective the term of office which commences in 2003, the salary  
74 rate shall be established at the amount provided as of the conclusion of the term of  
75 office that commenced in 2001 and shall remain at that rate for the remainder of the  
76 term of office.
- 77  
78 (3) Treasurer - The salary rate for the position of treasurer is established at the  
79 equivalent of Rate Step 3 of ECP Salary Grade 16 and the incumbent shall advance  
80 to the equivalent of the next highest rate step of ECP Salary Grade 16 annually, as of  
81 the pay period which includes the anniversary of the term of office, ~~until the annual~~  
82 ~~compensation is the equivalent of Rate Step 8 of ECP Grade 16.~~ Effective the term  
83 of office which commences in 2003, the salary rate shall be established at the  
84 amount provided as of the conclusion of the term of office that commenced in 2001  
85 and shall remain at that rate for the remainder of the term of office.

- 87 (4) Register of deeds - The salary rate for the position of register of deeds is established at the equivalent of Rate Step 3 of ECP Salary Grade 16 and the incumbent shall advance to the equivalent of the next highest rate step of ECP Salary Grade 16 annually, as of the pay period which includes the anniversary of the term of office, ~~until the annual compensation is the equivalent of Rate Step 8 of ECP Grade 16.~~ Effective the term of office which commences in 2003, the salary rate shall be established at the amount provided as of the conclusion of the term of office that commenced in 2001 and shall remain at that rate for the remainder of the term of office.
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- 97 (5) County clerk - The salary rate for the position of county clerk is established at the equivalent of Rate Step 3 of ECP Salary Grade 16 and the incumbent shall advance to the equivalent of the next highest rate step of ECP Salary Grade 16 annually, as of the pay period which includes the anniversary of the term of office, ~~until the annual compensation is the equivalent of Rate Step 8 of ECP Grade 16.~~ Effective the term of office which commences in 2003, the salary rate shall be established at the amount provided as of the conclusion of the term of office that commenced in 2001 and shall remain at that rate for the remainder of the term of office.
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106 **SECTION 2.** The Provisions of this ordinance shall be effective upon passage and publication.

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110 **FISCAL NOTE:** Adoption of this Resolution/Ordinance would establish and freeze the rate of pay for five constitutional officers for the term of office commencing in January 2003 at the rate that existed at the end of the existing term of office. This would result in a tax levy savings for the County, though the precise amount of that savings cannot be determined absent knowledge of annual increases in compensation that will be granted to other members of the Executive Compensation Plan beginning in 2003.

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**(Item 3)**

**File No. 02-219  
(Journal April 25, 2002)**

From Supervisor Zielinski, requesting the Sheriff, in conjunction with the Department of Human Resources and the Department of Labor Relations, to review the possibility of instituting a promotional exam for the position of captain which would require an objective testing procedure in order for individuals in the Sheriff's Department to be elevated to the rank of captain.

April 25, 2002

APR 25 2002  
Chair declared most due to adoption of item 3 from Personnel Cmttee.

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By Supervisor Zielinski

**A RESOLUTION**

Requesting the Sheriff, in conjunction with the Department of Human Resources and the Department of Labor Relations, to review the possibility of instituting a promotional exam for the position of captain which would require an objective testing procedure in order for individuals in the Sheriff's Department to be elevated to the rank of captain

FILE NO. 02-219

WHEREAS, the Sheriff's Department currently has no sworn positions of lieutenant; and

WHEREAS, during the term of the former Sheriff, all lieutenant positions were reclassified to the positions of captain in order to provide the Sheriff with greater flexibility in assignment and reduce the cost of overtime directly related to the positions; and

WHEREAS, this action was done with the support of lieutenants holding that rank at the time; and

WHEREAS, there currently is no promotional exam or specific testing requirement used to elevate individuals in the Sheriff's Department to the rank of captain; and

WHEREAS, it would be prudent for the new Sheriff to review this matter and consider instituting an objective promotional testing requirement in order for individuals in the Sheriff's Department to be elevated to the rank of captain; and

WHEREAS, instituting such a promotional exam will require additional funds for the Sheriff's Department and the Department of Human Resources to conduct and administer such a promotional test and may require discussions with the Deputy Sheriff's Association; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby request the Sheriff, in conjunction with the Department of Human Resources and the Department of Labor Relations, to review the possibility of instituting a promotional exam for the position of captain which would require an objective testing procedure in order for individuals in the Sheriff's Department to be elevated to the rank of captain and report back to the Judiciary, Safety and General Services Committee with his findings, including costs and steps which would be necessary to institute such a testing requirement.



APPROVED AS TO FORM  
[Signature]  
CORPORATION COUNSEL

46 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of time  
 47 on the part of staff from the Sheriff's Department, the  
 48 Department of Human Resources and the Department of  
 49 Labor Relations.  
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 53 040401/fg

**(Item 4)**

**File No. 02-240  
(Journal, April 25, 2002)**

Resolution by Supervisors Mayo, Coggs-Jones, Holloway, and others, to create a citizens advisory subcommittee made up of persons living and working in Milwaukee County to provide input to Select Committee on County Government Structures and Procedures headed by the Greater Milwaukee Committee.

1 By Supervisors Mayo, Coggs-Jones, Holloway and Johnson



2  
3 **A RESOLUTION**

4 to create a citizens advisory <sup>sub-</sup>committee made up of persons living and working in  
 5 Milwaukee County to provide input to the Select Committee on County Government  
 6 Structures and Procedures headed by the Greater Milwaukee Committee  
 7

8 **FILE NO.** 02-240

9 WHEREAS, on January 24, 2002 the County Board adopted a resolution (File  
 10 No. 02-82) establishing a Select Committee on County Government Structure and  
 11 Procedures headed by the Greater Milwaukee Committee with the membership being  
 12 appointed by the Greater Milwaukee Committee and consisting of at least one  
 13 representative from each of the following organizations and taking into account the need  
 14 for racial, ethnic and gender diversity: Metropolitan Milwaukee Association of  
 15 Commerce, Public Policy Forum, University of Wisconsin-Milwaukee and the  
 16 Milwaukee County Labor Council; and  
 17

18 WHEREAS, to aid the county and the select committee in reaching its goals and  
 19 objectives by helping to identify any barriers to representation, services or participation  
 20 in county government that would be vital to a diversified government operation and  
 21 delivery system, the formation of a subcommittee consisting of representatives of  
 22 recognized community organizations and associations should be assembled to provide  
 23 advice based upon everyday experiences; and  
 24

25 WHEREAS, the subcommittee should be comprised of persons that live and work  
 26 in Milwaukee County and are knowledgeable of local government services through active  
 27 participation in their neighborhoods and social organizations; now, therefore,  
 28

29 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize  
30 the creation of a citizens advisory subcommittee made up of persons living and working  
31 in Milwaukee County to provide input to the Select Committee on County Government  
32 Structures and Procedures headed by the Greater Milwaukee Committee; and

33  
34 BE IT FURTHER RESOLVED, that the following community associations or  
35 organizations will be asked to submit one name each for inclusion on the advisory  
36 subcommittee:

- 37
- 38 1. Central City Businessmen's Federation
- 39 2. Greater Milwaukee Conference on Religion & Urban Affairs
- 40 3. Milwaukee Urban League
- 41 4. Milwaukee NAACP
- 42 5. League of Women Voters
- 43 6. Martin Luther King Community Center Advisory Board
- 44 7. Sherman Park Community Association
- 45 8. Metcalfe Park Residents Association
- 46 9. Council for the Spanish Speaking Incorporated
  
- 47 10. African American Chamber of Commerce
- 48 11. Hmong American Women's Association Incorporated
- 49 12. National Association for Women - Milwaukee County
- 50 13. United Indians of Milwaukee County
- 51 14. Westown Association Incorporated
- 52 15. United Community Center
- 53 16. Aurora Weier Community Center
- 54 17. United Migrant Opportunity Services Incorporated (UMOS)
- 55 18. Esperanza Unida
- 56 19. MICHA
- 57 20. Interfaith
- 58 21. Milwaukee Lesbian/Gay/Bisexual/Transgender (LGBT) Community Center

59  
60 ; and

61  
62 BE IT FURTHER RESOLVED, that the chairperson of the subcommittee shall be  
63 chosen from among and by a majority of the members; and

64  
65 BE IT FURTHER RESOLVED, that each county department should provide a  
66 timely response to requests for information by the subcommittee related to its charge.

67  
68  
69  
70 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure  
71 of tax levy funds but it may require an expenditure of staff  
72 time and resources.

April 25, 2002

(Item 5)

File No. 02-79 (a)(b)  
(Journal, April 25, 2002)

From the Director of Audits, submitting a Salary Survey of Selected Top Managers and Elected Officials, dated April 2002.

APR 25 2002

*Adopted*  
*220*

File No. 02-79(a)(b)  
(Journal, April 25, 2002)

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4 (ITEM 5) From Director of Audits, submitting a Salary Survey of Selected Top Managers  
5 and Elected Officials, dated April 2002, by recommending adoption of the following:

6  
7 **A RESOLUTION**  
8

9 WHEREAS, on April 5, 2002, the Department of Audit submitted a Salary Survey of  
10 Selected Top Managers and Elected Officials to the Milwaukee County Board of  
11 Supervisors; and

12  
13 WHEREAS, the Salary Survey was conducted in response to a request by the County  
14 Board Chairman to compare the compensation received by Milwaukee County's Executive,  
15 County Board, Department Heads and other top managers with other appropriate  
16 jurisdictions in association with an ongoing analysis of the organizational structure of  
17 various County departments; and

18  
19 WHEREAS, the Salary Survey generally found that "Milwaukee County salaries are  
20 comparable to other governments"; and

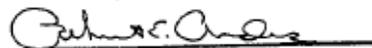
21  
22 WHEREAS, the Salary Survey was reviewed by the Committee on Finance and Audit  
23 at its meeting on April 18, 2002 and by the Committee on Personnel at its meeting on April  
24 19, 2002; and

25  
26 WHEREAS, the Committee on Finance and Audit voted 5 to 0 to refer the Salary  
27 Survey to the Select Committee on County Government Structure and Procedures for its  
28 review, to the new County Executive for his review and consideration as he considers the  
29 composition of his new administration and the overall County management structure, and  
30 to the Department of Human Resources for its review of both the Survey's findings and of  
31 all ECP positions and how changes in pay and compensation for those positions might  
32 impact lower level positions; and

33  
34 WHEREAS, the Committee on Finance and Audit directed further that the Salary  
35 Survey be published in a more accessible way on the County's website and that the County  
36 Board's Public Relations Division prepare and execute a press release for radio, TV and  
37 newspapers publicizing the existence of the Salary Survey for the purpose of full disclosure;  
38 and

39 WHEREAS, the Committee on Personnel concurred with the recommendation of the  
40 Committee on Finance and Audit with the further provision that the report also be sent to  
41 the newly created Citizens Advisory Subcommittee that will provide input to the Select  
42 Committee on County Government Structures and Procedures headed by the Greater  
43 Milwaukee Committee (vote 7-0); now, therefore,  
44

APPROVED AS TO FORM

  
CORPORATION COUNSEL

April 25, 2002

45 BE IT RESOLVED, that the Salary Survey of Selected Top Managers and Elected  
46 Officials that was submitted to the County Board by the Department of Audit in April 2002  
47 is hereby referred to the Select Committee on County Government Structure and  
48 Procedures for its review, to the new County Executive for his review and consideration as  
49 he considers the composition of his new administration and the overall County  
50 management structure, to the Department of Human Resources for its review of both the  
51 Survey's findings and of all ECP positions and how changes in pay and compensation for  
52 those positions might impact lower level positions, and to the newly created Citizens  
53 Advisory Subcommittee that will provide input to the Select Committee on County  
54 Government Structures and Procedures headed by the Greater Milwaukee Committee; and

55  
56 BE IT FURTHER RESOLVED, that the Salary Survey shall be published in a more  
57 accessible way on the County's website; and

58  
59 BE IT FURTHER RESOLVED, that the County Board's Public Relations Division shall  
60 prepare and execute a press release for radio, TV and newspapers publicizing the existence  
61 of the Salary Survey for the purpose of full disclosure.

62  
63  
64 **FISCAL NOTE:** Adoption of this resolution will have no direct tax levy impact, though an  
65 expenditure of staff time will be required.

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The question was on adoption.

**SEPARATE ACTION** was requested on Items 2, 3, 4, & 5.

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman. -23 **NOES**— Holloway -1 **EXCUSED**- Davis -1

From Supervisor Krug, submitted the following Amendment to Item 2, File No. 02-234:  
In sections 1-5 of the ordinance, following the word “incumbent”, **INSERT** the words, “and successor”

In the sections 1-5 of the ordinances, following the words “amount provided as of” **DELETE** the words, “the conclusion” and instead **INSERT** the date “May 1, 2002”

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel,

April 25, 2002

Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.-- 24 **NOES**—0. **EXCUSED**—  
Davis—1

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman. -24 **NOES**—0

On a motion by Supervisor Zielinski, Item 3 was **LAI D O V E R U N T I L L A T E R I N T H E M E E T I N G.**

Later, **Item 3 WAS ADOPTED by the following vote:**

**AYES-** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman—23 **NOES**—0 **EXCUSED**—  
Holloway, Davis—2

Supervisor DeBruin and Mayo submitted the following Amendment No. 1 to Item 4, File NO. 02-240: **INSERT** the following “WHEREAS” clause:

“WHEREAS, the subcommittee will aid by participating in the development of the Select Committee’s recommendations, commenting on the final recommendation of the Select Committee, plus developing recommendation they feel are appropriate to improving Milwaukee County government and submitting these recommendations to the Select Committee and the County Board; and”

Thereupon, **the foregoing amendment to Item 4 WAS ADOPTED** by following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman. -23 **NOES**—0 **EXCUSED:** Davis, Bailey - 2

On a motion by Supervisor Johnson, Item 4 was **LAI D O V E R U N T I L L A T E R I N T H E M E E T I N G**

Later, Supervisors Mayo and Ryan submitted the following Amendment No. 2 to File No. 02-240:

In the last BE IT FURTHER RESOLVED clause, following the words, “apply for membership” **DELETE** the words, “and are approved by a majority of the included organizations and/or individuals”

**INSERT** the following “BE IT FURTHER RESOLVED” clause:

April 25, 2002

“BE IT FURTHER RESOLVED, that the County Board Chairman shall appoint 25 members from among the names submitted from the organizations numerated above and other organizations that may submit names of persons willing to serve to the County Board Chairman.

Thereupon, Amendment No. 2 to **Item 4 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—23 **NOES**—0 **EXCUSED**—Davis, Holloway —2

Thereupon, **Item 4, as amended, WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES**—0 **EXCUSED**—Davis, Holloway —2

Chair ruled the Board would **RECESS** at 1:30pm.

The Board **RECONVENED** at 1:36pm this same day.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--21 **ABSENT**—Coggs-Jones, Mayo, Podell —3 **EXCUSED**—Davis —1

The Chair ruled that Item 5 **WOULD LAY OVER UNTIL LATER IN THE MEETING.**

Later, Item 5 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Diliberti, DeBruin, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--22 **NOES**—0 **EXCUSED**—Davis, Holloway, Jasenski —3

#### **FROM THE COMMITTEE ON FINANCE AND AUDIT REPORTING ON 12 ITEMS**

**(Item 1)**

**File No. 02-1**

**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 2)**

**File No. 02**

**(Journal December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

April 25, 2002

**(Item 3)**

**File No. 02-1  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 4)**

**File No. 02-1  
(Journal December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 5)**

**File No. 01-546(a)(a)  
(Journal April 25, 2002)**

From Acting Director of Administration, submitting a proposed financing plan and authorizing resolution relating to issuance of revenue bonds in an aggregate principal amount not to exceed \$7,265,000 on behalf of Friends of the Boerner Botanical Gardens relating to construction of the Boerner Botanical Education and Visitors Center.

**(Item 6)**

**File No. 01-432(a)(b)  
(Journal April 25, 2002)**

From Acting Director of Administration, regarding implementation plan and budget for Milwaukee County to host the National Association of counties (NACo) Conference.

**(Item 7)**

**File No. 02-246  
(Journal, April 25, 2002)**

Resolution from the Associate Director, Department of Administration- Economic Development Division, requesting approval to relocate the University of Wisconsin Extension from its current location and negotiate and execute a lease agreement with the West Allis School District for space at Roosevelt School; further, to authorize funding to accomplish the relocation, by recommending adoption of the following:

APR 25 2002

*Adopted*  
*23-1*

File No. 02-246  
(Journal, April 25, 2002)

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(ITEM 7) From Associate Director, Department of Administration – Economic Development Division, requesting approval to relocate the University of Wisconsin Extension from its current location and negotiate and execute a lease agreement with the West Allis School District for space at Roosevelt School; further, to authorize funding to accomplish the relocation, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Board of Supervisors adopted Resolution File No. 99-542(a)(b), which fixed responsibility for managing County-owned and leased real property and space needs with the Department of Administration; and

WHEREAS, Milwaukee County is party to a contract with the University of Wisconsin Board of Regents in which the County, in addition to other things, agrees to provide office facilities and space to the University of Wisconsin Extension (UWEX); and

WHEREAS, UWEX currently occupies leased space in the lower level of the State Fair Youth Center at 640 South 84<sup>th</sup> Street, Milwaukee; and

WHEREAS, the lease on the space currently occupied by UWEX will terminate May 31, 2002, and UWEX needs to move out of the State Fair Youth Center as soon as possible; and

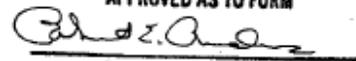
WHEREAS, County-owned and non-County sites were investigated for potential relocation of the UWEX operations; and

WHEREAS, based on the selection criteria established, Roosevelt School in West Allis is the recommended option for relocation of the UWEX; and

WHEREAS, at its meeting on April 16, 2002, the Committee on Parks, Energy and Environment, by a vote of 7 to 0, approved the policy of relocating UWEX operations to Roosevelt School; and

WHEREAS, at its meeting on April 18, 2002, the Committee on Finance and Audit, by a vote of 5 to 2, approved both the policy of relocating UWEX operations to Roosevelt School and the fiscal aspects of the proposal, and made an additional recommendation that a provision be added to authorize the Department of Administration and/or UWEX to apply for and accept grant funds to pay for future remodeling and other costs associated with the use of Roosevelt School, including Community Development Block Grant (CDBG) funds from the City of West Allis and energy grant funds from the Wisconsin Focus on Energy; now, therefore,

APPROVED AS TO FORM



CORPORATION COUNSEL

April 25, 2002

37 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
38 approve the relocation of the UWEX operations from their current location at the  
39 Wisconsin State Fair Park Youth Center to the second and third floors of the Roosevelt  
40 School at 932 S. 60<sup>th</sup> Street, West Allis; and

41 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
42 hereby authorize the Director of the Department of Administration to negotiate and  
43 execute a lease agreement for the second and third floors of Roosevelt School under the  
44 following terms subject to Corporation Counsel approval:

45 Premises: second and third floors of the Roosevelt School at 932 S.  
46 60<sup>th</sup> Street, West Allis, 20,000 sq. ft.

47 Shared Use: Parking, greenspace.

48 Term: Initial Term of 15 years with two five-year Renewal Terms  
49 with an option for County to terminate lease, with sufficient  
50 notice, if funding is not budgeted or available to allow  
51 continuance.

52 Base Rent: \$3.00 per sq. ft. per year escalated at 3% per year.

53 Taxes/Assessments: Prorata share based on square footage if applicable.

54 Utilities: Prorata share based on square footage or metered.

55 Snow/Grass: Prorata share based on square footage.

56 Cleaning/Garbage: Tenant responsibility.

57 Minor Maintenance: Tenant responsibility.

58 Major Maintenance: Landlord responsibility.

59 ADA Compliance: Tenant Responsibility.

60 Tenant Improvements: Tenant responsibility.

61 Other Standard Terms and Conditions deemed to be in the best interest of  
62 Milwaukee County

63  
64 ; and

65 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
66 hereby approve the use of 2001 Bond funds in the amount of \$140,640 for various site  
67 improvements; and

68 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
69 hereby authorize the Director, Department of Administration, to transfer \$27,800 from the  
70 Appropriation for Contingencies to the appropriate account in order to pay for up-front  
71 move-in costs; and

72 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
73 hereby waive the requirements of Section 56.30, Milwaukee County Ordinances, and  
74 authorizes the Director of the Department of Administration to contract for work needed to  
75 accomplish the relocation of the UWEX within the required time; and  
76

77 BE IT FURTHER RESOLVED, that the Department of Administration and/or UWEX  
78 are hereby authorized and directed to apply for and accept grant funds to pay for future  
79 remodeling and other costs associated with the use of Roosevelt School, including  
80 Community Development Block Grant (CDBG) funds from the City of West Allis and  
81 energy grant funds from the Wisconsin Focus on Energy.

82 **Fiscal Note:** The recommendation to move the UWEX to the Roosevelt School building  
83 will require an additional \$209,407 of unbudgeted expenses for 2002, which  
84 includes \$31,467 for rent and \$9,500 for telephone service costs which  
85 exceed budgeted amounts and an estimated expenditure of \$168,440 for  
86 one-time move-in costs. The \$168,440 cost for the move would require an  
87 immediate transfer of \$27,800 from the Appropriation for Contingencies in  
88 order to pay for up-front move-in costs (the typical fund transfer process  
89 would not be followed due to the need to immediately effectuate the move).  
90 In addition, \$140,640 from available 2001 General Obligation Bond funds  
91 would be utilized (these funds were going to be lapsed to the Debt Service  
92 Reserve as part of the 2001 carryover process and can be utilized for  
93 purposes of this move). This cost includes \$20,000 to make the space  
94 compliant with American with Disabilities Act (ADA) requirements. The  
95 County and UWEX will look at alternative ways to fund the remaining  
96 unbudgeted expenditures of \$40,967. Additional costs of \$130,000 for  
97 heating, ventilation and air conditioning and installation of an elevator will  
98 need to be addressed in 2003 and/or future years. The UWEX will explore  
99 alternative funding to cover these costs including possible use of City of West  
100 Allis Community Development Block Grant funds and energy grants.  
101 Operating costs are projected to increase by \$21,384 in 2003 for increased  
102 rental and telephone costs for the UWEX.

**(Item 8)**

**File NO. 02-183  
(Journal, March 21, 2002)**

Resolution from the Fiscal and Budget Administrator, regarding report of 2001 carryovers to 2002, by recommending adoption of the following.

April 25, 2002

APR 25 2002

*Adopted*

*23-0*

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File No. 02-183  
(Journal, March 21, 2002)

(ITEM 8) From Fiscal and Budget Administrator, regarding report of 2001 carryovers to 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Section 32.91(7) of the General Ordinances of Milwaukee County requires the Department of Administration (DOA) 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 Administration report and submits its recommendations to the County Board; and

WHEREAS, the Department of Administration has submitted its recommended carryovers to the Finance and Audit Committee; and

WHEREAS, the Department of Administration recommended carryovers for 2001 to 2002, the detail of which has been made a part of this file, include \$7,346,522.83 in appropriations and \$10,814,214.44 in related revenue, and \$82,114,472.56 of capital improvement appropriations and \$95,954,976.75 of capital improvement revenue; and

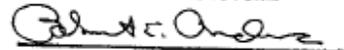
WHEREAS, the Finance and Audit Committee reviewed and approved (vote 6-0) the recommended carryovers at its meeting of April 18, 2002; and

WHEREAS, recommended lapsed expenditure appropriations and revenues for the capital projects fund result in a net surplus available to the County's general fund of \$1,089,513 and a contribution to the County's Debt Service Reserve of \$7,902,654; now, therefore,

BE IT RESOLVED, that the carryovers from 2001 to 2002 recommended by the Department of Administration and approved by the Finance and Audit Committee are hereby approved; and

BE IT FURTHER RESOLVED, that \$7,902,654 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 \$1,089,513 to be used in the determination of the 2001 County surplus/(deficit).

APPROVED AS TO FORM



CORPORATION COUNSEL

45 **FISCAL NOTE:** Adoption of this resolution will result in a carryover from 2001 to 2002 of  
 46 \$7,346,522.83 in expenditure appropriations and \$10,814,214.44 in  
 47 related revenue, as well as a carryover of \$82,114,472.56 of capital  
 48 improvement appropriations and \$95,954,976.75 of capital improvement  
 49 revenue. In addition, the net surplus available to the County related to  
 50 lapsed expenditure appropriations and revenues for capital projects is  
 51 \$1,089,513, which is recommended to be used in the determination of  
 52 the 2001 County surplus/(deficit). An additional \$7,902,654 not eligible  
 53 to be used in the determination of the 2001 County surplus/(deficit) will  
 54 be contributed to the County's Debt Service Reserve. This fiscal note was  
 55 prepared by the Fiscal and Budget Administrator.

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DOA/lh  
4/22/2002  
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(Item 9)

File No. 02-205  
(Journal, April 25, 2002)

Resolution from the Sheriff, requesting authorization for the Controller to make payment of invoices submitted by Arnold and O'sheridan, Inc. for a security review of the Criminal Justice Facility, by recommending adoption of the following.

APR 25 2002  
*Adopted*  
 23-0

File No. 02-205  
 (Journal, April 25, 2002)

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4 (ITEM 9) From the Sheriff, requesting authorization for the Controller to make payment of  
5 invoices submitted by Arnold and O'sheridan, Inc. for a security review of the Criminal  
6 Justice Facility, by recommending adoption of the following:

**A RESOLUTION**

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9  
10 WHEREAS, following the escape of De Carlos Young from the Criminal Justice  
11 Facility on December 6, 2001, an internal investigation by the Sheriff's Department led  
12 staff to conclude that a professional review of all physical and electronic security  
13 conditions in the facility was needed; and

14  
15 WHEREAS, the Sheriff's Department identified Arnold and O'sheridan, Inc. as a  
16 consultant capable of doing a thorough review of electronic security at the facility; and

17  
18 WHEREAS, although Sheriff's Department staff considered it critical to carry out the  
19 review on an immediate basis, the Department did not officially declare an emergency  
20 purchase with corresponding notification to the County Executive and County Board; and

21  
22 WHEREAS, a contract was prepared and signed by both parties prior to the  
23 commencement of work, but due to the need to complete the review on a timely basis and  
24 report the findings to the Judiciary, Safety and General Services Committee, the work  
25 began prior to the granting of approval by the Risk Manager, Corporation Counsel and the  
26 Division of Disadvantaged Business Development; and

April 25, 2002

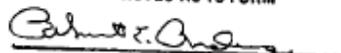
28 WHEREAS, Arnold and O'sheridan's findings were reported to the Committee on  
29 Judiciary, Safety and General Services in March 2002; and

31 WHEREAS, Section 56.30(9) of the County General Ordinances provides that no  
32 payment shall be made to professional service contractors prior to proper execution of a  
33 contract, including required departmental reviews and sign-offs; and

35 WHEREAS, the Department of Administration is not permitted to exempt  
36 departments from the provisions of Section 56.30(9) but is able to make payments  
37 following authorization by the Milwaukee County Board of Supervisors; now, therefore,

39 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
40 authorize the Director, Department of Administration, to pay Arnold and O'sheridan, Inc.  
41 for professional services performed in association with a review of electronic security at the  
42 Criminal Justice Facility.

APPROVED AS TO FORM

  
CORPORATION COUNSEL

1

45 **FISCAL NOTE:** According to the Sheriff, the cost of the professional services performed  
46 by Arnold and O'sheridan is \$15,000. According to the Sheriff, adoption  
47 of this resolution will have no tax levy impact, as sufficient fund are  
48 available to pay for the professional services in the Sheriff's Department's  
49 contractual services budget.

53 RH/ih  
54 4/22/2002  
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(Item 10)

File No. 02-206  
(Journal, April 25, 2002)

Resolution from the Sheriff, requesting authorization for the Controller to make payment of invoices submitted by Venture Architects for a security review of the Criminal Justice Facility, by recommending adoption of the following.

APR 25 2002  
*Adopted*  
*23-0*

File No. 02-206  
(Journal, April 25, 2002)

4 (ITEM 10) From the Sheriff, requesting authorization for the Controller to make payment of  
5 invoices submitted by Venture Architects for a security review of the Criminal Justice  
6 Facility, by recommending adoption of the following:

**A RESOLUTION**

10 WHEREAS, following the escape of De Carlos Young from the Criminal Justice  
11 Facility on December 6, 2001, an internal investigation by the Sheriff's Department led  
12 staff to conclude that a professional review of all physical and electronic security  
13 conditions in the facility was needed; and

15 WHEREAS, the Sheriff's Department identified Venture Architects as a consultant  
16 capable of doing a thorough review of physical security at the facility; and

April 25, 2002

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WHEREAS, although Sheriff's Department staff considered it critical to carry out the review on an immediate basis, the Department did not officially declare an emergency purchase with corresponding notification to the County Executive and County Board; and

WHEREAS, a contract was prepared and signed by both parties prior to the commencement of work, but due to the need to complete the review on a timely basis and report the findings to the Judiciary, Safety and General Services Committee, the work began prior to the granting of approval by the Risk Manager, Corporation Counsel and the Division of Disadvantaged Business Development; and

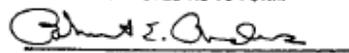
WHEREAS, Venture Architect's findings were reported to the Committee on Judiciary, Safety and General Services in March 2002; and

WHEREAS, Section 56.30(9) of the County General Ordinances provides that no payment shall be made to professional service contractors prior to proper execution of a contract, including required departmental reviews and sign-offs; and

WHEREAS, the Department of Administration is not permitted to exempt departments from the provisions of Section 56.30(9) but is able to make payments following authorization by the Milwaukee County Board of Supervisors; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director, Department of Administration, to pay Venture Architects for professional services performed in association with a review of physical security at the Criminal Justice Facility.

APPROVED AS TO FORM



CORPORATION COUNSEL

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**FISCAL NOTE:** According to the Sheriff, the estimated cost of the professional services performed by Venture Architects is \$19,740 and not to exceed \$19,900. According to the Sheriff, adoption of this resolution will have no tax levy impact, as funds are available to pay for the professional services in the Sheriff's Department's contractual services budget.

RHh  
4/22/2002  
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**(Item 11)**

**File No. 02-79(a)(b)  
(Journal, April 25, 2002)**

From the Director of Audits, submitting a Salary Survey of Selected Top Managers and Elected Officials, dated April 2002.

April 25, 2002

APR 25 2002

*Adopted*  
*22-0*

File No. 02-79(a)(b)  
(Journal, April 25, 2002)

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4 (ITEM 5) From Director of Audits, submitting a Salary Survey of Selected Top Managers  
5 and Elected Officials, dated April 2002, by recommending adoption of the following:

6  
7 **A RESOLUTION**

8  
9 WHEREAS, on April 5, 2002, the Department of Audit submitted a Salary Survey of  
10 Selected Top Managers and Elected Officials to the Milwaukee County Board of  
11 Supervisors; and

12  
13 WHEREAS, the Salary Survey was conducted in response to a request by the County  
14 Board Chairman to compare the compensation received by Milwaukee County's Executive,  
15 County Board, Department Heads and other top managers with other appropriate  
16 jurisdictions in association with an ongoing analysis of the organizational structure of  
17 various County departments; and

18  
19 WHEREAS, the Salary Survey generally found that "Milwaukee County salaries are  
20 comparable to other governments"; and

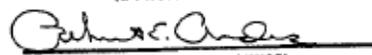
21  
22 WHEREAS, the Salary Survey was reviewed by the Committee on Finance and Audit  
23 at its meeting on April 18, 2002 and by the Committee on Personnel at its meeting on April  
24 19, 2002; and

25  
26 WHEREAS, the Committee on Finance and Audit voted 5 to 0 to refer the Salary  
27 Survey to the Select Committee on County Government Structure and Procedures for its  
28 review, to the new County Executive for his review and consideration as he considers the  
29 composition of his new administration and the overall County management structure, and  
30 to the Department of Human Resources for its review of both the Survey's findings and of  
31 all ECP positions and how changes in pay and compensation for those positions might  
32 impact lower level positions; and

33  
34 WHEREAS, the Committee on Finance and Audit directed further that the Salary  
35 Survey be published in a more accessible way on the County's website and that the County  
36 Board's Public Relations Division prepare and execute a press release for radio, TV and  
37 newspapers publicizing the existence of the Salary Survey for the purpose of full disclosure;  
38 and

39  
40 WHEREAS, the Committee on Personnel concurred with the recommendation of the  
41 Committee on Finance and Audit with the further provision that the report also be sent to  
42 the newly created Citizens Advisory Subcommittee that will provide input to the Select  
43 Committee on County Government Structures and Procedures headed by the Greater  
44 Milwaukee Committee (vote 7-0); now, therefore,

APPROVED AS TO FORM

  
CORPORATION COUNSEL

April 25, 2002

45 BE IT RESOLVED, that the Salary Survey of Selected Top Managers and Elected  
46 Officials that was submitted to the County Board by the Department of Audit in April 2002  
47 is hereby referred to the Select Committee on County Government Structure and  
48 Procedures for its review, to the new County Executive for his review and consideration as  
49 he considers the composition of his new administration and the overall County  
50 management structure, to the Department of Human Resources for its review of both the  
51 Survey's findings and of all ECP positions and how changes in pay and compensation for  
52 those positions might impact lower level positions, and to the newly created Citizens  
53 Advisory Subcommittee that will provide input to the Select Committee on County  
54 Government Structures and Procedures headed by the Greater Milwaukee Committee; and

55  
56 BE IT FURTHER RESOLVED, that the Salary Survey shall be published in a more  
57 accessible way on the County's website; and

58  
59 BE IT FURTHER RESOLVED, that the County Board's Public Relations Division shall  
60 prepare and execute a press release for radio, TV and newspapers publicizing the existence  
61 of the Salary Survey for the purpose of full disclosure.

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64 **FISCAL NOTE:** Adoption of this resolution will have no direct tax levy impact, though an  
65 expenditure of staff time will be required.

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**(Item 12)**

**File No. 02-120(a)(a)  
(Journal, February 21, 2002)**

An adopted resolution extending the authority of the Office of Corporation Counsel to commence an appeal of the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and ACLU of Wisconsin, by recommending the adoption of the following:

APR 25 2002

Adopted  
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File No. 02-120(a)(a)  
(Journal, February 21, 2002)

(ITEM 12) An adopted resolution extending the authority of the Office of Corporation Counsel to commence an appeal of the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and ACLU of Wisconsin, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, a lawsuit was commenced against Milwaukee County in 1996 by inmates of the Milwaukee County Jail complaining about over-crowding and the delivery of medical services; and

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WHEREAS, to assist in the prosecution of the lawsuit, the Circuit Court Judge appointed counsel to represent the class of Plaintiff inmates; and

WHEREAS, the lawsuit resulted in the parties entering into a consent decree which was approved by the Milwaukee County Board of Supervisors on January 18, 2001 [File No. 00-444(a)(a)]; and

WHEREAS, attorneys for the Plaintiff inmate class were entitled by state law to compensation to be paid by Milwaukee County; and

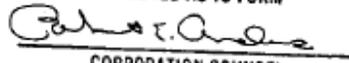
WHEREAS, in the opinion of the Milwaukee County Corporation Counsel, the Circuit Court Judge's award of \$465,433 (including \$434,270, plus court costs of \$31,163) was excessive; and

WHEREAS, the County Board of Supervisors on February 21, 2002, adopted File No. 02-120, authorizing the Office of Corporation Counsel to appeal of the court's compensation order; and

WHEREAS, at the request of the Court of Appeals, a mediator is being sought to explore the possibility of the parties negotiating a resolution to the compensation issue; and

WHEREAS, because the judgment accrues interest at the rate of 12% per annum until payment, the Corporation Counsel has proposed options which would potentially limit or suspend Milwaukee County's liability for additional interest costs; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on April 11, 2002, authorized the Corporation Counsel to continue to pursue the appeal as well as settlement through mediation; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

WHEREAS, the Judiciary, Safety and General Services Committee also recommended taking action to limit or suspend Milwaukee County's liability for additional interest costs; and

WHEREAS, the Finance and Audit Committee, at its meeting on April 18, 2002, supported the recommendation of the Judiciary, Safety and General Services Committee and recommended that, in order to limit or suspend Milwaukee County's liability for additional interest costs, the Director of the Department of Administration be authorized and directed to transfer up to \$465,433 plus interest of 12% per annum from January 15, 2002 from the Appropriation for Contingencies to the Miscellaneous Legal Fees account for potential settlement of this matter; and

WHERE, the Finance and Audit Committee also recommended that Corporation Counsel bring any recommended settlement of this matter to the appropriate County Board Committees for approval; now, therefore,

April 25, 2002

59  
60 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
61 Office of Corporation Counsel to continue to pursue the appeal of this matter, as well as to  
62 pursue a settlement through mediation; and  
63  
64 BE IT FURTHER RESOLVED, that Corporation Counsel will bring any recommended  
65 settlement of this matter to the appropriate County Board Committees for approval; and  
66  
67 BE IT FURTHER RESOLVED, that, in order to limit or suspend Milwaukee County's  
68 liability for additional interest costs, the Director, Department of Administration is hereby  
69 authorized and directed to transfer up to \$465,433 plus interest of 12% per annum from  
70 January 15, 2002, from the Appropriation for Contingencies to the Miscellaneous Legal  
71 Fees account for potential settlement of this matter.  
72  
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74 **FISCAL NOTE:** Adoption of this resolution will result in an immediate transfer of up to  
75 \$465,433, plus interest of 12% per annum from January 15, 2002 from  
76 the Appropriation for Contingencies to the Miscellaneous Legal Fees  
77 account. Due to the timing and urgency of this matter, funds for this  
78 purpose cannot be processed through the normal fund transfer procedure.  
79

The question was on adoption.

**SEPARATE ACTION** was requested on Items 2, 6, 7, 11, and 12.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES**—0 **EXCUSED**—Davis, Mayo, Podell —3

Supervisor Podell asked unanimous consent to be recorded as voted “aye” on the report from the Committee on Finance and Audit, There being no objections, the report from the Committee on Finance and Audit was adopted by a vote of 24 ayes – 0 noes.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--22 **NOES:** Lutzka---1 **EXCUSED:** Davis, Mayo —2

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--22 **NOES:** Lutzka---1 **EXCUSED:** Davis, Mayo —2

April 25, 2002

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES:** Ryan---1 **EXCUSED:** Davis -1

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--24 **NOES:** 0 **EXCUSED:** Davis—1

Thereupon, Item 12 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski, And The Chairman.--22 **NOES:** Borkowski, Weishan—2 **EXCUSED:** Davis—1

**FROM THE COMMITTEE ON HEALTH AND HUMAN NEEDS REPORTING ON 11 ITEMS**

**(Item 1)**

**File No. 02-235  
(Journal, April 25, 2002)**

From the Director, Office for Persons with Disabilities, requesting authorization to submit and accept a grant from Wisconsin ADA Partnership to develop and support accessible training materials for voting and recreational sites, by recommending an adoption of the following:

APR 25 2002  
*Adopted*  
24-0

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3 Supervisor Roger Quindel, Chairperson

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5 From the Committee on Health and Human Needs, Reporting on:

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9 File No. 02-235

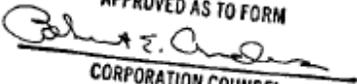
10 (Journal, April 25, 2002)

11  
12  
13 (ITEM NO. 1) From Director, Office for Persons with Disabilities, requesting  
14 authorization to submit and accept a grant from the Wisconsin ADA Partnership to develop  
15 and support accessible training materials for voting and recreational sites, by  
16 recommending adoption of the following:

17  
18 **A RESOLUTION**

April 25, 2002

19  
20 WHEREAS, the Milwaukee County Commission for Persons with Disabilities  
21 (Commission) has been established by Chapter 73 of the General Ordinances of  
22 Milwaukee County to promote independence in handicapped and disabled persons; and  
23  
24 WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county  
25 board of the needs of handicapped and disabled persons within the county and the status  
26 of existing services designed to meet those needs, and shall recommend any new programs  
27 and services required to meet such needs;" and  
28  
29 WHEREAS, the Wisconsin ADA Partnership is offering a grant of \$2,000 to promote  
30 ADA related activities; and  
31  
32 WHEREAS, the Commission is prepared to submit a proposal to the Wisconsin ADA  
33 Partnership to develop and support accessible training materials for voting and recreational  
34 sites; and  
35  
36 WHEREAS, the Commission has reviewed this request and recommends that the  
37 County Board of Supervisors support the submittal of the proposal and if awarded, support  
38 the acceptance of the grant; now, therefore,  
39  
40 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and  
41 direct the Director, Office for Persons with Disabilities, to submit a grant proposal for  
42 \$2,000 to the Wisconsin ADA Partnership to develop and support accessible training  
43 materials for voting and recreational sites and to accept any funding awarded thereunder.  
44

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

45 **FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any  
46 County Tax Levy beyond the amount authorized in the Executive Office  
47 for Persons with Disabilities 2002 adopted budget.  
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52 02235ADAPartnership  
53 KE:RH:RC:dh  
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(Item 2)

File No. 02-236  
(Journal, April 25, 2002)

From the Director, Office for Persons with Disabilities, requesting authorization to submit a proposal to the Private Industry Council for 24 summer youth position to work at the Wil-O-Way park facilities for summer camp, by recommending an adoption of the following:

April 25, 2002

APR 25 2002

Adopted  
24-0

File No. 02-236

(Journal, April 25, 2002)

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5 (ITEM NO. 2) From Director, Office for Persons with Disabilities, requesting authorization  
6 to submit a proposal to the Private Industry Council for 24 summer youth positions to work  
7 at the Wil-O-Way park facilities for summer camp, by recommending adoption of the  
8 following:  
9

10 **A RESOLUTION**

11  
12 WHEREAS, the Milwaukee County Commission for Persons with Disabilities  
13 (Commission) has been established by Chapter 73 of the General Ordinances of  
14 Milwaukee County to promote independence in handicapped and disabled persons; and  
15

16 WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county  
17 board of the needs of handicapped and disabled persons within the county and the status  
18 of existing services designed to meet those needs, and shall recommend any new programs  
19 and services required to meet such needs;" and  
20

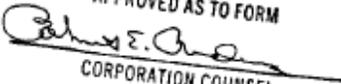
21 WHEREAS, the Wil-O-Way program at Underwood and Grant Parks annually  
22 sponsors a six week summer camp for persons with disabilities; and  
23

24 WHEREAS, 130 children and adults with a variety of disabilities are served by  
25 programming at Wil-O-Way which is otherwise not readily available throughout the  
26 community; and  
27

28 WHEREAS, the campers have varying and multiple needs requiring high levels of  
29 staffing to assure their safety, comfort and quality of experience; and  
30

31 WHEREAS, the Private Industry Council serves Milwaukee County's disadvantaged  
32 youth by funding and coordinating quality job learning and job readiness opportunities in  
33 businesses and organizations; now, therefore,  
34

35 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and  
36 direct the Director, Office for Persons with Disabilities, to submit a grant proposal to the  
37 Private Industry Council for 24 summer youth positions to work at the Wil-O-Way park  
38 facilities for summer camp.  
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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

April 25, 2002

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**FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any County Tax Levy beyond the amount authorized in the Executive Office for Persons with Disabilities' 2002 adopted budget.

KE:RH:RC:dh  
02236

(Item 3)

**File No. 02-221  
(Journal, April 25, 2002)**

From Director, Department on Aging, requesting authorization to submit a proposal totaling up to \$1.2 million to the Robert Wood Johnson Foundation's Active for Life initiative and to accept any funding awarded, by recommending the adoption of the following:

APR 25 2002

*Adopted*  
*24-0*

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File No. 02-221

(Journal, April 25, 2002)

(ITEM NO. 3) From Director, Department on Aging, requesting authorization to submit a proposal totaling up to \$1.2 million to the Robert Wood Johnson Foundation's *Active for Life* initiative and to accept any funding awarded, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, physical inactivity is one of the greatest modifiable threats to human health and a person's ability to function independently in later life; and

WHEREAS, many mid-life and older adults live sedentary lifestyles and remain unaware of the health benefits of regular physical activity; and

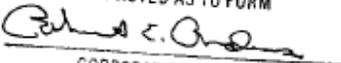
WHEREAS, Physical Activity and Health: A Report of the Surgeon General (1996) concluded that (1) higher levels of regular physical activity are associated with lower mortality rates for both older and younger adults, (2) even those who are moderately active on a regular basis have lower mortality rates than those who are least active, and (3) regular physical activity (a) reduces the risk of developing leading causes of illness and death and (b) promotes psychological well-being; and

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WHEREAS, *Active for Life* is a new four-year initiative of the Robert Wood Johnson Foundation that seeks to increase the number of adults who engage in regular physical activity, as recommended by the Surgeon General, and targets activity to sedentary adults age 50 and older who are without serious health conditions or disabilities that limit their ability to engage in non-medically supervised physical activity programs; and

WHEREAS, *Active for Life* involves a multi-pronged strategy that includes the replication and expansion of programs already developed that have demonstrated efficacy in increasing physical activity levels among mid-life and older adults; and

WHEREAS, the primary goal of *Active for Life* is to learn how to effectively deliver research-based physical activity programs to large numbers of mid-life and older adults and to sustain such programs through existing community institutions including, but not limited to, community centers, senior centers, recreation centers, public health departments, housing authorities, and religious institutions; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

WHEREAS, in order to meet the initial deadline of the grant application process the Department on Aging, on March 15, 2002, submitted a Letter of Intent to the Robert Wood Johnson Foundation that outlines a four-year grant proposal entitled "Mature Milwaukee: Active for Life" with a preliminary proposed budget of \$1,128,728; and

WHEREAS, the proposal seeks to integrate regular physical activity into everyday living and to include program participants who vary widely in age, ethnicity, socioeconomic status and physical condition; and

WHEREAS, the Robert Wood Johnson Foundation will notify the Department on Aging on or about May 1 if the Department's proposal is selected and, if selected, the Department must submit a completed proposal on or before August 1, 2002; and

WHEREAS, the proposal will be offered in conjunction with the existing community based physical activity and fitness programs now included in the Department's Wellness and Prevention initiative [File No. 01-732] and allows for expansion of that initiative to include collaboration with public health departments, the City of Milwaukee Housing Authority, the YMCA of Metropolitan Milwaukee, faith based organizations, medical centers and social service agencies, the American Cancer Society and other disease specific organizations, and other community organizations able to successfully reach more than 1,000 mid-life and older adults through a variety of group-based activities; now, therefore,

BE IT RESOLVED, that, if notified of selection to submit a completed proposal, the Director, Department on Aging, is hereby authorized to submit a completed proposal totaling up to \$1.2 million under the Robert Wood Johnson Foundation's *Active for Life* project and to accept any funding awarded thereunder.

April 25, 2002

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74 **FISCAL NOTE:** Adoption of this resolution will not require the expenditure of any  
75 County Tax Levy. Funds required for the proposed *Active for Life*  
76 project will be provided under a grant from the Robert Wood Johnson  
77 Foundation. While there is no minimum requirement for local match,  
78 the Robert Wood Johnson Foundation views matching as "an  
79 important element for proposals in that it gives an indication of the  
80 viability of the program being continued over a long period of time."  
81 The Department on Aging will identify in-kind or cash match from  
82 community partners and the Department's federal or state grants.  
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86 KE:RH:RC:dh  
87 02221RW]proposal

**(Item 4)**

**File No. 02-34(a)(e)  
(Journal, April 25, 2002)**

Reference file established by the County Board Chairman, relative to Department on Aging  
Contracts with Service Providers for Programs, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*22-2*

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File No. 02-34(a)(e)  
(Journal, December 20, 2001)

(ITEM NO. 4) Reference file established by the County Board Chairman, relative to  
Department on Aging Contracts with Service Providers for Programs, by recommending  
adoption of the following:

**A RESOLUTION**

WHEREAS, on December 20, 2001, the Milwaukee County Board of Supervisors  
authorized the Director, Department on Aging, to enter into contracts and contract  
extensions for programs and services during 2002 [File No. 02-34 (a) (a)]; and

WHEREAS, within File No. 02-34 (a) (a), the Milwaukee County Board of  
Supervisors authorized the Director, Department on Aging, to execute contracts with  
Interfaith Older Adult Programs, Inc., to provide (1) Programs in Clinton and Bernice Rose  
Park, Wilson Park, and Lawrence P. Kelly Senior Centers and (2) Nutrition Site Supervision  
at Grobschmidt, Northwest, Washington Park, McGovern Park, and West Allis Senior  
Centers for the period January 1 through December 31, 2002; and

WHEREAS, also within File No. 02-34 (a) (a), the Milwaukee County Board of  
Supervisors authorized the Director, Department on Aging, to execute a contract with the  
Social Development Commission to provide Nutrition Site Supervision Services (15 Sites)  
for the period January 1 through December 31, 2002; and

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WHEREAS, during the 2002 Request for Proposals process, the Department on Aging advised potential applicants that the vendor awarded a contract to provide Nutrition Site Supervision Services (15 Sites) would provide site supervision at Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers until those responsibilities were transferred to the vendor awarded a contract to provide Programs in Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers, and that the transfer would occur on or about April 1, 2002; and

WHEREAS, after reviewing multiple contracts between Interfaith Older Adult Programs, Inc., and the Department on Aging, the management of both organizations agreed (1) to consolidate nutrition site supervision services administered by Interfaith under a single contract by adding Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers to the 2002 Nutrition Site Supervision at Grobschmidt, Northwest, Washington Park, McGovern Park, and West Allis Senior Centers contract;(2) to rename the expanded contract as Nutrition Site Supervision Services (8 Sites); and (3) to increase the 2002 award from \$105,000 to \$152,250, an increase of \$47,250, to reflect administering three additional nutrition sites; and

APPROVED AS TO FORM



CORPORATION COUNSEL

WHEREAS, to reflect a reduction in the number of nutrition sites administered by the Social Development Commission from fifteen (15) to twelve (12), the Department proposes amending the contract title from Nutrition Site Supervision Services (15 Sites) to Nutrition Site Supervision Services (12 Sites), and reducing the 2002 award from \$390,000 to \$360,352, a decrease of \$29,648; and

WHEREAS, the decrease in award for the Social Development Commission (SDC) does not fully cover the increase in award for Interfaith Older Adult Programs because the revised 2002 award for SDC reduces some personnel costs (e.g., three Site Supervisors) and some program related costs, but does not proportionally reduce other administrative and programming costs due to the need to maintain them for the operation of the remaining 12 sites; and

WHEREAS, the Department on Aging has identified sufficient unallocated state and federal grant funds to cover the \$17,602 net difference in costs between Interfaith Older Adult Programs, Inc., and the Social Development Commission; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to decrease by \$29,648, from \$390,000 to \$360,352, the 2002 contract award with the Social Development Commission to provide Nutrition Site Supervision Services (15 Sites) and amend the program title to Nutrition Site Supervision Services (12 Sites) to reflect the transfer of site supervision at Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers to another vendor; and

BE IT FURTHER RESOLVED, that the Director, Department on Aging, is hereby authorized to increase by \$47,250, from \$105,000 to \$152,250, the 2002 contract award with Interfaith Older Adult Programs, Inc., to provide Nutrition Site Supervision at Grobschmidt, Northwest, Washington Park, McGovern Park, and West Allis Senior Centers and amend the program title to Nutrition Site Supervision Services (8 Sites) to reflect the addition of site supervision at Clinton and Bernice Rose Park, Wilson Park, and Lawrence P. Kelly Senior Centers to the program.

**FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any County Tax Levy. All funds necessary for the net increase in contract awards (\$17,602) will come from the Department's 2002 federal and state grants.

April 25, 2002

84 KE:RH:RC:dh  
85 0234aeNutritionSitesSupervision  
86

**(Item 5)**

**File No. 02-243  
(Journal, April 25, 2002)**

From Acting Director, Department of Human Services, requesting permission to accept \$272,632 of fourth year Juvenile Accountability Incentive Block Grant (JAIBG) for the Office of Justice Assistance with a required local match of \$30,292 for a program for juvenile firearm offenders for the period from October 1, 2002 through September 30, 2003, by recommending the adoption of the following.

APR 25 2002  
Adopted  
24-0

File No. 02-243

(Journal, April 25, 2002)

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5 (ITEM NO. 5) From Acting Director, Department of Human Services, requesting  
6 permission to accept \$272,632 of fourth year Juvenile Accountability Incentive Block Grant  
7 (JAIBG) from the Office of Justice Assistance with a required local match of \$30,292 for a  
8 program for juvenile firearm offenders for the period from October 1, 2002 through  
9 September 30, 2003, by recommending adoption of the following:  
10

**A RESOLUTION**

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13 WHEREAS, the Department of Human Services (DHS) plans to submit an  
14 application to the Office of Justice Assistance (OJA) for fourth year Juvenile Accountability  
15 Incentive Block Grant (JAIBG) funds to continue a program for juvenile firearm offenders  
16 for the period from October 1, 2002 through September 30, 2003; and  
17

18 WHEREAS, Milwaukee County was awarded a total of \$272,632, which included  
19 the awards from the municipalities of Cudahy, Greenfield, and Oak Creek, and added the  
20 required local match of \$30,292 for a program total of \$302,924 for the period of  
21 October 1, 2002 to September 30, 2003; and  
22

23 WHEREAS, the budget for the JAIBG Firearm Program consists of the cost for one  
24 position of Assistant District Attorney for the prosecution of juvenile firearms offenders and  
25 a purchase of service contract for monitoring services for juveniles on probation for firearm  
26 charges; and

27 WHEREAS, juveniles selected for the Firearm Program have been adjudicated for  
28 possession of a firearm, but remain in the community while they are on probation; and  
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31 WHEREAS, Running Rebels Community Organization, which has provided  
32 monitoring services to the Firearm Program since it began in August 1999, has staff who  
33 contact each of the juveniles on a regular basis at home and at school; and  
34

35 WHEREAS, Running Rebels also provides after school programming including  
36 tutoring, AODA education, anger management, and recreational activities and also works  
37 with MPS to ensure that all of the youths are enrolled in school, to schedule Individual  
38 Education Plan meetings, and to help expelled youths return to school; and

April 25, 2002

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WHEREAS, 51 juvenile firearm offenders have successfully completed the JAIBG Firearm Program and their court ordered probation since the program began in 1999; and

WHEREAS, prior to October 1, 2002, DHS will request permission to continue this contract with Running Rebels; and

APPROVED AS TO FORM  
*Robert C. Anderson*  
CORPORATION COUNSEL

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WHEREAS, of the required local match amount of \$30,292, \$7,573 (25%) will be provided with funding from the DHS 2002 budget and \$22,719 (75%) will be included in the department's 2003 budget request; now, therefore,

BE IT RESOLVED, that the Director of the Department of Human Services be authorized to accept the fourth year JAIBG funds of up to \$272,632 and to provide the local match totaling 10% of the program costs (\$30,292) to continue the juvenile firearm offenders program for the period from October 1, 2002 through September 30, 2003.

**FISCAL EFFECT:** Adoption of this resolution will not result in any increase in tax levy for 2002. Of the \$30,292 in matching funds required for this grant, \$7,573 (25%) will come from existing funds in the 2002 DHS Division of Delinquency and Court Services budget to cover the last three months of 2002 and \$22,719 (75%) will be included in the Department's 2003 budget request. The Office of Justice Assistance will reimburse the County for up to \$272,632 of fourth year JAIBG program costs incurred between October 1, 2002 through September 30, 2003.

**(Item 6)**

**File No. 02-32(a)(c)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to State Social Services and Community Programs (including Behavioral Health Division) with the Department of Health and Family Services (DHFAS), by recommending the adoption of the following.

APR 25 2002  
*Adopted*  
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File No. 02-32(a)(c)

(Journal, December 20, 2001)

(ITEM NO. 6) Reference file established by the County Board Chairman, relative to State Social Services and Community Programs (including Behavioral Health Division) with the Department of Health and Family Services (DHFAS), by recommending adoption of the following:

**A RESOLUTION**

April 25, 2002

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WHEREAS, the State of Wisconsin, Bureau of Community Mental Health, made \$1,000,000 available to counties for CY 2002 for the expansion of Community Support Program (CSP) services in order to reduce CSP wait lists; and

WHEREAS, the Milwaukee County Behavioral Health Division submitted an application to the State in the amount of \$208,922 for the purpose of expanding its CSP capacity to serve persons in need of these services; and

WHEREAS, Milwaukee County was recently notified that its application was approved in the amount of \$93,910; and

WHEREAS, the Behavioral Health Division will use these funds to expand Community Support Program capacity in Milwaukee County to serve an additional 22-24 individuals who would have otherwise been unable to access CSP services; now, therefore

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized and directed to sign the CY 2002 State/County Contract Addendum #02-44 entitled Community Support Programs (CSP) Wait List in the amount of \$93,910 for the period of January 1, 2002 through December 31, 2002.

**FISCAL NOTE:** Adoption of this resolution will result in an increase of CY 2002 Behavioral Health Division expenditures of \$93,910 and an increase in revenues of the same amount for no tax levy effect.

KE:RH:RC:dh  
0232acStateCountyContractAddendum02-44

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(Item 7)**

**File No. 02-5(a)(c)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts, with the Behavioral Health Division, by recommending the adoption of the following:

APR 25 2002

Adopted  
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File No. 02-5(a)(c)

(Journal, December 20, 2001)

(ITEM NO. 7) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Behavioral Health Division, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Milwaukee County has been awarded \$93,910 through an addendum to the CY 2002 State/County Contract for the purpose of increasing Community Support Program (CSP) capacity; and

April 25, 2002

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WHEREAS, the Behavioral Health Division has determined, through review of CY 2002 agency applications to provide CSP services, that Bell Therapy, Inc., and Health Care for the Homeless, Inc., are best able to administer the CSP needs of consumers; and

WHEREAS, the Behavioral Health Division has identified consumers in their Targeted Case Management (TCM) program who are in need of the more intensive CSP services enabled by the additional funding provided in the CY 2002 State/County Contract Addendum; and

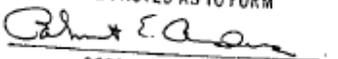
WHEREAS, by transitioning consumers from Targeted Case Management into CSP services the Division will create openings in the TCM program, allowing for additional consumers to be served; and

WHEREAS, the Behavioral Health Division, through amending the CY 2002 Purchase of Service contracts with Bell Therapy, Inc., and Health Care for the Homeless, Inc., will be able to provide CSP services to an additional 22 - 24 persons who previously could not access these services due to funding limitations; now, therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized and directed to increase the CY 2002 Bell Therapy, Inc., Purchase of Service contract by \$16,917 from \$1,231,195 to \$1, 248,112 for the purpose of increasing CSP service capacity; and,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized and directed to increase the Health Care for the Homeless, Inc. Purchase of Service contract by \$76,993 from \$364,741 to \$441,734 for the purpose of increasing CSP service capacity.

APPROVED AS TO FORM

  
CORPORATION COUNSEL

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**FISCAL NOTE:** Adoption of this resolution will not result in an increase in tax levy. Adoption of File No. 02-32(a)(c), which is under consideration at the April 25, 2002 board meeting, authorizes the Acting Director of the Department of Human Services to receive \$93,910 in additional funding through Addendum No. 02-44 of the CY 2002 State/County Contract. This resolution authorizes expenditures in the same amount.

KE:RH:RC:dh  
025acCSP

April 25, 2002

(Item 8)

File No. 02-241  
(Journal, April 25, 2002)

From Acting Director, Department of Human Services, requesting authorization to increase the CY 2002 Professional Service Agreement with The Management Group by \$66,070 for the purpose of developing and implementing the single coordinated care plan for the Alcohol and Other Drug Abuse (AODA) Temporary Assistance to Needy Families (TANF) project for the period of February 18, 2002 through December 21, 2002, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*24-0*

File No. 02-241

(Journal, April 25, 2002)

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5 (ITEM NO. 8) From Acting Director, Department of Human Services, requesting  
6 authorization to increase the CY 2002 Professional Service Agreement with The  
7 Management Group by \$66,070 for the purpose of developing and implementing the  
8 single coordinated care plan for the Alcohol and Other Drug Abuse (AODA) Temporary  
9 Assistance to Needy Families (TANF) project for the period of February 18, 2002 through  
10 December 31, 2002. by recommending adoption of the following:

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12 **A RESOLUTION**

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14 WHEREAS, in March 2002, the County Board adopted File No. 02-32(a)(b)  
15 authorizing the Acting Director, DHS to accept the 2002 State/County Contract Addendum  
16 entitled "Substance Abuse Treatment - TANF" (TANF Grant) in the amount of \$4,600,000;  
17 and

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19 WHEREAS, the TANF Grant requires the development of a Single Coordinated  
20 Care Plan (SCCP) as part of the Milwaukee County AODA TANF Project and includes  
21 funding for that purpose; and

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23 WHEREAS, the SCCP is predicated on the observation that consumers involved in  
24 multiple service systems, such as AODA, W-2, Child Welfare, Corrections, Mental Health,  
25 etc., may face additional barriers due to the varying goals, requirements, and timelines of  
26 those services; and,

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28 WHEREAS, the objective of the SCCP is to develop a single coordinated care plan  
29 to reduce barriers to successful outcomes for consumers who are involved in multiple  
30 service systems; and

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32 WHEREAS, the TANF Grant further requires Milwaukee County to contract with  
33 The Management Group (TMG) for the development and implementation of the SCCP; and

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35 WHEREAS, TMG has demonstrated skills and abilities in developing the Single  
36 Coordinated Care Plan and will continue work in 2002 on the finalization and  
37 implementation of the plan; now, therefore

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39 BE IT RESOLVED, that the Acting Director of the Department of Human Services is  
40 authorized and directed to increase the CY 2002 Professional Service Agreement with The  
41 Management Group by \$66,070 from \$19,950 to \$86,020 for the period of February 18,  
42 2002, through December 31, 2002.

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APPROVED AS TO FORM  
*[Signature]*  
CORPORATION COUNSEL

April 25, 2002

46 **FISCAL NOTE:** Adoption of this resolution does not require an additional expenditure of  
47 tax levy. Funding for the management of the AODA TANF Single  
48 Coordinated Care Plan was included in the 2002 Adopted Budget.  
49

(Item 9)

**File No. 02-244**  
**(Journal, April 25, 2002)**

From the Acting Director of the Department of Human Services, requesting authorization to submit an application to the Federal Substance Abuse Mental Health Services Administration in response to their response to their programs announcement entitled "Targeted Capacity Expansion: Grants to Expand Substance Abuse Treatment Capacity" in the amount of \$500,000, by recommending adoption of the following.

APR 25 2002

*Adopted*  
*24-0*

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File No. 02-244

(Journal, April 25, 2002)

(ITEM NO. 9) From the Acting Director of the Department of Human Services, requesting authorization to submit an application to the Federal Substance Abuse Mental Health Services Administration in response to their program announcement entitled "Targeted Capacity Expansion: Grants to Expand Substance Abuse Treatment Capacity" in the amount of \$500,000, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the federal Substance Abuse Mental Health Services Administration (SAMHSA) has made available up to \$500,000 per year for three years to communities for "Grants to Expand Substance Abuse Treatment Capacity in Targeted Areas of Need"; and,

WHEREAS the Milwaukee County Behavioral Health Division is seeking to submit an application to SAMHSA to develop a case management approach for the provision of substance abuse treatment services to single adults; and

WHEREAS, the Behavioral Health Division intends to submit an application in the amount of \$500,000 per year for three years; now, therefore

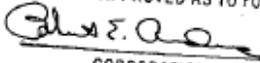
BE IT RESOLVED, that the Acting Director of the Department of Human Services is authorized to submit a grant application to SAMHSA in the amount of \$500,000 per year to develop a case management approach to services for single adults who have substance abuse problems: and

BE IT FURTHER RESOLVED, that the Department of Human Services is authorized to receive any funds awarded by SAMHSA for the development and implementation of the grant program.

**FISCAL NOTE:** There is no fiscal affect for approval to submit the application. Should the Behavioral Health Division receive grant funds for the CY 2002, the Behavioral Health Division budget will be increased to reflect grant expenditures and grant revenues.

April 25, 2002

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42 02244TargetedCapacityExpansion  
43 KE:RC:RH:dh  
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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(Item 10)

File No. 02-242  
(Journal, April 25, 2002)

From Acting Director, Department of Human Services, requesting authorization to apply for and accept grant funds from the Substance Abuse and Mental Health Administration for the Partnerships for Youth Transition, by recommending the adoption of the following:

APR 25 2002

*Adopted*  
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File No. 02-242

(Journal, April 25, 2002)

(ITEM NO. 10) From Acting Director, Department of Human Services, requesting authorization to apply for and accept grant funds from the Substance Abuse and Mental Health Administration for the Partnerships for Youth Transition, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Section 56.06 of the County Ordinances requires that the standing Committees and Milwaukee County Board of Supervisors approve the application for and acceptance of State and Federal grants; and

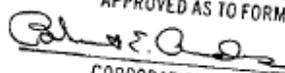
WHEREAS, federal grant funds are available through the Substance Abuse and Mental Health Administration (SAMSHA) to develop, implement and evaluate model programs to support transition to adulthood and independent living for youth with serious emotional disturbance or mental illness; and

WHEREAS, the Behavioral Health Division's Wraparound Milwaukee Program has the structure, organizational expertise and knowledge to administer such a program and has developed a model program called On-Course to provide these transitional services and supports; now, therefore,

BE IT RESOLVED that the Acting Director of Human Services is hereby authorized to apply for and accept (if approved) grant funds under the SAMSHA Program titled Partnerships for Youth Transition in the amount of \$500,000 per year for up to four years.

**FISCAL NOTE:** Adoption of this resolution will not result in the expenditure of any tax levy.

KE:RC:RH:dh  
02242Partnershipsfor youthtransition

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(Item 11)

File No. 02-31(a)(b)  
(Journal, April 25, 2002)

April 25, 2002

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with the Financial Assistance Division, by recommending adoption of the following:

APR 25 2002

*Adopted*

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File No. 02-31(a)(b)

(Journal, December 20, 2001)

(ITEM NO. 11) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Financial Assistance Division, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, County Ordinance 46.09 requires approval of contract amounts by the Milwaukee County Board of Supervisors relating to contracts between the Milwaukee County Department of Human Services (DHS) and providers; and

WHEREAS, the goal of DHS is to provide a safe, stable child care system which provides high quality services to all children, including those with special needs; and

WHEREAS, children with special needs have long-term physical, developmental, behavioral or emotional conditions that require specialized care, and past estimates indicate that 44,000 of these children live in Milwaukee County; and

WHEREAS, a Request for Proposal (RFP) for special needs child care services was issued in December, 2001 and proposals were evaluated by a review panel that recommended a contract award to La Causa, Inc. based on the overall strength of its proposal; and

WHEREAS, La Causa, Inc. has established a collaborative network of service providers to assure comprehensive service delivery; and

WHEREAS, the recommended contract will expand the delivery of services to children with special needs and their families, and increase the resources available to child care providers who care for these children; now, therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services, or her designee, is authorized to enter into a purchase of service contract with La Causa, Inc. in the amount of \$937,500 for the initial eight-month period of May 1, 2002 - December 31, 2002, with the option of two (2) one-year extensions based on performance; and

BE IT FURTHER RESOLVED, that the Department of Human Services is directed to report back to the Health and Human Needs Committee with information on all agencies contracted by LaCausa, Inc., in fulfillment of this contract, including the name of the agency, the amount of the subcontract and the nature of the services to be provided.

APPROVED AS TO FORM

*John E. Anderson*

CORPORATION COUNSEL

April 25, 2002

46 **FISCAL NOTE:** Adoption of this resolution will not result in any tax levy increase. The  
47 2002 Adopted Budget included sufficient funding for the proposed  
48 contract.  
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52 KE:RC:RH:dh  
53 0231abLaCausa  
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The question was on adoption.

**SEPARATE ACTION** was requested on Item 4.

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—24. **NOES**—0. **EXCUSED**—Davis—1

Thereupon, Item 4 **WAS ADOPTED** by the following vote:

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jansenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—22. **NOES**—Holloway, Mayo—2. **EXCUSED**—Davis—1

**FROM THE COMMITTEE ON JUDICIARY, SAFETY, AND GENERAL SERVICES  
REPORTING ON 6 ITEMS**

**(ITEM 1)**

**File No. 02-245  
(Journal, April 25, 2002)**

From County Executive, appointing Hannah C. Dugan and Mary Glass to serve on the Milwaukee County Ethics Board. Ms. Dugan will be replacing Seaver P/ Bigler, who resigned, and her term will expire on February 28, 2007; Ms. Glass will be replacing Reverend Clarence Robinson, who resigned, and her term will expire on February 28, 2004.

**(ITEM 2)**

**File No. 02-165  
(Journal, March 21, 2002)**

From County Executive, appointing Mr. Daniel P. Hanley, Jr. to serve on the Milwaukee County Ethics Board for a term expiring in February 28, 2008. Mr. Hanley will be replacing Maricolette Walsh who has resigned.

April 25, 2002

**(ITEM 3)**

**File No. 02-194  
(Journal, April 25, 2002)**

Resolution by Supervisors Mayo, Zielinski, Coggs-Jones, and Hollway directing the Corporation Counsel to direct the Wisconsin County Mutual Insurance Corporation to include minority participation of at least 25% in its defense of Milwaukee County in connection with a lawsuit filed by the Deputy Sheriff's Association against Milwaukee County and the Pension Board.

COUNTY BOARD

FILE NO. 02-194

FOR SUSPENSION

1  
2 By Supervisors Mayo and Zielinski  
3  
4

5 **A RESOLUTION**

6 Directing the Corporation Counsel to direct the Wisconsin County Mutual  
7 Insurance Corporation to include minority participation of at least 25% in its  
8 defense of Milwaukee County in connection with a lawsuit filed by the Deputy  
9 Sheriff's Association against Milwaukee County and the Pension Board  
10

11  
12 WHEREAS, Milwaukee County and the Milwaukee County Pension Board  
13 have been named as a defendants in a lawsuit brought on behalf of the Deputy  
14 Sheriffs' Association;  
15

16 WHEREAS, the lawsuit alleges that recently adopted changes to the pension  
17 ordinance enacted by the County Board and implemented by the Pension Board  
18 violate the rights of the deputy sheriffs; and  
19

20 WHEREAS, the Pension Board will seek its own counsel to defend the Board;  
21 and  
22

23 WHEREAS, the Corporation Counsel's Office has indicated that the  
24 Wisconsin County Mutual Insurance Corporation will defend Milwaukee County in  
25 the case; and  
26

27 WHEREAS, minority participation of at least 25% should be included as part  
28 of the defense team for Milwaukee County and the Pension Board; now, therefore  
29

30 BE IT RESOLVED, that the County Board of Supervisors does hereby direct  
31 the Corporation Counsel to direct the Wisconsin County Mutual Insurance  
32 Corporation to include minority participation of at least 25% in its defense of  
33 Milwaukee County in connection with a lawsuit filed by the Deputy Sheriff's  
34 Association against Milwaukee County and the Pension Board; and  
35

April 25, 2002

36 BE IT FURTHER RESOLVED, that the County Board of Supervisors does  
37 hereby request the Pension Board to also include minority participation in its  
38 defense in connection with said lawsuit; and  
39

40 BE IT FURTHER RESOLVED, that should the Wisconsin County Mutual  
41 Insurance Corporation not defend the County in this matter, the Corporation  
42 Counsel's Office is hereby directed to require that any outside legal counsel  
43 retained to defend the County in this matter include at least 25% minority  
44 participation as part of its legal team.  
45

46 **FISCAL NOTE:** The cost of defending Milwaukee County in connection with  
47 this lawsuit is unknown at this time.  
48

49  
50 C:\Documents and Settings\Administrator\My Documents\Zielinski\lawsuit.doc  
51 031402

**(Item 4)**

**File No. 02-196  
(Journal, April 25, 2002)**

From The Sheriff, requesting authorization to apply for and accept a grant from the Wisconsin Department of Transportation, Bureau of Transportation Safety, to participate in the Wisconsin 2002 Urban Traffic Enforcement Project, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*24-0*

File No. 02-196

(Journal, April 25, 2002)

5 (ITEM NO. 4) From the Sheriff, requesting authorization to apply for and accept a  
6 grant from the Wisconsin Department of Transportation, Bureau of Transportation  
7 Safety, to participate in the Wisconsin 2002 Urban Traffic Enforcement Project, by  
8 recommending adoption of the following:  
9

**A RESOLUTION**

11  
12 WHEREAS, the Milwaukee County Sheriff's Department has for many years  
13 participated in state-funded enforcement projects; and  
14

15 WHEREAS, the Wisconsin Department of Transportation (WisDOT), Bureau  
16 of Transportation Safety has determined that excessive speed was a contributing  
17 factor in nearly 20% of all crashes statewide, and in nearly 30% of all fatal crashes;  
18 and

20 WHEREAS, the WisDOT Bureau of Transportation Safety has also determined  
21 that alcohol-related crashes increased 7.7% statewide in 2000, and that alcohol  
22 remains the greatest single driver factor in fatal crashes; and  
23

24 WHEREAS, the WisDOT has determined that collaborative, highly visible  
25 enforcement efforts which involve several police agencies are effective in reducing  
26 traffic incidents and improving traffic safety; and  
27

28 WHEREAS, in order to provide an enhanced law enforcement presence, the  
29 WisDOT has made grant funds available to the Sheriff Departments of Milwaukee,  
30 Racine and Kenosha counties to supplement and increase their patrol presence in  
31 the I-94 corridor in an effort to reduce traffic crashes and traffic crash injuries; and  
32

April 25, 2002

33 WHEREAS, the Milwaukee County Sheriff's Department patrols the most  
34 heavily-traveled portion of this corridor; and

36 WHEREAS, the proposed grant funding would provide for approximately 700  
37 hours of additional expressway patrol through September, 2002; and

39 WHEREAS, the Sheriff has requested authority to apply for and accept grant  
40 funds which are available from WisDOT for this enhanced law enforcement  
41 presence in the I-94 corridor; and

43 WHEREAS, the Judiciary, Safety and General Services Committee at its  
44 meeting on April 11, 2002, recommended approval of the request; now, therefore

APPROVED AS TO FORM

  
CORPORATION COUNSEL

45  
46 BE IT RESOLVED, that the County Board of Supervisors does hereby  
47 authorize the Sheriff to apply for and, if awarded, accept and expend grant funds  
48 which are being made available from the Wisconsin Department of Transportation  
49 to supplement and increase the patrol presence in the I-94 corridor; and

51 BE IT FURTHER RESOLVED, that the Sheriff is hereby authorized to enter  
52 into a Highway Safety Agreement with the Wisconsin Department of Transportation  
53 for purposes of accepting and implement the grant funds.

54  
55 **FISCAL NOTE:** Adoption of this resolution will authorize the Sheriff's  
56 Department to apply for approximately \$30,000 in grant funds  
57 from the Wisconsin Department of Transportation. These  
58 funds will be used to provide approximately 700 hours of  
59 additional expressway patrol in the I-94 corridor through  
60 September, 2002.

62  
63 041102/fgmw:02-196 reso

(ITEM 5)

File No. 02-197  
(Journal, April 25, 2002)

From the Sheriff, requesting authorization to apply for and accept a grant from the Wisconsin Department of Transportation, Bureau of Transportation, to increase commercial motor vehicle enforcement on Milwaukee County roadways, by recommending the adoption of the following:

APR 25 2002

Adopted

240

File No. 02-197

(Journal, April 25, 2002)

(ITEM NO. 5) From the Sheriff, requesting authorization to apply for and accept a grant from the Wisconsin Department of Transportation, Bureau of Transportation, to increase commercial motor vehicle enforcement on Milwaukee County roadways, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the roadways of the Milwaukee County freeway system carry a significant volume of commercial vehicle traffic to and through a heavily-traveled segment of the Wisconsin interstate system; and

WHEREAS, the Wisconsin Department of Transportation (WisDOT) Bureau of Transportation Safety has determined that commercial vehicles were involved in 660 crashes that resulted in 179 injuries and two fatalities on the Milwaukee County expressway system in 2000; and

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WHEREAS, the WisDOT Bureau of Transportation Safety has initiated a plan to fund additional commercial vehicle safety enforcement and has identified funding specifically for this purpose for the Milwaukee County Sheriff's Department; and

WHEREAS, funding will be made available to:

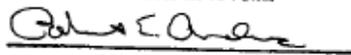
- Purchase one set of portable weighing scales for roadside use;
- Train three deputies currently assigned to the Expressway Patrol Division with the intent of their receiving federal Motor Carrier Assistance Program certification;
- Deploy an additional 400 hours of traffic enforcement at times and places likely to have unsafe commercial vehicles on the road;
- Complete additional safety inspections by certified inspectors; and

WHEREAS, the Sheriff has requested authority to apply for and, if awarded, accept grant funds available under this program; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on April 11, 2002, recommended approval of the request; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Sheriff to apply for and, if awarded, accept grant funds which are being made available by the Wisconsin Department of Transportation for increased

APPROVED AS TO FORM



CORPORATION COUNSEL

commercial vehicle safety enforcement on the Milwaukee County expressway system; and

BE IT FURTHER RESOLVED, that the Sheriff is further authorized to enter into a Highway Safety Agreement with WisDOT for the purpose of accepting such grant funds.

**FISCAL NOTE:** Adoption of this resolution will authorize the Sheriff's Department to apply for and accept \$30,000 in grant funds for additional commercial vehicle safety enforcement as outlined in the resolution.

LG:041202/mw:02-197 reso

**(ITEM 6)**

**File No. 02-219  
(Journal, April 25, 2002)**

Resolution by Supervisor Zielinski, requesting the Sheriff, in conjunction with the Department of Human Resources and the Department of Labor Relations, to review the possibility of instituting a promotional exam for the position of captain which would require an objective testing procedures in order for individuals in the Sheriff's Department to be elevated to the rank of

April 25, 2002

captain.

APR 25 2002

Adopted  
23-0

File No. 02-219  
(Journal, April 25, 2002)

1  
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4 (ITEM NO. 3) Resolution by Supervisor Zielinski, requesting the Sheriff, in conjunction  
5 with the Department of Human Resources and the Department of Labor Relations, to  
6 review the possibility of instituting a promotional exam for the position of captain  
7 which would require an objective testing procedure in order for individuals in the  
8 Sheriff's Department to be elevated to the rank of captain, by recommending adoption  
9 of the following:

10  
11 **AN AMENDED RESOLUTION**

12  
13 WHEREAS, the Sheriff's Department currently has no sworn positions of  
14 lieutenant; and

15  
16 WHEREAS, during the term of the former Sheriff, all lieutenant positions were  
17 reclassified to the positions of captain in order to provide the Sheriff with greater  
18 flexibility in assignment and reduce the cost of overtime directly related to the  
19 positions; and

20  
21 WHEREAS, this action was done with the support of lieutenants holding that  
22 rank at the time; and

23  
24 WHEREAS, there currently is no promotional exam or specific testing  
25 requirement used to elevate individuals in the Sheriff's Department to the rank of  
26 captain; and

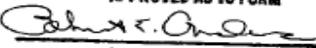
27  
28 WHEREAS, it would be prudent for the new Sheriff to review this matter and  
29 consider instituting an objective promotional testing requirement in order for  
30 individuals in the Sheriff's Department to be elevated to the rank of captain; and

31  
32 WHEREAS, instituting such a promotional exam will require additional funds for  
33 the Sheriff's Department and the Department of Human Resources to conduct and  
34 administer such a promotional test and may require discussions with the Deputy  
35 Sheriff's Association; and

36  
37 WHEREAS, on April 19, 2002, the Committee on Personnel reviewed the  
38 resolution, as well as an amendment by the author and an amendment by the  
39 Committee, and acted (Vote 7-0) to approve the resolution and both amendments; now,  
therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize  
and direct the Director, Department of Human Resources, to work in conjunction with  
the Department of Labor Relations and Sheriff's Department to review the possibility of  
instituting a promotional process based upon merit in order for individuals in the  
Sheriff's Department to be elevated to the rank of captain; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

April 25, 2002

41 BE IT FURTHER RESOLVED, that the review shall address the principle that the  
42 promotional process to obtain the position of captain shall involve an objective process,  
43 including a written exam together with an oral interview to determine such merit; and

44 BE IT FURTHER RESOLVED, that the Director, Department of Human  
45 Resources, shall provide a written report, including the costs and steps that would be  
46 necessary to institute such a promotional process, to the Judiciary, Safety and General  
47 Services and Personnel Committees, within 60 days; and

48 BE IT FURTHER RESOLVED, that the Director, Department of Human  
49 Resources, is directed to work in conjunction with the Department of Labor Relations  
50 and Sheriff's Department to study all management/leadership positions within the  
51 Sheriff's Department for the best method to be employed to fill these positions.

52  
53 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of time on  
54 the part of staff from the Sheriff's Department, the Department of  
55 Human Resources and the Department of Labor Relations.  
56

57  
58  
59  
60 RHM:mv-4/24/02:02-219 reso

The question was on adoption.

**SEPARATE ACTION** was requested on Items 1, 2 3, and 6.

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—24. **NOES**—0. **EXCUSED**—Davis—1

On a motion by Supervisor McGuigan, Item 1 **WAS LAID OVER UNTIL THE NEXT MEETING OF THE COUNTY BOARD**.

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

**AYES**—Aldrich, Arciszewski, Bailey, Coggs-Jones, DeBruin, Diliberti, Holloway, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—23. **NOES**— Borkowski--1. **EXCUSED**—Davis—1

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

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Holloway, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, , Schmitt,

April 25, 2002

Weishan, White, Zielinski, And The Chairman.—22. **NOES**— Nyklewicz, Ryan--2.  
**EXCUSED**—Davis—1

The Chair declared Item 6 MOOT due to the adoption of Item 3 from the Committee on Personnel.

**BY THE COMMITTEE ON PARKS, ENERGY, AND ENVIRONMENT REPORTING  
ON 1 ITEM**

**(Item 1)**

**File NO. 02-247  
(Journal, April 25, 2002)**

A resolution closing Lincoln Memorial Drive in order to allow for the International Cycling Classic short course circuit on Saturday, July 27, 2002, and the long course circuit on Tuesday, July 23, 2002 and authorizing the Director of Parks to provide for this event in 2003.

APR 25 2002

*Adopted*

230

1 By the Committee on Parks, Energy and Environment

File No. 02-247

2  
3  
4 (ITEM 1) WHEREAS, Otto Wenz, cycling race coordinator, is requesting the use of  
5 North Lincoln Memorial Drive for the International Cycling Classic on July 23, 2002  
6 and July 27, 2002, to safely accommodate participants; and

7  
8 WHEREAS, permission is requested to close all of N. Lincoln Memorial Drive  
9 from Kenwood Boulevard to Lafayette Hill Road between 9:00 a.m. – 3:30 p.m. on  
10 Tuesday, July 23, 2002 and to close the southbound lanes of N. Lincoln Memorial  
11 Drive from Kenwood Boulevard to Lafayette Hill Road between 8:00 a.m. and 2:30  
12 p.m. on Saturday, July 27, 2002; and

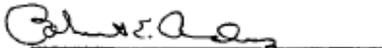
13  
14 WHEREAS, the Department of Parks, Recreation and Culture will notify  
15 McKinley Marina tenants in advance and accommodate those people wishing to access  
16 the Marina during the event; and

17  
18 WHEREAS, the Department of Parks, Recreation and Culture will work with the  
19 cycling race coordinator to post notices and provide access across N. Lincoln Memorial  
20 Drive to all lakefront activities during the day of the races including, but not limited to,  
21 Lake Park and the Lake Park parking lot, the soccer field, Picnic Point, Bradford Beach  
22 parking lot, the North Point concessions and parking lot, the jet skis rentals and the  
23 half-mile landfill area, Villa Terrace Renaissance Garden, McKinley Beach, the U.S.  
24 Government Pier, the Milwaukee Yacht Club, McKinley tennis courts as well as  
25 McKinley Marina; and

April 25, 2002

26  
27 WHEREAS, the International Cycling Classic attracts cyclists from over 22 foreign  
28 countries and throughout the United States; and  
29  
30 WHEREAS, the International Cycling Classic estimates that their organization has  
31 used the N. Lincoln Memorial Drive short and long course for over 27 years, with the  
32 exception of 1998, when the road conditions were not safe for bicycle racing, and  
33 during 1999 and 2000, when N. Lincoln Memorial Drive was under construction; and  
34  
35 WHEREAS, the two lakefront races are part of a 17-day event of cycling  
36 competition with at least six races in the Greater Milwaukee area thereby bringing  
37 tourism revenue to our area; and  
38  
39 WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on  
40 April 16, 2002, to recommend that the said request be approved; now, therefore,  
41  
42 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
43 approve, pursuant to Chapter 47.031, Milwaukee County General Ordinances, to

APPROVED AS TO FORM

  
CORPORATION COUNSEL

Supervisor Aldrich **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

**AYES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jansenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.—23. **NOES**—0. **EXCUSED**—Davis, Holloway—2

**FROM THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT REPORTING ON 16 ITEMS**

**(ITEM 1)** **File No. 02-191**  
**(Journal, March 21, 2002)**

From the County Executive, appointing Chief Bruce Resnick of the Bayside Police Department to the Milwaukee County Local Emergency Planning Committee.

**(ITEM 2)** **File No. 02-26(a)(a)**  
**(Journal, April 25, 2002)**

Information report for Director, Parks Department, relative to the Parks Hotline.

**(ITEM 3)** **File No. 02-225**  
**(Journal, April 25, 2002)**

From the Zoo Director, requesting authorization to execute a professional service contract for a shared-revenue stroller rental program at the Milwaukee County Zoo, by recommending the adoption of the following:

April 25, 2002

APR 25 2002

Adopted  
230

File No. 02-225  
(Journal, April 25, 2002)

(ITEM NO. 3) From the Zoo Director, requesting authorization to execute a professional service contract for a shared-revenue stroller rental program at the Milwaukee County Zoo, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Milwaukee County Board Ordinance 56.30 requires that all professional service agreements with a value of \$20,000 or greater be approved by the County Board; and

WHEREAS, the Milwaukee County Zoo will receive revenue from the rental of strollers furnished by ScooterBug, Inc. at the Milwaukee County Zoo in an amount of thirty-nine percent (39%) of gross collected revenue after state sales tax is paid; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of April 16, 2002, recommended approval of the request of the Zoo Director (vote 7-0); now, therefore

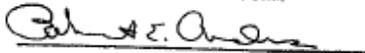
BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Professional Service Contract for the furnishing of strollers for rental at the Milwaukee County Zoo with ScooterBug, Inc.; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Milwaukee County Zoo to execute the said Professional Service Contract in an amount of thirty-nine percent (39%) of gross collected revenue after state sales tax is paid.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds. The Milwaukee County Zoo has \$107,000 budgeted for the stroller rentals in the 2002 budget, and \$41,000 budgeted for expenses. These budgets were developed and based on price and usage from 2000.

ZOO:imw:4/23/02:02-225 reso

APPROVED AS TO FORM

  
CORPORATION COUNSEL

(Item 4)

File No. 02-248  
(Journal, April 25, 2002)

From Associate Professor, Department of Youth Development, UW-Extension, requesting authorization to seek and receive funding from the Alliance for Wisconsin Youth and Milwaukee County in support of American's Promise to Develop and Support Training and Maintenance of a Countywide Youth Commission in Milwaukee County for fiscal year 2002, by recommending the adoption of the following.

APR 25 2002

*Adopted*

*230*

File No. 02-248  
(Journal, April 25, 2002)

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(ITEM NO. 4) From Associate Professor, Department of Youth Development, UW-Extension, requesting authorization to seek and receive funding from the Alliance for Wisconsin Youth and Milwaukee County in support of America's Promise to Develop and Support Training and Maintenance of a Countywide Youth Commission in Milwaukee County for fiscal year 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County University of Wisconsin Extension's (UW-Extension) mission is to help people build strong families; and

WHEREAS, the staff of the UW-Extension educational program focus on youth, families, nutrition education, community development neighborhoods, life skills, environmental and horticulture; and

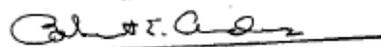
WHEREAS, the Alliance For Wisconsin Youth and Milwaukee County provide funding to develop and support the training and maintenance of a county-wide Youth Commission in Milwaukee County; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct Milwaukee County UW-Extension staff to seek and receive \$15,000 from the Alliance For Wisconsin Youth and matching funds of \$15,000 from Milwaukee County to develop and support the training and maintenance of a county-wide Youth Commission in Milwaukee County for fiscal year 2002.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds. This project would result in the receipt of \$30,000 funding in the 2002 fiscal year from the Alliance for Wisconsin Youth and Milwaukee County. Of this total, \$3,000 will be applied to the revenue account of UW-Extension. Milwaukee County's contribution of \$15,000 is included in the Department of Health and Human Service's 2002 budget.

UWX:mw:4/23/02-02-248 reso

APPROVED AS TO FORM



CORPORATION COUNSEL

**(Item 5)**

**File No. 02-249  
(Journal, April 25, 2002)**

From the Southeast Director, UW-Extension, requesting authorization to execute a professional services contract for staffing of Milwaukee County UW-Extension, by recommending the adoption of the following.

April 25, 2002

APR 25 2002

Adopted  
230

File No. 02-249  
(Journal, April 25, 2002)

(ITEM NO. 5) From Southeast District Director, UW-Extension, requesting authorization to execute a professional services contract for staffing of the Milwaukee County UW-Extension, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Southeast District Director, Milwaukee County University of Wisconsin Extension (UW-Extension), has requested that the Chairman of the Committee on Parks, Energy and Environment, on behalf of Milwaukee County, enter into the annual contract between Milwaukee County and the UW-Extension for the period January 1, 2002 through December 31, 2002; and

WHEREAS, Milwaukee County and the Board of Regents of the University of Wisconsin system contract annually for the delivery of programs supporting Youth, Families, Communities, the Environment and Horticulture in Milwaukee County; and

WHEREAS, the Southeast District Director of the UW-Extension has prepared and presented a contract (a copy of which is contained herein in File No. 02-249) for the period commencing January 1, 2002 through December 31, 2002 for execution to the Chairman of the Committee on Parks, Energy and Environment; and

WHEREAS, the contract has been approved by the Milwaukee County Offices of Corporation Counsel, Risk Management and Disadvantaged Business Development; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Chairman of the Committee on Parks, Energy and Environment, on behalf of Milwaukee County, to execute the contract between Milwaukee County and the University of Wisconsin-Extension, Cooperative Extension Division, for delivery of programs relating to Youth, Families, Communities, the Environment and Horticulture for the period commencing January 1, 2002 through December 31, 2002.

**FISCAL NOTE:** Adoption of this resolution will not require an additional expenditure of funds. Funding for this contract of \$200,000 was included in the 2002 Adopted Milwaukee County Budget for Milwaukee County University of Wisconsin Extension. The director of Milwaukee County University of Wisconsin Extension provided information for this fiscal note.

mw:4/23/02:02-249 reso

APPROVED AS TO FORM

  
CORPORATION COUNSEL

(Item 6)

File No. 02-250  
(Journal, April 25, 2002)

From UW-Extension, requesting authorization to seek and receive funding from Maximus, Inc. in support of Maximus' on-site workshop services for fiscal year 2002, by recommending adoption of the following.

April 25, 2002

APR 25 2002

Adopted  
230

File No. 02-250  
(Journal, April 25, 2002)

4 (ITEM NO. 6) From UW-Extension, requesting authorization to seek and receive  
5 funding from Maximus, Inc. in support of Maximus' on-site workshop services for fiscal  
6 year 2002, by recommending adoption of the following:

8 **A RESOLUTION**

10 WHEREAS, the mission of the Milwaukee County University of Wisconsin  
11 Extension (UW-Extension) is to help people build strong families; and

12 WHEREAS, the staff of Milwaukee County UW-Extension educational programs  
13 focuses on youth, families, nutrition education, community development,  
14 neighborhoods, life skills, environment and horticulture; and

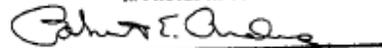
15 WHEREAS, Maximus, Inc. provides funding to agencies within the Milwaukee  
16 County W-2 Region VI for family self-sufficiency and economic initiatives; now,  
17 therefore

18 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
19 authorize and directed Milwaukee County UW-Extension staff to seek and receive  
20 \$20,000 from Maximus, Inc. for on-site workshops in family and community education  
21 for county fiscal year 2002.

25 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure of  
26 funds. However, it would result in the receipt of \$20,000  
27 funding in the 2002 fiscal year from Maximus, Inc.

28  
29 JE:UWX:mw:4/23/02:  
30

APPROVED AS TO FORM



CORPORATION COUNSEL

(Item 7)

File No. 02-238  
(Journal, April 25, 2002)

From Director, Department of Public Works, requesting authorization to apply for and accept a 2003/2004 State of Wisconsin Urban Nonpoint Source Stormwater grant for various projects, by recommending adoption of the following.

APR 25 2002

Adopted  
230

File No. 02-238  
(Journal, April 25, 2002)

4 (ITEM NO. 7) From Director, Department of Public Works, requesting authorization to  
5 apply for and accept a 2003/2004 State of Wisconsin Urban Nonpoint Source  
6 Stormwater grant for various projects, by recommending adoption of the following:

8 **A RESOLUTION**

9  
10 WHEREAS, the State of Wisconsin Nonpoint Source Water Pollution Abatement  
11 Program is designed to clean up and protect water resources through the control of  
12 water pollution from sources that cannot be easily traced to a single point, and  
13 examples of such sources include stormwater runoff from streets and parking lots, and  
14 eroding streambanks; and

15 WHEREAS, the Milwaukee River South, the Menomonee River, Oak Creek, Root  
16 River and the Kinnickinnic River drainage areas have been designated "priority  
17 watersheds" and are thereby eligible for state assistance for activities associated with the  
18 implementation of the program; and

19 WHEREAS, Milwaukee County Government is the largest riparian landowner in  
20 Milwaukee County and has been playing an active role in the Nonpoint Source Water  
21 Pollution Abatement Program since 1991, and the Department of Public Works is  
22 requesting authorization to continue that involvement; and

23 WHEREAS, grant funding is being requested for the preparation of a County-  
24 wide NR216 permit, as required by State NR216 guidelines, compilation of a  
25 streambank erosion control inventory of streams within Milwaukee County, and the  
26 completion of the Wisconsin Avenue Lagoon Pond #2 construction; and

27 WHEREAS, the following represents the cost summary for each of the projects  
28 under the Urban Nonpoint Source and Stormwater Grant Request:

|                              | <u>Total</u>      | <u>State Share</u> | <u>Local Share</u> |
|------------------------------|-------------------|--------------------|--------------------|
| NR216 Permit preparation     | \$359,700.00      | \$94,860.00        | \$264,840.00       |
| Streambank Inventory         | 101,250.00        | 63,875.00          | 37,375.00          |
| Wisconsin Ave Lagoon Pond #2 | <u>382,665.18</u> | <u>150,000.00</u>  | <u>232,665.18</u>  |
| Total                        | \$843,615.18      | \$308,735.00       | \$534,880.18       |

37 ; and

38 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
39 April 16, 2002, recommended approval of the request of the Director of Public Works  
40 (vote 7-0); and

APPROVED AS TO FORM



CORPORATION COUNSEL

41 WHEREAS, the Committee on Finance and Audit, at its meeting of April 18,  
42 2002, also approved the said request (vote 6-0); now, therefore

43 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
44 authorize and direct the Director of Environmental Services to apply for and accept  
45 2003/2004 State of Wisconsin Urban Nonpoint Source and Stormwater grant funds for  
46 the projects described above

50 **FISCAL NOTE:** A local match of \$534,880.18 is required by Milwaukee County  
51 to capture the \$308,735.00 in Nonpoint Source funds. The local  
52 match funding for the NR216 permit and streambank inventory  
53 projects will be proposed in the 2003 Environmental Services  
54 Capital Budget Request. Since the Wisconsin Avenue Lagoon  
55 Pond #2 project is mostly completed and partially funded through  
56 an existing Priority Watershed Grant, the local match funding has  
57 already been requested and encumbered in the Environmental  
58 Services Capital Account (V3780620).

April 25, 2002

(Item 8)

File No. 02-223  
(Journal, April 25, 2002)

From Director, Department of Public Works, requesting authorization to apply for accept a grant from the Department of Agriculture, Trade, and Consumer Protection (DATCP) for partial funding of the County Conservationist's office for the 2002 budget year, by recommending adoption of the following:

APR 25 2002

Adopted  
230

File No. 02-223  
(Journal, April 25, 2002)

(ITEM NO. 8) From Director, Department of Public Works, requesting authorization to apply for and accept a grant from the Department of Agriculture, Trade and Consumer Protection (DATCP) for partial funding of the County Conservationist's office for the 2002 budget year, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) has made funds available to County Land Conservation Committees charged with the duties of land conservation and protection; and

WHEREAS, in Milwaukee County these duties are assigned to the Parks, Energy and Environment Committee; and

WHEREAS, the purpose of these funds is to provide technical assistance in the form of County Conservationist staff time, funding small initiatives, and defraying some minor Committee expenses; and

WHEREAS, the funds will be used to partially offset the salary, training and office expenses of the County Conservationist's office and also to implement goals identified in the County Land and Water Resource Management Plan adopted by the Milwaukee County Board of Supervisors in April 2001; and

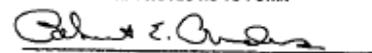
WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of April 16, 2002, recommended approval of the request of the Director of the Department of Public Works (vote 7-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the County Conservationist to apply for and accept a grant from the Department of Agriculture, Trade and Consumer Protection for partial funding of the County Conservationist's office for the 2003 budget year.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds. However, it will allow the application for and acceptance of a \$115,000 (target amount) grant from DATCP which will be placed in a DPW account for County Conservationist activities and identified by a unique Work Authorization number within the Environmental Services organizational accounts.

JE:GM:mw:4/23/02:02-223 reso

APPROVED AS TO FORM

  
CORPORATION COUNSEL

April 25, 2002

(Item 9)

File NO. 02-224  
(Journal, April 25, 2002)

From Director, Parks Department, requesting approval in principle, of the sale of 10.78 acres of vacant, unimproved County land located at 441 W. Ryan Road to Reinders, Inc. for the sum of \$140,000 and the exchange of 11.05 acres of vacant, unimproved land owned by Reindeer, Inc. by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*23-0*

File No. 02-224  
(Journal, April 25, 2002)

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(ITEM NO. 9) From Director, Parks Department, requesting approval, in principle, of the sale of 10.78 acres of vacant, unimproved County land located at 441 W. Ryan Road to Reinders, Inc. for the sum of \$140,000 and the exchange of 11.05 acres of vacant, unimproved land owned by Reinders, by recommending adoption of the following:

**A RESOLUTION**

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WHEREAS, the County Board authorized the Parks Department to negotiate a possible exchange of County owned land located at 441 W. Ryan Road for land owned by Reinders Inc. ("Reinders") at that general location; and

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WHEREAS, various alternative arrangements have been explored by the Parks Department and Reinders over a period of approximately one year and the County Board Supervisor from the District has been involved in the process; and

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WHEREAS, issues related to valuation of the lands to be exchanged were addressed by an appraiser who was acceptable to both Economic Development Division and Reinders, with the result that the 10.78 acre County parcel is appraised at \$489,737 and the 11.053 acre Reinders parcel is appraised at \$348,478; and

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WHEREAS, Reinders has asked for an easement to build a private road on the northern boundary of County land adjacent to the parcel that Reinders wishes to acquire and that road would serve both the development and the public; and

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WHEREAS, Reinders will pay the County \$140,000 for the difference between the appraised values of the County land and the Reinders' land; and

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WHEREAS, the Parks Department feels that County interests in general and the immediate neighborhood in particular would be well served by acquiring the Reinders parcel since it is prime wooded land worthy of preservation and incorporation into the Park System; and

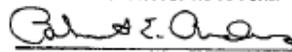
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WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of April 16, 2002, recommended approval of the request of the Director of Parks (vote 7-0); now, therefore

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BE IT RESOLVED, that the sale of approximately 10.78 acres of vacant, unimproved County land located at 441 West Ryan Road to Reinders for approximately 11.053 acres of vacant, unimproved land owned by Reinders at that general location and a sum of \$140,000, to be paid by Reinders in installments to the County, is approved in principle; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

38 BE IT FURTHER RESOLVED, that appropriate County staff is authorized to  
39 develop a Memorandum of Understanding ("MOU") which includes the following  
40 conditions:

- 41 1) Reinders will pay the County \$1,000 in earnest money upon approval of the  
42 County Executive and the County Board of the exchange.
- 43 2) The County will provide Reinders with a road easement on approximately one  
44 acre of County land immediately south of the County land identified as Parcel F in  
45 the report on the subject by the Director of Parks, Recreation and Culture. The  
46 easement shall provide for public use and include conditions and be in a form  
47 acceptable to the Parks Department, Department of Public Works (DPW),  
48 Department of Administration-Economic Development (DoA) and Corporation  
49 Counsel. The County will not be responsible for construction, repair,  
50 maintenance or upkeep of the road built upon the easement area. The easement  
51 area cannot be used for any purpose other than a road. The easement will  
52 become effective upon transfer of title of Parcel F from the County to Reinders. If,  
53 for any reason, Parcel F is not ultimately transferred to Reinders according to the  
54 terms and conditions established by the County Executive and the County Board  
55 in the MOU, this easement will not be granted. The easement to Reinders will  
56 include standard insurance and indemnification provisions as required by Risk  
57 Management. The road would have to be built within 10 years. Once built it  
58 would have to be maintained, otherwise the easement would terminate upon 60  
59 days notice to Reinders.
- 60 3) Reinders will have one year to satisfy or waive all contingencies. The Reinders  
61 contingencies are:
  - 62 A. Obtain zoning of M-1 Manufacturing, B-1 Business or similar zoning  
63 acceptable to Reinders on the County land. Reinders must obtain the  
64 zoning, although the County will cooperate.
  - 65 B. The County will reasonably cooperate with Reinders' attempts to create a  
66 Tax Incremental Financing District, but will not be responsible to achieve  
67 such a designation.
- 68 4) Reinders is responsible for the special assessment for the "police station" road.
- 69 5) Reinders will be responsible for any and all new special assessments imposed on  
70 the County land by the City of Oak Creek after the payment of earnest money by  
71 Reinders.
- 72 6) Each party shall pay its normal share of closing costs as is typical in real estate  
73 practices as determined by DOA Economic Development.

- 74 7) The County shall not be responsible for payment of any property taxes on either  
75 the County land to be transferred to Reinders or the Reinders land to be  
76 transferred to the County. The closing shall be timed to avoid any tax  
77 consequence to the County. However, if Reinders, through choice or necessity,  
78 requires that the closing be done at a time when taxes could possibly be a liability  
79 upon the County, then Reinders shall pay those taxes, not the County.
- 80 8) Each party will provide title insurance in an amount equal to the appraised value  
81 of their respective parcels. The land will be conveyed via warranty deed, or other  
82 appropriate instrument.
- 83 9) The County does not represent that Parcel F is suitable for Reinders' intended use  
84 or any other use.
- 85 10) Environmental responsibilities, concerns and covenants will be fully addressed in  
86 the MOU.
- 87 11) Reinders acknowledges that the County may lease out Parcel F for agricultural  
88 purposes and agrees to permit the use to continue while the exchange transaction  
89 is in process, until such time as Parcel F is actually transferred to Reinders, and  
90 even then, if a lease term has begun, that the lease term shall be permitted to run  
91 to the end of its term and that any and all revenue from such lease shall accrue to  
92 the County. The County, for its part, agrees that such lease, if any, shall be on a  
93 year to year basis.
- 94 12) If the contingencies have not been satisfied or waived within one year of the  
95 approval of the authorizing resolution, the transaction is null and void.
- 96 13) At one year, if the contingencies have been satisfied or waived, the transaction  
97 shall move ahead with Reinders making a non-refundable down payment of  
98 approximately 11.053 acres of land (which is identified as Parcel "E" in the report  
99 on the subject by the Director of Parks, Recreation and Culture) by transferring  
100 clear title of that land to the County. Reinders will make the first of five annual  
101 payments to the County for the \$140,000 difference in value between the two  
102 properties one year after the transfer of the Reinders land to the County. The first  
103 four annual payments will be \$28,000 each and the last payment will be \$27,000  
104 (credit given for \$1,000 earnest money payment). The first and all subsequent  
105 payments to the County are non-refundable. The payments will also include an  
106 adjustment for inflation on the payment, not to exceed 3% per year, based on the  
107 Federal Bureau of Labor Statistics Consumer Price Index for the Milwaukee area  
108 for urban wage earners, all categories (with 2002 as the base year).
- 109 14) If, at any time Reinders, through choice or otherwise, fails to make the requisite  
110 land transfer or payments to the County as provided, the transaction will be null  
111 and void and all payments actually made to the County will be retained by the  
112 County and Reinders will have no interest or equity in the County land or in any

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113 payments of any type, including Parcel E, already made to the County in relation  
114 to this transaction. However, a notice of default would be sent to Reinders prior  
115 to termination with a 60-day opportunity to cure the default.

116 15) Upon final payment, title to the County property will transfer over to Reinders via  
117 a warranty deed, or other appropriate instrument. Reinders would be able to  
118 prepay any or all of the outstanding payments at any time without penalty.

119 ; and

120 BE IT FURTHER RESOLVED, that the MOU shall be developed in conjunction  
121 with and be subject to the approval of Corporation Counsel, Risk Management,  
122 Department of Public Works-Environmental Services and other appropriate County  
123 staff; and

124 BE IT FURTHER RESOLVED, that the staff-recommended Memorandum of  
125 Understanding shall be subject to the future review and approval of the County  
126 Executive and County Board prior to execution.

127

128

129 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure of  
130 funds. It will result in an exchange of 10.78 acres of County land  
131 for 11.053 acres of wooded privately owned land at  
132 approximately the same location and County revenue of  
133 \$140,000 over the next six years, payable in installments.

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138 PARK5smw:4/23/02:02-224 reso

139

(Item 10)

File No. 02-229  
(Journal, April 25, 2002)

From Director, Parks Department, requesting authorization to prepare, review, approve, and record all documents as required to grant an easement for a storm sewer to the City of South Milwaukee, by recommending the adoption of the following.

APR 25 2002

Adopted

at-a

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(ITEM NO. 10) From Director, Parks Department, requesting authorization to prepare, review, approve and record all documents as required to grant an easement for a storm sewer to the City of South Milwaukee, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in 2002 the City of South Milwaukee (the City) will be rebuilding Hawthorne Avenue between Lake Drive and Grant Park Golf Course, and the City is proposing that the 28'-wide street be replaced with the same cross section, 28'-wide with new curb and gutter sections; and

WHEREAS, the roadway storm sewers need to be repaired and replaced, as currently, three storm sewers empty into the Oak Creek Parkway, and the storm sewers have caused erosion in the parkway and the City plans to abandon two of the three storm sewers and combine them into one storm sewer that will empty into Oak Creek; and

April 25, 2002

19 WHEREAS, the storm sewer that the City wants to repair and use to carry the  
20 storm water to the Oak Creek does not have a formal easement outlining the  
21 requirements of the storm sewers' long term operation, maintenance and repair costs;  
22 and

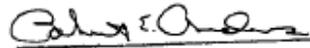
23 WHEREAS, the City has been working with the Parks Department and the DNR  
24 to be granted permission to repair the existing storm sewer, the outfall into Oak Creek  
25 and the erosion that has taken place from the storm sewer, and the City has requested a  
26 formal easement for this storm sewer on County property; and

27 WHEREAS, the Parks Department has worked with the Southeastern Wisconsin  
28 Regional Planning Commission (SEWRPC) to develop restoration guidelines for the  
29 parkway that will be impacted by the repair of the storm sewer and outfall into the Oak  
30 Creek, and these guidelines will help minimize the impact of the storm sewer work on  
31 park property and have been incorporated into the construction drawings and  
32 specifications; and

33 WHEREAS, these guidelines will also require that the City of South Milwaukee  
34 obtain the necessary permits from the Wisconsin Department of Natural Resources; and

35 WHEREAS, the City Engineer has requested that the easement and right-of-entry  
36 fee be waived for the project, and this project will assess Milwaukee County  
37 approximately \$12,500 for concrete curb and gutter after construction is completed,  
38 which will be waived by the City of South Milwaukee; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

39 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
40 April 16, 2002, recommended approval of the request of the Parks Director (vote 6-1);  
41 now, therefore

42 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
43 authorize and direct the Director of the Parks Department to prepare, review, approve  
44 and record all the documents as required to grant an easement for a storm sewer to the  
45 City of South Milwaukee; and

46 BE IT FURTHER RESOLVED, that the easement and right-of-entry fees shall be  
47 waived in exchange for the City of South Milwaukee waiving the assessment fees for  
48 this project; and

49 BE IT FURTHER RESOLVED, that the County Executive and County Clerk are  
50 hereby authorized to execute the easement.

51

52

53 **FISCAL NOTE:** The adoption of the Resolution will require staff time to prepare  
54 and review the legal documents to execute the easement.

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59 JE:PARKS:rmw:4/23/02:02-229 reso

60

April 25, 2002

**(ITEM 11)**

**File NO. 01-540  
(Journal, September 28, 2001)**

From Director, Parks Department, requesting authorization to apply for and accept a State Transportation Enhancement grant for the construction of a new multi-use trail segment from East North Avenue to east Locust Street.

**(ITEM 12)**

**File No. 98-610  
(Journal, April 25, 2002)**

From Director, Parks Department, requesting authorization to apply for accept a State Transportation Enhancement grant for the renovation of the North Point Light Station in Lake Park.

**(ITEM 13)**

**File No. 01-356(a)(a)  
(Journal, April 25, 2002)**

From Director, Parks Department, requesting authorization to accept the Federal Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21) grant award for trail development in Estabrook Park.

**(ITEM 14)**

**File No. 02-226  
(Journal, April 25, 2002)**

From Director, Parks Department, requesting authorization to apply for and accept a grant from the State of Wisconsin Stewardship Grant and a Federal Recreation Trails Program Grant to initiate the redevelopment of the nature trail system in Jacobus Park, by recommending adoption of the following.

APR 25 2002

*Adopted*  
*230*

File No. 02-226  
(Journal, April 25, 2002)

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4 (ITEM NO. 14) From Director, Parks Department, requesting authorization to apply for  
5 and accept a grant from the State of Wisconsin Stewardship Grant and a Federal  
6 Recreation Trails Program Grant to initiate the redevelopment of the nature trail system  
7 in Jacobus Park, by recommending adoption of the following:

8  
9 **A RESOLUTION**

10  
11 WHEREAS, the Parks Department has worked with the Charles Jacobus Park  
12 Neighborhood Association to develop a master plan to identify and assess the  
13 vegetative and recreational resources of the park; and

14 WHEREAS, the Neighborhood Association identified the need to improve and  
15 repair the nature trail system, repair, replace or add railings to restrict access into  
16 sensitive slope and vegetated or natural areas of the park and re-establish trail  
17 identification information for park users; and

18 WHEREAS, the 22-year-old trail system, which consists of asphalt, walks, lannon  
19 stone stairs and wood chip trails, is showing signs of wear, unauthorized trails are being  
20 created through areas with threatened and rare species in the park, and the trail  
21 identification system has been removed and not replaced; and

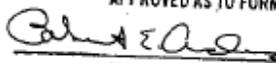
22 WHEREAS, the Neighborhood Association has up to \$15,000 available to  
23 initiate a project to repair and replace trails within Jacobus Park and the Neighborhood  
24 Association has requested that the Parks Department apply for State of Wisconsin  
25 Stewardship Program Local Assistance funds and Federal Recreational Trails Program  
26 (RTA) funds through the State of Wisconsin Department of Natural Resources (WDNR);  
27 and

28 WHEREAS, the Stewardship and Recreational Trails Program are reimbursement  
29 programs funded on a 50/50% State or Federal/local cost share basis for eligible costs;  
30 and

31 WHEREAS, Milwaukee County would finance the project through completion  
32 and then apply for the reimbursement of the portion of the project for which it is not  
33 financially responsible, and since the Neighborhood Association has agreed to pay the  
34 50% local share, the County would be reimbursed for 100% of the eligible costs of the  
35 project; and

36 WHEREAS, the WDNR will review and rate one application for both funding  
37 programs and the deadline for this year's application is May 1, 2002; and

38

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

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39 WHEREAS, the level of assistance for both programs is up to 50% of the eligible  
40 costs and the Parks Department will not qualify for both grants; and

41 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
42 April 16, 2002, recommended approval of the request of the Parks Director (vote 7-0);  
43 now, therefore

44 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
45 authorize and direct the Parks Director to apply for a State of Wisconsin Stewardship  
46 Grant and a Federal Recreation Trails Program Grant to initiate the redevelopment of  
47 the nature trail system in Jacobus Park; and

48 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
49 does hereby authorize and direct the Parks Director to accept the grant, if awarded,  
50 contingent upon receiving a formal letter of commitment from the Neighborhood  
51 Association funding the 50% share of the project.

52

53 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure of  
54 funds. However, it will require staff time to prepare the  
55 application. If the Parks Department were to receive this grant,  
56 Milwaukee County would be responsible for grant administration  
57 and accounting. The Stewardship and Recreational Trails  
58 Program are reimbursement programs funded on a 50/50% State  
59 or Federal/local cost share basis for eligible costs. Milwaukee  
60 County finances the project through completion and then applies  
61 for the reimbursement of the portion of the project for which it is  
62 not financially responsible. Since the Neighborhood Association  
63 has agreed to pay the 50% local share, the County will be  
64 reimbursed for 100% of the eligible costs of the project. The total  
65 cost of the project and offsetting revenues will be requested in the  
66 2003 capital budget.

April 25, 2002

**(ITEM 15)**

**File No. 01-615  
(Journal, November 1, 2001)**

From Director, Parks Department, requesting authorization to enter into a Memorandum of Understanding with the Wisconsin Department of Natural Resources Bureau of Endangered Resources (DNR-BER) for the designation of Cudahy Nature Preserve and the Warnimont Park Fens as State Natural Areas (SNAs)

**(ITEM 16)**

**File No. 02-228  
(Journal, April 25, 2002)**

From Director, Parks Department, requesting authorization to enter into a three-year lease for ten motorized, adaptive golf cars at an estimated cost of \$10,794.00, by recommending adoption of the following.

*April 25, 2002*  
*Adopted*  
*23-0*

File No. 02-228  
(Journal, April 25, 2002)

4 (ITEM NO. 16) From Director, Parks Department, requesting authorization to enter into  
5 a three-year lease for ten motorized, adaptive golf cars at an estimated cost of  
6 \$10,794.00 per year, by recommending adoption of the following:

**A RESOLUTION**

11 WHEREAS, the Director of Parks, Recreation and Culture has identified a need to  
12 acquire ten (10) motorized, adaptive golf cars through a lease to provide improved  
13 accessibility to County golf courses and such leases are subject to the review and  
14 approval of the County Board; and

15 WHEREAS, in this particular instance, a lease is preferable to outright purchase  
16 of the equipment to provide a regular turnover of the equipment so that golfers will  
17 always have relatively new and reliable equipment available for use; and

18 WHEREAS, this equipment will provide reasonable accommodations to County  
19 golf courses to the extent currently possible and also result in more people being able  
20 to golf on County courses; and

21 WHEREAS, it is likely that there will be a future Federal requirement that public  
22 golf courses provide this type of equipment under the Americans With Disabilities Act  
23 (ADA) requirements and obtaining the equipment now will allow the County to be  
24 proactive in implementing what is likely to be at least minimum ADA requirements;  
25 and

26 WHEREAS, motorized, adaptive golf cars can provide mobility-impaired  
27 individuals the ability to golf because the vehicles are relatively lightweight, highly  
28 mobile, stable, provide both safety and comfort to the user and allow the individual to  
29 golf directly from the golf car in virtually all phases of the game (greens, roughs,  
30 fairways and bunkers); and

31 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
32 April 16, 2002, recommended approval of the request of the Parks Director (vote 7-0);  
now, therefore

April 25, 2002

33 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
34 authorize and direct the Director, Department of Parks, Recreation and Culture, to enter  
35 into a three-year lease for ten (10) motorized, adaptive golf cars at an estimated cost of  
36 \$10,794.00 per year, assuming a single annual payment rather than a monthly  
37 payment.

38 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of  
39 approximately \$10,794.00 in 2002 and generate offsetting

The question was on adoption.

**SEPARATE ACTION** was requested on Items 10 & 12.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES**—0 **EXCUSED**—Davis, Holloway —2

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

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--21 **NOES**— Borkowski, Mayo--2 **EXCUSED**—Davis, Holloway —2

Supervisor Launstein submitted the following Amendment No. 1 to Item 12, File NO. 98-610(a)(a):

**DELETE** the BE IT FURTHER RESOLVED clause.

On a motion by Supervisor Podell, Item 12 was **LAI D O V E R U N T I L L A T E R I N T H E M E E T I N G .**

Later, the Amendment No. 1 to Item 12 **WAS ADOPTED** by the following vote:

**AYES:** Borkowski, Coggs-Jones, DeBruin, , Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, , Ryan, White, Zielinski, And The Chairman.--14 **NOES**— Aldrich, Arciszewski, Bailey, Diliberti, Podell, Quindel, Weishan --8 **EXCUSED**—Davis, Holloway, Schmitt —3

Thereupon, Item 12, as amended, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan,

April 25, 2002

Weishan, White, Zielinski, And The Chairman.--22 NOES—0 EXCUSED—Davis, Holloway, Schmitt—3

**FROM THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS, AND TRANSIT REPORTING ON 5 ITEMS**

**(Item 1)**

**File No. 02-213  
(Journal, April 25, 2002)**

From Managing Director, Milwaukee County Transit System, requesting authorization to modify the downtown trolley system effective September 2, 2002 based on service modification proposed in Alternative A, by recommending adoption of the following.

APR 25 2002  
*Adopted*  
*230*

1 Supervisor James White, Chairperson

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

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7 File No. 02-213

8  
9 (Journal, April 25, 2002)

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11 (ITEM NO. 1) From Managing Director, Milwaukee County Transit System, requesting  
12 authorization to modify the downtown trolley system effective September 2, 2002 based  
13 on service modification proposed in Alternative A, by recommending adoption of the  
14 following:

15  
16 **A RESOLUTION**

17  
18 WHEREAS, Milwaukee County received a Congestion Mitigation and Air Quality  
19 (CMAQ) grant for the implementation of a downtown trolley system in 1999; and

20  
21 WHEREAS, CMAQ funding covers up to 80% of the cost of new service and  
22 associated equipment, with a 20% local match; and

23  
24 WHEREAS, the downtown trolley CMAQ grant provided funds to purchase 10  
25 trolley-style buses and to operate the downtown trolley system for three years; and

26  
27 WHEREAS, the initial downtown trolley system consisted of two routes, Route 73  
28 on Wisconsin Avenue and Route 74 on Water Street, that operated seven days a week from  
29 approximately 9 a.m. to 10 p.m., with later evening service on Fridays and Saturdays; and

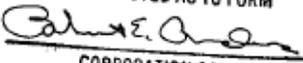
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31 WHEREAS, in addition, Route 74 weekday service to the Walker's Point area  
32 between 11 a.m. and 2 p.m. was implemented on June 19, 2000, providing access to the  
33 restaurants along National Avenue; and

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WHEREAS, after approximately six months of operation it was determined that the trolley routes had not experienced the ridership growth expected of new routes; and

WHEREAS, in March 2001, several modifications were implemented to both the routing and hours of service on the downtown trolley system; and

WHEREAS, in May 2001, the downtown trolley system was expanded with the implementation of Route 75, which connected the Midwest Express Center to Potawatomi Bingo Casino, with the 20% local match being provided by the Potawatomi Bingo Casino; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

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WHEREAS, when the trolley routes were modified, one of the goals was to improve route productivity, which did increase after the routes were modified; and

WHEREAS, despite the fact that productivity has improved, it is still below the standard of 22 PBH (passengers per bus hour) which is the minimum standard for warranting transit service; and

WHEREAS, transit staff reviewed service on the trolley routes to determine if further modifications can be recommended that would enhance productivity; and

WHEREAS, in addition, staff has investigated the possibility of continuing to operate the trolley routes beyond the original three year limit for the CMAQ funds; and

WHEREAS, continuation of the downtown trolley system could be accomplished by reducing daily service hours and expenditures, thereby extending the time frame over which CMAQ funds are expended; and

WHEREAS, two alternative service modifications were considered, which would permit the operation of the downtown trolley system throughout all of 2003 using CMAQ funds to pay for 80% of operating costs if the changes were implemented September 2, 2002; and

WHEREAS, downtown trolley system modification Alternative A would include: elimination of weekday service before 10 a.m.; providing evening service only on Fridays and Saturdays during the summer; elimination of the midday service extension to Walker's Point (currently six PBH); reduction in frequency of service to 15 minutes at all times; and replacement of Route 75 by extending Route 73 to Potawatomi Bingo Casino; and

WHEREAS, downtown trolley system modification Alternative B would include: elimination of weekday service before 10 a.m.; providing evening service Monday through Friday during the summer; elimination of the midday service extension to Walker's Point (currently six PBH); maintaining current frequency of midday service between Labor Day and Memorial Day of nine minutes on Route 73 and 11 minutes on Route 74; and elimination of Route 75 with no service extension to Potawatomi Bingo Casino; and

April 25, 2002

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WHEREAS, MCTS recommended implementation of Alternative A; and  
WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on April 10, 2002, recommended approval of Alternative A; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to modify the downtown trolley system effective September 2, 2002, based on service modifications as proposed in Alternative A as outlined in this resolution.

**FISCAL NOTE:** Adoption of Alternative A will allow the downtown trolley service to continue with 80% CMAQ Funding through the end of 2003. On September 2, 2002, under the current downtown trolley system schedule, the CMAQ account for this project will have a balance of \$1,375,700. Alternative A has a projected CMAQ expenditure of \$1,337,500 for the period of September 3, 2002 through December 31, 2003.

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**(Item 2)**

**File No. 02-232  
(Journal, April 25, 2002)**

From Director of Public Works, requesting authorization to amend Airport Agreement OL-1162 with Shell Oil Company and assigned to Equilon Enterprises, LLC to include approximately 3,700 square feet of land at a rental rate of \$0.4120 per square foot per annum, subject to all terms and conditions of the Agreement, by recommending adoption of the following.

*APR 25 2002*  
*Adopted*  
*230*

File No. 02-232  
(Journal, April 25, 2002)

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(ITEM NO. 2) From Director of Public Works, requesting authorization to amend Airport Agreement OL-1162 with Shell Oil Company and assigned to Equilon Enterprises, LLC to include approximately 3,700 square feet of land at a rental rate of \$0.4120 per square foot per annum, subject to all terms and conditions of the Agreement, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on October 17, 1995 Milwaukee County entered into Airport Agreement OL-1162 with Shell Oil Company for the lease of land and a pipeline easement to be used in the transportation and dispensing of jet fuel at General Mitchell International Airport; and

WHEREAS, the agreement was for an initial term of 10 years with Shell having the right to renew the agreement for two successive terms of five years; and

WHEREAS, on June 21, 2001 the County Board adopted File No. 01-376 authorizing the Airport staff and the Corporation Counsel to negotiate a settlement with Shell and Shell's predecessor, UNOCAL, to remediate environmental damage to the land area under lease; and

April 25, 2002

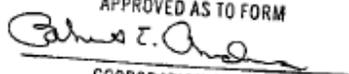
26 WHEREAS, subsequent to the settlement, the approximately 75,400 square feet of  
27 land area was to be removed from the agreement, but Shell would continue to be  
28 responsible for the pipeline easement; and

29  
30 WHEREAS, Equilon advised Airport staff that it will be necessary to continue to  
31 lease a portion of the land in order to keep certain equipment near the pipeline easement  
32 which supports the pipeline operation; and

33  
34 WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting  
35 on April 10, 2002, concurred with Airport staff's recommendation to amend Airport  
36 Agreement OL-1162 to include additional land to be leased to support the pipeline  
37 operation; now, therefore

38  
39 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
40 Director of Public Works and the County Clerk to amend Airport Agreement OL-1162 to  
41 include approximately 3,700 square feet of land at a rental rate of \$0.4120 per square feet  
42 per annum, subject to all terms and conditions of the Agreement.

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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

45 **FISCAL NOTE:** Adoption of this resolution will increase Airport revenue by  
46 approximately \$1,525 per year.

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**(Item 3)**

**File No. 02-230  
(Journal, April 25, 2002)**

From the Director of Public Works, requesting the County Board amend County ordinances to provide for penalties for violation of Airport and Transportation Security Administration regulation and rules, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*230*

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File No. 02-230

Journal, April 25, 2002

(ITEM NO. 3) From Director of Public Works, requesting the County Board amend County ordinances to provide for penalties for violation of Airport and Transportation Security Administration regulations and rules, by recommending adoption of the following:

**AN ORDINANCE**

To amend Chapter 4 of the General Ordinances of Milwaukee County relating to county airports and Chapter 63 relating to the prevention of riots, affrays, etc. and use of weapons.

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

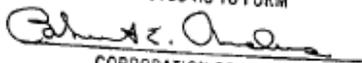
SECTION 1. Section 4.02(8) of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_ is hereby created as follows:

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**4.02(8) AIRPORT SECURITY**

**(a) DEFINITIONS**

- (1) Air Operations area (AOA). Any area of the Airport used or intended to be used for landing, taking off or surface maneuvering of aircraft and support operations, including all other areas within the airport Security Perimeter. This area is used by Persons authorized under agreement with the County for the operation of aircraft, ground support vehicles, and other authorized vehicles related to Airport operations.
- (2) Airport. General Mitchell International Airport and Timmerman Field (GMIA) public airport under the supervision and control of Milwaukee County and located in the County of Milwaukee and State of Wisconsin.
- (3) Airport Master Security Program (Master Security Program). The Security Program which is the responsibility of an airport operator pursuant to federal statues and regulations.
- (4) Airport Security Area (Security Areas). Air Operation Areas, roadways, and common air carrier areas within terminal facilities (i.e. baggage makeup areas), excluding exclusive leasehold structural areas, to which public access is limited or denied under the County's Airport Master Security Program. Signs limiting or forbidding public access are posted at the entrances to  
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- Security Areas. Security Areas are surrounded by walls, fencing or other means.
- (5) Airport Security Coordinator. An employee of the GMIA charged with the authority and responsibility to implement and enforce the Airport's Master Security Program, employed by the County and under the direction of the Airport Director, or such employee's designated representative.
- (6) Airport Tenants. Individuals, partnerships, corporations or other business entities, and their agents, employees and subtenants, that occupy or control part or all of areas, building or other facilities at the Airport which they lease from the County.
- (7) Authorized Persons. Those Persons authorized with a Personnel Identification Badge issued by the Airport Security Coordinator, or designated representative, to have access to Airport Security Areas.
- (8) County. A municipal corporation operating pursuant to Wisconsin Statutes.
- (9) Escort. Authorized Person(s) displaying valid Airport-Issued Personnel Identification Badge(s) accompanying, monitoring, directing and controlling the actions of a Person(s) within Airport Security Areas who is not displaying a Personnel Identification Badge. The Authorized Person(s) must be accompanying the Person for performance of direct job duties.

APPROVED AS TO FORM  
  
 CORPORATION COUNSEL

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(10) Director. The County's Airport Director or a designated representative.

(11) TSA. The Transportation Security Administration of the United States Government or any federal agencies succeeding to its jurisdiction.

(12) Person. Every natural Person, firm, partnership, association, corporation or other entity.

(13) Personnel Identification Badge. Identification for Authorized Persons containing the individual's name, company name and photograph. There are two types of Personnel Identification Badges:

a. Airport-Issued Personnel Identification Badge. Other types of identification that have approval from the Airport Security Coordinator for use by a specific Person for performance of his or her job duties within Airport Security Areas. This type of identification is limited as to areas of operation, cannot open electronic control access doors and cannot be used to Escort Persons into Airport Security Areas.

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b. Airport-Approved Personnel Identification Badge. Other types of identification that have approval from the Airport Security Coordinator for use by a specific Person for performance of his or her job duties within Airport Security Areas. This type of identification is limited as to areas of operation, cannot open electronic control access doors and cannot be used to Escort Persons into Airport Security Areas.

(14) Revocation. The discontinuance of a Person's ability to access Airport Security Areas. This includes, but is not limited to, revoking or restricting the Person's Personnel Identification Badge.

(15) Security Perimeter. The portion of the Airport that is enclosed by fencing, walls or other barriers, and to which access is controlled through designated entry points.

(16) Security Devices. Equipment installed or placed by or under the direction of the County, or designated representative, to monitor or control entrances to and exits from Airport Security Areas. Security devices include, but are not limited to, bells, sirens, communication equipment, locks and corresponding keys, emergency exits, electronic access control and other security equipment.

(17) Security Screening Areas. An access point of a Sterile Area where Persons and belongings are inspected prior to entrance. This area includes both entrance and exit points to the Sterile Area.

(18) Sterile Area(s). An area to which access is controlled by the inspection of Persons and property in accordance with airline and TSA requirements.

(19) Suspension. Temporary discontinuance of a Person's ability to access Airport Security Areas. This includes, but is not limited to, suspending or restricting the Person's Personnel Identification Badge.

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**(b) AIRPORT SECURITY AREAS**

- (1) Unauthorized Entry and Exit. No person shall seek entry to or exit from Security Areas except through designated entrances and exits. No Person shall seek entry to or exit from Security Areas over, under or through fencing, walls, windows, air or other vents.
- (2) Unauthorized Access. Only Authorized Persons, or those under Escort, shall have access by any means to Airport Security Areas.
- (3) Failure to Maintain Escort. A Person performing an Escort must, at all times, be in a position to actively monitor, direct and control the movements and actions of the accompanied Person(s).
- (4) Entering a Security Area by Following Another (Piggybacking). No person shall enter or allow another to enter into Airport Security Areas except by using his or her Personnel Identification Badge. No Person shall follow another into an Airport Security Area without first using his or her Airport-Issued Personnel Identification Badge through any electronic access installed at the entry point. This provision does not apply to a Person under Escort.
- (5) Vehicle Access. Vehicles must have authorization and appropriate markings in order to be driven, parked and stationed in Airport Security Areas. Drivers and/or vehicles may be cited and/or removed from the areas.
- (6) Driving into a Security Area Behind Another (Tailgating). No Person shall drive a vehicle into Airport Security Areas unless the Person has used his or her Airport issued Personnel Identification Badge to open any electronic access installed at the entry point. No Person shall allow other vehicles to follow or tailgate into Airport Security Areas. This provision does not apply to vehicles under Escort.
- (7) Adherence to Airport Security Directions. All Persons shall obey the lawful orders or directions of Airport Police Officers or other Persons responsible for insuring compliance with this Ordinance. All orders or directions shall be consistent with the Master Security Program, County Ordinances, state and federal law.
- (8) Tampering with Security Device. No Person shall tamper with or in any way hamper the effective operation of Security Devices.
- (9) Clear Zone Maintained. No Person shall park, store or place an item within six (6) feet of either side of a Security Perimeter fence. This six (6) foot area shall be referred to as the "clear zone."

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**(c) PERSONNEL IDENTIFICATION BADGES**

- (1) Displaying Badge. Authorized Persons shall display their valid airport-issued or Airport-Approved Personnel Identification Badge whenever they are within Airport Security Areas. The badge shall be displayed on

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- 177 the Person's outermost garment above the waist with the photograph  
178 side showing for public view.  
179  
180 (2) Misuse of Badge. No Person shall falsify, forge, counterfeit, alter or  
181 tamper with any Personnel Identification Badge.  
182  
183 (3) Using the Badge of Another. No Person shall use or attempt to use  
184 another's Personnel Identification Badge for entry into, exit from or while  
185 inside of an Airport Security Area.  
186  
187 (4) Allowing Another to Use Badge. No Person shall allow or permit  
188 another Person to use or attempt to use his/her Personnel Identification  
189 Badge for entry into, exit from or while inside of an Airport Security  
190 Area.  
191  
192 (5) Expired Badge. No Person shall use or attempt to use an expired  
193 Personnel Identification Badge for entry into, exit from or while inside of  
194 an Airport Security Area.  
195  
196 (6) Performance of Job Duties. Within Airport Security Areas, Personnel  
197 Identification Badges shall be used only in direct performance of an  
198 authorized Person's official job duties.  
199  
200 (7) Notify of Changes. Each Person with an Airport-Issued Identification  
201 Badge shall notify the County within ten (10) days of a change in the  
202 Person's name or home address.  
203  
204 (8) County Property. Airport-Issued Personnel Identification Badges are the  
205 property of the County. They must be returned to the Airport upon  
206 Revocation, Suspension, ending employment at the Airport or upon  
207 demand of the County.  
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210 **(d) DUTIES OF AUTHORIZED PERSONS.**

- 211  
212 (1) Custody of Keys or Other Means of Access. Only Authorized Persons  
213 shall have custody of, access to or use of keys or other means of access  
214 used to lock and secure Airport Security Areas. Authorized Persons shall  
215 not duplicate or turn over keys or other means used for access to Airport  
216 Security Areas to anyone without approval from the Airport Security  
217 Coordinator.  
218  
219 (2) Prohibit Access to Unauthorized Persons. Authorized Persons shall not  
220 permit unauthorized Persons to have access to Airport Security Areas

- 221 unless under Escort by an Authorized Person. Authorized Persons must  
222 challenge Persons not displaying an appropriate Personnel Identification  
223 Badge. For purposes of this section only, challenge means to (a) ask the  
224 Persons to see their Personnel Identification Badge or (b) to immediately  
225 notify the Milwaukee County Sheriff's Department or other security  
226 officer with a description of the Persons not displaying a Personnel  
227 Identification Badge.
- 228
- 229 (3) Security of Access Points. No Person shall leave open, propped or  
230 unsecured any door, gate or access point leading to or allowing access  
231 to Airport Security Areas.
- 232
- 233 (4) Timed Doors. No Person shall hold, prop or cause a door, gate or access  
234 point to be open beyond the period of time allowed by a Security Device  
235 unless an Authorized Person attends the door. When an Authorized  
236 Person is attending a security door, he or she must be physically present  
237 at the door and must use the Person's Airport-Issued Personnel  
238 Identification badge to activate additional time for the door to be open.
- 239
- 240 (5) Report Violations. Authorized Persons shall promptly report to the  
241 Milwaukee County Sheriff's Department or other security officer any  
242 violation of this Ordinance that they observe or of which they have  
243 knowledge.
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246 **(e) RESPONSIBILITY OF AIRPORT TENANTS**

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- 248 (1) Adherence to the Security Ordinance. Airport Tenants with access to  
249 Airport Security Areas on their property shall follow this Ordinance by  
250 posting signs approved by the County, which prohibit access leading  
251 into Airport Security Areas.
- 252
- 253 (2) Preventing Unauthorized Access to Airport Security Areas. Airport  
254 Tenants with access to Airport Security Areas shall at all times keep the  
255 access secured or staffed in a manner that prevents unauthorized Persons  
256 from accessing Airport Security Areas. Tenants shall retain keys or other  
257 means of access to Airport Security Areas under their control and issue  
258 such access only to Authorized Persons.
- 259
- 260 (3) Appoint Security Contact. Airport Tenants with access to Airport Security  
261 Areas shall appoint at least one employee of the Airport Tenant as the  
262 security contact primarily responsible for the Airport Tenant's leased area  
263 which accesses Airport Security Areas. Airport Tenants shall advise the  
264 Airport Security Coordinator in writing of the Person or Persons at all

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times having such responsibility.

**(f) OTHER PROHIBITED ACTS**

- (1) Bypassing Security Screening Area. No Person shall enter a Sterile Area through a Security Screening Area unless first going through equipment that has been installed for inspection of Person(s) and their belongings. Armed federal and local law enforcement officers on official duties at the Airport and others exempted by the TSA do not have to be inspected, provided they follow TSA regulations.
- (2) Statements Against Aviation Safety or Security. No Person shall make a statement to another so as to indicate that the Person or another may have possession of a firearm, bomb or explosive device while at the Airport.
- (3) Interfere with Flight Operations. No Person shall intimidate, threaten, hinder or obstruct an aircraft crewmember in the performance of his or her official job duties or lessen the ability of such aircraft crewmember to perform his or her duties.
- (4) Unattended Baggage. No Person shall leave any bag, luggage, box or container unattended in terminal areas of the Airport which are accessible to the public.
- (5) Presenting a Weapon at a Security Screening Area. No Person shall place a firearm, (including, but not limited to starter pistols, compressed air guns, BB guns, cap guns and flare pistols), explosive device, knife or other TSA prohibited item that could be used as a weapon onto inspections equipment at a Security Screening Area without first declaring such item. Only Persons authorized by the TSA may test Security Screening Areas.

For this section only, firearm means any item from which a shot may be fired by the force of an explosion including starter pistols, compressed air guns, BB guns, cap guns and flare pistols.

SECTION 2. Section 63.09 (2) (d) of the General Ordinances of Milwaukee County, is hereby amended as follows:

April 25, 2002

| Section Number        | Subject Matter        | Amount of Cash Deposit             | Maximum Penalty  |
|-----------------------|-----------------------|------------------------------------|--|
| Section 4.02(8)       | Airport Security      | \$50.00 (1 <sup>st</sup> offense)  | \$50   |
|                       |                       | \$100.00 (2 <sup>nd</sup> offense) | \$100  |
|                       |                       | \$150 (3 <sup>rd</sup> offense)    | \$150.00 and, if badged, revocation for one year of any Airport-Issued badge |
| Section 4.02(8)(f)(5) | Other Prohibited Acts | \$500                              | \$500  |

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

**FISCAL NOTE:** Revenues derived from fines for violation of Section 4.02(8) will accrue to the Airport Enterprise Fund.

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(Item 4)

File No. 02-231  
(Journal, April 25, 2002)

From the Director of Public Works, requesting to amend Airport Agreement No. HP-1289 between Milwaukee County and Johnson Controls, Inc., at General Mitchell International Airport, by recommending the adoption of the following.

APR 25 2002

Adopted  
230

File No. 02-231

(Journal, April 25, 2002)

(ITEM NO. 4) From Director of Public Works, requesting authorization to amend Airport Agreement No. HP-1289 between Milwaukee County and Johnson Controls, Inc., at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on February 22, 2001, Milwaukee County entered into Airport Agreement NO. HP-1289 with Johnson Controls, Inc. for the lease of land on which to construct, operate and maintain an aircraft hangar at GMIA; and

WHEREAS, the Agreement term was for a period of five years with the Lessee having the option to renew the Agreement for four additional five year periods; and

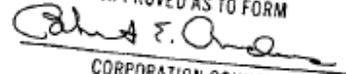
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WHEREAS, Johnson Controls, Inc. and Airport staffs are now requesting that Airport Agreement No. HP-1289 be amended to extend the Agreement term and modify construction related terms and conditions, including amending the date of substantial beneficial occupancy and requiring that Johnson Controls provide storm water management for its leasehold; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on April 10, 2001, concurred with Airport staff's recommendation to amend Airport Agreement No. HP-1289; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to amend Airport Agreement No. HP-1289 between Milwaukee County and Johnson Controls, Inc. to include the following provisions:

1. Airport Agreement No. HP-1289 term and rental fees shall commence on August 1, 2002.
2. The County will no longer be responsible for storm water detention but instead, Johnson Controls, Inc. will be responsible for meeting the City of Milwaukee storm water requirements for the leased area.
3. The Airport fire suppression system will be extended to the new hangar facility, the cost of which will be paid by Johnson Controls, Inc.

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

4. Language regarding Airport Security requirements for the new facility will be updated and the cost of such security will be paid for by Johnson Controls, Inc.

**FISCAL NOTE:** Johnson Controls Inc. will be required to pay a one-time payment of \$41,286 to connect to the Airport fire suppression system, which is the prorated cost of the initial installation of the fire suppression system.

April 25, 2002

(Item 5)

File No. 02-233  
(Journal, April 25, 2002)

From the Director of Public Works, requesting authorization to enter into a contract with the Department of Transportation-Transportation Security Administration (DOT-TSA) to provide law enforcement officers (LEOs) at airport security screening checkpoints, by recommending the adoption of the following.

JUL 25 2002  
Adopted  
230

File No. 02-233(a)(a)  
(Journal, July 25, 2002)

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(ITEM 7) From the Acting Director of Public Works, requesting approval of the revised Transportation Security Administration (TSA) contracts, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in May, 2002, the newly created federal Transportation Security Administration (TSA) required airports to replace the National Guard with local law enforcement officers at the airline screening checkpoints; and

WHEREAS, at its meeting on April 25, 2002, the County Board of Supervisors approved a contract with the TSA to provide full reimbursement to the County for the cost of providing Deputy Sheriffs at airline screening checkpoints at General Mitchell International Airport until the TSA has its own federal officers in place; and

WHEREAS, the TSA has since advised the County that it may not be able to fully fund the costs for the Deputy Sheriffs; and

WHEREAS, refusal to provide the Deputies at the checkpoints was not an option since the TSA had mandated their presence; and

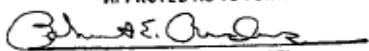
WHEREAS, since the County Board approval of this contract, the TSA has made material changes to the agreement which must now be approved by the County Board; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on July 10, 2002, recommended approval of the revised agreement; now therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Deputy Director of Public Works or the Airport Director and the County Clerk to enter into a revised agreement with the Transportation Security Administration to provide partial reimbursement for the cost of posting Deputy Sheriffs at airline screening locations at General Mitchell International Airport.

**FISCAL NOTE:** The TSA now estimates that it will reimburse the County between 40% and 100% for the cost of Deputy Sheriffs assigned to the airline screening locations at GMIA. Any shortfall in reimbursement will be covered by the airlines through rental rates and charges.

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07/1202/lg

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

April 25, 2002

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES**—0 **EXCUSED**—Davis, Holloway —2

**BY THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT  
REPORTING ON 1 ITEM**

**(ITEM 1)**

**File No. 02-239**

A resolution authorizing and directing the Director of the Department of Administration to change the application rules for the County Development Block Grant (CDBG) Program for future years as follows: (a) increasing the minimum grant amount for all public service category projects from \$15,000 to \$25,000 and stipulate that a maximum of five projects in such category shall be funded; and (b) increasing the minimum grant for development projects, from \$15,000 to \$25,000.

*Adopted*  
*22-1*

1 By the Committee on Economic and Community Development

2

3

File No. 02-239

4

5 (ITEM 1) WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has  
6 notified Milwaukee County that it has been determined to be an eligible Urban County  
7 under the Community Development Block Grant (CDBG) Program for the years 2003,  
8 2004 and 2005, subject to participation of communities with populations totaling 200,000  
9 or more, as evidenced by cooperation agreements with these communities; and

10

11 WHEREAS, the cities of Milwaukee, Wauwatosa and West Allis are themselves  
12 entitlement communities under the CDBG Program and choose not to participate with  
13 Milwaukee County, but the remaining 16 communities within Milwaukee County are  
14 potential participants in the program with Milwaukee County; and

15

16 WHEREAS, over the past 25 program years (1978-2002), the CDBG Program has  
17 provided \$54,116,485 for various municipal and County projects; and

18

19 WHEREAS, Milwaukee County's Community Development process has facilitated  
20 the cooperative planning and implementation of measures to improve housing and living  
21 conditions in the participating communities with each year's funding divided equally  
22 between the participating municipalities and Milwaukee County; and

April 25, 2002

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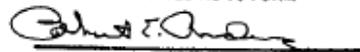
WHEREAS, the policies for the CDBG Program are established in accordance with HUD requirements by the County Board for the County's share of funding and the Intergovernmental Cooperation Council (ICC) for municipal projects; and

WHEREAS, in 1994, the County Board established a minimum grant for each CDBG project of \$15,000 and County Board staff and the Division of Housing and Community Development recommend that the minimum be increased to \$25,000 beginning in the 2003 program year in order to reduce the number of projects the Department must administer with limited staff and to provide a greater financial impact on the projects that the County Board recommends to receive funding; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on April 15, 2002, by a vote of 7-0, recommended approval of staff's recommendation to increase the minimum grant amount to \$25,000 from \$15,000 for County projects for future program years; now, therefore,

BE IT RESOLVED, that the Director of the Department of Administration is authorized and directed to change the application rules for the County CDBG Program for future years as follows:

APPROVED AS TO FORM

  
CORPORATION COUNSEL

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- (a) Increase the minimum grant amount for all public service category projects from \$15,000 to \$25,000 and stipulate that a maximum of five projects in such category shall be funded.
- (b) Increase the minimum grant amount for all other projects, which include capital improvements, housing and some economic development projects, from \$15,000 to \$25,000.

**FISCAL NOTE:** Adoption of this resolution will not result in an increase or decrease in expenditures. However, there will be a reduction in staff time needed to administer the approved CDBG projects. This fiscal note was prepared by the Legislative Research Analyst for the Committee on Economic and Community Development based upon information provided by the Housing and Community Development Division.

CEB/h  
4/22/2002  
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Supervisor Jasenski **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

The question was on adoption.

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

April 25, 2002

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--22 **NOES**—DeBruin **EXCUSED**—Davis, Holloway –2

**FROM THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT  
REPORTING ON 6 ITEMS**

**(Item 1)**

File No. 02-214  
(Journal, April 25, 2002)

From Acting Director, Department of Administration, recommending a disposition plan for County-owned properties obtained through tax lien foreclosure action by the County Treasurer, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*230*

1 By Supervisor Jasenski, Chairperson  
2 From the Committee on Economic and Community Development, reporting on:

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5 File No. 02-214  
(Journal, April 25, 2002)

6  
7 (ITEM 1) From Acting Director, Department of Administration, recommending a disposition  
8 plan for County-owned properties obtained through tax lien foreclosure action by the County  
9 Treasurer, by recommending adoption of the following:

10  
11 **RESOLUTION**

12  
13 WHEREAS, Chapter 6.03 of the Milwaukee County Ordinances authorizes the Real  
14 Estate Section of the Department of Administration, Economic Development Division, to  
15 recommend a disposition plan for County-owned property obtained through tax lien  
16 foreclosure action by the County Treasurer; and

17  
18 WHEREAS, the Real Estate Section of the Economic Development Division has  
19 received tax deed property from the County Treasurer through tax lien foreclosure actions;  
20 and

21  
22 WHEREAS, in accordance with Chapter 6 of the County Ordinances, staff has notified  
23 the appropriate County departments of the availability of the listed properties prior to  
24 recommending a disposition plan; and

25  
26 WHEREAS, no County departments expressed an interest in the listed properties; and

27  
28 WHEREAS, staff recommended, in a disposition plan, that the listed tax deed  
29 properties be declared excess and offered for sale; and

30  
31 WHEREAS, the Committee on Economic and Community Development, at its  
32 meeting on April 15, 2002, recommended approval of the above described disposition plan,  
33 which has been attached to and made a part of this file; now, therefore,

34

April 25, 2002

35 BE IT RESOLVED, that the listed properties acquired through tax lien foreclosure action  
36 by the County Treasurer that have been made a part of this file are declared surplus and are to  
37 be offered for sale.

38  
39 **FISCAL NOTE:** According to the Real Estate Section of the Division of Economic  
40 Development, the net proceeds from the sale of excess properties will be  
41 deposited in the Economic Development account.

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43 ED/ih  
44 4/16/2002  
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APPROVED AS TO FORM

  
CORPORATION COUNSEL

- 1 -

(Item 2)

File No. 02-14(a)(f)  
(Journal, December 20, 2001)

Reference file established by the County Board Chairman, relative to offers purchase lands under County control with an undesignated use, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
*220*

File No. 02-14(a)(f)  
(Journal, December 20, 2001)

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4 (ITEM 2) Reference file established by the County Board Chairperson, relative to offers to  
5 purchase on lands under County control with an undesignated use, by recommending  
6 adoption of the following:

7  
8 **A RESOLUTION**  
9

10 WHEREAS, the Real Estate Section of the Economic Development Division received  
11 an offer to purchase on an excess County-owned residential lot located at 5416 North 12<sup>th</sup>  
12 Street in the City of Milwaukee; and

13  
14 WHEREAS, the subject lot was declared excess to County needs and was formerly  
15 under the jurisdiction of the Parks Department; and

16  
17 WHEREAS, the lot measures approximately 150 by 280 feet and is valued at  
18 \$33,900; and

19  
20 WHEREAS, approximately half the lot lies within the 100-year flood plain with the  
21 remaining property in the 500-year flood plain and this may require a variance from the  
22 City of Milwaukee Board of Zoning Appeals to construct a house; and

23  
24 WHEREAS, the lot is encumbered with a sewer and water easement prohibiting  
25 construction of improvements along the southern portion of the property; and

April 25, 2002

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WHEREAS, the lot is being sold with a deed restriction limiting the use of the lot to a single-family residence only as required by County Board Resolution File No. 01-312; and

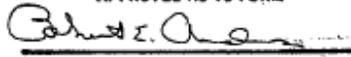
WHEREAS, the offer, from Kenneth and Susan Cecil, is in the amount of \$33,000 based on an asking price of \$34,900; and

WHEREAS, the offer contains a reasonable financing contingency for the construction of a single-family house and is subject to Buyer obtaining flood plain construction approval from the city; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on April 15, 2002, recommended acceptance of the above-described offer from Kenneth and Susan Cecil in the amount of \$33,000; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by Warranty Deed the subject property located at 5416 North 12<sup>th</sup> Street, Milwaukee, Wisconsin, to Kenneth Cecil and Susan Cecil and/or assigns for the consideration of \$33,000, pursuant to the terms and conditions of their offer to purchase.

- 1 -

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**FISCAL NOTE:** According to the Real Estate Section of the Division of Economic Development, sales proceeds less sales expenses will be deposited in the Department of Parks, Recreation and Culture revenue account. Revenue from the sale of any parkland will be used to purchase major equipment in the Parks operating budget as provided in the Adopted 2002 Budget.

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4/16/2002  
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**(Item 3)**

**File No. 02-215  
(Journal, April 25, 2002)**

From Director of Housing and Community Development, recommending approval of a request for subordination of a County Home Repair lien on property at 6620 West Hillside Lane in the City of Wauwatosa, by recommending the adoption of the of the following.

APR 25 2002  
*Adopted*  
23-0

File No. 02-215  
(Journal, April 25, 2002)

(ITEM 3) From Director of Housing and Community Development, recommending approval of a request for subordination of a County Home Repair lien on the property at 6620 West Hillside Lane in the City of Wauwatosa, by recommending adoption of the following:

**A RESOLUTION**

April 25, 2002

8 WHEREAS, Ivor and Jennifer Shanahan received an \$8,500 loan from the Home  
9 Repair Program for their property at 6620 West Hillside Lane, Wauwatosa; and

10 WHEREAS, the Shanahans have requested the County to subordinate its lien to a  
11 refinanced second mortgage; and

12 WHEREAS, the refinancing would assist the Shanahans without jeopardizing the  
13 County's interests in the loan; now, therefore,

14 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
15 authorized and directed to subordinate the County's Home Repair Lien for the refinancing  
16 sought by Ivor and Jennifer Shanahan of 6620 West Hillside Lane.

17 **FISCAL NOTE:** According to the Housing and Community Development Division,  
18 adoption of this resolution would have no fiscal impact.

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4/10/2002  
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(Item 4)

**File No. 02-216  
(Journal, April 25, 2002)**

From Director of Housing and Community Development, recommending approval of a request for subordination of a County House Repair lien in the property at 3558 East Cudahy Avenue in the City of Cudahy, by recommending the adoption of the following.

APR 25 2002

Adopted 1  
230 2

File No. 02-216  
(Journal, April 25, 2002)

3 (ITEM 4) From Director of Housing and Community Development, recommending  
4 approval of a request for subordination of a County Home Repair lien on the property at  
5 3558 East Cudahy Avenue in the City of Cudahy, by recommending adoption of the  
6 following:

7 **A RESOLUTION**

8 WHEREAS, Mark and Margaret Fenelon received two loans from the Home Repair  
9 Program for their property at 3558 East Cudahy Avenue, Cudahy; and

10 WHEREAS, the Fenelons have requested the County to subordinate its liens to a  
11 refinanced first mortgage; and

12 WHEREAS, the refinancing would assist the Fenelons without jeopardizing the  
13 County's interests in the loans; now, therefore,

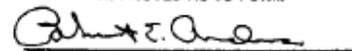
14 BE IT RESOLVED, that the Director of Administration, or his designee, is hereby  
15 authorized and directed to subordinate the County's Home Repair Liens for the refinancing  
16 sought by Mark and Margaret Fenelon of 3558 East Cudahy Avenue, Cudahy.

17 **FISCAL NOTE:** According to the Housing and Community Development Division,  
18 adoption of this resolution would have no fiscal impact.  
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23 4/10/2002  
24 C:\Documents and Settings\Administrator\My Documents\E&CD\041502\02-216res.doc

April 25, 2002

APPROVED AS TO FORM

  
CORPORATION COUNSEL

(Item 5)

File No. 02-217  
(Journal, April 25, 2002)

From Director Housing and Community Development, recommending approval of a request by Lisbon Avenue Neighborhood Development (LAND) to change the scope of its approved 2001 Community Development Block Grant (CDBG) project, which would allow LAND to use \$15,000 in 2001 CDBG funding, as well as \$20,000 in 2002 CDBG funding, to renovate a former church into a community learning center, by recommending the adoption of the following.

APR 25 2002

Adopted 1  
230 2

File No. 02-217  
(Journal, April 25, 2002)

3 (ITEM 5) From Director of Housing and Community Development, recommending  
4 approval of a request by Lisbon Avenue Neighborhood Development (LAND) to change  
5 the scope of its approved 2001 Community Development Block Grant (CDBG) project,  
6 which would allow LAND to use \$15,000 in 2001 CDBG funding, as well as \$20,000 in  
7 2002 CDBG funding, to renovate a former church into a community learning center, by  
8 recommending adoption of the following:

9 **A RESOLUTION**

10 WHEREAS, Lisbon Avenue Neighborhood Development (LAND) was approved for  
11 \$15,000 of program year 2001 Community Development Block Grant (CDBG) funding for  
12 the acquisition of a building needed to expand its Home Source program; and

13 WHEREAS, LAND was unable to secure either of two buildings after extensive  
14 negotiations with both the buildings' owners; and

15 WHEREAS, the immediate need for storage space for Home Source building  
16 materials has been temporarily met through other means; and

17 WHEREAS, LAND has been approved for a \$20,000 CDBG grant in program year  
18 2002 to renovate the former St. Thomas Aquinas Church into a community center; and

19 WHEREAS, the church renovation will require almost \$2 million to complete; and

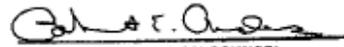
20 WHEREAS, LAND has requested that the \$15,000 in 2001 CDBG funding now be  
21 used with the 2002 CDBG funding to renovate the Church; and

22 WHEREAS, the Committee on Economic and Community Development, at its  
23 meeting of April 15, 2002, recommended approval of this requested change in project  
24 scope; now, therefore,

April 25, 2002

25 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
26 approve the use of \$15,000 in 2001 Community Block Grant funds, originally intended for  
27 building acquisition for expanding LAND's Home Source program, to be used, instead, to  
28 assist in the renovation of the former St. Thomas Aquinas Church into a Youth and Family  
29 Learning Center.  
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APPROVED AS TO FORM

  
CORPORATION COUNSEL

- 1 -

32 **FISCAL NOTE:** According to the Housing and Community Development Division,  
33 adoption of this resolution will not require an appropriation of funds.  
34 Funds for LAND's 2001 project are already included in appropriations for  
35 the 2001 CDBG program year within the Housing and Community  
36 Development Division.

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(Item 6)

**File No. 02-218**  
**(Journal, April 25, 2002)**

From Director of Housing and Community Development, requesting authorization to enter into cooperation agreements with various municipalities in the county as a prerequisite to participation in the Urban County Community Development Block Grant Program for the years 2003, 2004, and 2005, by recommending the adoption of the following.

APR 25 2002

*Adopted*  
23-0

File No. 02-218  
(Journal, April 25, 2002)

3 (ITEM 6) From Director of Housing and Community Development, requesting  
4 authorization to enter into cooperation agreements with various municipalities in the  
5 County as a prerequisite to participation in the Urban County Community Development  
6 Block Grant Program for the years 2003, 2004 and 2005, by recommending adoption of  
7 the following:

**A RESOLUTION**

9 WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has  
10 notified Milwaukee County that it has been determined to be an eligible Urban County  
11 under the Community Development Block Grant Program for the years 2003, 2004 and  
12 2005, subject to participation of communities with populations totaling 200,000 or more,  
13 as evidenced by cooperation agreements with these communities; and

14 WHEREAS, the cities of Milwaukee, Wauwatosa and West Allis are themselves  
15 entitlement communities under the Community Development Block Grant Program and  
16 choose, therefore, not to participate with Milwaukee County; and

17 WHEREAS, the remaining 16 communities within Milwaukee County are potential  
18 participants in the program with Milwaukee County; and

April 25, 2002

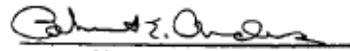
19 WHEREAS, over the past 25 program years (1978-2002), the Community  
20 Development Program has provided \$54,116,485 for various municipal and county  
21 projects; and

22 WHEREAS, the Community Development process has facilitated the cooperative  
23 planning and implementation of measures to improve housing and living conditions in the  
24 participating communities within Milwaukee County; and

25 WHEREAS, it would be in the best interest of Milwaukee County and the 16  
26 potential participating communities to qualify for Community Development Block Grant  
27 entitlement funding for 2003, 2004 and 2005; and

28 WHEREAS, the Committee on Economic and Community Development, at its  
29 meeting on April 15, 2002, recommended approval of the Division's request that the  
30 Director of the Department of Administration, or designee, be authorized to enter into  
31 cooperation agreements with the various potential communities in the County as a  
32 prerequisite to participation in the Urban County Community Development Block Grant  
33 Program for the years 2003, 2004 and 2005; now, therefore,

APPROVED AS TO FORM

  
CORPORATION COUNSEL

- 1 -

34 BE IT RESOLVED, that the Director of the Department of Administration, or  
35 designee, is hereby authorized and directed to enter into cooperation agreements on behalf  
36 of Milwaukee County with the various municipalities in the County choosing to participate  
37 in the Urban County Community Development Block Grant Program for the years 2003,  
38 2004 and 2005, as required by HUD directives; and

39 BE IT FURTHER RESOLVED, that nothing contained in such agreement shall deprive  
40 any municipality of any powers of zoning, development, control or other lawful authority  
41 which it presently possesses; and

42 BE IT FURTHER RESOLVED, that every such agreement shall be executed in  
43 duplicate originals and that one original be delivered to the particular participating  
44 municipality which is a party thereto and one original be retained by Milwaukee County;  
45 and

46 BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a  
47 certified copy of this resolution to each participating municipality in Milwaukee County.

48 **FISCAL NOTE:** According to the Housing and Community Development Division,  
49 adoption of this resolution will not require an appropriation of funds.

50 H&CD/ih  
51 4/16/2002  
52 C:\Documents and Settings\Administrator\My Documents\E&CD\041502\02-218res.doc

The question was on adoption

**SEPARATE ACTION** was requested on Item 2.

April 25, 2002

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, And The Chairman.--23 **NOES**—0 **EXCUSED**—Davis, Holloway —2

On a motion by Supervisor Launstein, Item 2 was **LAI D OVER UNTIL LATER IN THE MEETING.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan, White, Zielinski, And The Chairman.--22 **NOES**—0 **EXCUSED**—Davis, Holloway, Schmitt —3

Supervisor McGuigan served notice to withdraw File NO. 02-129 from the Committee on Personnel.

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**TRANSIT CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

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**COUNTY BOARD CITATIONS**

Thereupon, **the citations submitted to the County Board on April 25, 2002 WERE APPROVED** by a voice vote.

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**RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION  
UNDER SUSPENSION OF THE RULES**

**(Item 1)**

**File No. 02-258  
(Journal, April 25, 2002)**

A resolution providing for the establishment of the Geske Citizens Council to advise County officials on ways to promote better understanding of County Government and greater involvement of Milwaukee County residents in their government.

APR 25 2002

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**FOR SUSPENSION**

By Supervisors Ordinans, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski **MAYO**

**A RESOLUTION**

Providing for the establishment of the Geske Citizens Council to advise County officials on ways to promote better understanding of County Government and greater involvement of Milwaukee County residents in their government

WHEREAS, on April 18, 2002, Interim County Executive Janine Geske took 18 Milwaukee County citizens on a tour of various County facilities, and then met with the group to solicit their ideas on how citizens could become more knowledgeable and involved in the operations of County Government; and

WHEREAS, one of the ideas that emanated from the group was the potential establishment of a permanent citizens council to provide County officials with ideas for promoting better understanding of County Government and greater involvement of Milwaukee County residents in their government; and

WHEREAS, the County Board of Supervisors strongly supports this idea and believes that work should begin immediately to establish a citizens council with a mission of advising County officials on ways to promote better understanding of County Government and greater involvement of Milwaukee County residents in their government; and

WHEREAS, this effort will require the development of a proposal defining the structure and operations of such a citizens council that would specify, among other things, the following:

- Appropriate size and composition of citizens council and length of terms for appointees.
- Process to be utilized to appoint council members.
- Criteria for consideration of potential council members.
- Frequency of council meetings.
- Procedures for liaison and communication between council and County officials.
- Framework for carrying out the mission of the council.

;and

43  
44 WHEREAS, in light of the outstanding work already put into this initiative by County  
45 Executive Geske and her volunteer law students from Marquette University, as well as their  
46 considerable talents and expertise, it would be appropriate for Ms. Geske to lead the effort  
47 to establish a permanent citizens council by developing such a proposal and submitting it  
48 to the County Board and County Executive for their consideration; and

49  
50 WHEREAS, as a tribute to the exceptional service that she has performed for  
51 Milwaukee County as Interim County Executive, the County Board of Supervisors wishes to  
52 honor Janine Geske by naming the citizens council the Geske Citizens Council; now,  
53 therefore,

54  
55 BE IT RESOLVED, that the Milwaukee County Board of Supervisors strongly  
56 supports the establishment of a citizens council with a mission of advising County officials  
57 on ways to promote better understanding of County Government and greater involvement  
58 of Milwaukee County residents in their government; and

59  
60 BE IT FURTHER RESOLVED, that in light of the outstanding work already put into  
61 this initiative by Interim County Executive Janine Geske and her volunteer law students  
62 from Marquette University, as well as their considerable talents and expertise, the County  
63 Board of Supervisors hereby requests that Ms. Geske undertake the development of a  
64 proposal that would define the structure and operations of such a permanent citizens  
65 council; and

66  
67 BE IT FURTHER RESOLVED, that the proposal shall include, but not be limited to,  
68 recommendations regarding the following:

- 69  
70
- 71 • Appropriate size and composition of citizens council and length of terms for
  - 72 appointees.
  - 73 • Process to be utilized to appoint council members.
  - 74 • Criteria for consideration of potential council members.
  - 75 • Frequency of council meetings.
  - 76 • Procedures for liaison and communication between council and County
  - 77 officials.
  - 78 • Framework for carrying out the mission of the council.

79 ; and

80  
81 BE IT FURTHER RESOLVED, that the proposal shall be submitted as soon as  
82 possible to the County Board of Supervisors and County Executive for their consideration;  
83 and

84

April 25, 2002

85           BE IT FURTHER RESOLVED, that in honor of the exceptional and dedicated service  
86 of Janine Geske as Interim County Executive, the citizens council shall be named the  
87 "Geske Citizens Council".  
88

89   **FISCAL NOTE:**     Adoption of this Resolution would provide for the establishment of a  
90 citizens council to advise County officials on ways to promote better  
91 understanding of County Government and greater involvement of  
92 Milwaukee County residents in their government. It would do so by  
93 requesting that a proposal defining the structure and operations of  
94 such a council be developed and submitted to the County Board and  
95 County Executive for their consideration. It is not anticipated that any  
96 additional County expenditures would be required as a result of the  
97 development of the proposal or the establishment of such a council  
98 (other than an additional expenditure of staff time), though a definitive  
99 statement to that effect would be attached to any future Resolution  
100 that would formally establish and define the council.  
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Supervisor Aldrich **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing 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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan, White, Zielinski, And The Chairman.--22 **NOES**—0 **EXCUSED**—Davis, Holloway, Schmitt—3

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### ADJOURNMENT

On a motion by Supervisor White, the Board **ADJOURNED** at 3:17pm to May 23, 2002 at 9:30am by the voice vote.

**Milwaukee County Clerk's Office**



# OFFICIAL PROCEEDINGS - 2002

**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 |                                  |
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>PENNY PODELL</b>              |
| 4th      | <b>SHEILA ALDRICH</b>            |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>JIM McGUIGAN</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR.</b>       |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>DAVID JASENSKI</b>            |
| 16th     | <b>LYNNE DE BRUIN</b>            |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>LeANN M. LAUNSTEIN</b>        |
| 20th     | <b>JAMES LUIGI" SCHMITT</b>      |
| 21st     | <b>KAREN M. ORDINANS</b>         |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th     | <b>LINDA RYAN</b>                |
| 25th     | <b>THOMAS A. BAILEY</b>          |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**MEETING THURSDAY, MAY 23, 2002**

**Milwaukee, Wisconsin, Thursday, May 23, 2002 9:40am**

Supervisor Ordinans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **ABSENT – 0 EXCUSED – 0**

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent mediation.

**APPROVAL OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor White, the Journal of Proceedings of April 17, 2001 **WAS APPROVED** by a voice vote.

**UNFINISHED BUSINESS**

**(ITEM 1)**

**File No. 02-245  
(Journal, April 25, 2002)**

From the County Executive recommending the appointments of Hannah C. Dugan and Mary Glass to serve on Milwaukee County Ethics Board. Ms. Dugan will be replacing Seaver P. Bigler, who resigned, and her term will expire on February 28, 2007; Ms. Glass will be replacing Reverend Clarence Robinson, who resigned, and her term will expire on February 28, 2004.

**SEPARATE ACTION** was requested on each of the appointments.

Thereupon, the appointment of Hannah C. Dugan **WAS CONFIRMED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** Borkowski – 1 **EXCUSED – 0**

Thereupon, the appointment of Mary Glass **WAS CONFIRMED** by the following vote:

**AYES:** Arciszewski, Bailey, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 21 **NOES:** Aldrich, Borkowski, DeBruin, Diliberti – 4 **EXCUSED – 0**

**PRESENTATIONS OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER  
SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES  
FROM THE COMMITTEE ON PERSONNEL REPORTING ON 3 ITEMS:**

**(ITEM 1)**

**File No. 02-288  
(Journal, May 23, 2002)**

From the County Executive, appointing Mr. Chuck Grapentine to the position of Director of the Milwaukee County Department of Human Resources.

**(ITEM 2)**

**File No. 02-15(a)(d)  
(Journal, December 20, 2001)**

From the Director of Human Resources regarding the extension of existing emergency and temporary appointments made between February 1, 2002 and March 21, 2002.

**(ITEM 3)**

**File No. 02-289  
(Journal, May 23, 2002)**

From the Director Parks., Recreation, and Culture, requesting authorization to enter into a Memorandum of Understanding with Private Industry Council for summer youth employment.

The question was on adoption.

**SEPARATE ACTION** was requested on Item 1.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:**0 **EXCUSED** – 0

Thereupon, Item 1 **FAILED TO BE ADOPTED** by the following vote:

**AYES:** Arciszewski, Bailey, Borkowski, Coggs-Jones, Krug, Launstein, McGuigan, , Schmitt, Weishan –7 **NOES** – Aldrich, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, White, Zielinski, and the Chairman –18 **EXCUSED** – 0

**FROM THE COMMITTEE ON FINANCE AND AUDIT REPORTING ON 4 ITEMS;  
ITEMS 1 AND 2 REQUIRING 2/3 VOTE**

**(ITEM 1)**

**File No. 02-182(a)(a)  
(Journal, May 23, 2002)**

From the Budget Administrator, requesting authorization for additional transfer of funds into the Appropriation of Contingencies.

**(ITEM 2)**

**File No. 02-01  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfer.

**(ITEM 3)**

**File No. 02-01  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfer.

**(ITEM 4)**

**File No. 02-281  
(Journal, May 23, 2002)**

Resolution by Supervisors DeBruin, Ryan, Krug, Johnson, Diliberti, and others, endorsing the concept of a single Department of Administrative Services to provide all County overhead functions to other departments, and authorizing and directing to the Department of Administration, Department 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 January 1, 2003.

The question was adoption.

**SEPARATE ACTION** was requested on all items.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES** – 0 **EXCUSED** – 0

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES** – 0 **EXCUSED** – 0

**DIVISION OF THE QUESTION** was requested on Item 3.

**SEPARATE ACTION** was requested on Section 1.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** Mayo – 1 **EXCUSED** – 0

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22 **NOES:** DeBruin, Mayo, McGuigan – 3 **EXCUSED** – 0

Supervisor Launstein submitted the following Amendment No. 1 to Item 4, File No. -2-281:

In the BE IT RESOLVED Clause, **DELETE** the word “endorses” and **INSERT** the following: “desires to pursue”.

Thereupon, the foregoing Amendment No. 1 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Schmitt, Weishan, Zielinski – 17 **NOES:** Lutzka, Mayo, Nyklewicz, Quindel, Ryan, White, and the Chairman – 7 **EXCUSED** – Bailey – 1

Thereupon, Item 4, as amended, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22 **NOES:** Holloway, Lutzka, Mayo – 3 **EXCUSED** – 0

## **FROM THE COMMITTEE ON HEALTH AND HUMAN NEEDS REPORTING ON 5 ITEMS**

### **(ITEM 1)**

**File No. 01-744(a)(a)**  
**(Journal, December 20, 2001)**

From the Director, Department of Human Services, requesting authorization for the Financial Assistance Division to enter into Professional Services Agreements for the Year 2002 with Community Vendors for Programs as specified in the report.

### **(ITEM 2)**

**File No. 02-267**  
**(Journal, May 23, 2002)**

From Director, County Health Related Programs, requesting authorization to modify the contract with Latino Health Organization, Inc. for the provision of translation services to the General Assistance Medical Program (GAMP), by 410, 850, for the period of January 1, 2002 through December 31, 2002, and to issue retroactive payments for services rendered to GAMP since the first of the year at the revised hourly rate of \$20.16 from \$19.20.

**(ITEM 3)**

**File No. 02-266  
(Journal, May 23, 2002)**

From Director, County Health Related Programs, requesting authorization to execute the standard General Assistance Program (GAMP) contract with the Milwaukee Community Medical Center, Inc. for the provision of urgent care services to GAMP recipients for the period June 1, 2002 through December 21, 2003.

**(ITEM 4)**

**File No. 02-265 (Journal, May 23, 2002)**

From Director, County Health Related Programs, requesting authorization to submit a funding request to the Robert Wood Johnson Foundation, Rewarding Results Program, for the General Assistance Medical Program and to accept funds if successful in the grant request.

**(ITEM 5)**

**File No. 02-12(a)(c) (Journal, May 23, 2002)**

Reference file established by the County Board Chairman, relative to Reports from Departments regarding deficits greater than \$75,000.

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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** 0 **EXCUSED** – 0

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Weishan, White, Zielinski, and the Chairman – 22 **NOES:** Launstein McGuigan – 2 **EXCUSED** – Schmitt – 1

Thereupon, Item 4 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** 0 **EXCUSED** – 0

Thereupon, Item 5 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz,

Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES: 0 EXCUSED – 0**

**FROM THE COMMITTEE ON JUDICIARY, SAFETY, AND GENERAL SERVICES  
REPORTING ON 2 ITEMS**

**(ITEM 1)**

**File No. 02-268  
(Journal, May 23, 2002)**

From Superintendent, House of Correction, requesting authorization to enter into a professional services with Veterinary Medical Associates Inc. to provide veterinary care of security dogs at the House of Correction.

**(ITEM 2)**

**File No. 02-262  
(Journal, May 23, 2002)**

From Director, County Clerk of Circuit Courts, submitting the 2001 Annual Report State of Wisconsin Milwaukee County Circuit Court First Judicial District.

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES: 0 EXCUSED – 0**

**FROM THE COMMITTEE ON PARKS, ENERGY, AND ENVIRONMENT  
REPORTING ON 8 ITEMS**

**(ITEM 1)**

**File No. 01-641  
(Journal, November 1, 2001)**

From the Director, Department of Human Services, requesting authorization for the Financial Assistance Division to enter into Professional Services Agreements for the Year 2002 with Community Vendors for Programs as specified in the report.

**(ITEM 2)**

**File No. 02-211  
(Journal, April 25, 2002)**

From Pastor, Parkway Apostolic Church, requesting to discuss a deed restriction placed on the church property at 10940 S. Nicholson, Oak Creek.

**(ITEM 3)**

**File No. 02-44(a)(a)  
(Journal, April 25, 2002)**

An adopted resolution approving, in principle, the sale of 10.78 acres of vacant, unimproved County land located at 441 W. Ryan Road to Reinders, Inc. for the sum of \$140,000 and the exchange of 11.05 acres of vacant, unimproved land owned by Reinders.

**(ITEM 4)**

**File No. 02-202  
(Journal, April 25, 2002)**

From the Director, Department of Human Services, requesting authorization for the Financial Assistance Division to enter into Professional Services Agreements for the Year 2002 with Community Vendors for Programs as specified in the report.

**(ITEM 5)**

**File No. 02-274  
(Journal, May 23, 2002)**

From the Director of Parks, requesting authorization to enter into negotiations with Bartolotta Restaurant Group for food and beverage services at the Boerner Botanical Gardens Educational and Visitor Center.

**(ITEM 6)**

**File No. 02-203  
(Journal, May 23, 2002)**

From Chancellor, University of Wisconsin-Milwaukee (UWM), requesting authorization to temporarily use two additional existing County Parks parking facilities along Lincoln Memorial Drive for UWM parking during the fall and spring semesters due to a major campus parking lot construction.

**(ITEM 7)**

**File No. 01-526(a)(a)  
(Journal, May 23, 2002)**

Report from the Chairman, Community of Promise Advisory Council, recommending that Chapter 106 of the General Ordinances of Milwaukee County be repealed and recreated to establish a Commission on Youth in Milwaukee County.

**(ITEM 8)**

**File No. 02-293  
(Journal, May 23, 2002)**

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 establish a non-resident fee for Adults at Hales Corner pool for 2002 and to use the additional revenue for operating the pool.

The question was on adoption.

**SEPARATE ACTION** was requested on Items 2, 4, and 8.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** 0 **EXCUSED** – 0

Supervisor Aldrich submitted the following Amendment No.1 to Item 2, File No. 02-211:

**DELETE** and **REPLACE** lines 35-39 of the first BE IT FURTHER RESOLVED clause as follows:

“BE IT FUTHER RESOLVED, that a 10-acre parcel of church-owned land, which is contiguous to the parcel slated for development, shall have a deed restriction places on it that sets aside a portion for the land for recreational purposed, including the installation of a playground, as well as the following provisions:

That the portion of land set aside for recreational purposed is at least 80% of the original 6.097 acres (which is the size of the original parcel deed restricted by the County);”

Thereupon, the foregoing Amendment No. 1 to Item 2 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** 0 **EXCUSED** – 0

Supervisor Jasenski asked that Item 4 be referred back to the Committee on Parks, Energy, and Environment. He later withdrew his request.

Thereupon, Item 4 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22 **NOES:** Bailey, Krug, Nyklewicz – 3 **EXCUSED** – 0

On a motion by Supervisor Aldrich, Item 8 **WAS REFERRED BACK** to the Committee on Parks, Energy, and Environment, by voice vote.

**FROM THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS, AND TRANSIT REPORTING ON 5 ITEMS**

**(ITEM 1)**

**File No. 02-280  
(Journal, May 23, 2002)**

From the Director of Public Works requesting approval to apply for and accept a grant from the National Association of County (NACO) to provide software and training for Geographic Information Systems (GIS) and another grant from Environmental Systems Research, Inc. (ESRI) for Homeland Security as it relates to GIS.

MAY 23 2002  
*Adopted*  
*250*

1 Supervisor James White, Chairperson

2  
3 From the Committee on Transportation, Public Works and Transit, reporting on:

4  
5  
6 File No. 02-280

7  
8 (Journal, May 23, 2002)

9  
10 (ITEM NO. 1) From Director of Public Works, requesting authorization to apply for  
11 and accept a grant from the National Association of Counties (NACo) to provide  
12 software and training for Geographic Information System (GIS) and another grant from  
13 Environmental Systems Research, Inc. (ESRI) for Homeland Security as it relates to GIS,  
14 by recommending adoption of the following:

15  
16 **A RESOLUTION**

17  
18 WHEREAS, the Department of Public Works currently has a Geographic  
19 Information System (GIS) Section in the Architecture, Engineering and Environmental  
20 Services Division; and

21  
22 WHEREAS, in an effort to keep the system up to date, improve efficiency and  
23 expand the user base of GIS within the Department and potentially County-wide, DPW  
24 is actively seeking grant funding to pay for program upkeep; and

25  
26 WHEREAS, the National Association of Counties (NACO)/Environmental System  
27 Research Inc. (ESRI) Technology Foundation Grant Series is offering software and  
28 training grants to county governments that wish to develop or further enhance GIS  
29 capabilities; and

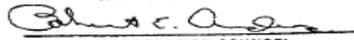
30  
31 WHEREAS, the ESRI Homeland Security Grant Series fosters and supports the  
32 integration of GIS technology in local government efforts to establish and develop the  
33 data required to support our nation's homeland security; and

34  
35 WHEREAS, the Director of Public Works has requested permission to apply for  
36 and accept funds available from these two sources for GIS upkeep; and

37  
38 WHEREAS, the Transportation, Public Works and Transit Committee at its  
39 meeting on May 8, 2002, recommended approval of the request; now, therefore,

40  
41 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize  
42 the Director of Public Works to apply for and, if awarded, accept funds available from  
43 the NACO/ESRI Technology Foundation Grant Series as well as the ESRI Homeland  
44 Security Grant Series.

APPROVED AS TO FORM

  
CORPORATION COUNSEL

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45 **FISCAL NOTE:** Adoption of this resolution will authorize the Department of  
46 Public Works to apply for 1) \$11,000 in grant funds from the  
47 NACO/ESRI Grant Series, which would be used for software, data  
48 and training components, and 2) \$43,000 from the ESRI  
49 Homeland Security Grant Series for software, data and training  
50 components. No local match is required.  
51  
52 BB:LG:dh  
53 02-280NACo

**(ITEM 2)**

**File No. 02-276  
(Journal, May 23, 2002)**

From the Director of Public Works, requesting County Board approval to accept an offer for the Wisconsin Bureau of Aeronautics to perform an "Airport Runway Marking Program" at Lawrence J. Timmerman Airport.

MAY 23 2002

Adopted

25-0

File No. 02-276

(Journal, May 23, 2002)

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5 (ITEM NO. 2) From Director of Public Works, requesting authorization to accept an offer  
6 from the Wisconsin Bureau of Aeronautics to perform Runway Marking improvements at  
7 Lawrence J. Timmerman Airport, by recommending adoption of the following:  
8

9  
10 **A RESOLUTION**

11  
12 WHEREAS, the Wisconsin Bureau of Aeronautics has initiated an "Airport Runway  
13 Marking Program" in the interest of air transportation safety; and  
14

15 WHEREAS, the Lawrence J. Timmerman Airport has been selected to participate in  
16 this program; and  
17

18 WHEREAS, under terms of the program, the Bureau will fund the cost of painting  
19 runway hold lines at Timmerman to meet the latest Federal standards; and  
20

21 WHEREAS, the Bureau will have authority to perform or contract with others to  
22 perform any services necessary to complete the project; and  
23

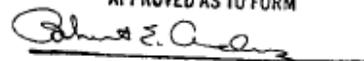
24 WHEREAS, under terms of the program, Milwaukee County will indemnify and hold  
25 harmless the state, all its officers, employees and agents from and against any suits, causes,  
26 actions, claims and expenses, including legal fees, and/or the state's attorney's fees, in  
27 connection with any bodily injury to any person or damage to property caused directly or  
28 indirectly by failure, malfunction, lack of maintenance or construction of Lawrence J.  
29 Timmerman Airport and its facilities; and  
30

31 WHEREAS, for its part, the State of Wisconsin will indemnify and hold harmless the  
32 County, and all of its officers, employees and agents from and against any suits, causes,  
33 actions, claims, costs, damages and expenses, including legal fees, and/or the county's  
34 attorney's fees in connection with any injury to any person or damage to any property  
35 causes directly or indirectly by any negligent, intentional or wrongful conduct by the State  
36 or any of its officers, employees or agents; and  
37

38 WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting  
39 on May 8, 2002, recommended approval of the offer from the state to provide runway  
40 marking improvements; now, therefore,  
41

42 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
43 Director of Public Works to accept the offer from the Wisconsin Bureau of Aeronautics to  
44 include Lawrence J. Timmerman Airport in the state's "Airport Runway Marking Program"

APPROVED AS TO FORM



CORPORATION COUNSEL

45 which will fund the cost of painting runway hold lines at Timmerman to meet the latest  
46 Federal standards at no cost to the County.

47  
48 **FISCAL NOTE:** The exact cost of the runway marking project is not available at this  
49 time. However, all costs incurred for this project will be paid by the  
50 Wisconsin Bureau of Aeronautics.

51  
52  
53 C:\Documents and Settings\Administrator\My Documents\wpresolutions\timmermanrunway.doc  
54 051302/lgrh  
55

**(ITEM 3)**

**File No. 02-278  
(Journal, May 23, 2002)**

From the Director of Public Works, recommending entering into reimbursable services agreement with the Federal Aviation Administration (FAA) for engineering services necessary to relocate FAA's Remote Transmitter/Receiver (RTR)

MAY 23 2002  
Adopted  
250

File No. 02-278

(Journal, May 23, 2002)

(ITEM NO. 3) From Director of Public Works, requesting authorization to enter into a preliminary services agreement with the Federal Aviation Administration (FAA) for engineering services necessary to relocate the Remote Transmitter/Receiver (RTR) site which is located just north of the terminal building ramp at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the development of additional gates on Concourse C will require the eventual relocation of the FAA's remote transmitter/receiver (RTR) site, which is located just north of the terminal building ramp; and

WHEREAS, to facilitate this move, it is necessary for Milwaukee County to enter into a preliminary agreement to have the FAA begin the engineering services for this relocation; and

WHEREAS, when the engineering is completed, a new site will be selected and a second agreement will be recommended for the actual RTR relocation; and

WHEREAS, the Director of Public Works has recommended approval of a services agreement with the FAA to perform the engineering work necessary to relocate the RTR; and

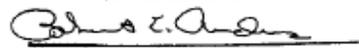
WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 8, 2002, recommended approval of the services agreement; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works to enter into a preliminary services agreement with the FAA for engineering services necessary to relocate the RTR.

**FISCAL NOTE:** Preliminary design services will cost an estimated \$12,600, which is part of the project cost of the Concourse C expansion which will be paid with passenger facility charge revenue.

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050102/lg

APPROVED AS TO FORM



CORPORATION COUNSEL

(ITEM 4)

File No. 02-277  
(Journal, July 20, 2000)

From the Director of Public Works, recommending assignment of Continental Airlines Inc. (Continental) Gate, Operations Areas, and Hydrant Fuel System, Lease to ExpressJet Airlines, Inc. (D/B/A/ Continental Express ("ExpressJet"))

MAY 23 2002  
*Adopted*  
250

File No. 02-277  
(Journal, May 23, 2002)

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(ITEM NO. 4) From Director of Public Works, recommending the assignment of the airline gate, associated operations areas, and hydrant fuel system facilities currently leased by Continental Airlines, Inc. to ExpressJet Airlines, Inc. at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on April 3, 1990, Milwaukee County and Continental Airlines, Inc. entered into Airline Lease Agreement No. AC-1006 for the lease of one gate, ramp, associated operations areas and holdroom space at General Mitchell International Airport; and

WHEREAS, on June 19, 1997, Milwaukee County and Continental entered into Hydrant Fuel Agreement No. AC-1102 for the lease of the hydrant fuel facilities associated with its leased gate; and

WHEREAS, ExpressJet for the last several years has been serving GMIA providing scheduled services for Continental; and

WHEREAS, Continental and ExpressJet have requested permission for Continental to assign its leasehold interests in the gate, ramp footage, associated operations areas and hydrant fuel system to ExpressJet; and

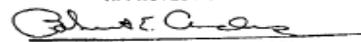
WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 8, 2002, concurred with the Airport Director's recommendation to approve the request from Continental and ExpressJet to assign Gate C-26, the associated aircraft parking ramp, associated operations areas and hydrant fuel system lease to ExpressJet; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute the appropriate documents to effectuate the following transactions effective June 1, 2002:

1. Signatory Airlines Lease Agreement-No. AC-1006 be assigned from Continental to ExpressJet.
2. Participatory Hydrant Fuel Lease Agreement No. AC-1102 be reassigned from Continental to ExpressJet.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds.

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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 5)**

**File No. 00-161  
(Journal, May 23, 2002)**

Report, refereed back, recommending that Chapter 4.05(3)(b)(2)(a) and (b) of the General Ordinances of Milwaukee County be amended to provide for authorizing issuance of temporary airport taxicab permits with a corresponding permit fee.

The question was on adoption.

**SEPARATE ACTION** was requested on Item 5.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25 **NOES:** 0 **EXCUSED** – 0

Thereupon, Item 5 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, and the Chairman – 22 **NOES:** Launstein, Zielinski –2 **EXCUSED** – Bailey –1

**FROM THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT  
REPORTING ON 7 ITEMS**

**(ITEM 1)**

**File No. 02-251  
(Journal, May 23, 2002)**

From the County Executive, appointing Father Robert Wild, President, Marquette University, to the university affiliate on the Milwaukee County Research Park Corporation's Board of Directors for a term expiring April 21, 2005. Father Wild will replace Herman Viets, PhD, Milwaukee School of Engineering, who term expired on September 30, 2001.

MAY 23 2002  
Adopted  
250

File No. 02-277  
(Journal, May 23, 2002)

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(ITEM NO. 4) From Director of Public Works, recommending the assignment of the airline gate, associated operations areas, and hydrant fuel system facilities currently leased by Continental Airlines, Inc. to ExpressJet Airlines, Inc. at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on April 3, 1990, Milwaukee County and Continental Airlines, Inc. entered into Airline Lease Agreement No. AC-1006 for the lease of one gate, ramp, associated operations areas and holdroom space at General Mitchell International Airport; and

WHEREAS, on June 19, 1997, Milwaukee County and Continental entered into Hydrant Fuel Agreement No. AC-1102 for the lease of the hydrant fuel facilities associated with its leased gate; and

WHEREAS, ExpressJet for the last several years has been serving GMIA providing scheduled services for Continental; and

WHEREAS, Continental and ExpressJet have requested permission for Continental to assign its leasehold interests in the gate, ramp footage, associated operations areas and hydrant fuel system to ExpressJet; and

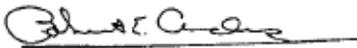
WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 8, 2002, concurred with the Airport Director's recommendation to approve the request from Continental and ExpressJet to assign Gate C-26, the associated aircraft parking ramp, associated operations areas and hydrant fuel system lease to ExpressJet; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute the appropriate documents to effectuate the following transactions effective June 1, 2002:

1. Signatory Airlines Lease Agreement-No. AC-1006 be assigned from Continental to ExpressJet.
2. Participatory Hydrant Fuel Lease Agreement No. AC-1102 be reassigned from Continental to ExpressJet.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds.

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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(ITEM 2)

File No. 02-14(a)(g)  
(Journal, May 23, 2002)

Reference file established by the County Board Chairperson, relative to offer to purchase on lands under County control with an undesignated use.

MAY 23 2002  
Adopted  
240

File No. 02-14(a)(g)  
(Journal, December 20, 2001)

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(ITEM 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 the following:

**A RESOLUTION**

WHEREAS, Milwaukee County acquired four properties located at 6045, 6065, 6073 and 6093 South Sixth Street in the City of Milwaukee on a voluntary basis pursuant to the Airport's FAR Part 150 noise compatibility study adopted by the County Board and approved by the FAA; and

WHEREAS, the four properties, totaling approximately 2.4 acres, previously contained four residential houses that were ultimately razed; and

WHEREAS, the noise compatibility study recommended that, when possible, the Airport seek commercial or industrial redevelopment opportunities for any land purchased by Milwaukee County using noise funding and not required for Airport or aviation purposes; and

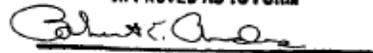
WHEREAS, in November 2001, the County Board declared these parcels surplus property in excess of Airport needs and authorized disposing of them for Airport compatible redevelopment; and

WHEREAS, currently, two of the four parcels possess a partial industrial/residential zoning and two a residential zoning, thus requiring rezoning of the four parcels for an Airport compatible use; and

WHEREAS, Lindner Logistics, LLC owns the 12 acre property adjacent to and surrounding the subject parcels where they operate a 116,000 square foot warehouse facility and trucking business; and

WHEREAS, an offer was submitted by Lindner Logistics, LLC and/or assigns to purchase the four vacant parcels to construct an additional 100,000 square feet of warehouse space for a potential tenant; and

WHEREAS, the \$121,000 offer is the appraised value of the land and is subject to an inspection contingency, rezoning the parcels, obtaining a set-back variance and receiving permits/approvals from the City of Milwaukee for their proposed use and building plans, as well as reaching a stormwater drainage plan with the County and obtaining approval of the development timeline with the potential tenant; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

45 WHEREAS, selling the four parcels to Lindner Logistics, LLC rather than marketing  
46 the parcels to the general public is reasonable for the following reasons:

- 47  
48 • the long and narrow configuration of at least two of four parcels and the limited  
49 frontage of one of the properties diminishes their development potential and  
50 marketability as individual parcels;  
51  
52 • Lindner Logistics, as an abutting landowner, is a compatible Airport use and the  
53 physical relationship between the County-owned parcels and their existing property  
54 warrants incorporating these lands under one ownership;  
55  
56 • Lindner is offering the appraised fair market value for the parcels;

57  
58 and

59  
60 WHEREAS, the Committee on Economic and Community Development, at its  
61 meeting on May 13, 2002, recommended acceptance of the offer to purchase from Lindner  
62 Logistics, LLC and/or assigns in the amount of the \$121,000; now, therefore,

63  
64 BE IT RESOLVED, that the County Board of Supervisors hereby accepts the offer  
65 from Lindner Logistics and/or assigns in the amount of \$121,000 pursuant to the conditions  
66 of their offer, and the County Executive and County Clerk are authorized to convey, by  
67 Warranty Deed, the four parcels to Lindner Logistics, LLC, and/or assigns; and

68  
69 BE IT FURTHER RESOLVED, that the County Executive and County Clerk and/or  
70 other appropriate County official(s) are authorized to execute, after Corporation Counsel  
71 approval, any and all instruments, documents, applications and forms needed to  
72 implement the intent of this resolution.

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75 **FISCAL NOTE:** According to the Real Estate Section of the Division of Economic  
76 Development, sale proceeds shall be deposited in the Airport Capital  
77 Improvement Account pursuant to FAA requirements.

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81 ED/h  
82 5/14/2002  
83 C:\Documents and Settings\Administrator\My Documents\E&CD\051302\02-14\agres.doc

**(ITEM 3)**

**File No. 02-14(a)(h)  
(Journal, May 23, 2002)**

Reference file established by the County Board Chairperson, relative to offer to purchase on lands under County control with an undesignated use.

MAY 23 2002  
Adopted  
24-0

File No. 02-14(a)(h)  
(Journal, December 20, 2001)

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(ITEM 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 the following:

**A RESOLUTION**

WHEREAS, the Real Estate Section of the Economic Development Division received an offer to purchase on a County-owned tax deed strip of land located to the north of 3530 West Layton Avenue in the City of Greenfield; and

WHEREAS, the subject parcel of land measures 1.66 feet wide by 331.17 feet deep; and

WHEREAS, the parcel has little value due to its insignificant width and therefore a nominal value of \$500 is assigned for the cost of staff and preparation of the closing documents to convey the subject parcel; and

WHEREAS, both abutting owners of the subject parcel were notified and the abutter to the south submitted the offer; and

WHEREAS, the cash offer, in the amount of \$500, is from Dan Pilon and Margaret Kartheiser and contains no contingencies; and

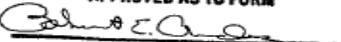
WHEREAS, they plan to assemble the subject parcel with their adjacent land; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 13, 2002, recommended acceptance of the above-described offer from Dan Pilon and Margaret Kartheiser in the amount of \$ 500; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by Quit Claim Deed the subject property located to the north of 3530 West Layton Avenue in the City of Greenfield to Dan Pilon and Margaret Kartheiser and/or assigns for the consideration of \$500, pursuant to the terms and conditions of their offer to purchase.

**FISCAL NOTE:** According to the Real Estate Section of the Division of Economic Development, sales proceeds will be deposited in the Economic Development account.

ED/ih  
5/14/2002  
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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 4)**

**File No. 02-264  
(Journal, May 23, 2002)**

From Director of Economic Development, regarding request for Land Information Services, Inc. to lease space in one of the vacant Eschweiler buildings in the County grounds Northeast Quadrant.

MAY 23 2002

Adopted  
23-1

File No. 02-264  
(Journal, May 23, 2002)

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(ITEM 4) From Director of Economic Development, regarding request from Land Information Services, Inc. to lease space in one of the vacant Eschweiler buildings in the County Grounds Northeast Quadrant, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Land Information Services, Inc., a local civil engineering and land surveying firm, has requested a short-term lease of the most westerly Eschweiler building on the County Grounds (known as S-5) for use as their offices; and

WHEREAS, this building had last been occupied by Gammex under a long-term lease, but it has been vacant for several years and it now has been granted an historic designation by the City of Wauwatosa, which may increase the remodeling costs for a new tenant; and

WHEREAS, the short-term use of the building proposed by Land Information Services, Inc. is consistent with the long-range plan for this site that was previously adopted by the County Board, which seeks preservation of the building if economically feasible; and

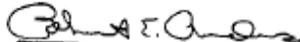
WHEREAS, the Committee on Economic and Community Development reviewed this request at its meeting on May 13, 2002 and, by a vote of 6-1, recommended that a lease be negotiated with Land Information Services, Inc. under the conditions included in this resolution; now, therefore,

BE IT RESOLVED, that the Director of Economic Development and the Director of Public Works, or their designees, along with County Board staff, are hereby authorized and directed to negotiate a short-term lease of the most westerly Eschweiler building located on the County Grounds (known as S-5) with Land Information Services, Inc. for use as their offices with the following conditions:

- The rental rate shall not be less than the direct operating costs, including utilities, for the space leased.
- All capital improvement costs shall be paid by tenant.
- A short term that is sufficient to amortize the capital investment, but that shall not contain an option to buy. The tenant is not prevented from submitting an offer to purchase if the County seeks proposals for the building's long-term use.
- Tenant shall be responsible for receiving all approvals to occupy the building.
- Other conditions normally required in County leases.

; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

45  
46           BE IT FURTHER RESOLVED, that the results of the negotiations shall be reported to  
47 the Economic and Community Development Committee for its review and  
48 recommendation to the County Board.

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51 **FISCAL NOTE:** Adoption of this resolution will not require an appropriation of funds.  
52                                   However, an expenditure of staff time will be required.

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57           CEB/ah  
58           5/15/2002  
59           C:\Documents and Settings\Administrator\My Documents\E&CD\051302\02-264res.doc

**(ITEM 5)**

**File No. 02-259  
(Journal, May 23, 2002)**

From Director of housing and Community Development, requesting authorization to submit an application to the US Department of Housing and Urban Development to renew the Shelter Plus Care grant for tenant-based rental assistance.

MAY 23 2002  
Adopted  
24-0

File No. 02-259  
(Journal, May 23, 2002)

3 (ITEM 5) From Director of Housing and Community Development, requesting  
4 authorization to submit an application to the U.S. Department of Housing and Urban  
5 Development to renew the Shelter Plus Care grant for tenant based rental assistance, by  
6 recommending adoption of the following:

7 **A RESOLUTION**

8 WHEREAS, the U.S. Department of Housing and Urban Development has made  
9 addressing homelessness its number one priority and has made funding available to  
10 support locally developed Continuum of Care systems designed to meet the multi-faceted  
11 needs of homeless persons; and

12 WHEREAS, in 1997, the Housing and Community Development Division submitted  
13 and received a five-year grant in the amount of \$828,360 for tenant based rental assistance  
14 under the Shelter Plus Care Program; and

15 WHEREAS, the Shelter Plus Care Program links rental assistance with supportive  
16 services for homeless disabled persons and families with special consideration given to  
17 homeless persons who have serious mental illness, have chronic problems with alcohol  
18 and/or drugs, and/or have AIDS and related diseases; and

19 WHEREAS, the Housing and Community Development Division has partnered with  
20 Milwaukee AIDS Resource Center and Guest House to provide the rental subsidy and  
21 required supportive services to approximately 52 formerly homeless persons and families  
22 over the past five years; and

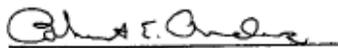
23 WHEREAS, the Shelter Plus Care grant is eligible under the 2003 Continuum of  
24 Care competition for a one-year renewal in the estimated amount of \$230,000; and

25 WHEREAS, grant renewal applications are due June 21, 2002; now, therefore,

26 BE IT RESOLVED, that the Director of the Housing and Community Development  
27 Division is hereby authorized and directed to submit an application to the U.S. Department  
28 of Housing and Urban Development to renew the Shelter Plus Care grant for tenant based  
29 rental assistance; and

30 BE IT FURTHER RESOLVED, that the Housing and Community Development  
31 Division is hereby authorized to accept the award of grant funding obtained from the  
32 application and to enter into the necessary agreements and contracts to carry out the  
33 program.

APPROVED AS TO FORM

  
CORPORATION COUNSEL

34 **FISCAL NOTE:** Approval of this resolution will not require an expenditure of tax levy.  
35 Matching supportive services required under the grant have been  
36 pledged by community-based organizations. This fiscal note was  
37 prepared by the Division of Housing and Community Development.

38 H&CD/h  
39 5/14/2002  
40 C:\Documents and Settings\Administrator\My Documents\E&CD\051302\02-259res.doc

**(ITEM 6)**

**File No. 02-260  
(Journal, May 23, 2002)**

From Director of Housing and Community Development, requesting authorization to transfer up to 50% of an annual allocation of HOME funds within the HOME activities adopted by the County Board to more efficiently administer the HOME program.

MAY 23 2002

Adopted  
240

File No. 02-260  
(Journal, May 23, 2002)

3 (ITEM 6) From Director of Housing and Community Development, requesting  
4 authorization to transfer up to 50% of an annual allocation of HOME funds within the  
5 HOME activities adopted by the County Board to more efficiently administer the HOME  
6 Program, by recommending adoption of the following:

7 **A RESOLUTION**

8 WHEREAS, Milwaukee County, with the Cities of Wauwatosa and West Allis,  
9 participates in a Consortium to receive allocations of Federal HOME Investments  
10 Partnerships Program funds that provide about \$1.2 million annually for affordable housing  
11 production activities; and

12 WHEREAS, complying with Action Plan submission deadlines requires the County  
13 to allocate HOME funds to activities based upon estimated funding that usually does not  
14 equal a final grant award, which in turn requires further action to adjust funding amounts;  
15 and

16 WHEREAS, fluctuating market demand, varying municipal resources, and shifting  
17 staff assets have at times forced a cessation of a HOME activity, while another HOME  
18 activity may have surplus funds that could have been used to continue other activities;  
19 now, therefore,

20 BE IT RESOLVED, that the Director of Administration is hereby authorized to  
21 transfer up to 50% of an annual allocation of HOME funds within HOME activities adopted  
22 by the Board of Supervisors, in order to more efficiently administer the HOME Program..

23 **FISCAL NOTE:** Adoption of this resolution would not have a fiscal impact upon an  
24 annual allocation of funds received by the County. Activities  
25 supported by an annual allocation may be reduced or augmented, but  
26 no new activities would be implemented. This fiscal note was  
27 prepared by the Division of Housing and Community Development.  
28  
29  
30  
31

32 H&CD/ih  
33 5/14/2002  
34 C:\Documents and Settings\Administrator\My Documents\E&CD\051302\02-260res.doc

APPROVED AS TO FORM

  
CORPORATION COUNSEL

(ITEM 7)

File No. 02-261  
(Journal, May 23, 2002)

From Director of Housing and Community Development, requesting that the County Executive be authorized to execute a Mutual Cooperation Agreement, on behalf of Milwaukee County, for Federal Fiscal Years 2003-2005 to enable the County's continued Participation in the Federal HOME Investment Partnerships Programs.

MAY 23 2002

*Adopted*  
*240*

File No. 02-261  
(Journal, May 23, 2002)

3 (ITEM 7) From Director of Housing and Community Development, requesting that the  
4 County Executive be authorized to execute a Mutual Cooperation Agreement, on behalf of  
5 Milwaukee County, for Federal Fiscal Years 2003-2005 to enable the County's continued  
6 participation in the Federal HOME Investments Partnerships Program, by recommending  
7 adoption of the following:

8 **A RESOLUTION**

9 WHEREAS, Milwaukee County, along with the Cities of Wauwatosa and West Allis,  
10 has participated in the federal HOME Investments Partnerships Program since 1992; and

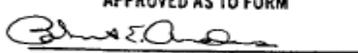
11 WHEREAS, during this time, the HOME Program has brought more than \$10.6  
12 million to the Consortium to provide housing that is affordable to low and moderate  
13 income households; and

14 WHEREAS, to continue participation in the Consortium for 2003-2005, the chief  
15 executive officers of the three participating communities must sign a Mutual Cooperation  
16 Agreement which describes a framework within which the HOME Program will operate,  
17 and submit the Agreement to the U.S. Department of Housing and Urban Development by  
18 the June 30, 2002 deadline; now, therefore,

19 BE IT RESOLVED, that the County Executive is hereby authorized to execute the  
20 Mutual Cooperation Agreement for Federal Fiscal Years 2003-2005 in order to provide for  
21 the County's continued participation in the federal HOME Investments Partnerships  
22 Program.

23 **FISCAL NOTE:** According to the Division of Housing and Community Development,  
24 participation in the HOME Program will bring about \$1.2 million in  
25 federal funds annually to the Consortium.

26 H&CD/h  
27 5/14/2002  
28 C:\Documents and Settings\Administrator\My Documents\E&CD\051302\02-261res.doc

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

The question was on adoption.

SEPARATE ACTION was requested on Item 4.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24 **NOES:** 0  
**EXCUSED** – Bailey –1

Thereupon, Item 4 **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, , Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23 **NOES:** Launstein –1  
**EXCUSED** – Bailey –1

**FROM THE COMMITTEE ON INTERGOVERNMENT RELATIONS REPORTING ON  
2 ITEMS**

**(ITEM 1)**

**File No. 02-220  
(Journal, April 25, 2002)**

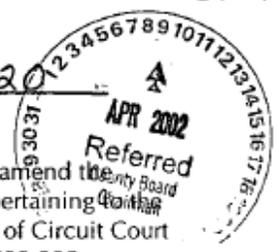
Resolution by Supervisors Krug, Quindel, and Diliberti, urging the Governor and Wisconsin Legislature to amend the Wisconsin States and/or the Wisconsin Constitution pertaining to the elected offices of County Clerk, Treasurer, Sheriff, Clerk of Circuit Court and Register of Deeds in counties with a population of 500,000 or more.

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By Supervisors Krug and Quindel, *Deliberti*

FILE NO. 02-220



**A RESOLUTION**

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

WHEREAS, Section 59.20 of the Wisconsin Statutes requires that all counties have an elected County Clerk, Treasurer, Sheriff, Clerk of Circuit Court and Register of Deeds; and

WHEREAS, Section 59.20(2) of the Wisconsin Statutes provides that in counties with a population of 500,000 or more no county Coroner or Surveyor may be elected; and

WHEREAS, in restructuring Milwaukee County government, the citizens of Milwaukee County may desire to reconsider the need for an elected County Clerk, Treasurer, Sheriff, Clerk of Circuit Court and Register of Deeds and the merits of reassigning the duties of these offices; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the Governor and the Wisconsin Legislature to modify the Wisconsin Statutes and/or the Wisconsin Constitution so that Milwaukee County would have the option to abolish the elected offices of County Clerk, Treasurer, Sheriff, Clerk of Circuit Court and Register of Deeds and to reassign the duties of these offices; 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.

**FISCAL NOTE:** Adoption of this resolution would result in no tax levy impact for Milwaukee County, though an expenditure of staff time by the Intergovernmental Relations Division would be required.

GEB/RH/h  
4/9/2002  
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**(ITEM 2)**

**File No. 01-466  
(Journal, May 23, 2002)**

Resolution by Supervisors Diliberti, Coggs-Jones, Quindel, and others, expressing the support of the Milwaukee County Board of Supervisors for a new program similar to the Federal amnesty program enacted by Congress in 1986 to allow undocumented working immigrants to obtain legal residency in the United States.

The question was on adoption.

**SEPARATE ACTION** was requested on Item 1.

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

**AYES:** Arciszewski, Bailey , Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 21 **NOES:** Launstein, Lutzka –2 **EXCUSED:** Aldrich, Mayo –2

Supervisor Launstein and Coggs-Jones moved to **REFER Item 1 BACK TO COMMITTEE ON INTERGOVERNMENTAL RELATIONS AND TO THE SELECT COMMITTEE ON COUNTY GOVERNMENT.**

Thereupon, Item 1 **WAS REFERRED TO** by the following vote:

**AYES:** Arciszewski, Bailey , Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 19 **NOES:** Davis, Krug, White, Zielinski –4 **EXCUSED:** Aldrich – 1

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**TRANSIT CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System Claims. There being no objection, the rules **WERE SUSPENDED.**

On a motion by Supervisor White, **the foregoing Transit Claims WERE DISALLOWED** by a voice vote.

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**COUNTY BOARD CITATIONS**

**SEPARATE ACTION** was requested for PrideFest.

May 23, 2002

Thereupon, the remainder of the citations **WERE APPROVED** by a voice vote.

Thereupon, the Citation for PrideFest **WAS APPROVED** by the following voice vote:

**AYES:** Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 20 **NOES:** Borkowski, Nyklewicz, and Ryan –3 **EXCUSED:** Aldrich, Mayo –2

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### **ADJOURNMENT**

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 12:51pm to Thursday, June 20, 2002, at 9:30am, by a voice vote.

**Prepared By  
The Milwaukee County Clerk's Office**



# OFFICIAL PROCEEDINGS - 2002

**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 |                                  |
|----------|----------------------------------|
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>PENNY PODELL</b>              |
| 4th      | <b>SHEILA AL ALDRICH</b>         |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>JIM McGUIGAN</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>DAVID JASENSKI</b>            |
| 16th     | <b>LYNNE DE BRUIN.</b>           |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>LeANN M. LAUNSTEIN</b>        |
| 20th     | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st     | <b>KAREN M. ORDINANS</b>         |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>KATHLEEN J. ARCISZEWSKI</b>   |
| 24th     | <b>LINDA RYAN</b>                |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**MEETING THURSDAY, JUNE 20, 2002**

**Milwaukee, Wisconsin, Thursday, June 20, 2002, 9:37 a.m.**

Supervisor Ordinans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue McDonald, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **ABSENT:** 0. **EXCUSED** – 0.

**INVOCATION**

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

**APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

None.

**UNFINISHED BUSINESS**

None.

**PRESENTATION OF COMMUNICATIONS**

The County Board Chairman **PLACED ON FILE/REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE(S) OF THE COUNTY BOARD:**

**PRESENTATION OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES**

**From the Committee on Finance and Audit, Reporting 12 Items**

**(Item 1)**

**File No. 02-246(a)(a)  
(Journal, June 20, 2002)**

From Acting Director, UW-Extension, requesting a transfer of \$60,583 from the Appropriation for Contingencies to appropriate account in order to pay for UW-Extension occupancy costs for the remainder of 2002.

June 20, 2002

**(Item 2)**

**File No. 02-1  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 3)**

**File No. 02-1  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 4)**

**File No. 02-328  
(Journal, June 20, 2002)**

From the County Executive, appointing Linda J. Seemeyer to the position of Director of the Department of Administration.

**(Item 5)**

**File No. 02-330  
(Journal, June 20, 2002)**

From Fiscal and Budget Administrator and Controller, submitting the 2001 Report of Departmental Surpluses and Deficits.

**(Item 6)**

**File No. 02-339  
(Journal, June 20, 2002)**

From Parks, Recreation and Culture Budget Reduction Work Group, submitting its report/recommendations.

**A RESOLUTION**

WHEREAS, in March 2002, the County Board Chairman formed five Budget Reduction Work Groups to review the five major functional areas of County Government and recommend tax levy reductions in those areas; and

WHEREAS, the rationale for this effort was the threat of significant cuts in State Shared Revenue as well as several projected 2002 departmental deficits and an extremely difficult 2003 budget scenario; and

WHEREAS, the Parks, Recreation and Culture Budget Reduction Work Group met periodically from March through May of 2002 and submitted a report to the County Board of Supervisors on May 14, 2002, which was then referred to the Committees on Parks, Energy and Environment and Finance and Audit; and

WHEREAS, the report contained a list of specific proposed expenditure and revenue “freezes” in the 2002 budgets of several departments within the Parks, Recreation and Culture

functional area as well as several potential future budget reduction strategies for 2003 and beyond; and

WHEREAS, the expenditure and revenue “freezes” recommended by the Work Group totaled \$590,476 and were delineated as follows:

|  |                         |
|--|-------------------------|
| • Parks Department repair and related accounts       | \$ 36,976               |
| • Parks Department utility accounts                  | \$100,000               |
| • Parks Department purchase card purchase reductions | \$ 43,500               |
| • Parks Department O’Donnell Park parking revenue    | \$170,000               |
| • Zoo Contractual Services accounts                  | \$ 40,000               |
| • Zoo simulator ride revenue                         | \$ 50,000               |
| • Zoo general revenue                                | \$100,000               |
| • War Memorial Center parking revenue                | <u>\$ 50,000</u>        |
| <b>TOTAL</b>   | <b><u>\$590,476</u></b> |

; and

WHEREAS, at its meeting on June 11, 2002, the Committee on Parks, Energy and Environment considered the Work Group report and by virtue of a 3 to 3 tie vote issued no recommendation as to its disposition to the Committee on Finance and Audit; and

WHEREAS, at its meeting on June 13, 2002, the Committee on Finance and Audit recommended by a vote of 7 to 0 that the list of 2002 expenditure and revenue “freezes” recommended by the Work Group be implemented immediately, and that the other recommendations contained in the report be laid over until the July County Board meeting cycle; now, therefore,

BE IT RESOLVED, that previously budgeted 2002 expenditures in the following departmental accounts in the following amounts shall not occur unless specifically authorized at a future date by the County Board of Supervisors:

|  |                  |
|--|------------------|
| • Parks Department repair and related accounts       | \$ 36,976        |
| • Parks Department utility accounts                  | \$100,000        |
| • Parks Department purchase card purchase reductions | \$ 43,500        |
| • Zoo Contractual Services accounts                  | \$ 40,000        |
| <b>TOTAL</b>   | <b>\$220,476</b> |

; a

BE IT FURTHER RESOLVED, that revenues contained in 2002 departmental budgets in the following amounts shall not be transferred or expended unless specifically authorized at a future date by the County Board of Supervisors:

|   |           |
|---|-----------|
| • Parks Department O’Donnell Park parking revenue | \$170,000 |
| • Zoo simulator ride revenue                      | \$ 50,000 |

June 20, 2002

- Zoo general revenue \$100,000
- War Memorial Center parking revenue\$ 50,000

**TOTAL \$370,000**

**(Item 7) File No. 02-306  
(Journal, June 20, 2002)**

From Fiscal and Budget Administrator, regarding positions vacant one year or more as of February 16, 2002.

File No. 02-306  
(Journal, June 20, 2002)

(ITEM 7) From Fiscal and Budget Administrator, regarding positions vacant one year or more as of February 16, 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, County Board Resolution File No. 74-534 directs the Department of Administration (DoA) to review, on a semi-annual basis, all positions vacant for one year or more to determine the continued need for these positions; and

WHEREAS, the semi-annual requirement is met with a review which was initiated in February and a second review which occurs in the budget review process; and

WHEREAS, the Department of Administration report, dated May 21, 2002, reviewed 305 positions in the various County departments vacant one year or longer; and

WHEREAS, the DoA report recommended 79 positions be abolished immediately with concurrence by department administrators; and

WHEREAS, the Finance and Audit Committee reviewed and approved (Vote 6-1) the Department of Administration recommendation; now, therefore,

BE IT RESOLVED, that the following positions are abolished:

| <u>Department</u>   | <u>Title Code</u> | <u>Position Number</u> | <u>Position Title</u> | <u>Pay Range</u> | <u>Date Vacant</u> |
|---|-------------------|------------------------|-----------------------|------------------|--------------------|
| <b><u>1018 County Executive-Office for Persons with Disabilities (1 Position)</u></b> |                   |                        |                       |                  |                    |
| 1018  | 84520             | 2                      | ADM SEC-C.I.H.I.      | 16M              | 8/18/1994          |
| <b><u>1140 Department of Human Resources (2 Positions)</u></b>                        |                   |                        |                       |                  |                    |
| 1145  | 05500             | 8                      | HUMAN RES ANALYST 2   | 22M              | 6/7/1999           |
| 1145  | 05500             | 11                     | HUMAN RES ANALYST 2   | 22M              | 1/25/1999          |

**2000 Combined Court Related Operations (7 Positions)**

|      |       |    |                         |     |           |
|------|-------|----|-------------------------|-----|-----------|
| 2837 | 01640 | 10 | COURT REPORTER-STATE    | 51C | 2/2/2001  |
| 2803 | 09530 | 9  | VICT ADVOCATE DOMVIOLEN | 16  | 5/14/2000 |
| 2803 | 09530 | 10 | VICT ADVOCATE DOMVIOLEN | 16  | 1/1/2001  |
| 2803 | 09530 | 11 | VICT ADVOCATE DOMVIOLEN | 16  | 1/1/2001  |
| 2803 | 09530 | 12 | VICT ADVOCATE DOMVIOLEN | 16  | 1/1/2001  |
| 2803 | 09530 | 13 | VICT ADVOCATE DOMVIOLEN | 16  | 1/1/2001  |
| 2803 | 10000 | 2  | ADM ASST 1-GENERAL      | 13  | 2/4/2001  |

**4500 District Attorney (1 Position)**

|      |       |    |                         |     |           |
|------|-------|----|-------------------------|-----|-----------|
| 4500 | 84170 | 31 | VICTIM/WITNESS ADVOCATE | 16A | 7/31/2000 |
|------|-------|----|-------------------------|-----|-----------|

**6300 Mental Health Division (56 Positions)**

|      |       |     |                          |      |            |
|------|-------|-----|--------------------------|------|------------|
| 6373 | 00067 | 2   | SECRETARIAL ASST NR      | 04PM | 9/5/2000   |
| 6404 | 00350 | 20  | CLERK 2 DATA ENTRY       | 05   | 9/17/2000  |
| 6409 | 01880 | 7   | MENT HEALTH CLINIC CLK   | 07   | 8/27/1999  |
| 6547 | 02000 | 16  | UNIT CLERK               | 06   | 10/19/1999 |
| 6547 | 02000 | 29  | UNIT CLERK               | 06   | 4/19/1999  |
| 6547 | 02000 | 33  | UNIT CLERK               | 06   | 5/2/1999   |
| 6547 | 02000 | 37  | UNIT CLERK               | 06   | 5/15/2000  |
| 6555 | 02050 | 1   | ADMISSIONS REPRES I/C    | 10   | 5/24/1999  |
| 6553 | 04020 | 1   | ACCOUNT CLERK 2 I/C      | 12   | 8/23/1999  |
| 6547 | 06500 | 1   | STORES CLERK             | 10   | 5/28/1996  |
| 6535 | 13100 | 34  | CUSTODIAL WRKR 1         | 03   | 12/13/1999 |
| 6547 | 13100 | 62  | CUSTODIAL WRKR 1         | 03   | 11/16/1998 |
| 6547 | 43840 | 3   | NURSING ASST 1 MH        | 05D  | 9/3/1998   |
| 6547 | 43840 | 36  | NURSING ASST 1 MH        | 05D  | 8/23/1998  |
| 6547 | 43840 | 97  | NURSING ASST 1 MH        | 05D  | 3/1/2000   |
| 6547 | 43840 | 112 | NURSING ASST 1 MH        | 05D  | 2/12/2001  |
| 6547 | 43840 | 127 | NURSING ASST 1 MH        | 05D  | 8/27/1999  |
| 6547 | 43840 | 219 | NURSING ASST 1 MH        | 05D  | 8/23/1998  |
| 6363 | 43894 | 40  | PSYCH LPN (MHC)          | 16L  | 2/19/1999  |
| 6404 | 44170 | 4   | MH ASST COMMUNITY SUPP   | 05A  | 10/10/2000 |
| 6409 | 44180 | 1   | MH ASST                  | 05A  | 9/1/1999   |
| 6406 | 44180 | 2   | MH ASST                  | 05A  | 2/12/2001  |
| 6409 | 44180 | 6   | MH ASST                  | 05A  | 8/30/1999  |
| 6547 | 44220 | 1   | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/2/1997   |
| 6547 | 44220 | 2   | PSYCH CAREWKR 1-MHC (HR) | 05   | 9/11/1997  |
| 6547 | 44220 | 3   | PSYCH CAREWKR 1-MHC (HR) | 05   | 12/23/1996 |
| 6547 | 44220 | 4   | PSYCH CAREWKR 1-MHC (HR) | 05   | 8/5/1996   |
| 6547 | 44220 | 5   | PSYCH CAREWKR 1-MHC (HR) | 05   | 9/1/1997   |
| 6547 | 44220 | 6   | PSYCH CAREWKR 1-MHC (HR) | 05   | 7/2/1996   |
| 6547 | 44220 | 7   | PSYCH CAREWKR 1-MHC (HR) | 05   | 3/10/1997  |
| 6547 | 44220 | 8   | PSYCH CAREWKR 1-MHC (HR) | 05   | 5/18/1997  |
| 6547 | 44220 | 9   | PSYCH CAREWKR 1-MHC (HR) | 05   | 11/18/1996 |
| 6547 | 44220 | 10  | PSYCH CAREWKR 1-MHC (HR) | 05   | 10/19/1997 |
| 6547 | 44220 | 11  | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/15/1997  |
| 6547 | 44220 | 12  | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/1/1995   |
| 6547 | 44220 | 13  | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/1/1995   |
| 6547 | 44220 | 14  | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/1/1995   |

|      |       |    |                          |      |            |
|------|-------|----|--------------------------|------|------------|
| 6547 | 44220 | 15 | PSYCH CAREWKR 1-MHC (HR) | 05   | 1/15/1997  |
| 6547 | 44540 | 18 | RN 2-MH                  | 18N  | 6/11/1999  |
| 6547 | 44540 | 94 | RN 2-MH                  | 18N  | 8/1/1999   |
| 6515 | 52500 | 1  | PHARMACIST 1             | 23P  | 4/6/2000   |
| 6515 | 52500 | 4  | PHARMACIST 1             | 23P  | 9/3/1999   |
| 6364 | 53550 | 4  | OCC THERAPY SUPV 2       | 28M  | 2/13/2001  |
| 6364 | 53930 | 1  | MUSIC THERAPIST 2        | 22M  | 2/5/2001   |
| 6383 | 54450 | 2  | RECREATNL THERAPIST 2    | 14   | 5/3/1999   |
| 6413 | 54450 | 4  | RECREATNL THERAPIST 2    | 14   | 10/2/2000  |
| 6364 | 54450 | 7  | RECREATNL THERAPIST 2    | 14   | 2/13/2001  |
| 6364 | 56900 | 45 | PSYCH SOCIAL WORKER      | 24   | 12/8/1999  |
| 6547 | 56900 | 58 | PSYCH SOCIAL WORKER      | 24   | 7/26/1999  |
| 6474 | 56900 | 68 | PSYCH SOCIAL WORKER      | 24   | 8/2/1999   |
| 6547 | 56910 | 3  | SOCIAL WORKER-MH         | 24   | 2/26/1999  |
| 6383 | 56920 | 2  | PSYCH SOCIAL WKR-AODA    | 24   | 12/24/1999 |
| 6364 | 56950 | 2  | PSYCH SOC SERV SUPV      | 28M  | 6/19/2000  |
| 6547 | 57020 | 10 | CLINIC PSYCHLGST 3       | 31M  | 12/12/1999 |
| 6452 | 79670 | 1  | DIR FISCAL SERVS-MHC     | 916E | 11/4/1999  |
| 6363 | 89120 | 2  | ASST HOSP ADMNTR 2-MHC   | 917E | 5/24/1999  |

**7900 DEPARTMENT ON AGING (3 POSITIONS)**

|      |       |   |                         |     |           |
|------|-------|---|-------------------------|-----|-----------|
| 7965 | 55370 | 1 | SERV SUPP SPEC B/L SPAN | 09  | 7/26/1998 |
| 7965 | 55440 | 9 | SERVICE SUPP SPEC       | 09  | 5/2/2000  |
| 7981 | 57320 | 5 | CONTRACT SPECIALIST     | 25M | 8/8/1999  |

**8000 DEPARTMENT OF HUMAN SERVICES (9 POSITIONS)**

|      |       |     |                         |      |            |
|------|-------|-----|-------------------------|------|------------|
| 8414 | 03950 | 1   | ACCOUNT CLERK 1 I/C     | 10   | 6/25/1999  |
| 8471 | 04030 | 2   | ACCOUNT CLERK 2 B/L SPA | 11   | 1/1/2001   |
| 8435 | 55530 | 1   | LEARNFARE SPECIALIST    | 13   | 1/24/2000  |
| 8435 | 55530 | 2   | LEARNFARE SPECIALIST    | 13   | 6/16/1999  |
| 8435 | 56250 | 8   | ECON SUPP SPEC 2        | 13   | 3/5/2000   |
| 8435 | 56250 | 9   | ECON SUPP SPEC 2        | 13   | 3/5/2000   |
| 8435 | 56250 | 11  | ECON SUPP SPEC 2        | 13   | 6/26/2000  |
| 8322 | 56300 | 439 | HUMAN SERV WKR          | 16C  | 1/1/1999   |
| 8942 | 79000 | 1   | BUREAU MGR-DELINQCRTSVC | 915E | 12/31/1997 |

**(Item 8)**

**File No. 02-327  
(Journal, June 20, 2002)**

From Director of Audits, submitting an Audit Review of Wauwatosa School District's Reimbursement of Operating Costs of Milwaukee County Department of Human Services (MCDHS) Schools for the 2000-2001 School Year.

**(Item 9)**

**File No. 02-329  
(Journal, June 20, 2002)**

From Controller and Director of Audits, submitting an annual report on the status of Froedtert Memorial Lutheran Hospital lease payments to Milwaukee County.

**(Item 10)**

**File No. 02-304  
(Journal, June 20, 2002)**

From the Sheriff, requesting the abolishment of 12 Medical Record positions in the Milwaukee County Criminal Justice Facility, effective July 1, 2002.

**(Item 11)**

**File No. 02-135  
(Journal, February 21, 2002)**

From the Director of Audits, submitting a Compliance Review of Milwaukee Metropolitan Drug Enforcement Group (MMDEDG).

**(Item 12)**

**File No. 02-340  
(Journal, June 20, 2002)**

From the Treasurer, requesting approval of a contract with Dana Investment Advisors.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1, 3 (Sec. 2) and 7.**

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

Supervisor DeBruin asked that **Item 1** be referred back to the Committee of Finance and Audit.

On a motion by Supervisor Launstein, **Item 1 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, the motion to refer **Item 1 PREVAILED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 18. **NOES:** Bailey, Davis, Diliberti, Lutzka, Mayo, Quindel, and White – 7. **EXCUSED:** 0.

Supervisor Launstein moved that Item 3 (Sec. 2) be referred back to the Committee on Finance Audit and to the Committee on Parks, Energy and Environment and Transportation, Public Works and Transit.

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

**AYES:** Launstein – 1. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **EXCUSED:** 0.

Thereupon, Item 3 (Sec. 2) **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** Launstein – 1. **EXCUSED:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

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### **From the Committee on Health and Human Needs, Reporting 7 Items.**

**(Item 1)** **File No. 02-308**  
**(Journal, June 20, 2002)**

From Director, Veterans Service Office, requesting retroactive authorization to apply for and to accept a Homeless Veterans Reintegration Grant (HVRP) of \$250,000 from the U.S. Department of Labor for the period July 1, 2002 to June 30, 2003.

**(Item 2)** **File No. 02-334**  
**(Journal, June 20, 2002)**

From the Clerk of Circuit Court is requesting authorization to accept funding from the Helen Bader Foundation in the amount of \$50,000 to build a courtroom at the Children's Court Center for the sole purpose of completing termination of parental rights and adoption cases.

**(Item 3)** **File No. 02-68(a)(b)**  
**(Journal, June 20, 2002)**

From Director, Office for Persons with Disabilities, requesting authorization to increase the contract from \$160,388 to \$223,654 (an increase of \$63,266) with Kindcare, Inc. for Summer Camp programming at the two Wil-O-Way facilities.

**(Item 4)** **File No. 02-34(a)(f)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

**(Item 5)**

**File No. 02-333  
(Journal, June 20, 2002)**

From the Acting Director, Department of Human Services, DHS, requesting authorization to submit a Shelter Plus Care Grant Proposal in the amount of \$1,869,936.00 to the Department of Housing and Urban Development (HUD).

**(Item 6)**

**File No. 02-341  
(Journal, June 20, 2002)**

From the Acting Director, Department of Human Services, DHS, requesting authorization to increase the CY 2002 Behavioral Health Division Budget by \$500,000.00 to reflect the award of a Substance Abuse and Mental Health Services Administration (SAMHSA) Center for Substance Abuse Treatment Services Grant Award.

**(Item 7)**

**File No. 02-320  
(Journal, June 20, 2002)**

Resolution by Supervisors Weishan, Diliberti, Ryan and others, endorsing realignment of the County's health and human needs function per a recommendation issued by the Department of Audit, and authorizing and directing the Department of Human Services, Department of Administration, Department 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 January 1, 2003.

The question was on adoption.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

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**From the Committee on Judiciary, Safety and General Services, Reporting 5 Items.**

**(Item 1)**

**File No. 02-309  
(Journal, June 20, 2002)**

From Criminal Justice Program Manager, House of Correction, requesting approval to amend a professional service contract with Wisconsin Correctional Service in order to expand the scope of services and increase expenditures by not more than \$42,000.

**(Item 2)**

**File No. 02-310  
(Journal, June 20, 2002)**

From Criminal Justice Program Manager, House of Correction, requesting approval to amend a professional service with the Benedict Center contract for library services from \$27,000 to \$35,000.

**(Item 3)**

**File No. 02-302  
(Journal, June 20, 2002)**

**File No. 02-162  
(Journal, March 21, 2002)**

From Bill Scarborough, submitting a claim for damages allegedly sustained to his automobile which was struck by a Milwaukee County-owned vehicle; and from Badger Mutual Insurance Company, submitting a claim under their subrogation rights of their insured, Billy R. Scarborough, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle.

**(Item 4)**

**File No. 00-500  
(Journal, September 28, 2000)**

From Attorneys Margolis & Cassidy, submitting a claim in behalf of Aubrey Hubanks for injuries and damages allegedly sustained as a result of an accident occurring on August 25, 1997 involving a Milwaukee County-owned vehicle.

File No. 00-500  
(Journal, September 28, 2000)

(ITEM NO. 4) From Attorneys Margolis & Cassidy, submitting a claim in behalf of Aubrey Hubanks for injuries and damages allegedly sustained as a result of an accident occurring on August 25, 1997 involving a Milwaukee County-owned vehicle, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Aubrey Hubanks' claims were tried to a jury before Milwaukee County Circuit Judge Michael Sullivan on April 22, 23, 2002. There was no essential dispute about liability. The Milwaukee County driver rear-ended the Hubanks' vehicle while it was stopped in traffic on August 25, 1997. Aubrey Hubanks complained of suffering low back pain, neck pain and right shoulder pain in the August, 1997 accident. He was severely injured in those same places in a 1993 accident. Aubrey Hubanks claims that his low back pain continued for seven to nine months, and his neck and right shoulder pains lasted ten months each following the motor vehicle accident; and,

WHEREAS, the jury returned a verdict, awarding plaintiff Aubrey Hubanks:

|                        |            |
|------------------------|------------|
| Medical Expense        | \$2,500.00 |
| Property damage to car | 2,407.26   |

June 20, 2002

|   |                   |                   |
|---|-------------------|-------------------|
| Pain, Suffering and Disability                        |                   | <u>1,500.00</u>   |
| <b>SUB-TOTAL</b>                                      | <b>\$6,407.26</b> |                   |
| In addition, plaintiff Aubrey Hubanks is entitled to: |                   |                   |
| Taxable Court Costs                                   |                   | <u>2,408.69</u>   |
| <b>TOTAL</b>  |                   | <b>\$8,816.95</b> |

;and

WHEREAS, Corporation Counsel recommends that this favorable verdict not be appealed, but that the Milwaukee County Board approve the payment of the jury award to Aubrey Hubanks, including ancillary subrogation claims, in return for the dismissal of the pending lawsuit and in satisfaction of the jury award; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of June 6, 2002, approved the recommendation of Corporation Counsel (Vote 5-0); now, therefore

BE IT RESOLVED, that Milwaukee County pay Aubrey Hubanks the sum of \$8,816.95 in satisfaction of the claims of Aubrey Hubanks, including ancillary subrogation claims, in return for a dismissal of the pending lawsuit.

**(Item 5)**

**File No. 00-54(a)(f)  
(Journal, June 20, 2002)**

From Corporation Counsel, requesting authority 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.

File No. 00-54(a)(f)  
(Journal, June 20, 2002)

(ITEM NO. 5) From Corporation Counsel requesting authority 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, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the County Board has previously approved resolutions authorizing and directing the Corporation Counsel to enter into and also to amend the County's contract with the law firm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C., to increase the not-to-exceed cap on attorney's fees in the West Allis storm water lawsuit; and

WHEREAS, outside counsel has been extremely successful in negotiating a comprehensive storm water agreement with the City of Wauwatosa and has also assisted on storm water agreements with the Cities of Franklin, South Milwaukee, Cudahy and Oak Creek; and

WHEREAS, Corporation Counsel reports that Milwaukee County and the City of West Allis have nearly reached a resolution of all issues involved in the litigation with the conclusion of the litigation necessitating the appropriation of further fees; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on June 6, 2002, recommended approval of the recommendation from Corporation Counsel that the not-to-exceed amount for legal services with Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. be increased by \$10,000 to complete final legal arrangements in connection with the West Allis storm water lawsuit; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Corporation Counsel to extend by \$10,000 the contractual expenditure authority for the payment of legal fees to the law firm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. for services related to Milwaukee County's storm water lawsuit against the City of West Allis and services related to negotiating storm water agreements with other municipalities bringing the total not-to-exceed figure to \$260,000.

The question was on adoption.

**SEPARATE ACTION** was requested on **Item 5**.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 22. **NOES:** Borkowski, Mayo and Quindel – 3. **EXCUSED:** 0.

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### **From the Committee on Parks, Energy and Environment, Reporting 3 Items.**

**(Item 1)**

**File No. 02-311  
(Journal, June 20, 2002)**

From the Director of Parks, requesting authority to grant an easement to the City of Franklin to install a water main parallel to Rawson Avenue in the Root River Parkway.

**(Item 2)**

**File No. 02-312  
(Journal, June 20, 2002)**

From the Director of Parks, requesting authority to enter into an easement with the City of Oak Creek to develop, operate and maintain a portion of the North Shore-Oak Leaf Trail.

**(Item 3)**

**File No. 01-467(a)(a)  
(Journal, June 20, 2002)**

From the Director of Parks, requesting authorization to modify the language of the approved easement granted to Grand View Development Partners in order to allow the construction of an underground pedestrian connection between the O'Donnell parking structure and the proposed building to the west.

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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

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**From the Committee on Transportation, Public Works and Transit,  
Reporting 5 Items.**

**(Item 1)**

**File No. 02-318  
(Journal, June 20, 2002)**

From the Director, Economic Development, recommending acceptance of the high bid from CPS Parking of Wisconsin, Inc. in the amount of \$11,208.33 per month, for parking beneath the East-West Freeway (I-794) between North Broadway Street and North Milwaukee Street (431 North Milwaukee Street), Milwaukee, Wisconsin.

**(Item 2)**

**File No. 02-315  
(Journal, June 20, 2002)**

From the Director of Public Works, requesting authorization to apply for and accept a grant from Wisconsin Focus on Energy to install hot water exchanges in place of electric hot water heaters at General Mitchell International Airport.

**(Item 3)**

**File No. 02-317  
(Journal, June 20, 2002)**

From the Director of Public Works, recommending assignment of Northwest Airlines, Inc. (NW) Gates E-62 and E-63, associated Hydrant Fuel Pits; and assignment of former Sun County Ticket Counter, Ticket Office, Bag Make-up and Bag Service Offices; and assignment of lower level operations space (to be constructed) to ExpressJet Airlines, Inc. ("Expressjet"), effective July 15, 2002.

**(Item 4)**

**File No. 02-316  
(Journal, June 20, 2002)**

From the Director of Public Works, requesting authorization to adjust parking rates assessed to patrons at General Mitchell International Airport.

**(Item 5)**

**File No. 02-279  
(Journal, May 23, 2002)**

From the Director, Department of Public Works, recommending execution of a contract with Central Parking Systems (CPS) for the operation and management of parking and other services and facilities at General Mitchell International Airport, (GMIA), effective July 1, 2002.

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:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25. **NOES:** 0. **EXCUSED:** 0.

**From the Committee on Economic and Community Development,  
Reporting 6 Items.**

**(Item 1)**

**File No. 02-323  
(Journal, June 20, 2002)**

From Director of Economic Development, recommending acceptance and affirmation of an Intergovernmental Cooperation Agreement between Milwaukee County and the City of Glendale Community Development Authority (CDA) for the possible foreclosure by Milwaukee County and the conveyance of a tax delinquent property located at 4132 North Hubbard Street in the City of Glendale to the CDA.

**(Item 2)**

**File No. 02-14(a)(i)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 3)**

**File No. 02-14(a)(j)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 4)**

**File No. 02-14(a)(k)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 5)**

**File No. 01-465(a)(a)  
(Journal, June 20, 2002)**

From Director of Housing and Community Development, reporting on a Community Development Block Grant (CDBG) funding shortfall for Program Year 2002 and recommendations to address the shortfall.

**(Item 6)**

**File No. 02-20(a)(a)  
(Journal, December 20, 2002)**

Reference file established by the County Board Chairperson relative to reprogramming of Community Development Block Grant (CDBG) funds during 2002.

The question was on adoption.

**SEPARATE ACTION** was requested on **Item 6**.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** 0. **EXCUSED:** Bailey – 1.

Supervisor Davis moved that **Item 6** be referred back to the Committee on Economic and Community Development.

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

**AYES:** Coggs-Jones, Davis – 2. **NOES:** Aldrich, Arciszewski, Bailey, Borkowski, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **EXCUSED:** 0.

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

**AYES:** Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, DeBruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** Schmitt – 1. **EXCUSED:** 0

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### TRANSIT CLAIMS

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

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### COUNTY BOARD CITATIONS

Thereupon, the foregoing citations **WERE APPROVED** by a voice vote.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 11:10 a.m. to Thursday, July 25, 2002, at 9:30 a.m., by a voice vote.

**Office of the Milwaukee County Clerk**

June 20, 2002



# OFFICIAL PROCEEDINGS - 2002

**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         |                                  |
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>KAREN M. ORDINANS</b>         |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**MEETING THURSDAY, JULY 25, 2002**

**Milwaukee, Wisconsin, Thursday, July 25, 2002, 9:39 a.m.**

Supervisor Ordinans in the Chair.

**PRESENT:** Aldrich, Arciszewski, Bailey, Borkowski, Cesarz, Davis, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue McDonald, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 25.  
**ABSENT: 0. EXCUSED** – Coggs-Jones – 1.

**INVOCATION**

Chairman Ordinans opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

**APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor Diliberti, the Journal of Proceedings of May 17, 2001 **WAS APPROVED** by a voice vote.

**UNFINISHED BUSINESS**

None.

**PRESENTATION OF COMMUNICATIONS**

The County Board Chairman **PLACED ON FILE/REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE(S) OF THE COUNTY BOARD:**

00-709(a)(a) From Director of Parks, Recreation and Culture, requesting authorization to issue a permit to the North Shore Rotary Club to place the “Thank You Ben” Circus Wagon Sculpture in Veterans Park north of the staging area of the Great Circus Parade. **(Parks, Energy and Environment).**

02-96(a)(a) From the Deputy Director of Public Works, requesting approval of final lease agreement with the City of Oak Creek for the 10.43 acres of land at General Mitchell International Airport. **(Transportation, Public Works and Transit).**

00-709(a)(4) From Director of Parks, Recreation and Culture, requesting authorization to issue a permit to the North Shore Rotary Club to place the "Thank You Ben" Circus Wagon Sculpture in Veterans Park north of the staging area of the Great Circus Parade. (Parks, Energy and Environment)

- 02-3 From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.
- 02-6 From Karp Law Offices, S.C., submitting a Notice in behalf of Devonja Brown for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Vanyah Mullen for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.
- 02-6 From Rev. Dr. Aneb Jah Rasta Sensas-Utcha Nefer-I, submitting a Notice for damages and injuries allegedly sustained due to violation of his constitutional rights.
- 02-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of Christopher Peete for injuries and damages allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.
- 02-6 From Gendlin & Liverman, S.C., submitting a Notice of Injury in behalf of Melvin Shelton for injuries and damages allegedly sustained due to the negligence of employees of Milwaukee Transport Services, Inc.
- 02-6 From Kimberly A. Stella, submitting a Notice for injuries and damages allegedly sustained when her vehicle's windshield was struck by a golf ball that came from the direction of Greenfield Park.
- 02-6 From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Erika Winston for

injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

- 02-9 From Green Lake County Clerk, submitting an adopted resolution relating to state funding for mental health Inpatient hospitalizations at state institutions.
- 02-9 From Langlade County Clerk, submitting an adopted resolution requesting federal and state government to relax the requirements for emergency medical technicians (EMTs).
- 02-9 From Lafayette County Clerk, submitting an adopted resolution regarding state funding for long term mental health inpatient care at state institutions.
- 02-9 From Waupaca County Clerk, submitting an adopted resolution opposing 2001 Senate Bill 232 and Assembly Bill 294 which would allow the awarding of compensatory and punitive damages under the Wisconsin Fair Employment Act.
- 02-9 From Waupaca County Clerk, submitting an adopted resolution supporting the introduction of Federal legislation that would subject restrictive tariff-quotas on certain casein and milk protein concentrates imported into the United States.
- 02-9 From Price County Clerk, submitting an adopted resolution regarding state funding for long term mental health inpatient care at state institutions.
- 02-17 From President, Milwaukee Building and Construction Trades Council submitting 2002/2003 wage rates and fringe benefits for skilled trades workers.
- 02-96 (a) (a) From the Deputy Director of Public Works, requesting approval of final lease agreement with the City of Oak Creek for the 10.43 acres of land at General Mitchell International Airport. (**Transportation, Public Works and Transit**)

- 02-173 From Deputy Director of Public Works, requesting  
(a) (a) authorization to amend the contract with Earth Tech to perform the necessary emergency repairs at the Franklin Landfill. (**Parks, Energy and Environment**)
- 02-233 From the Deputy Director of Public Works, requesting  
(a) (a) approval of the revised Transportation Security Administration (TSA) Contracts. (**Transportation, Public Works and Transit**)
- 02-<sup>2</sup>74 From Director of Parks, Recreation and Culture,  
(a) (a) requesting authorization to enter into an agreement with Bartolotta Catering LLC for the operation of Nell's Café and provision of catering services at Boerner Botanical Gardens. (**Parks, Energy and Environment**)
- 02-281 From Fiscal and Budget Administrator, Director of  
(a) (a) Audits and County Board Director of Research, submitting a report on Department of Administrative Services. (**Finance and Audit**)
- 02-339 From Chairman, Staff Agencies and General Government  
(a) (a) Budget Reduction Work Group, submitting Work Group Report. (**Finance and Audit, Personnel**)
- 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. (**Finance and Audit, Personnel, Depts. of Administration and Human Resources**)
- 02-347 From The Bartolotta Restaurant Group, requesting  
authorization to reassign the lease from Nola's on the Lake in Milwaukee County's O'Donnell Park and the exclusive use of the Miller Room to the Bartolotta Restaurant Group. (**Parks, Energy and Environment**)

- 02-349 From Law Office of Thomas M. Jacobson, S.C., submitting a claim in behalf of **Cynthia Krauter** for injuries and damages allegedly sustained due to unnecessary risk of bodily harm and extreme emotional distress in the courtroom while on jury duty. (Judiciary)
- 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. (Judiciary)
- 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. (Judiciary)
- 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. (Judiciary)
- 02-353 From Law Office of Thomas M. Jacobson, S.C., submitting a claim in behalf of **Nicole Schneider** for injuries and damages allegedly sustained due to unnecessary risk of bodily harm and extreme emotional distress in the courtroom while on jury duty. (Judiciary)
- 02-354 From **Amy Glodowski**, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. (Judiciary)
- 02-355 From Director of Parks, Recreation and Culture, submitting a proposed modification to the Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District concerning a maintenance management plan for flood control facilities at Lincoln Creek Parkway (Reach 5) (Parks, Energy and Environment)

- 02-356 From Director of Parks, Recreation and Culture, requesting approval to enter into a Memorandum of Understanding, grant easements and effect a land exchange with Lafayette Place LLC ("Developer") which will allow the Developer to proceed according to established plans for construction of a condominium complex on Prospect Avenue at Lafayette Place on the east side of the City of Milwaukee. (**Parks, Energy and Environment**)
- 02-357 From Director of Parks, Recreation and Culture, requesting authorization to grant a storm sewer easement to Cudahy School District to install a storm sewer in Sheridan Park. (**Parks, Energy and Environment**)
- 02-358 From Criminal Justice Program Manager, requesting authorization to execute a professional service contract with Milwaukee Area Technical College to provide basic skill and GED instruction to the adult inmates incarcerated at the House of Correction. (**Judiciary**)
- 02-359 From Criminal Justice Program Manager, requesting contract with Milwaukee Area Technical College to provide basic skill and GED instruction to the adult inmates incarcerated in the Criminal Justice Facility. (**Judiciary**)
- 02-360 From Director, Housing & Community Development Division, submitting reviews of 2003 Community Development Block Grant Proposals. (**Economic and Community Development**)
- 02-361 From Director, Housing & Community Development Division, regarding request from Lisbon Avenue Neighborhood Development (LAND) to change the scope of its approved 2001/2002 Community Development Block Grant project. (**Economic and Community Development**)
- 02-362 From Director, Economic Development Division, recommending approval of a request from Ronald McDonald House on County Grounds in Wauwatosa for permission to renovate and expand existing facilities. (**Economic and Community Development**)

- 02-363 From the District Attorney, requesting the creation of a new position of Director of the Milwaukee High Intensity Drug Trafficking Area (HIDTA). (Finance and Audit, Personnel, Depts. of Admin. & Human Resources)
- 02-364 From Director, Department on Aging, requesting creation of five Registered Nurse 2 positions to address challenges the department will undergo during the entitlement of the Care Management Organization benefit program. (Finance and Audit, Personnel, Depts. of Admin. & Human Resources)
- 02-365 From Director, Economic Development Division, recommending approval of a request from the Historic Third Ward Association to construct a public park on a portion of a County-owned surface parking lot beneath the I-794 freeway at 415 N. Water Street as part of the extension of the riverwalk between the downtown and the Historic Third Ward. (Transportation, Public Works and Transit)
- 02-366 From Director, Economic Development Division, recommending the assignment of a lease of freeway land as surface parking at 414 N. Broadway Street in the City of Milwaukee. (Transportation, Public Works and Transit)
- 02-368 From the Sheriff, requesting creation of one position of Medical Director and one position of Physician, House of Correction, effective August 1, 2002, and creation of nine positions of Nurse Practitioner, two positions of Registered Nurse 1 Chronic Care Clinic, one position of Administrative Assistant 1 and one-half position of Licensed Practical Nurse, effective September 1, 2002, to implement a consent decree resulting from the Christensen, et al, lawsuit. (Finance and Audit, Personnel, Depts. of Admin. and Human Resources)

- 02-369 From Director of County Health Related Programs, requesting authorization to execute a contract with Rick A. Michalski, J.D., R. Ph in the amount of \$72,000, for consulting services surrounding the development of a closed formulary for the General Assistance Medical Program and potential development of a Request for Proposals for pharmacy services as part of the Community Access Program grant activities. **(Finance and Audit, Health and Human Needs)**
- 02-370 From Director of County Health Related Programs, recommending that the Department of Administration-Procurement Division be authorized to execute a sole source blanket procurement agreement with CD Medical, Inc., the authorized distributor of the NexTemp Personal Thermometer, and the American Institute of Preventive Medicine for the purchase of 30,000 NexTemp Personal Thermometers and various patient education brochures for the General Assistance Medical Program patient enrollment package as part of the Community Access Program grant activities. **(Finance and Audit, Health and Human Needs)**
- 02-371 From Director of County Health Related Programs, requesting authorization to execute an agreement with Esperanza Unida, Inc., in the amount of \$45,000, for the use of Community Access Program grant funds to provide for building remodeling associated with the relocation and expansion of the Madison Street Clinic. **(Finance and Audit, Health and Human Needs)**
- 02-373 From the Sheriff, requesting approval to enter into a contract with Y&S Pharmacy Services for services to the Criminal Justice Facility and House of Correction. **(Judiciary)**
- 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. **(Judiciary)**

- 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. (Judiciary)
- 02-379 From Acting Director of Public Works, recommending approval of an agreement with Wisconsin Limousine Services for in-county shuttle services at General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-380 From Deputy Director of Public Works, requesting authorization to amend Airport Agreement No. HP-1325 with Signature Flight Support Corporation to provide for monthly rental payments at General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-381 From Deputy Director of Public Works, requesting authorization to enter into a professional services agreement with Communications Consultants, Inc. to provide pay telephone, long distance service and wireless internet connection service analysis for General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-382 From the Deputy Director of Public Works, requesting authorization to enter into agreement with seven (7) rental car agencies for operation of Car Rental Concessions and related space rentals at General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-383 From the Deputy Director of Public Works, recommending adoption of the revised Disadvantaged Business Enterprise (DBE) Goals for the concession program at General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-385 From Acting Director, Department of Human Services, requesting authorization to submit and accept, if awarded, a Department of Housing and Urban Development (HUD) proposal to renew grants known as ANET I and II in the amount of \$1,720,882. (Health and Human Needs)

- 02-386 From Director, Economic Development Division, regarding request from Miller Brewing Company for Milwaukee County to release the existing deed restriction on a .42-acre parcel of land located at the southwest corner of North 10<sup>th</sup> and West Walnut Streets in the City of Milwaukee. (**Economic and Community Development**)
- 02-387 From the Controller, submitting the 2001 Comprehensive Annual Financial Report. (**Finance and Audit**)
- 02-388 From Fiscal and Budget Administrator, declaring official intent to reimburse expenditures on Airport parking structure project from proceeds of bonds. (**Finance and Audit**)
- 02-390 From Director of Audits, regarding Employees' Retirement System Actuary Contract. (**Finance and Audit**)
- 02-391 From the Director, County Health Related Programs, requesting authorization to execute a contract with Community Advocates in the amount of \$60,000 of federal grant funds from the community access program for developing a system to enroll individuals into indigent medication programs sponsored by drug companies. (**Health and Human Needs, Finance and Audit**)
- 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. (**Judiciary**)
- 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. (**Judiciary**)

- 02-395 From Director of Audits, submitting the following reports prepared by Arthur Andersen and Coleman and Williams as part of the 2002 county-wide audit:  
 A. Single audit for the year ended December 31, 2001.  
 B. Memorandum on Internal Control for the year ended December 31, 2001.  
 C. Paratransit System Database Report and Transit System Database Report.  
 D. General Mitchell International airport Schedule of Passenger Facility Charges for the year ended December 31, 2001.  
 E. Report of Independent Public Accountants.
- 02-396 From Director, Department of Administration, recommending that Robert W. Baird & Co., Inc./SBK-Brooks Investment Corporation be retained to provide financial advisory services for Milwaukee County with the exception of the Airport revenue bond financing for 2002 to 2004.. **(Finance and Audit)**
- 02-397 From Director, Department of Administration, recommending that Quarles & Brady/Butler Rodgers & Johnson, LLC be retained as the County's bond counsel for 2002 to 2004. **(Finance and Audit)**
- 02-398 From Principal Assistant Corporation Counsel, relative to continued funding of Corporation Counsel's consulting contract with 4-N Consultants, Inc. regarding Rule 26 Compliance Measures. **(Finance and Audit)**
- 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. **(Judiciary)**
- 02-400 From the Director, County Health Related Programs, submitting recommendations from the Sports Authority Board regarding revisions in the goals and funding priorities of the Sports Authority for the process of distributing Sports Authority Funds. **(Health and Human Needs)**
- 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 and Sensory Impairments. **(Health and Human Needs)**

**REPORTS OF COUNTY OFFICERS**

**PRESENTATION OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER  
SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES**

**From the Committee on Personnel, Reporting 2 Items**

**(Item 1)**

**File No. 02-15  
(Journal, December 20, 2001)**

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.

**(Item 2)**

**File No. 02-394  
(Journal, July 25, 2002)**

Resolution by Supervisors Krug, Ordians, DeBruin and Aldrich, to require members of the County Executive's personal staff, the County Board staff and positions designated in Wisconsin State Statutes, Section 59.17(2)(bm), to establish residency within Milwaukee County within six months of appointment and/or confirmation and to maintain such residency during their employment within Milwaukee County.

Personnel

JUL 25 2002

Adopted  
23-1

FILE NO.

02-394

1 By Supervisors Krug, Ordians, DeBruin and Aldrich

2  
3 **A RESOLUTION**

4 to require members of the County Executive's personal staff, the County Board staff  
5 positions designated in Wisconsin State Statutes, Section 59.17(2)(bm) to establish  
6 residency within Milwaukee County within six months of appointment and  
7 confirmation and to maintain such residency during their employment with Milwaukee  
8 County  
9



10 WHEREAS, Wisconsin State Statutes, Section 59.17 (2), provides for the duties  
11 and powers of the County Executive that includes the power to appoint persons to the  
12 following positions:

13  
14 "59.17 (2) (bm) 1. In any county with a population of 500,000 or more, appoint  
15 the following persons:

- 16 a. The director of parks, recreation and culture under s. 27.03 (2).
- 17 b. The director of the county department of human services under s. 46.21 (1m)
- 18 (a).
- 19 c. The director of the county department of administration under s. 59.52 (1) (a).
- 20 d. The director of personnel of the county civil service commission under s.
- 21 63.02 (2).
- 22 e. The director of transportation under s. 83.01."
- 23

24 ; and

25  
26  
27 WHEREAS, Milwaukee County Civil Service Rules and Procedures, Rule II,  
28 Section 2, requires "domicile and principal place of residence within the geographic  
29 limits of Milwaukee County during their employment" except for positions exempt from  
30 such requirement as the Civil Service Commission determines; and

31  
32 WHEREAS, department heads appointed by the County Executive, staff in the  
33 County Executive's Office and staff to the County Board are exempt from Civil Service  
34 and therefore not required to live within Milwaukee County; and

35  
36 WHEREAS, persons filling these positions should be required to establish  
37 domicile and principal place of residency within the geographic limits of Milwaukee  
38 County within six months of their appointment and/or confirmation and to maintain such  
39 residency during their employment with Milwaukee County; now, therefore

40  
41 BE IT RESOLVED, that the County Board of Supervisors does hereby require  
42 that as a condition of employment all members of the County Executive's personal staff,  
43 the County Board staff and positions designated in Wisconsin State Statute, Section  
44 59.17(2)(bm), shall establish domicile and principal place of residence within the  
45 geographic limits of Milwaukee County within six months of appointment and/or

APPROVED AS TO FORM

CORPORATION COUNSEL

confirmation and to maintain such residency during their employment with Milwaukee County.

NOTE: The positions referenced in the ss. 59.17 (2) (bm) are known as the “Five Cabinet Officers” and consist of the positions titled as Director, Department of Parks, Recreation and Culture; Director, Department of Human Services; Director, Department of Administration; Director, Department of Human Resources and Director, Department of Public Works.

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:** Aldrich, Arciszewski, Bailey, Borkowski, Cesarz, Davis, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue McDonald, Nyklewicz, Ryan, Schmitt, Weishan, Zielinski, and the Chairman – 22. **NOES:** Quindel and White – 2. **EXCUSED** – Coggs-Jones – 1.

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

**AYES:** Aldrich, Arciszewski, Borkowski, Cesarz, Davis, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue McDonald, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:** Bailey – 1. **EXCUSED** – Coggs-Jones – 1.

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**From the Committee on Finance and Audit, Reporting 26 Items  
(Items 1-9 and 24 require two-thirds majority vote).**

**(Item 1)**

**File No. 02-368  
(Journal, July 25, 2002)**

From the Sheriff, requesting creation of one position of Medical Director and one position of Physician HOC, effective August 1, 2002, and creation of nine positions of Nurse Practitioner, two positions of RN 1 Chronic Care Clinic, one position of Administrative Assistant 1 and one-half position of LPN, effective September 1, 2002, to implement a consent decree resulting from the Christensen, et al, lawsuit.

1 By Supervisor De Bruin, Chairperson  
2 From the Committee on Finance and Audit, reporting on:

3  
4  
5 File No. 02-368  
(Journal, July 25, 2002)

6 (ITEM 1) From the Sheriff, requesting creation of one position of Medical Director and one  
7 position of Physician HOC, effective August 1, 2002, and creation of nine positions of  
8 Nurse Practitioner, two position of RN 1 Chronic Care Clinic, one position of  
9 Administrative Assistant 1 and one-half position of LPN, effective September 1, 2002, to  
10 implement a consent decree resulting from the Christensen, et al, lawsuit, by  
11 recommending adoption of the following:

12 **A RESOLUTION**

13 WHEREAS, after extended negotiations, Milwaukee County, in late 2000, reached a  
14 settlement of the jail overcrowding and health care services class action lawsuit filed on  
15 behalf of Milton Christensen, et. al., which was approved by the County Board on January  
16 18, 2001 and contained specific information regarding the level of medical services to be  
17 provided within the Criminal Justice Facility (CJF) and the House of Correction (HOC); and

18 WHEREAS, the Sheriff has submitted a request to create 14.5 positions to proceed  
19 toward being in full compliance with the requirements of the settlement in terms of health  
20 care provision at the CJF and the HOC; and

21 WHEREAS, the original staffing plan submitted with the settlement called for the  
22 creation of 60 positions and, of those, four were created as a part of the 2001 Adopted  
23 Budget and 20 were created in a September 2001 action; and

24  
25 WHEREAS, the new positions will assist in a variety of areas of health care including,  
26 but not limited to, Mental Health Services, Triage, Physical Examinations, Sick Call,  
27 Chronic Care, Urgent/Emergent Care, Specialty Services, Infirmary, Medication  
28 Distribution, Women's Health, and Therapeutic Diets; and

29  
30 WHEREAS, the Committee on Finance and Audit, at its meeting on July 19, 2002,  
31 recommended (vote 7-0) the creation of one position of Medical Director, pay range  
32 46MX, and one position of Physician HOC, pay range 45MX, effective August 1, 2002,  
33 and the creation of nine positions of Nurse Practitioner, pay range 32NZ, two positions of  
34 Registered Nurse 1, pay range 16N, one position of Administrative Assistant 1 (NR), pay  
35 range 06PM, and one-half position of LPN Sheriff, pay range 12L, effective September 1,  
36 2002, as recommended by the Department of Administration; and

37  
38 WHEREAS, the Committee on Personnel, at its meeting on July 19, 2002,  
39 recommended (vote 5-2) that the positions to be created be classified as Medical Director  
40 (Detention Svs.), pay range 46MX, House Physician 3, pay range 44MX, Nurse

**APPROVED AS TO FORM**

Practitioner, pay range 32NZ, Registered Nurse 1, pay range 16N, Administrative Assistant (NR), pay range 06PM, and LPN (Sheriff), pay range 06L, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following positions are hereby created for the Sheriff's Department, effective August 1, 2002:

Org. Unit 4000 – Sheriff

| <u>Title Code</u> | <u>Title</u>                      | <u>No. of Positions</u> | <u>Pay Range</u> |
|-------------------|-----------------------------------|-------------------------|------------------|
| 50851             | Medical Director (Detention Svs.) | 1                       | 46MX             |
| 47320             | House Physician 3                 | 1                       | 45MX             |

; and

BE IT FURTHER RESOLVED, that the following positions are hereby created for the Sheriff's Department, effective September 1, 2002:

Org. Unit 4000 – Sheriff

| <u>Title Code</u> | <u>Title</u>                  | <u>No. of Positions</u> | <u>Pay Range</u> |
|-------------------|-------------------------------|-------------------------|------------------|
| 45740             | Nurse Practitioner            | 9                       | 32NZ             |
| 44500             | Registered Nurse 1            | 2                       | 16N              |
| 00040             | Administrative Assistant (NR) | 1                       | 06PM             |
| 43960             | LPN (Sheriff)                 | .5                      | 06L              |

**(Item 2)**

**File No. 02-156  
(Journal, March 21, 2002)**

From Deputy Register of Deeds, requesting creation of one position of Document Recorder to assist in the recording of real estate documents.

(ITEM 2) From Deputy Register of Deeds, requesting creation of one position of Document Recorder to assist in the recording of real estate documents, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Register of Deeds requests the creation of one position of Document Recorder in the Register of Deeds Real Estate Services Division; and

WHEREAS, the Real Estate Services Division is the most active area of the Register of Deeds office and generates substantial revenue (budgeted at over \$3.0 million in 2002) primarily through the collection of General Recording Fees and Real Estate Transfer Fees when real estate is sold and/or refinanced; and

WHEREAS, the responsibilities of this Division include microfilming and/or optical imaging (i.e. optical scanning and digital storage) of all real estate documents (mortgages, deeds, etc.) and maintaining the automated real estate tract index, with these materials utilized on a daily basis by area Title Insurance companies and other professionals involved in the real estate industry; and

WHEREAS, additional revenue (budgeted at over \$150,000 in 2002) is realized through the sale of copies of microfilm and optically imaged data; and

WHEREAS, it is important to Title Insurance companies that records pertaining to real estate be as up-to-date as possible, so as to minimize their risk when issuing title insurance, with the contracts for the sale of optically imaged data between the Register of Deeds office and two area Title Insurance companies (Chicago Title and Wisconsin Title) requiring that the data be no more than 20 calendar days out-of-date (e.g., data through May 31 must be complete and delivered to these companies by June 20); and

WHEREAS, with present staffing levels, the Register of Deeds office is barely able to meet this contractual timing requirement, in large part due to the increased volume of documents being filed: in 2000, 459,096 images were stored (average of 38,258 per month); in 2001, 797,780 images were stored (average of 66,481 per month); through May 2002, 422,116 images were stored (average of 84,423 per month); and

WHEREAS, inability of the Register of Deeds office to adhere to the 20 calendar days contractual timing requirement threatens the office with the loss of \$100,000 in revenue; and

4 WHEREAS, an additional consideration is the effect that delays in record  
5 maintenance would have on County residents involved in real estate transactions; and

6 WHEREAS, in one nearby suburban county the real estate records system has  
7 recently averaged 60 days out-of-date (compared to Milwaukee County's 20 days), with  
8 Title Insurance companies in response beginning to require the purchase of "Gap  
9 Insurance" which covers the average 60 days between "real time" and the date for which  
0 records are available; and

1 WHEREAS, purchase of Gap Insurance typically adds \$75-\$100 to the closing costs  
2 on a home, representing a cost to county residents that could be avoided if the Title  
3 Insurance companies had access to more timely information from the Register of Deeds  
4 office; and

5 WHEREAS, the Committee on Finance and Audit, at its meeting on July 18, 2002,  
6 recommended (vote 7-0) the creation of one position of Document Recorder, pay range 2P,  
7 effective August 4, 2002, as recommended by the Department of Administration; and

8 WHEREAS, the Committee on Personnel, at its meeting on July 19, 2002,  
9 recommended (vote 7-0) that the position to be created be classified as Document  
0 Recorder, pay range 2P, as recommended by the Department of Human Resources; now,  
1 therefore,

2 BE IT RESOLVED, that the following position is hereby created for the Register of  
3 Deeds office, effective August 4, 2002:

4 Org. Unit 3400 – Register of Deeds

| <u>Title</u><br><u>Code</u> | <u>Title</u>      | <u>No. of</u><br><u>Positions</u> | <u>Pay</u><br><u>Range</u> |
|-----------------------------|-------------------|-----------------------------------|----------------------------|
| 01691                       | Document Recorder | 1                                 | 2P                         |

**(Item 3)**

**(File No. 02-332)**

**(Journal, June 20, 2002)**

From Director, Housing & Community Development, requesting the creation of a Housing Inspector position in the Housing & Community Development Division.

(ITEM \*) From the Director, Division of Housing and Community Development, requesting the creation of one position of Housing Inspector (Rent Assistance), by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Director, Department of Administration-Division of Housing and Community Development, has requested the creation of one position of Housing Inspector (Rent Assistance) to supplement the existing Housing Inspector position and enable the Division to perform housing inspections and re-inspections in a timely manner; and

WHEREAS, the new position would be funded 100% with U.S. Department of Housing and Urban Development (HUD) administrative fees earned under the Rent Assistance Program and the Special Needs Homeless Program; and

WHEREAS, new regulations promulgated by HUD as a result of the Quality Housing and Work Responsibility Act of 1998 modified the standards with which residential units must comply in order to be included under various HUD-funded programs administered by the Housing and Community Development Division; and

WHEREAS, residential units previously were required to comply with "housing quality standards" (HQS), under which a property was deemed compliant if it was determined to be decent, safe and sanitary, but the new regulations specify that residential units must meet HQS or local and/or state building codes, whichever is more stringent; and

WHEREAS, with the change in federal regulations to emphasize compliance with local and/or state building codes, additional expertise was needed within the Division to conduct inspections and to comply with numerous and varied building and occupancy codes throughout Milwaukee County, and a position of Housing Inspector (Rent Assistance) was requested and approved by the County Board in May 1999; and

WHEREAS, in March 2001, additional new Federal regulations were implemented regarding lead-based paint, which have created the need for hundreds of re-inspections of properties associated with the Rent Assistance program, creating a significant backlog for the existing Housing Inspector; and

WHEREAS, the Division reports that the inability of the Housing Inspector to complete inspections and re-inspections in a timely manner has caused several Housing Program Assistants to be temporarily assigned to conduct re-inspections, which has limited

the time these individuals can devote to certifying households for participation in the Rent Assistance Program and which has therefore impacted the amount of revenue the Division can earn; and

WHEREAS, as a result, the Division has requested the creation of a second Housing Inspector to work with the existing Housing Inspector to conduct all required inspections and re-inspections in a timely manner and to eliminate the need for Housing Program Assistants to assist with the conduct of re-inspections; now, therefore,

BE IT RESOLVED, that the following position action is approved for the DOA Housing and Community Development Division:

Org Unit 1190 – DOA Housing and Community Development Division

|                | <u>Title Code</u> | <u>Title</u>                           | <u>No. of Positions</u> | <u>Pay Range</u> |
|----------------|-------------------|--|-------------------------|------------------|
| <b>Create:</b> | 06900             | Housing Inspector<br>(Rent Assistance) | 1*                      | 20M              |

\* This position is asterisked to be abolished when grant funding no longer is available.

**(Item 4)**

**(File No. 02-364)  
(Journal, July 25, 2002)**

From Director, Department on Aging, requesting creation of five Registered Nurse 2 positions to address challenges the department will undergo during the entitlement of the Care Management Organization benefit program.

(ITEM 4) From Director, Department on Aging, requesting creation of five Registered Nurse 2 positions to address challenges the department will undergo during the entitlement of the Care Management Organization benefit program, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Director of the Department on Aging requests the creation of five positions of Registered Nurse 2 (Aging) in the Department on Aging; and

WHEREAS, with approval and authorization by the County Board on May 25, 2000, the Department on Aging began to fully implement the State of Wisconsin's Family Care Pilot; and

WHEREAS, as of July 1, 2002, Family Care has become an entitlement for eligible seniors in Milwaukee County; and

WHEREAS, one result of the Family Care entitlement is that no eligible senior will be placed on a waiting list for services, and the Department is presently projecting to enroll an additional 100-150 members/consumers each month; and

WHEREAS, upon enrollment, each senior is visited by a multi-disciplinary team including Social Workers and Registered Nurses who conduct a comprehensive assessment in consultation with the senior and others (e.g. spouse, adult children) who know the consumer; and

WHEREAS, as each new consumer is assessed and begins to receive services through the Care Management Organization (CMO), the Department begins to earn additional capitated revenue; and

WHEREAS, the projected level of increased enrollments requires that the Department expand its pool of Registered Nurses in order to remain in compliance with the terms of the State/County Family Care contract; and

WHEREAS, the Committee on Finance and Audit, at its meeting on July 18, 2002, recommended (vote 7-0) the creation of five positions of Registered Nurse 2 (Aging), pay range 18N, effective August 4, 2002, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on July 19, 2002, recommended (vote 6-1) that the positions to be created be classified as Registered Nurse

16 2 (Dept. on Aging), pay range 18N, as recommended by the Department of Human  
17 Resources; now, therefore,

18 BE IT RESOLVED, that the following positions are hereby created for the  
19 Department on Aging, effective, August 4, 2002:

20 Org. Unit 7900 – Department on Aging

| 21 | Title       |                                     | No. of           | Pay          |
|----|-------------|-------------------------------------|------------------|--------------|
| 22 | <u>Code</u> | <u>Title</u>                        | <u>Positions</u> | <u>Range</u> |
| 23 | 44890       | Registered Nurse 2 (Dept. on Aging) | 5*               | 18N          |

\*These positions are asterisked for abolishment when grant funding is no longer available.

**(Item 5)**

**(File No. 02-345)**  
**(Journal, July 25, 2002)**

From Acting Director, Department of Human Services, requesting creation of one position of Clerical Assistant 1 and abolishment of one vacant position of Office Support Assistant 2.

July 25, 2002

File No. 02-345  
(Journal, July 25, 2002)

(ITEM 5) From Acting Director, Department of Human Services, requesting creation of one position of Clerical Assistant 1 and abolishment of one vacant position of Office Support Assistant 2, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, the Acting Director of the Department of Human Services (DHS) requests the creation of one position of Clerical Assistant 1 and the abolishment of one position of Office Support Assistant 2 in the DHS Delinquency and Court Services Division; and

WHEREAS, the DHS Delinquency and Court Services Division (DCS) provides services mandated by the State of Wisconsin under Chapter 938 (Juvenile Delinquency) of the Wisconsin State Statutes, with responsibilities including operation of the 120-bed Juvenile Detention Center, juvenile court intake, custody intake and probation services, support staff for the operation of the Children's Court, predispositional secure/non-secure out-of-home placement, the First Time Juvenile Offender Program, and post-dispositional placement resources for adjudicated delinquents; and

WHEREAS, the First Time Juvenile Offender Program (FTJOP) is designed as an alternative means of dealing with youth who would otherwise be charged by the Courts for their alleged offense, serving individuals between the ages of 10 and 16 who are identified by DCS, the District Attorney's Office, and/or the Court System as appropriate candidates for the program; and

WHEREAS, the two primary goals of FTJOP are to reduce recidivism (which has the dual benefit of reducing crime as well as the costs to Milwaukee County associated with prosecuting and incarcerating repeat offenders) and to keep youth in school; and

WHEREAS, when concerns arise about a participant's compliance with general program guidelines or with specific elements of the individualized service plan, the District Attorney's Office can and will petition the Court on the pending offense(s); and

WHEREAS, the program presently receives some of the needed clerical and administrative support through the position of Office Support Assistant 2; and

WHEREAS, the program needs assistance in: completing, authorizing, and reconciling vouchers and payments to treatment agencies; classifying, consolidating and summarizing documents and data through preparation of informational and statistical reports; and creating new standardized document formats for use in tracking program outcomes; and

APPROVED AS TO FORM

36 WHEREAS, these types of skills and abilities are called for in the job description of  
 37 Clerical Assistant 1 and are not required of individuals who serve in the role of Office  
 38 Support Assistant 2; and  
 39

40 WHEREAS, the Committee on Finance and Audit, at its meeting on July 18, 2002,  
 41 recommended (vote 7-0) the creation of one position of Clerical Assistant 1, pay range 3P,  
 42 effective August 4, 2002, and the abolishment of one position of Office Support Assistant  
 43 2, also effective August 4, 2002, as recommended by the Department of Administration;  
 44 and  
 45

46 WHEREAS, the Committee on Personnel, at its meeting on July 19, 2002,  
 47 recommended (vote 6-1) that the position to be created be classified as Clerical Assistant  
 48 1, pay range 3P, as recommended by the Department of Human Resources; now,  
 49 therefore,

50 BE IT RESOLVED, that the following position actions are hereby approved for the  
 51 Department of Human Services Delinquency and Court Services Division, effective, August  
 52 4, 2002:

53 Org. Unit 8900 – DHS Delinquency and Court Services Division

|    | <u>Title</u>          | <u>Title</u>               | <u>No. of</u>    | <u>Pay</u>   |
|----|-----------------------|----------------------------|------------------|--------------|
|    | <u>Code</u>           |                            | <u>Positions</u> | <u>Range</u> |
| 55 |                       |                            |                  |              |
| 56 |                       |                            |                  |              |
| 57 |                       |                            |                  |              |
| 58 | <b>Create:</b> 00042  | Clerical Assistant 1       | 1                | 3P           |
| 59 |                       |                            |                  |              |
| 60 | <b>Abolish:</b> 00007 | Office Support Assistant 2 | 1                | 2P           |

**(Item 6)**

**(File No. 02-363)**  
**(Journal, July 25, 2002)**

From the District Attorney, requesting creation of a new position of Director for the Milwaukee High Intensity Drug Trafficking Area (HIDTA).

(ITEM 6) From the District Attorney, requesting creation of a new position of Director for the Milwaukee High Intensity Drug Trafficking Area (HIDTA), by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Federal High Intensity Drug Trafficking Area (HIDTA) program began in 1990 in select regions having critical drug trafficking problems that have a harmful impact in other areas of the United States; and

WHEREAS, HIDTAs are joint efforts of local, state and federal law enforcement agencies that help provide a coordination umbrella for drug law enforcement efforts, and each HIDTA develops a system to synchronize drug control efforts and share intelligence; and

WHEREAS, County Board Resolution File No. 98-342 authorized the District Attorney to accept Federal funding for the Milwaukee HIDTA project, and the District Attorney's Office and the Sheriff's Department have participated in the Milwaukee HIDTA since 1998; and

WHEREAS, the District Attorney has 14 positions dedicated to the Milwaukee HIDTA, including six Assistant District Attorneys, two Clerk Typists 3, one Accountant 3, one Administrative Assistant 2, one Paralegal; and one Assistant Director; and

WHEREAS, one Intelligence Analyst and one Community Support Program Coordinator was created in 2000 for Operation Ceasefire with HIDTA grant funds, and the District Attorney is requesting to create one Director; and

WHEREAS, the Director is mainly responsible for the day-to-day management of the HIDTA on behalf of the Executive Board and exercises programmatic, administrative and fiscal oversight of all HIDTA initiatives to ensure that they are in compliance with Office on National Drug Control Policy (ONDCP) HIDTA program policies, and the Director also is responsible for establishing an internal review process to evaluate the effectiveness and efficiency of HIDTA initiatives, reporting to the Executive Board and supervising the HIDTA administrative staff; and

WHEREAS, the Committee on Finance and Audit, at its meeting on July 18, 2002, recommended (vote 5-2) the creation of one position of Director of the HIDTA, pay range 916A, effective August 1, 2002, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on July 19, 2002, recommended (vote 6-1) that the position to be created be classified as Director, High Intensity Drug Trafficking Area (HIDTA), Grade 16A, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position is hereby created for the District Attorney's Office, effective August 1, 2002:

Org. Unit 4500 – District Attorney

| <u>Title Code</u> | <u>Title</u> | <u>No. of Positions</u> | <u>Pay Range</u> |
|-------------------|--------------|-------------------------|------------------|
| 89050             | Director     | 1*                      | Grade 16A        |

\*This position is asterisked for abolishment if grant funding is no longer available.

**(Item 7)**

**(File No. 02-246(a)(a))  
(Journal, June 20, 2002)**

Report, referred back, recommending adoption of a resolution authorizing and directing (1) Director, Department of Administration, to transfer \$19,616 from the Appropriation for Contingencies to the appropriate account in order to pay for additional UW-Extension occupancy costs in 2002; (2) UW-Extension and Department of Administration to jointly prepare a corrective action plan for addressing the remaining projected budgetary shortfall of \$40,967; and (3) Corporation Counsel to prepare and issue to UW-Extension and County Board an opinion regarding any legal recourse UW-Extension may have to avoid paying additional rent monies to the State Fair Youth Center, to possibly recoup lost revenue due to its inability to secure appropriate meeting space at the State Fair Youth Center or to otherwise receive legal remedies due to inappropriate treatment by State Fair Park.

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(ITEM 7) From Associate Director, Department of Administration – Economic Development Division, requesting approval to relocate the University of Wisconsin Extension from its current location and negotiate and execute a lease agreement with the West Allis School District for space at Roosevelt School; further, to authorize funding to accomplish the relocation, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Board of Supervisors adopted Resolution File No. 99-542(a)(b), which fixed responsibility for managing County-owned and leased real property and space needs with the Department of Administration; and

WHEREAS, Milwaukee County is party to a contract with the University of Wisconsin Board of Regents in which the County, in addition to other things, agrees to provide office facilities and space to the University of Wisconsin Extension (UWEX); and

WHEREAS, UWEX currently occupies leased space in the lower level of the State Fair Youth Center at 640 South 84<sup>th</sup> Street, Milwaukee; and

WHEREAS, the lease on the space currently occupied by UWEX will terminate May 31, 2002, and UWEX needs to move out of the State Fair Youth Center as soon as possible; and

WHEREAS, County-owned and non-County sites were investigated for potential relocation of the UWEX operations; and

WHEREAS, based on the selection criteria established, Roosevelt School in West Allis is the recommended option for relocation of the UWEX; and

WHEREAS, at its meeting on April 16, 2002, the Committee on Parks, Energy and Environment, by a vote of 7 to 0, approved the policy of relocating UWEX operations to Roosevelt School; and

WHEREAS, at its meeting on April 18, 2002, the Committee on Finance and Audit, by a vote of 5 to 2, approved both the policy of relocating UWEX operations to Roosevelt School and the fiscal aspects of the proposal, and made an additional recommendation that a provision be added to authorize the Department of Administration and/or UWEX to apply for and accept grant funds to pay for future remodeling and other costs associated with the use of Roosevelt School, including Community Development Block Grant (CDBG) funds from the City of West Allis and energy grant funds from the Wisconsin Focus on Energy; now, therefore,

37 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
38 approve the relocation of the UWEX operations from their current location at the  
39 Wisconsin State Fair Park Youth Center to the second and third floors of the Roosevelt  
40 School at 932 S. 60<sup>th</sup> Street, West Allis; and

41 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
42 hereby authorize the Director of the Department of Administration to negotiate and  
43 execute a lease agreement for the second and third floors of Roosevelt School under the  
44 following terms subject to Corporation Counsel approval:

45 Premises: second and third floors of the Roosevelt School at 932 S.  
46 60<sup>th</sup> Street, West Allis, 20,000 sq. ft.

47 Shared Use: Parking, greenspace.

48 Term: Initial Term of 15 years with two five-year Renewal Terms  
49 with an option for County to terminate lease, with sufficient  
50 notice, if funding is not budgeted or available to allow  
51 continuance.

52 Base Rent: \$3.00 per sq. ft. per year escalated at 3% per year.

53 Taxes/Assessments: Prorata share based on square footage if applicable.

54 Utilities: Prorata share based on square footage or metered.

55 Snow/Grass: Prorata share based on square footage.

56 Cleaning/Garbage: Tenant responsibility.

57 Minor Maintenance: Tenant responsibility.

58 Major Maintenance: Landlord responsibility.

59 ADA Compliance: Tenant Responsibility.

60 Tenant Improvements: Tenant responsibility.

61 Other Standard Terms and Conditions deemed to be in the best interest of  
62 Milwaukee County

63

64 ; and

65 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
66 hereby approve the use of 2001 Bond funds in the amount of \$140,640 for various site  
67 improvements; and

68 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
69 hereby authorize the Director, Department of Administration, to transfer \$27,800 from the  
70 Appropriation for Contingencies to the appropriate account in order to pay for up-front  
71 move-in costs; and

72 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
73 hereby waive the requirements of Section 56.30, Milwaukee County Ordinances, and  
74 authorizes the Director of the Department of Administration to contract for work needed to  
75 accomplish the relocation of the UWEX within the required time; and  
76

77 BE IT FURTHER RESOLVED, that the Department of Administration and/or UWEX  
78 are hereby authorized and directed to apply for and accept grant funds to pay for future  
79 remodeling and other costs associated with the use of Roosevelt School, including  
80 Community Development Block Grant (CDBG) funds from the City of West Allis and  
81 energy grant funds from the Wisconsin Focus on Energy.

**(Item 8)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 9)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 10)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 11)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**Item 12)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

July 25, 2002

**(Item 13)**

**(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 14)**

**(File No. 02-387)**  
**(Journal, July 25, 2002)**

From the Controller, submitting the 2001 Comprehensive Annual Financial Report.

**(Item 15)**

**(File No. 02-395)**  
**(Journal, July 25, 2002)**

From Director of Audits, submitting the following reports prepared by Arthur Andersen and Coleman and Williams as part of the 2002 County-wide audit:

- A. Single Audit for the Year Ended December 31, 2002.
- B. Memorandum on Internal Control for the year ended December 31, 2002.
- C. Paratransit System Database Report and Transit System Database Report.
- D. General Mitchell International Airport Schedule of Passenger Facility Charges for the Year Ended December 31, 2001.
- E. Report of Independent Public Accountants.

**(Item 16)**

**(File No. 02-390)**  
**(Journal, July 25, 2002)**

From Director of Audits, regarding Employees' Retirement System Actuary Contract.

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(ITEM 16) From Director of Audits, regarding Employees' Retirement System Actuary Contract, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on July 12, 2002, the Director of Audits submitted a memorandum to the Chairman of the Milwaukee County Board of Supervisors regarding the Employees' Retirement System (ERS) actuary contract; and

WHEREAS, according to the Director of Audits, the memorandum was intended to respond to several questions that had been raised regarding the role of the actuary in providing information relevant to proposed pension benefit changes; and

WHEREAS, the memorandum contained five specific recommendations, two of which were designed to avoid inaccurate accounting between the separate contracts with the actuary maintained by the ERS and the Department of Human Resources (DHR); and

WHEREAS, those two recommendations indicated that both the ERS and DHR should:

- 1. Submit any service requests to the actuary in writing and that the written requests specify who is requesting the service, and under which contractual agreement.
- 2. Require separate invoices for services rendered on their behalf.

; and

WHEREAS, the third recommendation was directed solely at the ERS and indicated that it should:

- 3. Solicit competitive proposals for actuarial services. We believe that a contract period of five years would be more appropriate than the current open-ended arrangement.

; and

WHEREAS, the fourth and fifth recommendations were directed solely at DHR and indicated that it should:

**APPROVED AS TO FORM**

- 1           4. Provide the County Executive and County Board with all relevant responses to  
2           inquiries provided by the ERS actuary whenever proposed ordinances affecting  
3           pension benefits are submitted for approval.  
4  
5           5. Include in its contract with the ERS actuary a provision permitting direct access  
6           to the Pension Study Commission to information, analysis and consultation from  
7           the actuary.  
8  
9           ; and

10  
11           WHEREAS, at its meeting on July 18, 2002, the Committee on Finance and Audit  
12           voted 7 to 0 to recommend approval of all five recommendations contained in the  
13           memorandum from the Director of Audits; now, therefore,  
14

15           BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby  
16           authorizes and directs the Department of Human Resources to work with the Employees'  
17           Retirement System to ensure that any service requests to the actuary under either the DHR  
18           or ERS contracts are submitted in writing, and that the written requests specify who is  
19           requesting the service, and under which contractual agreement; and  
20

21           BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
22           hereby authorizes and directs DHR to work with the ERS to ensure that separate invoices  
23           are rendered by the actuary for services rendered on their behalf; and  
24

25           BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
26           hereby urges the ERS to solicit competitive proposals for actuarial services as soon as  
27           practicable and to utilize a contract period of five years, instead of the current open-ended  
28           arrangement; and  
29

30           BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
31           hereby authorizes and directs DHR to provide the County Executive and County Board  
32           with all relevant responses to inquiries provided by the ERS actuary whenever proposed  
33           ordinances affecting pension benefits are submitted for approval; and  
34

35           BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
36           hereby authorizes and directs DHR to include in its contract with the ERS actuary a  
37           provision permitting direct access to the Pension Study Commission to information,  
38           analysis and consultation from the actuary.  
39  
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**(Item 17)**

**(File No. 01-421(a)(a)  
(Journal, January 24, 2002)**

Report, referred back, recommending that the Audit of Mental Health Division Wraparound Milwaukee Program, dated January 2002, be RECEIVED AND PLACED ON FILE, with the understanding that a status report be submitted in six months by the Director of Audits regarding progress on implementation of audit recommendations.

July 25, 2002

**(Item 18)**

**(File No, 02-273)**

**(Journal, May 23, 2002)**

From Administrative Director, St. Luke's Medical Center, requesting to begin discussions and to negotiate modifications to the existing lease with the Parks, Recreation and Culture Department.

- File No. 02-273  
(Journal, May 23, 2002)

(ITEM NO. 6) From Administrative Director, St. Luke's Medical Center, requesting to begin discussions and to negotiate modifications to the existing lease with the Parks, Recreation and Culture Department, by recommending adoption of the following:

### A RESOLUTION

WHEREAS, St. Luke's Medical Center ("St. Luke's") has requested that an existing parking lot lease be modified to permit additional uses of the land and an expansion of the lease area amounting to 115 square feet to permit development plans to continue for the Medical Center; and

WHEREAS, the Parks Department has reviewed the proposal and finds the usage acceptable; and

WHEREAS, the Parks Department has reviewed the term and the change in the nature of the usage and recommends that the lease be converted to an easement; and

WHEREAS, a compensation package has been negotiated which is detailed in the report of the Director of Parks, Recreation and Culture dated June 27, 2002, along with a recommended Memorandum of Understanding ("MOU"), the recommended easement, and the recommended usage and method of compensation; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of July 9, 2002, recommended approval of the said request (Vote 7-0) with an amendment to require the Developer to pay all real estate closing costs; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Memorandum of Understanding between Milwaukee County and St. Luke's Medical Center; the method of compensation; the usage of that compensation, and a "Discounted In-Kind Services" concept (as detailed in a report from the Director of Parks, Recreation and Culture dated June 27, 2002 and contained herein in File No. 02-273) ; and

BE IT FURTHER RESOLVED, that the County Controller and County Treasurer are hereby authorized to create the KK Parkway Capital, Repair and enhancement Trust Fund (administered by the Parks Department) and the County Employee Health and Safety Trust Fund (administered by DOA Risk Management), both trust funds being subject to normal County procedures; and

BE IT FURTHER RESOLVED, that the County Executive, the County Clerk and other appropriate County staff are hereby authorized to prepare and execute the easement and any other required documents and record such documents; and

BE IT FURTHER RESOLVED, that St. Luke's Medical Center is required to pay all real estate closing costs associated with execution of the easement.

July 25, 2002

**(Item 19)**

**(File No. 02-388)**

**(Journal, July 25, 2002)**

From Fiscal and Budget Administrator, recommending adoption of a resolution declaring official intent to reimburse expenditures on Airport parking structure project from proceeds of bonds.

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File No. 02-388  
(Journal, July 25, 2002)

(ITEM 19) From Fiscal and Budget Administrator, recommending adoption of a resolution declaring official intent to reimburse expenditures on Airport parking structure project from proceeds of bonds, by recommending adoption of the following:

**A RESOLUTION  
DECLARING OFFICIAL INTENT TO  
REIMBURSE EXPENDITURES ON AIRPORT PARKING STRUCTURE  
PROJECT FROM PROCEEDS OF BONDS**

WHEREAS, Milwaukee County, Wisconsin (the "County") is constructing an addition to the parking structure and making related improvements at General Mitchell International Airport (the "Project"); and

WHEREAS, the County issued General Airport Revenue Bonds, Series 2000A, to finance a portion of the cost of the Project; and

WHEREAS, the County intends to issue additional General Airport Revenue Bonds ("Bonds") to finance completion of the Project; and

WHEREAS, because the additional Bonds will not be issued prior to the time additional funds are needed to pay costs of the Project, interim financing must be provided to cover costs of the Project incurred prior to receipt of the proceeds of the additional Bonds; and

WHEREAS, it is necessary, desirable and in the best interests of the County that monies be advanced from general funds of the County on an interim basis to pay costs of the Project until the additional Bonds are issued; now, therefore,

BE IT RESOLVED, by the County Board of Supervisors of Milwaukee County, Wisconsin, that:

**Section 1. Expenditure of Funds.** The County shall make expenditures as needed from its funds on hand to pay the costs of the Project until Bond proceeds become available.

**Section 2. Declaration of Official Intent.** The County hereby officially declares its intent under Treas. Regs. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of which is not expected to exceed \$9,000,000.

**Section 3. Unavailability of Long-Term Funds.** No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved,

allocated on a long-term basis, or otherwise set aside by the County pursuant to its budget or financial policies.

**Section 4. Public Availability of Official Intent Resolution.** This Resolution shall be made available for public inspection at the County Clerk's office within 30 days after its approval in compliance with applicable State law governing the availability of records of official acts including subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.

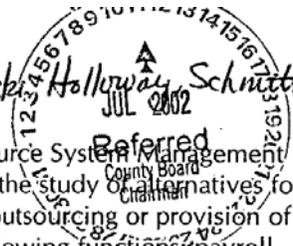
**Section 5. Effective Date.** This Resolution shall be effective upon its adoption and approval.

**(Item 20)**

**(File No. 02-384)  
(Journal, July 25, 2002)**

Resolution by Supervisors King, DeBruin, Nyklewicz, Borkowski, Holloway, Schmitt and Davis, establishing a Human Resource System Management Committee for the purpose of oversight of the study of alternatives for, and implementation of, a solution for the outsourcing or provision of a system or systems encompassing the following functions: payroll, personnel, retirement, human resources planning, applicant processing and related human resource functions, and authorizing an expenditure of funds for the study.

25 2002  
Opted  
24-0



By Supervisor Krug, De Bruin, Nyklewicz, Bookowski, Holloway, Schmitt & Davis

A resolution establishing a Human Resource System Management Committee for the purpose of oversight of the study of alternatives for, and implementation of, a solution for the outsourcing or provision of a system or systems encompassing the following functions: payroll, personnel, retirement, human resources planning, applicant processing and related human resource functions, and authorizing an expenditure of funds for the study

FILE NO. 02-384

WHEREAS, Milwaukee County now licenses and uses the Genesys payroll/personnel system for processing various payroll, human resource and retirement functions; and

WHEREAS, the Genesys system in its present form was first implemented in 1988 and has been frequently modified and maintained over a period of many years, representing a significant investment on the part of the county; and

WHEREAS, the Genesys system is in need of an upgrade to a newer version of the software due to major modifications on the part of Genesys, the licensing company, at an estimated cost of \$500,000 to \$750,000 for implementation of the new release; and

WHEREAS, when selecting and converting to a new system from an existing system as large and complex as the Genesys system, it is prudent to perform a thorough analysis of alternatives, including the option to outsource the functions provided by the system; and

WHEREAS, a cursory investigation into alternative human resource systems, excluding payroll and retirement, identified costs ranging from \$94,000 to \$1,300,000 for software acquisition and an estimated cost of 2.5 times the cost of the software acquisition for implementation services, or a total system purchase and acquisition cost of between \$235,000 and \$3,250,000; and

WHEREAS, the study of alternatives itself requires an expenditure of funds to ensure thorough and unbiased analysis; and

WHEREAS, the County Board of Supervisors established a policy requiring the creation of an oversight management team for information systems projects costing over \$1,000,000 (File No. 96-69); and

WHEREAS, the outcome of a study of the manner in which information systems payroll and personnel functions are provided potentially impacts or is impacted by existing labor agreements; now, therefore,

4 BE IT RESOLVED, that a Human Resource System Management Committee is  
5 established for the purpose of oversight of the study of alternatives for, and implementation  
6 of, a solution for serving the information systems needs of the following functions: payroll,  
7 personnel, retirement, human resources planning, applicant processing and other to-be-  
8 identified functions pertaining to human resources; and  
9

0 BE IT FURTHER RESOLVED, that the Management Committee shall include but not  
1 be limited to the following representatives: two County Board Supervisors; one County  
2 Board of Supervisors research analyst; the Director of Administration or designee(s); the  
3 Controller or designee(s); the Director of Human Resources or designee(s); the Manager  
4 of Information Management Services or designee(s); and the Chair of the Payroll-HR  
5 Integration Operating Committee or designee(s); and  
6

7 BE IT FURTHER RESOLVED, that the management committee shall establish work  
8 groups to assist in analyzing processing and labor relations issues and customer service  
9 needs; and  
0

1 BE IT FURTHER RESOLVED, that the alternatives to be considered by the Human  
2 Resources Management Committee shall include, but not be limited to: upgrading the  
3 existing Genesys system, replacing the Genesys system with an alternative system, and  
4 outsourcing the functions served by the system as well as related human resources  
5 functions; and  
6

7 BE IT FURTHER RESOLVED, that the Manager, Information Management Services  
8 Division is authorized and directed to expend a not-to-exceed amount of \$100,000 from  
9 available 2002 appropriations for purposes of the study, at the direction of the  
0 management committee; and  
1

2 BE IT FURTHER RESOLVED, that the Manager, Information Management Services  
3 Division shall provide quarterly reports on the progress of the Human Resource System  
4 Management Committee to the Finance and Audit Committee beginning December 2002.  
5

**(Item 21)**

**(File No. 02-281(a)(a))  
(Journal, July 25, 2002)**

From Fiscal and Budget Administrator, Director of Audits and County Board Director of  
Research, submitting a report on Department of Administrative Services.

**(Item 22)**

**(File No. 02-397)  
(Journal, July 25, 2002)**

From Fiscal and Budget Administrator, regarding recommendation for bond counsel services.

File No. 02-397  
(Journal, July 25, 2002)

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(ITEM 22) From Fiscal and Budget Administrator, regarding recommendation for bond counsel services, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Department of Administration is charged with the responsibility of issuing County bonds, notes and other debt financings; and

WHEREAS, the Department of Administration requires the services of a bond counsel to carry out this responsibility; and

WHEREAS, the Department of Administration prepared a Request for Proposals (RFP) for bond counsel services; and

WHEREAS, an RFP was distributed to firms which provide bond counsel services to issuers of municipal debt; and

WHEREAS, an evaluation committee appointed by the Director, Department of Administration, and composed of staff from the offices of the Controller, Department of Audit, Corporation Counsel, Department of Administration and Disadvantaged Business Development (DBD) selected the joint proposal of Quarles & Brady and Butler Rodgers & Johnson, LLC as the proposal providing the best combination of qualifications and experience; and

WHEREAS, the RFP required the prime service provider to utilize a Disadvantaged Business Enterprise (DBE) firm at a minimum of 17% of the total contract; and

WHEREAS, Quarles & Brady has partnered with Butler Rodgers & Johnson, LLC, a DBE financial advisory firm, certified by Milwaukee County, to provide bond counsel services at approximately 20 percent of the total contract; and

WHEREAS, the proposed fees are effective from 2002 through 2004 and the option of a three-year extension may be negotiated in the contract beyond that timeframe; and

WHEREAS, the Finance and Audit Committee, at its July 18, 2002 meeting, endorsed (vote 7-0) the recommendation of the evaluation committee and the Department of Administration; now, therefore,

BE IT RESOLVED, that the Director, Department of Administration, or her designee, is authorized and directed to execute a three-year contract with the option of a three-year extension with Quarles & Brady and Butler Rodgers & Johnson, LLC.

**(Item 23)**

**APPROVED AS TO FORM**  
**(File No. 02-396)**  
**(Journal, July 25, 2002)**

From Fiscal and Budget Administrator, regarding recommendation for financial advisor services.

15 2002

Filed  
-0

File No. 02-396  
(Journal, July 25, 2002)

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(ITEM 23) From Fiscal and Budget Administrator, regarding recommendation for financial advisor services, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Department of Administration is charged with the responsibility of issuing County bonds, notes and other debt financings; and

WHEREAS, the Department of Administration requires the services of an independent financial advisor to carry out this responsibility; and

WHEREAS, the Department of Administration prepared a Request for Proposals (RFP) for financial advisory services; and

WHEREAS, an RFP was distributed to firms which provide financial advisory services to issuers of municipal debt; and

WHEREAS, an evaluation committee appointed by the Director, Department of Administration, and composed of staff from the offices of the Controller, Department of Audit, Corporation Counsel, Department of Administration and Disadvantaged Business Development (DBD) selected the joint proposal of Robert W. Baird & Co. Inc. and SBK-Brooks Investment Corporation to manage all of the County's bond financings with the exception of the Airport revenue bond financings for 2002 through 2004; and

WHEREAS, the evaluation committee further recommended that First Albany Corporation serve as financial advisor to the Airport for revenue bond transactions for 2002 through 2004; and

WHEREAS, the RFP required the prime service provider to utilize a Disadvantaged Business Enterprise (DBE) firm at a minimum of 17% of the total contract; and

WHEREAS, Baird has partnered with SBK-Brooks Investment Corporation, a DBE financial advisory firm, certified by Milwaukee County, to provide financial advisory services at 20 percent of the total contract; and

WHEREAS, First Albany has partnered with Davis Financial, a financial advisory firm with DBE certification from the City of Chicago, Cook County and Chicago Transit Authority (CTA) and has an application in process with Milwaukee County's DBE program; and

WHEREAS, the proposed fees are effective from 2002 through 2004 and the option of a three-year extension may be negotiated in the contract beyond that timeframe; and

APPROVED AS TO FORM

35 WHEREAS, the Finance and Audit Committee, at its July 18, 2002 meeting, endorsed  
36 (vote 7-0) the recommendation of the evaluation committee and the Department of  
37 Administration; now, therefore,

38 BE IT RESOLVED, that the Director, Department of Administration, or her designee, is  
39 authorized and directed to execute a three-year contract with the option of a three-year  
40 extension with Robert W. Baird & Co. Inc. / SBK-Brooks Investment Corporation and First  
41 Albany/Davis Financial.

**(Item 24)**

**(File No. 02-339(a)(a))  
(Journal, July 25, 2002)**

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File No. 02-339  
(Journal, June 20, 2002)

4 (ITEM 6) From Parks, Recreation and Culture Budget Reduction Work Group, submitting  
5 its report/recommendations, by recommending adoption of the following:  
6

7 **A RESOLUTION**

8  
9 WHEREAS, in March 2002, the County Board Chairman formed five Budget  
10 Reduction Work Groups to review the five major functional areas of County Government  
11 and recommend tax levy reductions in those areas; and  
12

13 WHEREAS, the rationale for this effort was the threat of significant cuts in State  
14 Shared Revenue as well as several projected 2002 departmental deficits and an extremely  
15 difficult 2003 budget scenario; and  
16

17 WHEREAS, the Parks, Recreation and Culture Budget Reduction Work Group met  
18 periodically from March through May of 2002 and submitted a report to the County Board  
19 of Supervisors on May 14, 2002, which was then referred to the Committees on Parks,  
20 Energy and Environment and Finance and Audit; and  
21

22 WHEREAS, the report contained a list of specific proposed expenditure and revenue  
23 "freezes" in the 2002 budgets of several departments within the Parks, Recreation and  
24 Culture functional area as well as several potential future budget reduction strategies for  
25 2003 and beyond; and  
26

27 WHEREAS, the expenditure and revenue "freezes" recommended by the Work  
28 Group totaled \$590,476 and were delineated as follows:  
29

|    |  |                  |
|----|--|------------------|
| 30 | • Parks Department repair and related accounts       | \$ 36,976        |
| 31 | • Parks Department utility accounts                  | \$100,000        |
| 32 | • Parks Department purchase card purchase reductions | \$ 43,500        |
| 33 | • Parks Department O'Donnell Park parking revenue    | \$170,000        |
| 34 | • Zoo Contractual Services accounts                  | \$ 40,000        |
| 35 | • Zoo simulator ride revenue                         | \$ 50,000        |
| 36 | • Zoo general revenue                                | \$100,000        |
| 37 | • War Memorial Center parking revenue                | <u>\$ 50,000</u> |
| 38 | <b>TOTAL</b>   | <b>\$590,476</b> |

39  
40 ; and  
41

42 WHEREAS, at its meeting on June 11, 2002, the Committee on Parks, Energy and  
43 Environment considered the Work Group report and by virtue of a 3 to 3 tie vote issued no  
44 recommendation as to its disposition to the Committee on Finance and Audit; and

45  
 46 WHEREAS, at its meeting on June 13, 2002, the Committee on Finance and Audit  
 47 recommended by a vote of 7 to 0 that the list of 2002 expenditure and revenue "freezes"  
 48 recommended by the Work Group be implemented immediately, and that the other  
 49 recommendations contained in the report be laid over until the July County Board meeting  
 50 cycle; now, therefore,

51  
 52 BE IT RESOLVED, that previously budgeted 2002 expenditures in the following  
 53 departmental accounts in the following amounts shall not occur unless specifically  
 54 authorized at a future date by the County Board of Supervisors:

55

|    |  |                  |
|----|--|------------------|
| 56 | • Parks Department repair and related accounts       | \$ 36,976        |
| 57 | • Parks Department utility accounts                  | \$100,000        |
| 58 | • Parks Department purchase card purchase reductions | \$ 43,500        |
| 59 | • Zoo Contractual Services accounts                  | \$ 40,000        |
| 60 |  |                  |
| 61 | <b>TOTAL</b>   | <b>\$220,476</b> |

62 ; and

63  
 64 BE IT FURTHER RESOLVED, that revenues contained in 2002 departmental budgets  
 65 in the following amounts shall not be transferred or expended unless specifically  
 66 authorized at a future date by the County Board of Supervisors:

67

|    |   |                  |
|----|---|------------------|
| 68 | • Parks Department O'Donnell Park parking revenue | \$170,000        |
| 69 | • Zoo simulator ride revenue                      | \$ 50,000        |
| 70 | • Zoo general revenue                             | \$100,000        |
| 71 | • War Memorial Center parking revenue             | \$ 50,000        |
| 72 |   |                  |
| 73 | <b>TOTAL</b>                                      | <b>\$370,000</b> |

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(Item 25)

(File No. 02-324)  
 (Journal, June 20, 2002)

From the County Executive, recommending adoption of a resolution/ordinance to reform the operation of County government.

File No. 02-324  
(Journal, June 20, 2002)

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(ITEM 25) From the County Executive, recommending adoption of a resolution/ordinance to reform the operation of County government, by recommending adoption of the following:

**A SUBSTITUTE RESOLUTION/ORDINANCE**

WHEREAS, recent events have demonstrated both the urgent need and the public demand for reform in the operation of County government; and

WHEREAS, the Commission for the 21<sup>st</sup> Century, experienced County department heads and managers, and numerous others who have observed and analyzed the operation of County government have identified policies and practices, many mandated by existing ordinances and statutes, which impede the efficient operations of County government; and

WHEREAS, subsequent to the release of the Commission for the 21<sup>st</sup> Century report in 1996, the County Board adopted several modifications to County policies and practices in an effort to decrease its role in administrative matters and increase the efficiency of County operations, including reducing the number of County Board committees from 14 to 9 and greatly reducing the number and variety of contracts necessitating County Board approval; and

WHEREAS, despite this progress, additional actions are needed to identify and modify policies and practices that are impeding the efficient operations of County government; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby adopt the following ordinance to modify practices and procedures that inhibit the efficiency of County operations:

**AN ORDINANCE**

to amend sections 56.30(4)(b), 56.06(1), 56.02 and 1.10 of the General Ordinances of Milwaukee County

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

**SECTION 1.** Section 56.30(4)(b) of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_, is hereby amended as follows:

44 **Professional services–Non-Capital.**

45

46 (1) For professional services resulting in an expenditure of ~~one~~ two thousand dollars  
 47 (~~\$1,000.00~~ 2,000.00) or less, a departmental purchase order or purchase card may be  
 48 used for the purchase of professional services. County board approval is not required  
 49 provided monies are available in the appropriate budget account.

50

51 (2) For a professional services contract with a value greater than ~~one~~ two thousand dollars  
 52 (~~\$1,000.00~~ 2,000.00) and less than ~~twenty~~ fifty thousand dollars (~~\$20,000.00~~  
 53 50,000.00), county board approval is not required provided monies are available in the  
 54 appropriate budget account for the expenditures required by the contract.

55

56 (3) County board approval.

57

58 (a) If a professional services contract with a value greater than ~~one~~ two thousand  
 59 dollars (~~\$1,000.00~~ 2,000.00) and less than ~~twenty~~ fifty thousand dollars (~~\$20,000.00~~  
 60 50,000.00), entered into by a department administrator is to be extended or  
 61 amended to provide additional reimbursement which extends the total  
 62 reimbursement beyond ~~twenty~~ fifty thousand dollars (~~\$20,000.00~~ 50,000.00) to the  
 63 same vendor, county board approval shall be required for each extension.

64

65 (b) For a professional services contract with a value of ~~twenty~~ fifty thousand dollars  
 66 (~~\$20,000.00~~ 50,000.00) or more, approval by the county board is required. Such  
 67 approval may take place as part of the county board's adoption of the annual county  
 68 budget. If approval does not take place as part of the adopted budget, then review  
 69 by the appropriate county board standing committee and approval by the county  
 70 board is required. If immediate action is required to preserve property or protect  
 71 life, health and welfare of persons, county board approval may be waived, provided  
 72 such action shall be reported, in writing, within forty-eight (48) hours after initial  
 73 emergency action, to the county board, the county executive and department of  
 74 administration.

75

76 (4) County board approval is not required for reimbursement for medical services as  
 77 defined under subsection 56.30(1)(f) when those services are provided to general  
 78 assistance-medical program clients in accordance with chapter 32.90 or to county  
 79 employes as a workers compensation claim provided that sufficient funds are available  
 80 at the time the invoice for service is submitted in the appropriate expenditure amount.

81

82 (a) The general assistance-medical program is specifically excluded from issuing  
 83 payments to any hospital, community based clinic, faculty physicians and surgeons  
 84 or other physicians operating from Froedtert Memorial Lutheran Hospital, non-  
 85 municipality operated ambulance or medical transportation provider unless a  
 86 specific contract for such service has been reviewed and approved by the county

87 board. The general assistance-medical program is exempt from the requirement to  
88 issue a request for proposal as defined in subsection 56.30(5) for services provided  
89 by hospitals, ambulance or medical transportation providers. The general assistance-  
90 medical program must issue a request for proposal whenever soliciting services  
91 which could be provided by a community based clinic, a primary care clinic, or any  
92 service which could be construed as a primary medical service.

93  
94 (b) The risk management division is allowed to issue payments to hospitals whenever  
95 services have been rendered to county employees as part of a workers compensation  
96 claim.

97  
98 **SECTION 2.** Section 56.06(1) of the General Ordinances of Milwaukee County, as  
99 amended to and including \_\_\_\_\_, is hereby amended as follows:

100  
101 **56.06. Review and approval of federal, and state and private grant and funding**  
102 **applications.**

103  
104 (1) All county officers and department heads are to refrain from applying for  
105 ~~accepting~~ federal, ~~or~~ state or private grants of assistance and from employing  
106 personnel to implement programs authorized by such grants until ~~both the~~  
107 ~~application and the acceptance of~~ for the federal ~~or state~~ grant has been approved  
108 by the standing committees of the county board having jurisdiction over such office  
109 or department and by the county board. If the application has been approved by the  
110 County Board, then approval for acceptance of the grant award is not required.  
111 County Board approval to submit a grant application shall not be required if a grant  
112 does not require a county match, either with county funding or in-kind services, and  
113 is not contrary to the adopted budget or any existing policy, including federal and  
114 state regulations/statutes and is consistent with the role and mission of the  
115 requesting department. In addition, However, this provision shall not apply to the  
116 department of public works for grant applications for state and federal formula  
117 grants for 1) highway aids for the maintenance of county trunk highways, 2) state  
118 and federal aids for mass transit operating and capital improvements and 3) federal  
119 Airport Improvement Program (AIP) grants and state airport grants for airport capital  
120 improvements when revenue from such grants is included in the annual  
121 departmental budgets as anticipated funding for operating and/or capital  
122 improvements. In these cases, the director of public works is authorized to apply for  
123 and accept the formula grants in accordance with the adopted budget action. This  
124 provision also does not apply for any other department wherein revenue from grants  
125 is included in the annual department budget as anticipated funding for operating  
126 and/or capital improvements in accordance with the adopted budget action.  
127

128 **SECTION 3.** Section 56.02 of the General Ordinances of Milwaukee County, as  
129 amended to and including \_\_\_\_\_, is hereby amended as follows:

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**56.02. Actions resulting in reduction of revenue.**

- (1) Each person in charge of any county office, department, agency, or any nondepartmental account shall submit a written report to the county executive, the committee on financial and audit of the county board and the department of administration whenever such person has reason to know or believe that a deficit of seventy-five thousand dollars (\$75,000.00) or more in any revenue account will occur for the division of county government under the supervision of that person. The report shall be submitted as soon as practicable, but shall not exceed ten (10) working days from the earliest date that such person first has reason to believe or know of the reduction of anticipated revenue. Such report shall include the reasons for the anticipated revenue deficit, as well as a recommended plan of action or alternatives to offset such deficit.
- (2) The department of administration shall report, on a quarterly basis or in a manner determined to be most useful and effective, on the financial condition of the county, which report shall identify all major variances from the adopted budget on a department-by-department basis, including any revenue deficits reported under section 56.02(1).
- (3) The county executive is authorized to request and develop a corrective action plan to address any such reported deficits if it is determined that timely action is necessary. If such a situation should occur, the corrective action plan shall be reported to the finance and audit committee and the county board in time for their next regularly scheduled meetings for approval prior to implementation.
- (4) The department of administration shall monitor, on a timely basis, all departmental operating statements during the fiscal year, for the purpose of identifying potential fiscal problems including projected revenue deficits. The department shall report all potential fiscal problems to the responsible department administrator.
- (5) After the close of each fiscal year, the department of administration shall prepare a report regarding the surplus/deficit from operations for the county, including a detail breakdown showing the surplus/deficit in both appropriations and revenues for each county department. Such report shall be submitted to the county executive, county board, and to all responsible department administrators. After receipt of the report, those responsible department administrators indicated as incurring a revenue deficit of seventy-five thousand dollars (\$75,000.00) or more shall, within ten (10) working days, respond in writing to the county executive, committee on financial and audit and the department as to why the revenue deficit occurred. However, in those cases where an appropriation surplus offsets the revenue deficit, department administrators are not required to respond regarding the revenue deficit.

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174           **SECTION 4.** Section 1.10 of the General Ordinances of Milwaukee County, as  
175 amended to and including \_\_\_\_\_, is hereby amended as follows:  
176

177   **1.10. Fiscal notes.**  
178

179   (1) No resolution, ordinance or communication from any county officer, board or  
180 commission shall be considered by the county board, or by any committee thereof  
181 to which it has been referred, unless it shall have attached as a note a reliable  
182 estimate of the fiscal effect or absence of the same. The fiscal note shall be prepared  
183 on a form approved by the committee on finance and supplied by the department of  
184 administration. With respect to any collective bargaining agreement, any  
185 amendment to chapter 17 of the general ordinances affecting wages or benefits, or  
186 any other action affecting the wages or benefits of county employees, the fiscal note  
187 shall include as much information as is practicable under the circumstances about  
188 the fiscal impact upon each department affected by the action. In addition, at  
189 minimum, the fiscal note shall set forth details of the projected annual countywide  
190 fiscal impact projected for each year of the collective bargaining agreement or, in  
191 the case of any other action affecting the wages or benefits of county employees,  
192 shall contain information regarding the projected fiscal impact at least five years  
193 into the future. When necessary, affected agencies shall assist the author in the  
194 preparation of the fiscal note. If a member objects to the content of a fiscal note  
195 attached to a resolution or ordinance under consideration by the county board, such  
196 resolution or ordinance shall, upon the affirmative vote of a majority of the  
197 members present and voting, be referred to the county board staff for a review and  
198 report to the county board at its next meeting.  
199

200   (2) The requirement of this section shall apply to original measures or submissions  
201 only, and not to substitute amendments, amendments or minority reports, provided  
202 that with the affirmative vote of a majority of the members present and voting,  
203 action on any substitute amendment, amendment or minority report, together with  
204 the original measure or committee report, may be laid over pending the attachment  
205 of a fiscal note. Such fiscal note shall be attached to each substitute amendment,  
206 amendment or minority report and presented to the county board at its next  
207 meeting.  
208

209   **SECTION 5.** This ordinance shall take effect upon passage and publication.  
210

211 ; and  
212

213   **BE IT FURTHER RESOLVED,** that in order to promote accountability based on  
214 performance and results, each county department shall submit a report to its parent County  
215 Board policy committee by June 1 and October 1 of each year detailing its year-to-date

(Item 26)

(File No. 02-398)  
(Journal, July 25, 2002)

From Principle Assistant Corporation Counsel, relative to continued funding of Corporation Counsel's consulting contract with 4-N Consultants, Inc. regarding Rule 26 Compliance Measures.

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File No. 02-  
(Journal, July 25, 2002)

(ITEM ) From Principal Assistant Corporation Counsel, relative to continued funding of Corporation Counsel's consulting contract with 4-N Consultants, Inc. regarding Rule 26 Compliance Measures, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the 2002 Adopted Budget provided sufficient funds for the issuance of a consulting contract with 4-N Consultants, Inc. in the amount of \$45,000 to provide legal services to the Department of Public Works and the Disadvantaged Business Division to assist the County in implementing the mandates of 49 CFR Rule 26 with respect to County compliance with federal law regarding DBE participation in USDOT-funded contracts; and

WHEREAS, per the 2002 Adopted Budget, the contract has been administered through the Corporation Counsel's office; and

WHEREAS, an initial funding encumbrance of \$19,500 has been paid for substantial services performed by the consultant, whose services have now been suspended pending the approval of additional funding; and

WHEREAS, the departments named above are jointly requesting additional funding in the sum of \$25,500 to permit the consultant to continue with efforts to bring the County into compliance in a number of contracting areas funded by USDOT; now, therefore,

BE IT RESOLVED, that the Corporation Counsel is authorized to execute the necessary contractual documents to pay 4-N Consultants, Inc. a sum not to exceed \$25,500 for additional consulting services; and

BE IT FURTHER RESOLVED, that the Department of Administration is authorized to pay invoices up to the amount of \$25,500 which are approved by the Corporation Counsel for services rendered by 4-N Consultants.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1, 5, 6, 7, 16, 18, 21, 22, 23 and 25.**

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

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

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

**AYES:** Aldrich, Bailey, Borkowski, Broderick, Cesarz, Davis, DeBruin, Diliberti, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman –21. **NOES:** Endries, McCue and McDonald – 3. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, Borkowski, Broderick, Cesarz, Davis, DeBruin, Diliberti, Holloway, Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman –23. **NOES:** Endries and Johnson, T. – 2. **EXCUSED:** Coggs-Jones – 1.

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

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

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

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

Thereupon, **Item 16 WAS ADOPTED** by the following vote:

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

Supervisors Endries and Diliberti submitted the following amendment to **Item 18**, File No. 02-273.:

**(1) INSERT, after Line 48, the following BE IT FURTHER RESOLVED clause:**

BE IT FURTHER RESOLVED, that the County Board of Supervisors hereby approves the easement as submitted by the Department of Parks, Recreation and Culture with the following amendment to page 9, paragraph (n) Approvals:

- (n) Approvals. All approvals are subject to there being no conflicts with other existing zoning regulations, laws, applicable rules or regulations, or other factors beyond the reasonable control of the Parks Department. Notwithstanding anything contained in this agreement, the Director of Parks, Recreation and Culture is authorized, but not required, to act on behalf of the County to approve, in writing, changes in the use of the KK River Parcel which the Director determines are not detrimental to Milwaukee County as long as such uses benefit the use of the adjacent SLMC Parcel. Aurora will indemnify the County for actions taken by Aurora or Aurora's agents in this regard.

; and

**(2) AMEND the BE IT FURTHER RESOLVED clause starting on line 49 as follows:**

BE IT FURTHER RESOLVED, that the County Executive , the County Clerk and other appropriate County staff are hereby authorized to prepare and execute the easement, as amended, after review, editing and approval by Corporation Counsel, and any other required documents and record such documents; and

**(3) AMEND the BE IT FURTHER RESOLVED clause starting on line 52 as follows:**

BE IT FURTHER RESOLVED, that St. Luke's Medical Center is required to pay all real estate closing costs associated with execution of the easement, as amended.

On a motion by Supervisor Weishan, **Item 18 WAS LAID OVER UNTIL LATER IN THE MEETING.**

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

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

Thereupon, **Item 18**, as amended, **WAS ADOPTED** by the following vote:

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

Supervisor Mayo moved to lay over **Item 21.**

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

**AYES:** Bailey, Borkowski, Davis, Holloway, Johnson, T., Johnson, W., Lutzka, Mayo, McCue, McDonald, Quindel and White – 12. **NOES:** Aldrich, Broderick, Cesarz, DeBruin, Diliberti, Endries, Krug, Nyklewicz, Schmitt, Weishan, Zielinski and the Chairman – 12. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 22 WAS ADOPTED** by the following vote:

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

Thereupon, **Item 23 WAS ADOPTED** by the following vote:

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

Supervisor Krug submitted the following **Amendment No. 1 to Item 25, File No. 02-324:**

**OFFERED BY SUPERVISOR Krug**

- 2) **DELETE** Lines 51 through 54 and replace with the following:
- (2) For a professional services contract with a value greater than two thousand dollars (\$2,000.00) and less than twenty thousand dollars (\$20,000.00), county board approval is not required provided monies are available in the appropriate budget account for the expenditures required by the contract.
  - (3) For a professional services contract with a value greater than twenty thousand dollars (\$20,000.00) and less than fifty thousand dollars (\$50,000.00), county board approval may not be required provided monies are available in the appropriate budget account for the expenditures required by the contract. Prior to the execution of such a contract, notice of intent to award the contract shall be provided by the appropriate departmental administrator to the Division of Procurement, which shall post the notice of intent and all supporting documentation in an easily accessible manner on the County web site. If, within 10 days of the posting of the notice of intent, no county board supervisor provides a written notice of objection to the award of the contract to the Director of Procurement, then the contract may be executed. If a written notice of objection is provided by a county board supervisor, then the proposed contract shall be submitted to the county board for approval. The foregoing provisions shall also apply to an extension or amendment of an existing professional services contract with a value greater than two thousand dollars (\$2,000.00) and less than twenty thousand dollars (\$20,000.00) that provides additional reimbursement which extends the total reimbursement to greater than twenty thousand dollars (\$20,000.00) and less than fifty thousand dollars (\$50,000.00).

Thereupon, the foregoing **Amendment No. 1 FAILED** by the following vote:

**AYES:** Aldrich, Bailey, Krug, Zielinski – 4. **NOES:** Borkowski, Broderick, Cesarz, Davis, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 20. **EXCUSED:** Coggs-Jones – 1.

Supervisor Weishan submitted the following **Amendment No. 2 to Item 25, File No. 02-324:**

**OFFERED BY SUPERVISOR Weishan**

†

- 1) **MODIFY** the “WHEREAS” clause beginning on Line 18 as follows:

WHEREAS, subsequent to the release of the Commission for the 21<sup>st</sup> Century report in 1996, the County Board adopted several modifications to County policies and practices ~~in an effort to decrease its role in administrative matters and increase the efficiency of County operations~~, including reducing the number of County Board committees from 14 to 9 and ~~greatly reducing the number and variety of contracts necessitating County Board approval~~; and

ρ

- 2) **MODIFY** the “BE IT RESOLVED” clause beginning on Line 29 as follows:

BE IT RESOLVED, that the County Board of Supervisors does hereby adopt the following ordinance to modify practices and procedures ~~that inhibit the efficiency of County operations~~:

- 3) **DELETE** the paragraph beginning on Line 51 and ending on Line 54 and replace with the following:

(1) For a professional services contract with a value greater than ~~one~~ two thousand dollars (~~\$1,000.00~~ 2,000.00) and less than ~~twenty~~ thirty thousand dollars (~~\$20,000.00~~ 30,000.00), county board approval is not required provided monies are available in the appropriate budget account for the expenditures required by the contract.

- 4) **DELETE** the two paragraphs beginning on Line 58 and ending on Line 74 and replace with the following:

(a) If a professional services contract with a value greater than ~~one~~ two thousand dollars (~~\$1,000.00~~ 2,000.00) and less than ~~twenty~~ thirty thousand dollars (~~\$20,000.00~~ 30,000.00), entered into by a department administrator is to be extended or amended to provide additional reimbursement which extends the total reimbursement beyond ~~twenty~~ thirty thousand dollars (~~\$20,000.00~~ 30,000.00) to the same vendor, county board approval shall be required for each extension.

- (b) For a professional services contract with a value of ~~twenty~~ thirty thousand dollars (\$~~20,000.00~~ 30,000.00) or more, review by the appropriate county board standing committee and approval by the county board is required. If immediate action is required to preserve property or protect life, health and welfare of persons, county board approval may be waived, provided such action shall be reported, in writing, within forty-eight (48) hours after initial emergency action, to the county board, the county executive and department of administration.
- 5) **DELETE** the paragraph beginning on Line 104 and ending on Line 126 and replace with the following:
- (1) All county officers and department heads are to refrain from applying for or accepting federal, ~~or state or private~~ grants of assistance and from employing personnel to implement programs authorized by such grants until ~~both the application and the acceptance of~~ for the federal ~~or state~~ grant has been approved by the standing committees of the county board having jurisdiction over such office or department and by the county board. If the application has been approved by the County Board, then approval for acceptance of the grant award is not required. However, this provision shall not apply to the department of public works for grant applications for state and federal formula grants for 1) highway aids for the maintenance of county trunk highways, 2) state and federal aids for mass transit operating and capital improvements and 3) federal Airport Improvement Program (AIP) grants and state airport grants for airport capital improvements when revenue from such grants is included in the annual departmental budgets as anticipated funding for operating and/or capital improvements. In these cases, the director of public works is authorized to apply for and accept the formula grants in accordance with the adopted budget action. This provision also does not apply for any other department wherein revenue from grants is included in the annual department budget as anticipated funding for operating and/or capital improvements in accordance with the adopted budget action.
- 6) **MODIFY** Lines 243 through 246 as follows:
2. A recommendation regarding possible legislation to be pursued by the Division on Intergovernmental Relations to allow the County to reform its fund transfer process ~~in order to improve governmental efficiency and reduce time spent by administrators and Supervisors on unnecessary paperwork.~~

**DIVISION OF THE QUESTION** was requested on **Amendment No. 2.**

**SEPARATE ACTION** was requested on each of the six sections.

Thereupon, **Section 1 of Amendment No. 2 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Borkowski, Cesarz, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 17. **NOES:** Bailey, Broderick, DeBruin, Diliberti, Johnson, T., Johnson, W., McCue, and McDonald – 7. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Section 2 of Amendment No. 2 FAILED** by the following vote:

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

Thereupon, **Sections 3 and 4 of Amendment No. 2 FAILED** by the following vote:

**AYES:** Bailey, Davis, Krug, Lutzka, Mayo, Nyklewicz, Weishan, White, Zielinski, and the Chairman – 10. **NOES:** Aldrich, Borkowski, Broderick, Cesarz, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., McCue, McDonald, Quindel and Schmitt - -14. **EXCUSED** – 10.

Thereupon, **Section 5 of Amendment No. 2 FAILED** by the following vote:

**AYES:** Bailey, Davis, Lutzka, Mayo, Weishan, White, Zielinski and the Chairman – 8. **NOES:** Aldrich, Borkowski, Broderick, Cesarz, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson W., McCue, McDonald, Nyklewicz, Quindel and Schmitt – 16. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Section 6 of Amendment No. 2 FAILED** by the following vote:

**AYES:** Aldrich, Bailey, Broderick, Davis, Krug, Mayo, Nyklewicz, Schmitt, Weishan, White, Zielinski and the Chairman – 12. **NOES:** Borkowski, Cesarz, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson W., Lutzka, McCue, McDonald and Quindel – 12. **EXCUSED:** Coggs-Jones – 1.

Thereupon, **Item 25**, as amended, **WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Borkowski, Broderick, Cesarz, DeBruin, Diliberti, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt and the Chairman – 18. **NOES:** Bailey, Davis, Mayo, Weishan, White and Zielinski – 6. **EXCUSED:** Coggs-Jones – 1.

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**From the Committee on Health and Human Needs, Reporting 12 Items**

**(Item 1)**

**(File No. 02-370)  
(Journal, July 25, 2002)**

From Director, County Health Related Programs, requesting approval of sole source procurement agreements with CD Medical Inc., the authorized distributors of the Nextemp Personal Thermometers, and with the American Institute for Preventive Medicine for the purchase of 30,000 Nextemp Thermometers and various patient education brochures for the General Assistance Medical Program Patient Enrollment Package being distributed under the Community Access Program.

File No. 02-370  
(Journal, July 25, 2002)

(ITEM NO. 1) From Director of County Health Related Programs, recommending that the Department of Administration-Procurement Division be authorized to execute a sole source blanket procurement agreement with CD Medical, Inc., the authorized distributor of the NexTemp Personal Thermometer, and the American Institute of Preventive Medicine for the purchase of 30,000 NexTemp Personal Thermometers and various patient education brochures for the General Assistance Medical Program patient enrollment package as part of the Community Access Program grant activities, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, the Department of Health and Human Services, Bureau of Primary Healthcare, Health Resources and Services Administration (HRSA), Community Access Program (CAP), issued a call for grant requests in 2000 for communities with indigent health programs as a means to provide funds for infrastructure and program development for those communities, provided that those funds were not used to supplement or replace existing funding; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program (GAMP) medical provider network and program structure met the requirements as defined in the grant document and, to take advantage of the grant opportunity, the Division of County Health Programs requested authorization from the County Board of Supervisors to apply for and, if awarded, accept federal grant funds associated with the CAP [File No. 00-177]; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program, submitted a funding request to HRSA, CAP, and subsequently received funding from the CAP in 2000 to address four critical areas identified by clinics or the Division of County Health Programs during the development of the grant response: Patient Education, Clinical Capacity and Business Development, Information Systems Enhancement and Program Evaluation; and

WHEREAS, the Division received authority from the County Board of Supervisors to execute contracts and agreements with area medical providers to implement the programs outlined in the grant award [File No. 00-177(a)(a)]; and

**APPROVED AS TO FORM**

WHEREAS, the Division has progressed substantially with the community clinics to implement the programs outlined in the CAP grant during the past year, which has included clinical renovations and equipment, IS consultation, special seminars and the development of a patient education kit containing information on self-care and the program; and

WHEREAS, the Health Resources and Services Administration, Community Access Program, issued a notice that supplemental funding and a grant extension were available to previously funded CAP recipients provided that the funds were to continue to enhance projects contained within the initial grant request; and

WHEREAS, the Division received authorization to submit a request for supplemental funds to continue to enhance the efforts under the original grant [File No. 01-131]; and

WHEREAS, the Division solicited input from the community clinics and medical providers regarding equipment needs, development plans and how to address supplemental funding which would meet the purpose of the grant request; and

WHEREAS, the Division submitted a request for supplemental funds to the Community Access Program in the amount of \$661,598, which has been reviewed and approved for funding by HRSA, CAP, effective August 1, 2001; and

WHEREAS, the distribution of patient education materials has given patients materials to care for themselves and avoid costly emergency department visits; and

WHEREAS, evaluation of the patient packets has been evaluated by the Medical College of Wisconsin and patient satisfaction is extremely high with over 82% of the patients indicating the package contents were very helpful and patients have expressed a desire to see additional disease-specific materials; and

WHEREAS, clients have reported great satisfaction and use of the NexTemp Personal Thermometers; now, therefore,

BE IT RESOLVED, that the Division of County Health Programs, General Assistance Medical Program, is authorized to execute a sole source procurement agreement with CD Medical Inc., the authorized distributor of the NexTemp Personal Thermometer, and the American Institute of Preventive Medicine, for the purchase of 30,000 NexTemp Personal Thermometers and patient education brochures for the General Assistance Medical Program patient enrollment package as part of the Community Access Program grant activities.

**(Item 2)**

**(File No. 02-371)  
(Journal, July 25, 2002)**

From Director, County Health Related Programs, requesting authorizing to execute a contract with Esperanza Unida, Inc. in the amount of \$45,000 of Community Access Program grant funds for building remodeling associated with the relocation and expansion of the Madison Street Clinic.

**(Item 3)**

**(File No. 02-369)  
(Journal, July 25, 2002)**

From Director, County Health Related Programs, requesting authorization to execute a Professional Services Contract with Rick A. Michalski, J.D., R.P.H. In the amount of \$72,000 of Community Access Program grant funds for consulting services related to the development of a closed formulary for the General Assistance Medical Program and the development of a request for proposals regarding pharmacy services.

### **A RESOLUTION**

WHEREAS, the Department of Health and Human Services, Bureau of Primary Healthcare, Health Resources and Services Administration (HRSA), Community Access Program (CAP), issued a call for grant requests in 2000 for communities with indigent health programs as a means to provide funds for infrastructure and program development for those communities, provided that those funds were not used to supplement or replace existing funding; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program (GAMP) medical provider network and program structure met the requirements as defined in the grant document and, to take advantage of the grant opportunity, the Division of County Health Programs requested authorization from the County Board of Supervisors to apply for and, if awarded, accept federal grant funds associated with the CAP [File No. 00-177]; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program, submitted a funding request to the Health Resources and Services Administration, Community Access Program, and subsequently received funding from the CAP in 2000 to address four critical areas identified by clinics or the Division of County Health Programs during the development of the grant response: Patient Education, Clinical Capacity and Business Development, Information Systems Enhancement and Program Evaluation; and

WHEREAS, the Division received authority from the County Board of Supervisors to execute contracts and agreements with area medical providers to implement the programs outlined in the grant award [File No. 00-177(a)(a)]; and

WHEREAS, the Division has progressed substantially with the community clinics to implement the programs outlined in the CAP grant during the past year, which has included clinical renovations and equipment, IS consultation, special seminars and the development of a patient education kit containing information on self-care and the program; and

WHEREAS, the Health Resources and Services Administration, Community Access Program, issued a notice that supplemental funding and a grant extension were available to previously funded CAP recipients provided that the funds were to continue to enhance projects contained within the initial grant request; and

WHEREAS, the Division received authorization to submit a request for supplemental funds to continue to enhance the efforts under the original grant [File No. 01-131]; and

WHEREAS, the Division solicited input from the community clinics and medical providers regarding equipment needs, development plans and how to address supplemental funding which would meet the purpose of the grant request; and

WHEREAS, the Division submitted a request for supplemental funds to the Community Access Program in the amount of \$661,598, which has been reviewed and approved for funding by HRSA, CAP, effective August 1, 2001; and

WHEREAS, GAMP included case management to continue to seek cost-effective approaches to patient care in the CAP proposal; and

WHEREAS, the General Assistance Medical Program has seen a rapid and steep growth in expenditures related to pharmaceuticals for GAMP clients and this is reflective of a national trend and it is expected that pharmacy expenses for GAMP could exceed \$5 million in 2002; and

WHEREAS, cost containment efforts would focus on development of a closed formulary and possible development of Request for Proposals to establish a contractual arrangement for pharmacy services; and

WHEREAS, the establishment of clear contractual obligations with the provider network while meeting state and federal regulatory standards make the development of a pharmacy program complex; and

WHEREAS, Mr. Rick A. Michalski is a uniquely qualified individual with education, experience and expertise in both law and pharmacy, having previously worked in the development of formulary; and

WHEREAS, Mr., Michalski is not a provider of pharmacy services in the GAMP network, nor does he offer a pharmacy benefits management product, thus eliminating conflicts of interest in the development of recommendations and proposals; now, therefore,

BE IT RESOLVED, that the Division of County Health Programs, General Assistance Medical Program, is authorized to execute a contract with Mr. Rick A. Michalski, J.D., R.Ph., for consulting services surrounding the development of a closed formulary for the General Assistance Medical Program and potential development of a Request for Proposals for pharmacy services as part of the Community Access Program grant activities.

**(Item 4)**

**(File No. 02-34(a)(g))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Services Providers for programs.

**(Item 5)**

**(File No. 02-5(a)(d))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Behavioral Health Division.

**(Item 6)**

**(File No. 02-5(a)(e))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with the Behavioral Health Division.

**(Item 7)**

**(File No. 02-32(a)(d))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to State Social Services and Community Programs (including Behavioral Health Division) with the Department of Health and Family Services (DHFAS).

**(Item 8)**

**(File No.02-385)  
(Journal, July 25, 2002)**

From Acting Director, Department of Human Services, requesting authorization to submit and accept, if awarded, a Department of Housing and Urban Development (HUD) proposal to renew grants known as ANET I and II in the amount of \$1,720,882.

**(Item 9)**

**(File No. 02-8(a)(b))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contract with the Juvenile Delinquency and Court Services Division.

**(Item 10)**

**(File No. 02-391)  
(Journal, July 25, 2002)**

From the Director, County Health Related Programs, requesting authorization to execute a contract with Community Advocates in the amount of \$60,000 of Community Access Program (CAP) grant funds for developing a system to enroll individuals into indigent medication programs sponsored by drug companies.

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(ITEM NO. 10 ) From the Director, County Health Related Programs, requesting authorization to execute a contract with Community Advocates in the amount of \$60,000 of federal grant funds from the community access program for developing a system to enroll individuals into indigent medication programs sponsored by drug companies, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Department of Health and Human Services, Bureau of Primary Healthcare, Health Resources and Services Administration (HRSA), Community Access Program (CAP), issued a call for grant requests in 2000 for communities with indigent health programs as a means to provide funds for infrastructure and program development for those communities, provided that those funds were not used to supplement or replace existing funding; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program (GAMP) medical provider network and program structure met the requirements as defined in the grant document and, to take advantage of the grant opportunity, the Division of County Health Programs requested authorization from the County Board of Supervisors to apply for and, if awarded, accept federal grant funds associated with the CAP [File No. 00-177]; and

WHEREAS, the Division of County Health Programs, General Assistance Medical Program, submitted a funding request to HRSA, CAP, and subsequently received funding from the CAP in 2000 to address four critical areas identified by clinics or the Division of County Health Programs during the development of the grant response: Patient Education, Clinical Capacity and Business Development, Information Systems Enhancement and Program Evaluation; and

WHEREAS, the Division received authority from the County Board of Supervisors to execute contracts and agreements with area medical providers to implement the programs outlined in the grant award [File No. 00-177(a)(a)]; and

WHEREAS, the Division has progressed substantially with the community clinics to implement the programs outlined in the CAP grant during the past year, which has included clinical renovations and equipment, IS consultation, special seminars and the development of a patient education kit containing information on self-care and the program; and

WHEREAS, the Health Resources and Services Administration, Community Access Program, issued a notice that supplemental funding and a grant extension were available to previously funded CAP recipients provided that the funds were to continue to enhance projects contained within the initial grant request; and

WHEREAS, the Division received authorization to submit a request for supplemental funds to continue to enhance the efforts under the original grant [File No. 01-131]; and

WHEREAS, the Division solicited input from the community clinics and medical providers regarding equipment needs, development plans and how to address supplemental funding which would meet the purpose of the grant request; and

WHEREAS, the Division submitted a request for supplemental funds to the Community Access Program in the amount of \$661,598, which has been reviewed and approved for funding by HRSA, CAP, effective August 1, 2001; and

WHEREAS, funds from the Community Access Program can be used to manage the care of the uninsured and GAMP-eligible individuals, and analysis of claims data and review of GAMP expenses indicates that pharmacy costs have increased dramatically in the past several years; and

WHEREAS, most drug companies have programs to support low-income individuals, but these programs require specific complex requests and procedures; and

WHEREAS, Community Advocates has a long history of working with providers and clients faced with complex applications and application procedures; and

WHEREAS, Community Advocates has expressed a willingness to develop a system that would assist individuals to obtain low or no-cost drugs from the various drug company programs; now, therefore,

BE IT RESOLVED, that the Department of Administration, Division of County Health Programs, is authorized to execute a professional services agreement with Community Advocates in an amount not to exceed \$60,000 for the development and implementation of a sustainable program to assist individuals to enroll in indigent medication programs as part of the Community Access Program grant activities.

**(Item 11)**

**(File No. 02-400)  
(Journal, July 25, 2002)**

From the Director, County Health Related Programs, submitting recommendations from the Sports Authority Board regarding revisions in the goals and funding priorities of the Sports Authority for the process of distributing Sports Authority Funds.

**(Item 12)**

**(File No. 02-402)  
(Journal, July 25, 2002)**

From Director, Department on Aging, requesting authorizing to increase from \$53,253,000 to \$59,409,000, the Department on Aging's 2002 Professional Services contract with KeyLink Solutions, Inc. (formerly KeyLink Group, LLC) to provide Third Party Administrator (TPA) Services for the Department's Care Management Organization (CMO), including \$2,013,560 in vendor service fees and \$57,395,440 in client service payment.

WHEREAS, Family Care enrollments in 2002 have proceeded at a faster rate than originally anticipated by the Department, resulting in a need to increase Milwaukee County's 2002 contract with Keylink Solutions, Inc. to cover actual vendor service fees and client service payments; and

WHEREAS, to meet revised cost estimates, the Department requests authorization to increase the 2002 Professional Services contract with the KeyLink Solutions, Inc., by \$6,156,000, from \$53,253,000 to \$59,409,000, including a \$618,800 increase in vendor services fees from \$1,394,760 to \$2,013,560, and a \$5,537,200 increase in client service payments from \$51,858,240 to \$57,395,440; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to amend the Department on Aging's Professional Services contract with KeyLink Solutions, Inc., for the period January 1, 2002 to December 31, 2003, to provide Third Party Administrator Services for the CMO pilot under Family Care, and to award \$59,409,000 for the period January 1, 2002 through December 31, 2002, including \$2,013,560 in vendor service fees and \$57,395,440 in client service payments.



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**DANIEL J. DILIBERTI**  
Acting Chairman

**JAMES G. WHITE**  
Second Vice Chairman

## Members of the Board

| District |                                  |
|----------|----------------------------------|
| 1st      | <b>JAMES G. WHITE</b>            |
| 2nd      | <b>JOE DAVIS, SR.</b>            |
| 3rd      | <b>GERRY P. BRODERICK</b>        |
| 4th      | <b>SHIELA ALDRICH</b>            |
| 5th      | <b>LEE HOLLOWAY</b>              |
| 6th      | <b>ROB McDONALD</b>              |
| 7th      | <b>MICHAEL MAYO, SR.</b>         |
| 8th      | <b>DANIEL J. DILIBERTI</b>       |
| 9th      | <b>ROBERT KRUG</b>               |
| 10th     | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th     | <b>MARK A. BORKOWSKI</b>         |
| 12th     | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th     | <b>WILLIE JOHNSON, JR.</b>       |
| 14th     | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th     | <b>TIM JOHNSON</b>               |
| 16th     | <b>LYNNE DE BRUIN</b>            |
| 17th     | <b>LORI LUTZKA</b>               |
| 18th     | <b>ROGER H. QUINDEL</b>          |
| 19th     | <b>BUD ENDRIES</b>               |
| 20th     | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st     | <b>PETER AGNOS</b>               |
| 22nd     | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd     | <b>PAUL M. CESARZ</b>            |
| 24th     | <b>RYAN P. McCUE</b>             |
| 25th     | <b>THOMAS A. BAILEY</b>          |

**SPECIAL MEETING OF THE MILWAUKEE COUNTY BOARD OF SUPERVISORS  
THURSDAY, SEPTEMBER 5, 2002**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**Milwaukee, Wisconsin, Thursday, September 5, 2002 9:35am**

Supervisor Diliberti in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Endries, Johnson, T., Johnson, W., Krug, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23 **ABSENT** – Holloway, Lutzka – 2 **EXCUSED** – 0

Supervisors Holloway and Lutzka are hereinafter noted present.

Chairman Diliberti opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent mediation.

The County Clerk read the Certificate of Receipt and filing of Call for Special Meeting of the County Board of Supervisors.

**RULES GOVERNING THE CONDUCT OF THE ELECTION**  
**FOR COUNTY BOARD CHAIRPERSON**

Supervisor Schmitt moved that all rules of the board interfering with immediate consideration of the foregoing rules be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Endries, Holloway, Johnson, T., Johnson, W., Krug, Mayo, Quindel, Schmitt, Weishan, Zielinski, And The Chairman. – 19 **NOES:** Cesarz, Lutzka, McCue, McDonald, Nyklewicz, and White – 6 **EXCUSED:** 0

Supervisors Schmitt, Aldrich, Mayo, and Endries submitted rules governing the conduct of the election of the County Board Chairperson.

Thereupon, the foregoing rules **FAILED OF ADOPTION** by the following vote:

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

Supervisor Bailey, Broderick, and Agnos submitted the rules governing the conduct of the election of the County Board Chairperson.

Thereupon, the foregoing rules **FAILED OF ADOPTION** by the following vote:

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

Supervisor DeBruin submitted rules governing the conduct of the election of the County Board Chairperson:

Thereupon, the rules **WERE ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Johnson, T., Johnson, W., Quindel, Weishan, and the Chairman – 13 **NOES:** Cesarz, Endries, Holloway, Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Schmitt, White, and Zielinski – 12

### **ELECTION OF CHAIRPERSON**

The Chair **DECLARED** that nominations were in order for the election of Chairperson of the Milwaukee County Board of Supervisors.

Supervisor Mayo nominated Supervisor Lee Holloway as Chairperson of the Milwaukee County Board of Supervisors.

Supervisor Aldrich nominated Supervisor Robert Krug as Chairperson of the Milwaukee County Board of Supervisors.

Supervisor McCue nominated Supervisor Paul Cesarz as Chairperson of the Milwaukee County Board of Supervisors.

Supervisor Davis nominated himself, Supervisor Joe Davis, as Chairperson of the Milwaukee County Board of Supervisors.

County Clerk Mark Ryan put the names of the nominees in a hat and the order to address the Board was as follows: (1) Supervisor Krug; (2) Supervisor Davis; (3) Supervisor Cesarz; and, (4) Supervisor Holloway.

Each nominee addressed the Board.

Thereupon, preliminary voting took place with the following results:

Supervisor Holloway – 9 votes

Supervisor Krug – 8 votes

Supervisor Cesarz – 6 votes

Supervisor Davis – 2 votes

Pursuant to the rules governing this election, Supervisor Davis was eliminated from consideration.

The Chairperson ordered the Roll to be called for the election of Chairperson of Milwaukee County Board, with the following results:

**FOR SUPERVISOR HOLLOWAY:** Coggs-Jones, Davis, Holloway, Johnson, W., Lutzka, Mayo, Nyklewicz, Schmitt, White, and Zielinski – 10

**FOR SUPERVISOR KRUG:** Aldrich, Bailey, Borkowski, Broderick, DeBruin, Krug, Quindel, Weishan, and the Chairman – 9

**FOR SUPERVISOR CESARZ:** Agnos, Cesarz, Endries, Johnson, T., McCue, and McDonald – 6

Once again, the Chairperson ordered the Roll to be called for the election of Chairperson of the Milwaukee County Board, with the following results:

**FOR SUPERVISOR HOLLOWAY:** Coggs-Jones, Davis, Holloway, Johnson, W., Lutzka, Mayo, Nyklewicz, Schmitt, White, and Zielinski – 10

**FOR SUPERVISOR KRUG:** Aldrich, Bailey, Borkowski, Broderick, DeBruin, Krug, Quindel, Weishan, and the Chairman – 9

**FOR SUPERVISOR CESARZ:** Agnos, Cesarz, Endries, Johnson, T., McCue, and McDonald – 6

Supervisor Cesarz **WITHDREW** his name from consideration as Chairperson.

Once again, the Chairperson ordered the Roll to be called for the election of Chairperson of the Milwaukee County Board, with the following results:

**FOR SUPERVISOR HOLLOWAY:** Agnos, Cesarz, Coggs-Jones, Davis, Endries, Holloway, Johnson, W., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Schmitt, White, and Zielinski – 15

**FOR SUPERVISOR KRUG:** Aldrich, Bailey, Borkowski, Broderick, DeBruin, Johnson, T., Krug, Quindel, Weishan, and the Chairman – 10

The new County Board Chairman, Lee Holloway, addressed the Board.

### **APPROVAL OF THE JOURNAL OF PROCEEDINGS**

On a motion by Supervisor Krug, the Journal of Proceedings of May 23, June 5, and June 21, 2001 **WAS APPROVED** by a voice vote.

### **UNFINISHED BUSINESS**

**(ITEM 1)**

**File No. 02.281(a)(a)  
(Journal, July 25, 2002)**

Report, **from the Committee on Finance and Audit**, recommending adoption of a resolution approving, in concept, the report submitted by the Fiscal and Budget Administrator, Director of Audits and County Board of Director of Research regarding a proposed Department of Administrative Services, with certain exceptions as delineated in the resolution.

File No. 02-281(a)(a)  
(Journal, July 25, 2002)

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4 (ITEM 21) From Fiscal and Budget Administrator, Director of Audits and County Board  
5 Director of Research, submitting a report on Department of Administrative Services, by  
6 recommending adoption of the following:  
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8 **A RESOLUTION**  
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10 WHEREAS, on January 24, 2002, the Milwaukee County Board of Supervisors  
11 approved File No. 02-79, which directed the Department of Audit to conduct a review of  
12 the organizational structure of certain county departments; and  
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14 WHEREAS, on May 3, 2002, the Department of Audit submitted to the County  
15 Board a management structure review of the Department of Human Services; and  
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17 WHEREAS, one of the major recommendations contained in the management  
18 structure review was to restructure administrative functions across County government  
19 through the creation of a single department to provide administrative services to all other  
20 county departments; and  
21

22 WHEREAS, the review proposed that this new "Department of Administrative  
23 Services" should take the place of the Department of Administration and have as its core  
24 mission the provision of "overhead" functions to County departments – such as  
25 accounting, budgeting, human resources, information technology and procurement; and  
26

27 WHEREAS, on May 23, 2002, the County Board of Supervisors adopted Resolution  
28 File No. 02-281, which expressed the desire of the County Board "to pursue the concept  
29 proposed by the Department of Audit", and that further directed the Department of  
30 Administration, Department of Human Resources, Department of Audit and County Board  
31 staff, as well as any other departments that they may need to assist them, to prepare a  
32 report for submission to the County Executive and County Board that specifies how this  
33 concept should be implemented as of January 1, 2003; and  
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35 WHEREAS, the report (a copy of which is attached to and made a part of this file)  
36 was submitted by the Fiscal and Budget Administrator, Director of Audits and County  
37 Board Director of Research to the County Executive and County Board on July 12, 2002;  
38 and  
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40 WHEREAS, the report contained proposed organizational charts for the new  
41 Department of Administrative Services and for the four major divisions of the new  
42 Department, as well as information indicating projected impacts on positions and tax levy,  
43 recommendations regarding the simplification of administrative rules and procedures, and  
44 recommendations for ensuring that the Department of Administrative Services will be  
45 accountable for the provision of high-quality services; and

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WHEREAS, at its meeting on July 18, 2002, the Committee on Finance and Audit considered the subject report and adopted a motion by a vote of 7 to 0 to approve the report on a conceptual basis, except for the following areas:

1. The recommendation to combine the Disadvantaged Business Section with the Division on Procurement. It was recommended that this item be further reviewed by the authors of the report and by Corporation Counsel and that it also be referred to the DBE Steering Committee for review, and that a report be submitted to the Committee on Finance and Audit for consideration in the September meeting cycle.
2. The recommendation that the Division on Economic Development not be part of the Department of Administrative Services and that its appropriate placement and composition be reviewed in the context of whether it represents a core County function. It was recommended that this item be further reviewed by the authors of the report and by the committee the County Executive plans to create that will explore the County's appropriate role in economic and workforce development, and that a report be submitted to the Committee on Finance and Audit for consideration in the September meeting cycle.

; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves, in 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 the following exceptions:

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1. The recommendation to combine the Disadvantaged Business Section with the Division on Procurement. This item shall be further reviewed by the authors of the report and Corporation Counsel and shall also be referred to the DBE Steering Committee for review, and a report providing information on the outcome of these reviews shall be submitted to the Committee on Finance and Audit for consideration in the September meeting cycle.
  2. The recommendation that the Division on Economic Development not be part of the Department of Administrative Services and that its appropriate placement and composition be reviewed in the context of whether it represents a core County function. This item shall be further reviewed by the authors of the report and by the committee the County Executive plans to create that will explore the County's appropriate role in economic and workforce development, and a report providing information on the outcome of these reviews shall be submitted to the Committee on Finance and Audit for consideration in the September meeting cycle.

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**FISCAL NOTE:** Because this Resolution only provides approval on a conceptual basis of the report outlining the creation of a Department of Administrative Services, no specific implementation actions are authorized at this time (though it is possible that some implementation actions could occur administratively or that recommendations contained in the report could be included in the County Executive's 2003 Recommended Budget). As a result, adoption of this Resolution would have no direct tax levy impact, but would require an expenditure of staff time.

RH/h  
7/20/2002  
C:\Documents and Settings\Administrator\My Documents\Finance&Audit\071802\02-281a.ares.doc

On a motion by Supervisor DeBruin, Item 1-Unfinished Business **WAS REFERRED BACK TO THE COMMITTEE ON FINANCE AND AUDIT**, by a voice vote.

**RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES**

**FROM THE COMMITTEE ON PERSONNEL REPORTING ON 1 ITEM**

**(ITEM 1)**

**File No. 02-427  
(Journal, September 5, 2002)**

From County Executive, appointing Mr. Charles E. McDowell to the position of Human Resources for Milwaukee County, by recommending that the said appointment by the County Executive of Mr. Charles E. McDowell to the position of Director of Milwaukee County Department of Human Resources is hereby confirmed.

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File No. 02-427  
(Journal, September 5, 2002)

(ITEM NO. 1) From County Executive, appointing Mr. Charles E. McDowell to the position of Director of Human Resources for Milwaukee County, by recommending that the said appointment by the County Executive of Mr. Charles E. McDowell to the position of Director of Milwaukee County Department of Human Resources is hereby confirmed.

mw:9/5/02:02427confirmreso

The question was on adoption.

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Endries, Holloway, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman. **NOES:**  
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**CITATIONS**

Thereupon, the foregoing citations **WERE APPROVED** by a voice vote.

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**ADJOURNMENT**

On a motion by Supervisor White, the Board **ADJOURNED** at 12:10pm to Thursday, September 26, 2002, at 9:30am, by a voice vote.

**Prepared by the Milwaukee County Clerk's Office**



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**LEE HOLLOWAY**  
Chairman

## Members of the Board

### District

|                  |                           |
|------------------|---------------------------|
| 1 <sup>st</sup>  | JAMES G. WHITE            |
| 2 <sup>nd</sup>  | JOE DAVIS, SR.            |
| 3 <sup>rd</sup>  | GERRY P. BRODERICK        |
| 4 <sup>th</sup>  | SHIELA ALDRICH            |
| 5 <sup>TH</sup>  | LEE HOLLOWAY              |
| 6 <sup>TH</sup>  | ROB McDONALD              |
| 7 <sup>TH</sup>  | MICHAEL MAYO, SR.         |
| 8 <sup>TH</sup>  | DANIEL J. DILIBERTI       |
| 9 <sup>TH</sup>  | ROBERT KRUG               |
| 10 <sup>TH</sup> | ELIZABETH M. COGGS-JONES  |
| 11 <sup>TH</sup> | MARK A. BORKOWSKI         |
| 12 <sup>TH</sup> | T. ANTHONY ZIELINSKI      |
| 13 <sup>TH</sup> | WILLIE JOHNSON, JR.       |
| 14 <sup>TH</sup> | RICHARD D. NYKLEWICZ, JR. |
| 15 <sup>TH</sup> | TIM JOHNSON               |
| 16 <sup>TH</sup> | LYNNE DE BRUIN            |
| 17 <sup>TH</sup> | LORI LUTZKA               |
| 18 <sup>TH</sup> | ROGER H. QUINDEL          |
| 19 <sup>TH</sup> | BUD ENDRIES               |
| 20 <sup>TH</sup> | JAMES "LUIGI" SCHMITT     |
| 21 <sup>ST</sup> | PETER AGNOS               |
| 22 <sup>ND</sup> | JOHN F. WEISHAN, JR.      |
| 23 <sup>RD</sup> | PAUL M. CESARZ            |
| 24 <sup>TH</sup> | RYAN P. McCUE             |
| 25 <sup>TH</sup> | THOMAS A. BAILEY          |

**THURSDAY, SEPTEMBER 26, 2002 – 9:30AM**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, and the Chairman. –24 **ABSENT:** Zielinski –1

Chairman Holloway opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

Supervisor Zielinski is hereinafter noted present.

The County Executive presented the Recommended 2003 Budget.

The Chair called for a brief recess.

The Board **RECONVENED** at 10:20am this same day.

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

### **PRESENTATIONS OF COMMUNICATIONS**

#### **COUNTY BOARD REFERRALS**

Referrals received from Karrie Henk-Groff for County Board meeting on September 26, 2002:

- 02-411      **Placed on File (Janine)** From Milwaukee Metropolitan Sewerage District (MMSD), submitting the 2001 Annual Financial Report and Journal of Proceedings of the 2001 Commission meetings.
  
- 02-412      **Placed on File (Janine)** From Executive Director, Southeastern Wisconsin Regional Planning Commission, submitting the 2001 Annual Report.
  
- 02-413      From Administrator, Behavioral Health Division, recommending adoption of a resolution/ordinance providing parity between represented and non-represented nurses. **(Personnel)**
  
- 02-414      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 2003. **(Finance and Audit)**
  
- 02-415      From the Chief Judge, relative to the 2001 House of Correction Inspection. **(Judiciary)**
  
- 02-416      An Ordinance by Supervisors Bailey, DeBruin, Diliberti and Krug, to amend Chapter 9 of the General Ordinances of Milwaukee County relative to campaign contributions by County elected officials and employees. **(Judiciary)**

- 02-417 From **Wallace Burks**, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction. **(Judiciary)**
- 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. **(Judiciary)**
- 02-419 From **Clark Blachly**, submitting a claim for damages allegedly sustained to his automobile from a gate swinging out while driving in Brown Deer Park. **(Judiciary)**
- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-423 From **Stefanie Lee**, submitting a claim for injuries and damages allegedly sustained due to unnecessary risk of bodily harm and extreme emotional distress in the courtroom while on jury duty. **(Judiciary)**
- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-426 **File to Janine** – Notification of Special Board Meeting on September 5, 2002.
- 02-427 From the County Executive, appointing Charles E. McDowell to the position of Director of Human Resources for Milwaukee County. **(Personnel)**
- 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. **(Judiciary)**

- 02-428 Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission. (Personnel, Judiciary)
- 02-429 From the County Executive, appointing Linda J. Seemeyer to the Southeastern Wisconsin Regional Planning Commission (SEWRPC) for a term expiring September 15, 2008. Ms. Seemeyer will replace David Novak. (Finance and Audit)
- 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. (Judiciary)
- 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. (Judiciary)
- 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. (Judiciary)
- 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. (Judiciary)
- 02-434 Place on File – (Janine) Report from the State of Wisconsin – Department of Revenue.
- 02-435 From Tameister Development, requesting to purchase a strip of land bordering Euclid Park. (Parks, Energy and Environment)
- 02-436 From Marie F. Sokolowski, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. (Judiciary)
- 02-437 From Yijuan Ran, submitting a claim for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. (Judiciary)
- 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.  
(Judiciary)

- 02-439 From the Law Offices of Thomas M. Jacobson, S.C., submitting a claim in behalf of Deshevia Phillips for injuries and damages allegedly sustained when she was attacked at the Milwaukee County Criminal Justice Facility.  
(Judiciary)
- 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. **(Judiciary)**
- 02-440 An Ordinance by Supervisor Zielinski, to amend Section 17.99 of the existing General Ordinances of Milwaukee County (GOMC) 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 GOMC to establish a revised compensation schedule effective after the 2004 elections for the chairperson and the county executive. **(Personnel, Finance and Audit)**
- 02-441 An Ordinance by Supervisors Zielinski, McCue, Agnos and Borkowski, to amend Section 17.99 of the existing General Ordinances of Milwaukee County (GOMC) 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 GOMC to establish a revised compensation schedule effective after the 2004 elections for the chairperson and the county executive. **(Personnel, Finance and Audit)**
- 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. **(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?" **(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. **(Judiciary, Finance and Audit)**

- 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. **(Judiciary)**
- 02-446 From Deputy Corporation Counsel, recommending approval of the settlement agreement regarding Deborah D. Sharp-Summit v. County of Milwaukee Department of Human Services. **(Judiciary)**
- 02-447 From the County Executive, submitting a resolution requesting to place on the November 5, 2002 ballot an advisory referendum concerning term limits for the members of the County Board of Supervisors and the County Executive. **(Judiciary)**
- 02-448 From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept emergency management planning grants available for the Federal 2003 Fiscal Year under Emergency Management Programs. **(Judiciary)**
- 02-449 From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept the grants available as a result of Emergency Planning and Community Right-to-Know Act (EPCRA) and Wisconsin Act 342 that specific tasks must be performed in relation to hazardous materials planning, outreach, compliance, mitigation and response. **(Judiciary)**
- 02-450 From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to accept donations from the private sector to improve their emergency response capability. **(Judiciary)**
- 02-451 From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept homeland security grants available for the Federal 2003 Fiscal Year under Emergency Management Programs. **(Judiciary)**
- 02-452 From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept funds available under the federal Hazardous Materials Transportation Act (HMTA) grant program for HAZMAT planning and training, purchase of HAZMAT equipment, HAZMAT exercising, LEPC operation, EPCRA data management and/or hazardous materials emergency response under Wisconsin Statutes 166.21. **(Judiciary)**

- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-455 From Deputy Corporation Counsel, requesting approval for the payment of \$50,000 to the Milwaukee Art Museum and St. Paul Fire and Marine Insurance in full settlement of the claim for damages allegedly sustained to a Milwaukee Art Museum's Lieberman Metal Art Sculpture which was wrongfully disposed of by Milwaukee County employees. **(Judiciary)**
- 02-456 Resolution by Supervisors Endries and Krug, authorizing and directing appropriate County staff to require a private party to absorb the associated real estate costs in cases where the party requests property interests for which the County is not actively soliciting offers. **(Economic and Community Development)**
- 02-97 (a) From Acting Director of Public Works, recommending adoption of an amendment to Chapter 4 of the General Ordinances of Milwaukee County relating to rental car center facility fee. **(Transportation, Public Works and Transit)**
- 02-415 From the County Executive, appointing David A. Bretl to the position of Corporation Counsel for Milwaukee County. **(Judiciary)**
- 02-457 Resolution by Supervisor DeBruin, opposing construction of additional lanes on I-94 from the Zoo Interchange to the Marquette Interchange as proposed in the Southeastern Wisconsin Regional Planning Commission (SEWRPC) Regional Freeway System Reconstruction Study. **(Transportation, Public Works and Transit)**
- 02-458 Resolution by Supervisors Krug, Broderick, Borkowski and others, authorizing and directing the directors of the Office of Veteran's Affairs and the Department on Aging to collaborate on efforts to improve informational and programmatic outreach to the veteran community. **(Health and Human Needs)**
- 02-459 From **American Family Insurance Group**, submitting a claim under their subrogation rights of their insured, Richard H. Kennedy, for reimbursement of payment made for alleged damages sustained to his automobile due to an incident occurring at Grant Park on August 23, 2002. **(Judiciary)**

- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-463 From Director of Economic Development, requesting authorization to accept the bid from Central Parking Systems to lease and operate the parking lot located at 701 East Clybourn Street in the City of Milwaukee. **(Transportation, Public Works and Transit)**
- 02-464 Resolution by Supervisor Coggs-Jones, providing that the County review the unused County-owned land near North 12<sup>th</sup> and West Vliet Streets to determine which land is not needed for future County use and recommend disposition of any surplus land which may be suitable for new housing. **(Economic and Community Development)**
- 02-465 Resolution by Supervisor Zielinski, to accept title from the State of Wisconsin and Wisconsin Department of Transportation for a 2.6-acre surplus parcel on East Conway Street remaining from the Lake Parkway. **(Economic and Community Development)**
- 02-471 Resolution by Supervisors DeBruin, Krug, Quindel and Diliberti, to create the Alcohol or Other Drugs of Abuse (AODA) Assurance Task Force to study alternatives in funding and program operations and make recommendations on a possible oversight entity for Milwaukee County's delivery of services to individuals in need of treatment for AODA. **(Finance and Audit, Health and Human Needs)**
- 02-472 From Managing Director, Milwaukee County Transit System, requesting authorization to modify Route 31 service to the Milwaukee County Research Park to operate in a counter-clockwise direction via Watertown Plank Road, Mayfair Road and Innovation Drive, effective with the next schedule change on December 8, 2002. **(Transportation, Public Works and Transit)**
- 02-473 From Acting Director of Public Works, requesting authorization to amend

Airline Lease Agreement No. AC-1106 with ExpressJet Airlines, Inc. to add approximately 43 square feet of ticket counter space to the agreement for the installation of Self Service Ticketing devices. **(Transportation, Public Works and Transit)**

- 02-474 From Acting Director of Public Works, requesting authorization to enter into a preliminary design agreement for engineering services with the Federal Aviation Administration (FAA) for the relocation of a Remote Transmitter/Receiver (RTR) at General Mitchell International Airport. **(Transportation, Public Works and Transit)**
- 02-475 From Acting Director of Public Works, requesting authorization to enter into an Airport Use Agreement with the United States Government concerning the 440<sup>th</sup> Airlift Wing Air Force Reserve and the Wisconsin Air National Guard 128<sup>th</sup> Air Refueling Group's use of General Mitchell International Airport commencing January 1, 2002 and ending December 31, 2006. **(Transportation, Public Works and Transit)**
- 02-476 From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1205 with AT&T Communications Inc. for the provision of long distance services at General Mitchell International Airport. **(Transportation, Public Works and Transit)**
- 02-477 From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1099 with Host International, Inc. to alter leased spaces included the agreement. **(Transportation, Public Works and Transit)**
- 02-478 From Acting Director of Public Works, recommending that Chapter 4.05(3)(g)(3) of the General Ordinances regarding taxicab service at General Mitchell International Airport be amended to delete the reference to "Short Haul" rides. **(Transportation, Public Works and Transit)**
- 02-264 (a) From Director of Economic Development, requesting approval of a Lease Agreement with Land Information Services, Inc. (LIS) for Building S-5 (Eschweiler) on Milwaukee County Grounds. **(Economic and Community Development)**
- 02-466 From Director of Parks, Recreation and Culture, requesting authorization to enter into an agreement with Ellen's Prestige Catering for food and beverage services at the Miller Room at O'Donnell Park. **(Parks, Energy and Environment)**
- 02-467 From Parks Marketing Director, requesting approval of an assignment from Impel, Inc. to Grandview Management, Inc., d/b/a Ellen's Prestige Catering. **(Parks, Energy and Environment)**

- 02-468 From Director of Parks, Recreation and Culture, requesting authorization to amend the lease from Milwaukee Public Schools to reduce the amount of land currently leased and allow that same portion to be leased by the Urban Ecology Center. **(Parks, Energy and Environment)**
- 02-469 From Acting Director of Public Works, requesting approval of a deed restriction for the Greenhouse boiler house. **(Parks, Energy and Environment)**
- 02-479 From the Sheriff, requesting approval of a contract with Gambro Healthcare to provide on-site dialysis service at the Milwaukee County Jail. **(Judiciary)**
- 02-480 From the Sheriff, requesting approval of a renegotiated contract with Pyramid Health Information Management to provide medical record services at the Milwaukee County Jail. **(Judiciary)**
- 02-481 From Director of Audits, submitting An Audit of Milwaukee County's Annual Performance Report, dated September 2002. **(Finance and Audit)**
- 02-482 From Director of Administration, recommending adoption of U.S. Department of Transportation (USDOT) 2002-2003 Disadvantaged Business Enterprise (DBE) Goals for Milwaukee County. **(Transportation, Public Works and Transit, Finance and Audit)**
- 02-483 From Clerk of Circuit Court/Director of Court Services, requesting authorization to receive funding from the Bureau of Milwaukee Child Welfare in the amount of \$15,000 to continue mediation in child welfare cases. **(Health and Human Needs)**
- 02-484 From Acting Director, Department of Human Services, requesting authorization to accept \$12,500 in Food Stamp Reinvestment Dollars. **(Health and Human Needs)**
- 02-485 From Director, Office for Persons with Disabilities, requesting authorization to pursue the development and implementation of a card-based recreation membership program intended to provide members with specific recreational opportunities for a reasonable annual fee. **(Health and Human Needs)**
- 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. **(Judiciary)**
- 02-487 From **Sara Chaplock**, submitting a claim for damages allegedly sustained to her automobile while parked in the employee lot at Noyes Pool. **(Judiciary)**

- 02-488 From **Sharyl Valadez**, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle. **(Judiciary)**
- 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. **(Judiciary)**
- 02-490 From Director of Housing and Community Development, recommending approval of the 2003 Annual Action Plan for the Community Development Block Grant (CDBG) and HOME Programs. **(Economic and Community Development)**
- 02-491 From Director of Housing and Community Development, recommending approval of funding allocations for the year 2003 HOME Program. **(Economic and Community Development)**
- 02-492 From Director of Housing and Community Development, recommending that \$18,649.20 of 1997 Supplemental Disaster Community Development Block Grant funding from balances remaining in Village of Shorewood projects (\$2,209.20) and City of West Allis projects (\$16,440) be reprogrammed to the Village of Brown Deer to assist in paying for expenses to complete its South Branch Creek project. **(Economic and Community Development)**
- 02-320 (a) From Acting Director, Department of Human Services, Fiscal and Budget Administrator, Director of Audits and County Board Director of Research, submitting a report on the Reorganization of Department of Human Services. **(Finance and Audit, Health and Human Needs)**
- 02-470 From Acting Director, Department of Human Services, requesting authorization to lease three food service delivery trucks beginning December, 2002 for a term of 36 months, not to exceed \$60,000. **(Health and Human Needs)**
- 02-494 From Acting Director, Department of Human Services, requesting retroactive authorization for the Delinquency and Court Services Division to apply for and accept federal dollars for a Disproportional Minority Youth Program. **(Health and Human Needs)**
- 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. **(Judiciary)**
- 02-496 From **Kevin J. Burg**, submitting a claim for damages allegedly sustained to his automobile when it was struck by a Milwaukee County snowplow. **(Judiciary)**

- 02-120 (a)(b) From Principal Assistant Corporation Counsel, relative to the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and American Civil Liberties Union of Wisconsin. **(Judiciary)**
- 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. **(Judiciary)**
- 02-497 From Director, Department on Aging, requesting authorization to execute a professional services contract with Community Care Organization (CCO) totaling \$53,875, for the period August 1, 2002 through January 31, 2004, under the Connecting Caring Communities Development Grant award received by Milwaukee County Department on Aging from the Community Partnerships for Older Adults initiative of the Robert Wood Johnson Foundation. **(Health and Human Needs)**
- 02-498 From Director of Audits, recommending a contract for external audit of Milwaukee County for the period 2002 through 2006 with an option to renew in 2007. **(Finance and Audit)**
- 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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-501 From Director, Economic Development, submitting request from Alton Enterprises, LLC, for Brownfield Redevelopment grant funding for the property located at 2625 South Greeley Street in the Bay View section of the City of Milwaukee. **(Economic and Community Development)**
- 02-502 From Director, Economic Development, submitting request from the City of Cudahy and Cudahy's Gateway Real Estate, LLC, for Brownfield Redevelopment grant funding for the former George Meyer Company property located in the heart of downtown Cudahy. **(Economic and Community Development)**
- 02-503 From the County Executive, submitting the 2003 Recommended Budget. **(Finance and Audit)**

**PRESENTATION OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER  
SUSPENSION OF THE RULES AND REPORT OF STANDING COMMITTEES**

**FROM THE COMMITTEE ON PERSONNEL REPORTING ON 3 ITEMS:**

**(ITEM 1)**

**File No. 02-22(a)(b)  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman with respect to reports from the Director of Human Resources (DHR) relative to reclassification of existing position, reallocations of non-represented positions, appointments at an advanced rate of pay, advancement within the pay range, and all revisions to ECP positions.

SEP 26 2002  
Adopted  
24-0

1 By Supervisor James J. Schmitt, Acting Chairman  
2 From the Committee on Personnel reporting on

3  
4 File No. 02-22(a)(b)  
5 (Journal, December 20, 2001)

6 (ITEM NO. 1) Reference file established by the County Board Chairman with respect to  
7 reports from the Director of Human Resources relative to reclassification of existing  
8 positions, reallocations of non-represented positions, appointments at an advanced rate  
9 of pay, advancements within the pay range and all revisions to ECP positions, by  
10 recommending adoption of the following:

11  
12 **A RESOLUTION**

13  
14 WHEREAS, on July 14, 2000 the Committee on Personnel, in accordance with  
15 Milwaukee County Code of General Ordinances (CGO) Section 17.05, reviewed a  
16 recommendation from the Director, Department of Human Resources (DHR), and  
17 County Board staff to reclassify 213 non-represented clerical positions; and

18  
19 WHEREAS, the report contained several recommendations, including the  
20 recommendations to reduce the number of classifications from 81 to 12 and to reduce  
21 the pay ranges from 13 to 7; and

22  
23 WHEREAS, in accordance with Section 17.05, no action was necessary by the  
24 Committee on Personnel for approval of the recommendations and for implementation  
25 of the reclassifications; and

26  
27 WHEREAS, on December 14, 2001 the Committee on Personnel reviewed a  
28 report from the Director, DHR, following a study of 939 collective bargaining unit  
29 positions in which 795 employees completed and returned position questionnaires as  
30 part of a non-represented clerical reclassification study; and

31  
32 WHEREAS, the report by the Director, DHR, had recommendations to reclassify  
33 757 positions represented in the collective bargaining units Locals 594 and 1654 of  
34 AFSCME DC-48, to reduce the number of classifications from 80 to 21 and to reduce  
35 the number of pay ranges from 28 to 7; and

36  
37 WHEREAS, it was anticipated that many positions that were not a part of the  
38 original study would still need to be considered and positions previously considered  
39 would need to be reconsidered by the Committee on Personnel due to some employees  
40 not completing the questionnaires as part of the reclassification study, some positions  
41 were created as part of the Adopted 2002 Budget and needed to be evaluated and some  
42 recommendations were being appealed by the union or department in accordance with  
43 Section 17 of the CGO; and  
44

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

45 WHEREAS, on September 20, 2002, the Committee on Personnel reviewed a  
46 report by the Director, DHR, which contained recommendations to reclassify the  
47 remaining positions to complete the clerical study; and

48  
49 WHEREAS, an objection was raised by a County Supervisor in accordance with  
50 Section 17.05 and the Committee on Personnel, following a motion to uphold the  
51 recommendations of the Director, DHR, took action (Vote 6-1) to approve the  
52 department recommendations; now, therefore

53 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
54 affirm the action of the Director of Human Resources to reclassify various clerical  
55 positions as contained in the September 11, 2002 Department of Human Resources  
56 report which is attached and made a part of this file.  
57

58  
59

60 **FISCAL NOTE:** Adoption of this resolution will result in a current year  
61 expenditure of \$8,036 and subsequent year expenditures of  
62 \$41,120 to a maximum of \$73,425.  
63

64  
65 mw:9/24/02:02-22ab reso  
66 rm:9/24/02:0222abreso

**(ITEM 2)**

**File No. 02-15(a)(f)**  
**(Journal, December 20, 2001)**

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.

SEP 26 2002  
Adopted,  
24-0 2

File No. 02-15(a)(f)  
(Journal, December 20, 2001)

3 (ITEM NO. 2) Reference file established by the County Board Chairman with respect to  
4 reports from the Director of Human Resources relative to temporary and emergency  
5 appointments in existence and extension of existing emergency and temporary  
6 appointments, by recommending adoption of the following:

**A RESOLUTION**

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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 of Human Resources 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 September 5, 2002, incorporated by reference herein in File No. 02-15; and

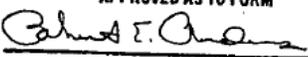
WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the need for extension of the recommended temporary and emergency appointments for a six-month period, up to the maximum-allowed period of one year, as indicated in the said report from the Director of Human Resources, and voted 7-0 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 June 1, 2002 and July 31, 2002 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.

FISCAL NOTE: Adoption of the subject resolution will neither increase nor decrease personnel expenditures in the current or subsequent fiscal years. This fiscal note was prepared by the Director of Human Resources.

mw:1/23/2002  
0215afreso

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 3)** **File No. 02-413**  
**(Journal, September 26, 2002)**

From Administrator, Behavioral Health Division, recommending adoption of a resolution/ordinance providing parity between represented and non-represented nurses.

**A RESOLUTION/ORDINANCE  
Providing Parity between Represented  
And Non-Represented Nurses**

WHEREAS, Milwaukee County has always attempted to ensure parity between represented and non-represented staff; and

WHEREAS, Employees represented by the Federation of Nurses and Health Professional has had adjustments in certain benefits effective 3/13/01 with the 2001 Memorandum of Agreement which have not been extended to non-represented nursing staff; and

WHEREAS, It is in the best interest of Milwaukee County for recruitment and retention of non-represented managerial and supervisory registered nurses to maintain parity in specific benefits between these two groups; now, therefore,

BE IT RESOLVED, that Chapter 17.34 of the Milwaukee County General Ordinances be amended to include as follows:

**AN ORDINANCE**

TO AMEND CHAPTER 17.34 OF THE MILWAUKEE COUNTY ORDINANCES RELATIVE TO NON-REPRESENTED MANAGERIAL AND SUPERVISORY EMPLOYEES WHOSE CLASSIFICATION REQUIRED "REGISTRATION OR ELIGIBLE FOR REGISTRATION AS A NURSE IN THE STATE OF WISCONSIN."

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

**Section 1.** Chapter 17.34 of the County Ordinances as amended to and including \_\_\_\_\_ is hereby repealed and recreated as follows:

**17.34 NON-REPRESENTED REGISTERED NURSES.**

- (1) Any nurse, except a nurse who is included in the Executive Compensation Plan, will be eligible for pay at twice their base rate for all hours worked in accordance with the Federation of Nurses and Health Professional Collective bargaining agreement Section 2.23 (4).
- (2) All nurses shall be eligible for seminar reimbursement and certification pay in the same amount as received by employees covered by the Federation of Nurses and Health Professional Collective bargaining agreement.
- (3) All nurses shall be eligible for tuition reimbursement in the same amount as received by employees covered by the Federation of Nurses and Health Professional Collective bargaining agreement.
- (4) Specialty certification. Any nurse who meets the qualifications and is awarded a "certification" from a nursing agency approved by the County shall receive the same amount, as do employees covered by the Federation of Nurses and Health Professional Collective bargaining agreement.
- (5) Any nurse who has been credentialed as an Advance Practice Nurse Prescriber and who is performing the function, shall be paid the same amount as received by employees covered by the Federation of Nurses and Health Professional Collective bargaining agreement. The County shall pay the costs of obtaining state certification and the DEA certificate for Advance Practice Nurse Prescriber.
- (6) Weekend Program.

- (a) Any nurse, except a nurse who is included in the Executive Compensation Plan, who participates in the weekend program must be willing and able to make a minimum six-month commitment to the program.
- (b) Scheduling for the weekend program shall be for 24 hours as follows:
  - 12-hour shifts:
    - Saturday, Sunday Days
    - Friday, Saturday Nights
  - 8-hour shifts:
    - Friday, Saturday, Sunday Days, PMs or Nights
- (c) Any nurse participating in the weekend program shall be paid the same amount of weekend premium as received by employees covered by the Federation of Nurses and Health Professionals Collective bargaining agreement.
- (d) Any nurse participating in the weekend program shall be limited to one weekend off in each 12-week period. Employees may be granted additional weekends off if the administrator determines staffing is sufficient to accommodate the request.
- (e) Overtime will be paid for hours worked in excess of 40.0 hours per week or on the 12-hour program - in excess of 12 hours worked per day or in the 8-hour program – in excess of 8.0 hours worked per day. In the event that an employee works a non-weekend program shift, regular overtime provisions will apply (overtime is only paid for time worked over 8.0 hours in a day or 40.0 hours in a week)
- (f) Earned vacation time may be taken on either the quarterly weekend off or as paid vacation on weekdays.
- (g) The administration of the weekend program will follow the letter of understanding between Milwaukee County and the Federation of Nurses and Health Professionals approved 2/23/01.
- (h) Administration may discontinue the weekend program at any time.

**Section 2.** This Ordinance shall be effective upon passage and publication.

FISCAL NOTE: Adoption of this ordinance will not require an additional appropriation of funds in the 2002 as sufficient funds are included in the adopted budget to cover the cost of this action.

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The question was on adoption.

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

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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

**FROM THE COMMITTEE ON FINANCE AND AUDIT REPORTING ON 10 ITEMS  
(Items 1-3 requires two-thirds vote)**

**(ITEM 1)**

**File No. 02-246(a)(b)  
(Journal, July 25, 2002)**

An adopted resolution providing, among other things, that the University of Wisconsin Extension (UWEX) and the Department of Administration jointly prepare a corrective action plan for addressing the remaining projected budgetary shortfall of UWEX and submit that plan to the County Board for consideration during the September County Board meeting cycle.

SEP 26 2002  
*Adopted*  
*240*

1 By Supervisor De Bruin, Chairman  
2 From the Committee on Finance and Audit, reporting on:  
3

4 File No. 02-246(a)(b)  
5 (Journal, July 25, 2002)

6 (ITEM 1) An adopted resolution providing, among other things, that the University of  
7 Wisconsin-Extension (UWEX) and the Department of Administration jointly prepare a  
8 corrective action plan for addressing the remaining projected budgetary shortfall of UWEX  
9 and submit that plan to the County Board for consideration during the September County  
10 Board meeting cycle, by recommending adoption of the following:

11 **A RESOLUTION**

12 WHEREAS, at its July 25, 2002 meeting, the County Board of Supervisors adopted a  
13 resolution [File No. 02-246(a)(a)] addressing a portion of the UW-Extension's budget deficit  
14 related to occupancy costs; and

15 WHEREAS, the resolution also directed the UW-Extension and the Department of  
16 Administration to jointly prepare a corrective action plan for addressing the remaining  
17 UW-Extension projected budgetary shortfall and submit that plan to the County Board for  
18 consideration during the September County Board meeting cycle; and

19 WHEREAS, the Department of Administration met with UW-Extension  
20 administrators to identify the projected budget deficit and develop a corrective action plan  
21 to address the projected shortfall of \$51,028; and

22  
23 WHEREAS, the UW-Extension is working on achieving their 2002 revenue goal of  
24 \$149,452 and an amount of \$91,354 has been collected and \$21,000 in revenue will be  
25 received this month; and

26 WHEREAS, the UW-Extension projects that they will generate an additional  
27 \$26,098 for total revenue collection of \$138,452; and

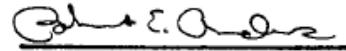
28 WHEREAS, the director's position was budgeted to generate \$11,000 in revenue,  
29 however, due to the vacancy of the position, the department has been uncertain if the  
30 budgeted \$11,000 in revenue can be generated; and

31 WHEREAS, the Department of Administration and UW-Extension recommend the  
32 following corrective action to address the projected \$51,028 deficit:

- 33 1. Due to vacancies in the professional services contract with the State University  
34 System, it was determined that the County would only be billed \$183,000, which is  
35 \$17,000 less than the \$200,000 contract. A contract addendum will be submitted to

-1-

APPROVED AS TO FORM



CORPORATION COUNSEL

36 reflect the \$17,000 savings. The \$17,000 will be used to offset the UW Extension's  
37 deficit.

- 38 2. The State University System will provide \$10,000 in program support, which will free  
39 up County funds to help address the deficit. It is recommended that the Department of  
40 Administration be given authority to recognize the \$10,000 from the University and  
41 allocate the funds to the proper objects in the UW-Extension budget.  
42 3. It is recommended that the remaining \$24,028 deficit be funded from the  
43 Appropriation for Contingencies and that the Department of Administration be given  
44 authority to process the fund transfer.  
45 4. The UW-Extension will aggressively pursue ways to generate \$11,000 in revenue to  
46 meet the UW-Extension revenue budget.

47  
48 ; now, therefore,

49 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
50 authorize the Director, Department of Administration, to recognize \$10,000 from the State  
51 University System and allocate the funds to the proper objects in the UW-Extension  
52 budget; and

53 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
54 hereby authorize the Director, Department of Administration, to transfer \$24,028 from the  
55 Appropriation for Contingencies to the appropriate accounts to cover the UW-Extension's  
56 remaining budget deficit.

57 **FISCAL NOTE:** Adoption of this resolution would authorize a transfer of \$24,028 from the  
58 Appropriation for Contingencies to cover the UW-Extension's remaining  
59 budget deficit. Because of the timing involved in coming to a resolution  
60 resolving this issue, the normal fund transfer process could not be  
61 followed. This resolution would also authorize the acceptance of \$10,000  
62 in revenue from the State University System and increase expenditure  
63 accounts by the same amount. This fiscal note was prepared by the  
64 Department of Administration.

DOA/lh  
9/20/2002  
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**(ITEM 2)** **File No. 02-01**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(ITEM 3)** **File No. 02-01**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(ITEM 4)** **File No. 02-01**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(ITEM 5)** **File No. 02-307**  
**(Journal, June 20, 2002)**

From Pension Board Chairman, Milwaukee County Employees' Retirement System, relative to County Contribution to the Employees' Retirement System and OBRA 1990 Retirement System.

SEP 26 2002  
*Adopted*  
*24-1*

File No. 02-307  
(Journal, June 20, 2002)

1  
2  
3  
4 (ITEM 5) From Pension Board Chairman, Milwaukee County Employees' Retirement  
5 System, relative to County Contribution to the Employees' Retirement System and OBRA  
6 1990 Retirement System, by recommending adoption of the following, as also  
7 recommended by the Committee on Personnel:  
8  
9

**A RESOLUTION**

10  
11 WHEREAS, Section 201.24(3.1) of the County General Ordinances governing the  
12 Employees' Retirement System (ERS) of Milwaukee County requires that, in June of each  
13 year, the Pension Board inform the Personnel and Finance and Audit Committees of the  
14 County Board of the projected amount of the County's funding obligation for the ERS for  
15 the subsequent calendar year, to ensure compliance with generally accepted accounting  
16 principles (GAAP); and  
17

18 WHEREAS, in accordance with the provisions of the County ordinances, the County  
19 Board is required to recommend to the County Executive that he include in his  
20 recommended budget for the subsequent year an amount which is sufficient to properly  
21 fund and maintain the Employees' Retirement System of Milwaukee County; and

22  
23 WHEREAS, the Pension Board has informed the Personnel and Finance and Audit  
24 Committees of an actuarial projection performed by its actuary – Mercer Human Resource  
25 Consulting (Mercer) – that indicates that in 2003, the County's obligation to the ERS is  
26 projected to be a total of \$20,779,943, including a lump sum contribution of \$20,003,841,  
27 biweekly payments of \$496,375 and an OBRA pension plan contribution of \$279,727; and

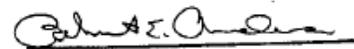
28  
29 WHEREAS, subsequent to the submission of the actuarial projections by Mercer, the  
30 Pension Board contracted with Milliman USA to review and report on the actuarial services  
31 and projections performed by Mercer; and

32  
33 WHEREAS, the Milliman report states that "we believe that the projected funding  
34 requirement for 2003 is not overstated", but also states that "we have noted several  
35 questions with regard to the Mercer results"; and

36  
37 WHEREAS, it is appropriate for the County Executive and the Department of  
38 Administration to review the Mercer and Milliman reports and determine an appropriate  
39 2003 County contribution that is sufficient to properly fund and maintain the Employees'  
40 Retirement System of Milwaukee County; now, therefore,

41  
42 BE IT RESOLVED, that the actuarial projections and supporting documentation  
43 prepared by the Pension Board actuary (Mercer Human Resource Consulting) and the  
44 subsequent analysis prepared for the Pension Board by Milliman USA shall be referred to

APPROVED AS TO FORM

1  
  
CORPORATION COUNSEL

45 the County Executive and Department of Administration for consideration in preparing the  
46 2003 Recommended Budget; and

47  
48 BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby  
49 recommend that the County Executive include in the 2003 Recommended Budget an ERS  
50 contribution that takes into account the projections and recommendations contained in the  
51 Mercer and Milliman reports and ensures that the Employees' Retirement System of  
52 Milwaukee County is sufficiently funded; and

53  
54 BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy  
55 of this resolution to the Director of Human Resources and to the Pension Board Chairman.

56  
57  
58 **FISCAL NOTE:** Adoption of this resolution will have no fiscal impact in the current year,  
59 but is intended to ensure that appropriate funds are included in the  
60 County Executive's 2003 Recommended Budget for the purpose of  
61 funding the pension program.

**(ITEM 6)**

**File No. 02-429  
(Journal, September 26, 2002)**

From the County Executive, appointing Linda J. Seemeyer the Southeastern Wisconsin Regional Planning Commission (SEWRPC)

1  
2  
3  
4 (ITEM 6) From the County Executive, appointing Linda J. Seemeyer to the Southeastern  
5 Wisconsin Regional Planning Commission (SEWRPC), by recommending confirmation of  
6 the said appointment by the County Executive.  
7  
8  
9  
10  
11  
12 lh  
13 9/20/2002  
14 C:\Documents and Settings\Administrator\My Documents\Finance&Audit\091902\02-429res.doc

File No. 02-429  
(Journal, September 26, 2002)

**(ITEM 7)**

**File No. 02-320(a)(a)  
(Journal, September 26, 2002)**

From Acting Director, Department of Human Services, Fiscal and Budget Administrator, Director of Audits and County Board Director of Research, regarding reorganization of the Department of Human Services.

SEP 26 2002  
Adopted  
24-0

1  
2  
3  
4 (ITEM 7) From Acting Director, Department of Human Services, Fiscal and Budget  
5 Administrator, Director of Audits and County Board Director of Research, regarding  
6 reorganization of the Department of Human Services, by recommending adoption of the  
7 following:  
8  
9

File No. 02-230(a)(a)  
(Journal, September 26, 2002)

**A 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

15 WHEREAS, on May 3, 2002, the Department of Audit submitted to the County  
16 Board a management structure review of the Department of Human Services; and

17  
18 WHEREAS, the Audit Department's review recommended that "the opportunity to  
19 achieve savings and efficiency should be pursued through restructuring of the health and  
20 human needs framework" and suggested that organizational restructuring could include the  
21 following components:

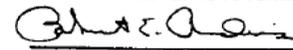
- 22  
23 1. Combination of the County Health Related Programs and the Housing and  
24 Community Development Divisions of the Department of Administration (DOA)  
25 with the Economic Support Division of DHS.  
26  
27 2. Combination of the Delinquency and Courts Services Division with the Behavioral  
28 Health Division (BHD).  
29  
30 3. Combination of the Adult Services Division (ASD) and the Department on Aging.  
31  
32 4. Elimination of the DHS Management Services Division and Director's Office.

33  
34 ; and

35  
36 WHEREAS, on June 12, 2002, the Committee on Health and Human Needs  
37 considered Resolution File No. 02-320, which endorsed the conceptual realignment of  
38 DHS as suggested by the Department of Audit and charged DHS, DOA, the Department of  
39 Human Resources (DHR), the Department of Audit and County Board staff to prepare a  
40 report specifying how this concept should be implemented as of January 1, 2003; and

41  
42 WHEREAS, the Committee recommended approval of the Resolution with an  
43 amendment specifying that the proposed combination of ASD and the Department on  
44 Aging be reviewed "in context of the Adult Services Division's Needs Assessment and  
45 Master Plan currently in development"; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

- 1 -

46  
47 WHEREAS, on June 13, 2002, the Finance and Audit Committee concurred with the  
48 Health and Human Needs Committee's recommendation, and the full County Board  
49 adopted the amended Resolution on June 20, 2002; and

50  
51 WHEREAS, on September 17, 2002, a report on the reorganization of the  
52 Department of Human Services (a copy of which is attached to and made a part of this file)  
53 was submitted to the County Executive and County Board by the Acting Director, DHS, the  
54 Fiscal and Budget Administrator, the Director of Audits and the County Board Director of  
55 Research; and

56  
57 WHEREAS, the report recommended a phased approach to DHS restructuring,  
58 under which aspects of the proposed reorganization that had resulted in clear consensus  
59 and/or that promised concrete 2003 budgetary savings would be implemented  
60 immediately, while decisions on other aspects would be delayed until 2003 or the 2004  
61 budget process; and

62  
63 WHEREAS, estimated 2003 tax levy savings associated with this phased approach  
64 are \$486,002 (plus an additional \$122,322 as a result of DHS position actions  
65 recommended in the earlier Department of Administrative Services report); and

66

67 WHEREAS, the phased approach is summarized as follows:  
68

69 **Phase 1: Prior to January 1, 2003 (as part of 2003 Budget)**  
70

- 71 □ Transfer Division of County Health Related Programs (CHRP) from DOA to DHS  
72 and create a new Department of Health and Human Services (DHHS).  
73
- 74 □ Significantly streamline the DHS Management Services Division. Streamlining  
75 components include the following:  
76
  - 77 • Implement abolishes and transfers of Management Services budgeting and  
78 human resources positions per the DAS report.
  - 79 • Retain the Purchased Services Section but restructure it and rename it the  
80 Quality Assurance/Contract Monitoring Section.
  - 81 • Retain the Accounting Section (with three additional payroll positions not  
82 included in the DAS transfer of human resources functions). Per the DAS  
83 report, the BHD Accounting Manager would be transferred to DAS and  
84 would supervise both Management Services and BHD accounting personnel.
  - 85 • Transfer the Business Office, Income Maintenance (IM) Support and Non IM  
86 Records sections to the Financial Assistance Division.
  - 87 • The DHS Acting Director will immediately negotiate service level  
88 agreements with both DPW and IMSD regarding the remaining Management  
89 Services Division sections (Administration, Vliet Building Operations, Schlitz

- 2 -

90 Tenant Services and DHS Mail/Purchase/Stock/Management) that will result  
91 in the transfer of appropriate positions to those entities and outline the level  
92 of building operations, tenant, mail delivery and related services that DHS  
93 can expect as a result of the transfer.  
94

- 95 □ Restructure administrative and other positions in DHS and CHRP in light of the  
96 appointment of the CHRP Director to Acting Director of DHS and recommended  
97 position actions in 2003 budget requests. Under this restructuring plan, a  
98 streamlined DHS Director's Office would consist only of the Acting Director and  
99 one administrative assistant.  
100
- 101 □ Change the name of Adult Services Division to Disabilities Services Division as  
102 recommended by the Division's needs assessment report. In addition,  
103 implement Adult Services Division program and structural realignment to create  
104 a Resources Center model, which will generate cost savings, enhance services  
105 and position the program for potential interfacing with the Family Care model.  
106
- 107 □ For purposes of the 2003 Recommended Budget, the Division on Housing and  
108 Community Development shall be shown as a freestanding division within the  
109 Department of Administrative Services with direct reporting to the DAS Director.  
110
- 111 □ DOA and the County Executive will continue review of the overall funding of  
112 this department as part of the County Executive's 2003 Recommended Budget.  
113 The County Board will conduct its own review as part of its 2003 Budget  
114 deliberations.  
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• **Phase 2: Prior to May 1, 2003 (for 2004 Budget)**

- Acting Director of DHS proposes an organizational structure that achieves the following objectives:
  - Enhanced/streamlined eligibility services for citizens.
  - Meets the County’s legal obligations to administer state and federal programs in a cost-effective manner, given fixed state funding.
  - Recognizes that the identification and accessing of new and enhanced funding mechanisms is the key to maintaining and enhancing programming.
  - Has an appropriately sized administrative structure for all programs.
  - Works cooperatively with other county departments/divisions to achieve the best programming and services.
- The Acting Director’s proposal will consider the original recommendations of the Department of Audit as well as other issues that were raised during work group deliberations.

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WHEREAS, on September 18, 2002, the Committee on Health and Human Needs considered the subject report and adopted a motion to refer it to the Committee on Finance and Audit for review during 2003 Budget deliberations; and

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WHEREAS, on September 19, 2002, the Committee on Finance and Audit considered the subject report and recommended by a vote of 6 to 0 that it be approved in concept; now, therefore,

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BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves, in concept, the report submitted by the Acting Director, DHS, the Fiscal and Budget Administrator, the Director of Audits and the County Board Director of Research regarding reorganization of the Department of Human Services.

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**FISCAL NOTE:** Because this Resolution only provides approval on a conceptual basis of the report regarding the reorganization of the Department of Human Services, no specific implementation actions are authorized at this time (though it is possible that some implementation actions could occur administratively or that recommendations contained in the report could be included in the County Executive’s 2003 Recommended Budget). As a result, adoption of this Resolution would have no direct tax levy impact. The report estimates that should its recommended position actions be implemented, 2003 tax levy savings of \$486,002 would occur, plus an additional \$122,322 that were previously recommended as part of a report on a proposed Department of Administrative Services. This fiscal note was prepared by the County Board Director of Research.

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RH/h  
9/23/2002  
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**(ITEM 8)**

**File No. 02-185(a)(a)  
(Journal, March 21, 2002)**

An adopted resolution placing on file a Follow-Up Audit of Purchasing Card Controls, dated March 2002, with the understanding that a general follow-up status report regarding implementation of the report's 11 recommendations would be submitted in the September 2002 meeting cycle.

SEP 26 2002  
*Adopted*  
24-0

File No. 02-185(a)(a)  
(Journal, March 21, 2002)

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(ITEM 8) An adopted resolution placing on file a Follow-Up Audit of Purchasing Card Controls, dated March 2002, with the understanding that a general follow-up status report regarding implementation of the report's 11 recommendations would be submitted in the September 2002 meeting cycle, by recommending that the follow-up status report from the Director of Audits, dated September 12, 2002, be received and placed on file, with the understanding that the Department of Audit will perform another follow-up audit of purchasing card transactions sometime in 2003.

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**(ITEM 9)**

**File No. 02-481  
(Journal, September 26, 2002)**

From Director of Audits, submitting An Audit of Milwaukee County's Annual Performance Report, dated September 2002.

SEP 26 2002  
*Adopted*

File No. 02-481  
(Journal, September 26, 2002)

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(ITEM 9) From Director of Audits, submitting An Audit of Milwaukee County's Annual Performance Report, dated September 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in September 1999, Milwaukee County adopted File No. 99-494, a strategic planning document entitled "Charting the Course: Milwaukee County's Goals, Strategies, Action 2000-2004"; and

WHEREAS, "Charting the Course" provided for the County's implementation of a new outcomes-based budgeting approach that included the development of outcomes, performance indicators and performance targets for every County department; and

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WHEREAS, "Charting the Course" also specified that the Department of Audit was to annually audit a County-wide Performance Report that was to be compiled by the Department of Administration as a means of sharing with policymakers and the public information on each department's annual success in meeting its outcomes, indicators and targets; and

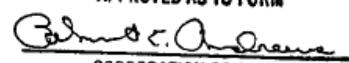
WHEREAS, per "Charting the Course", the Department of Administration (DOA) submitted the first County-wide Performance Report in May 2002 and the Department of Audit submitted An Audit of Milwaukee County's Annual Performance Report in September 2002; and

WHEREAS, the Audit Department's report concluded that "we were impressed with the cumulative effort displayed in the compilation of Milwaukee County's first annual Performance Report" but also noted that "performance-based budgeting appears to have all but fallen off the agenda for most of the departments we interviewed"; and

WHEREAS, the Audit Department's report contained the following two recommendations:

1. That DOA re-establish a regular dialogue among County departments concerning the development and continuous refinement of desired outcomes and performance measures, including the scheduling of functional group meetings.
2. That DOA establish in-house "refresher" training sessions that supplement the County's initial outcomes training and reinforce key concepts essential for successful implementation of "Charting the Course".

; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

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WHEREAS, at its meeting on September 19, 2002, the Committee on Finance and Audit voted 6 to 0 to recommend that the audit of the County's annual performance report be received and placed on file and concurred with the two recommendations contained in the report; now, therefore,

BE IT RESOLVED, that the September 2002 report of the Department of Audit entitled An Audit of Milwaukee County's Annual Performance Report is hereby received and placed on file; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors hereby concurs with the two recommendations contained in the report, which are that the Department of Administration:

- 60 1. Re-establish a regular dialogue among County departments concerning the
- 61 development and continuous refinement of desired outcomes and performance
- 62 measures, including the scheduling of functional group meetings.
- 63
- 64 2. Establish in-house "refresher" training sessions that supplement the County's
- 65 initial outcomes training and reinforce key concepts essential for successful
- 66 implementation of "Charting the Course".
- 67

68

69 **FISCAL NOTE:** Adoption of this Resolution would have no direct tax levy impact.

70 However, implementation of the two recommendations contained in the

71 Audit Department's review of the County's annual performance report

72 likely will involve the expenditure of staff time and resources. This fiscal

73 note was prepared by the County Board Director of Research.

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77 RH/lh

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**(ITEM 10)**

**File No. 02-498  
(Journal, September 26, 2002)**

From the Director of Audits, recommending a contract for external audit of Milwaukee County for the period of 2002 through 2006 with an option to renew in 2007.

SEP 26 2002

*Adopted*

*240*

File No. 02-498  
(Journal, September 26, 2002)

1 (ITEM 10) From Director of Audits, recommending a contract for external audit of

2 Milwaukee County for the period 2002 through 2006 with an option to renew in 2007, by

3 recommending adoption of the following:

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**A RESOLUTION**

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10 WHEREAS, the Milwaukee County Board of Supervisors adopted a resolution (File

11 No. 01-686, Journal of Proceedings, December 20, 2001) approving a policy of seeking

12 new proposals every five years from auditing firms for the annual audit of Milwaukee

13 County; and

14

15 WHEREAS, proposals were solicited from sixty-one vendors for the annual audit of

16 Milwaukee County for 2002, 2003, 2004, 2005 and 2006 with the option to renew in

17 2007; and

18

19 WHEREAS, the solicitation included nine certified disadvantaged business enterprise

20 (DBE) firms, as provided by the Disadvantaged Business Development Division; and

21

22 WHEREAS, in response to the Request for Proposals, two firms submitted proposals  
23 with fee quotes for the six years ranging from \$2,104,000 to \$2,228,500; and  
24

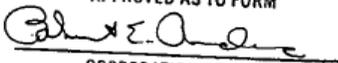
25 WHEREAS, an evaluation panel concluded that the firm of Virchow, Krause &  
26 Company, LLP presented a very thorough scope and solid approach to the audit and  
27 committed an experienced engagement team at a reasonable cost; and  
28

29 WHEREAS, Virchow, Krause & Company, LLP committed to 34% participation (at  
30 the subcontracting level) by a DBE firm as part of the contract; and  
31

32 WHEREAS, the Committee on Finance and Audit, at its meeting on September 19,  
33 2002, concurred with the Director of Audits to award to Virchow, Krause & Company, LLP  
34 a contract in the amount of \$325,000 for the audit of the 2002 financial statements  
35 (vote 6-0); and  
36

37 WHEREAS, whenever it is necessary to engage outside auditors for financial audits,  
38 a contract should be finalized in the year to be reviewed, when actual work normally  
39 begins, rather than in the following year when the expenditure is made; now, therefore,  
40

41 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
42 accept the proposal submitted by Virchow, Krause & Company, LLP for the audit of the  
43 County as a whole for one year ending December 31, 2002, and which shall be renewed

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

44 annually for 2003, 2004, 2005 and 2006 with the option to renew in 2007, at the County's  
45 option; and  
46

47 BE IT FURTHER RESOLVED, that the Director of Audits is hereby authorized and  
48 directed to enter into a contract with the firm of Virchow, Krause & Company, LLP for the  
49 purpose stated above; and  
50

51 BE IT FURTHER RESOLVED, that the County Board include a \$325,000  
52 appropriation in the 2003 budget to defray the cost of the 2002 audit.  
53

54  
55 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of \$325,000 for  
56 the 2002 audit and expenditures of \$335,000, \$345,000, \$355,000,  
57 \$366,000 and \$378,000 for the 2003, 2004, 2005, 2006 and 2007  
58 audits, respectively, at the County's option. This fiscal note was prepared  
59 by the Department of Audit.  
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64 AUDIT/h  
65 9/23/2002  
66 C:\Documents and Settings\Administrator\My Documents\Finance&Audit\091902\02-VirchowKrauseCo.doc

The question was on adoption.  
**SEPARATE ACTION** was requested on Item 5.

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

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

Thereupon, Item 5 **WAS ADOPTED** by the following vote:

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

**FROM THE COMMITTEE ON HEALTH AND HUMAN NEEDS REPORTING ON 11 ITEMS**

**(ITEM 1)**

**File No. 02-458  
(Journal, September 26, 2002)**

Resolution by Supervisor Krug, Broderick, Borkowski, and others, authorizing and directing the directors of the Office of Veteran's Affairs and the Department on Aging to collaborate on efforts to improve informational and programmatic outreach to the veteran community.

**(ITEM 2)**

**File No. 02-498  
(Journal, September 26, 2002)**

SEP 26 2002

*Adopted  
250*

1 By Supervisor Krug, Broderick, Borkowski, De Bruin, Quindel, Endries, Agnos  
2 and Weishan, *T. Johnson*

FILE NO. 02-458

3 **SEP 26 2002**

A RESOLUTION

4 Authorizing and directing the directors of the Office of Veteran's Affairs and the  
5 Department on Aging to collaborate on efforts to improve informational and  
6 programmatic outreach to the veteran community.

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8  
9 WHEREAS, the Milwaukee County Board of Supervisors established the  
10 Milwaukee County Department on Aging to bring together in one agency all of  
11 Milwaukee County's programs and services for older adults; and

12  
13 WHEREAS, the stated mission of the Milwaukee County Department on  
14 Aging is "to affirm the dignity and value of older adults of this county by  
15 supporting their choices for living in and giving to our community"; and  
16



17 WHEREAS, the Milwaukee County Board of Supervisors established the  
18 Milwaukee County Executive Office of Veterans' Affairs to assist eligible  
19 veterans, and their dependents, in applying for a wide range of services; and  
20

21 WHEREAS, the stated mission of the Milwaukee County Executive Office  
22 of Veterans' Affairs is "to acknowledge the service and sacrifice of our veterans  
23 and their family members by providing separate and special assistance that is  
24 available to these honored members of society"; and  
25

26 WHEREAS, a significant number of veterans, who defended the nation  
27 during times of war and guarded the nation during times of peace live in  
28 Milwaukee County, totaling more than 80,700 persons according to the 2000  
29 Census of Population and Housing; and  
30

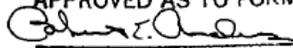
31 WHEREAS, an estimated 38,400 Milwaukee County veterans are 60 years  
32 of age or older, about 25% of Milwaukee County's older adult population; and  
33

34 WHEREAS, veterans naturally turn to the Office of Veterans' Affairs and  
35 local offices of the federal Department of Veterans Affairs, including VA  
36 hospitals, in search of needed services and may not be fully aware of the range  
37 of home and community-based care services offered all older adults through the  
38 Department on Aging; and  
39

40 WHEREAS, a collaborative effort between the Department on Aging and  
41 the Office of Veterans' Affairs to inform veterans, their families, and veteran  
42 organizations about services offered through Department on Aging would  
43 improve their knowledge regarding the full range of public services available to  
44 aging veterans; and  
45

46 WHEREAS, such a collaborative effort would likely increase participation  
47 by veterans in Aging programs such as Family Care, resulting in an increase in  
48 diversions from nursing homes to more desirable and less expensive community  
49 based treatments; and  
50

51 WHEREAS, each diversion saves system-wide funds of an estimated  
52 \$1,900 per person per month and a moderately successful veterans outreach  
53 program could potentially save millions of federal dollars each year; now,  
54 therefore

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

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56 BE IT RESOLVED, that the Milwaukee County Board of Supervisors  
57 authorizes and directs the Directors of the Office of Veterans' Affairs and  
58 Department on Aging to develop a series of public information and outreach  
59 efforts targeted at Milwaukee County veterans, their families, and veterans  
60 organizations regarding aging programs; and  
61

62 BE IT FURTHER RESOLVED, that the Directors of the Office of Veterans'  
63 Affairs and Department on Aging shall also develop and implement a cross-  
64 training curriculum whereby the staff of each department is aware of and  
65 equipped to refer consumers to the other's programs and services; and  
66

67 BE IT FURTHER RESOLVED, that the Directors of the Office of Veterans'  
68 Affairs and Department on Aging shall report back to the Committee on Health  
69 and Human Needs in July, 2003 on the progress of this initiative.  
70

71  
72 FISCAL NOTE: Adoption of this resolution will not require the expenditure  
73 of any tax levy for 2002. The departments will use  
74 available staff and resources for this initiative.  
75

**(ITEM 3)**

**File No. 02-483  
(Journal, September 26, 2002)**

From Clerk of Circuit Court/Director of Court Services, requesting authorization to receive funding from Bureau of Milwaukee Child Welfare in the amount of \$15,000 to continue meditation in child welfare cases.

SEP 26 2002  
*Adopted*  
*250*

File No. 02-483

(Journal, September 26, 2002)

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(ITEM NO. 3) From the Clerk of Circuit Court, requesting authorization to receive funding from the Bureau of Milwaukee Child Welfare in the amount of \$15,000.00 for the period July 1, 2002 through December 31, 2002, to continue mediation in child welfare cases, by recommending adoption of the following:

**A RESOLUTION**

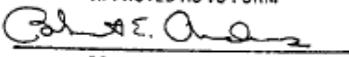
WHEREAS, in March of 2002, Milwaukee County received \$27,000 from the Bureau of Milwaukee Child Welfare to continue mediation services in child welfare cases through June 30, 2002 (File No. 02-158); and,

WHEREAS, the Bureau of Milwaukee Child Welfare has agreed to provide an additional \$15,000 through December 31, 2002 to fund mediation until arrangements can be made with the three child welfare vendor sites to pay the mediators directly; now, therefore,

BE IT RESOLVED THAT, the Clerk of Circuit Court is authorized to receive \$15,000 from the Bureau of Milwaukee Child Welfare to continue mediation services in child welfare cases for the period of July 1, 2002 through December 31, 2002.

**FISCAL NOTE:** Adoption of this resolution will not result in an increase in tax levy. Revenues for the Clerk of Circuit Court will increase \$15,000 and will fully fund mediation in child welfare cases.

JB:LFG:RC:RH:dh  
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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 4)**

**File No. 02-34(a)(h)  
(Journal, September 26, 2002)**

Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

SEP 26 2002

*Adopted*  
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File No. 02-34(a)(h)

(Journal, December 20, 2002)

(ITEM NO. 4) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on December 20, 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2002 [File No. 02-34 (a) (a)]; and

WHEREAS, within File No. 02-34 (a) (a), the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Indian Council of the Elderly, Inc., to provide Services to Native American Elderly for the period January 1, through December 31, 2002; and

WHEREAS, Indian Council of the Elderly, Inc., provides a wide range of culturally sensitive nutritional, educational, health monitoring, and social service programming targeted to American Indian elders through the 2002 Services to Native American Elderly contract; and

WHEREAS, the actual demand for programs and services is a function of client need, weather, and other factors that cannot be precisely known at the time that contracts are awarded; and

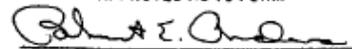
WHEREAS, increased client participation through enhanced nutrition and health promotion services indicates the need for additional funding to adequately reimburse the vendor for services rendered; and

WHEREAS, the Department on Aging has identified \$10,000 in unallocated grant funds available for this purpose; and

WHEREAS, the Department feels obligated to properly reimburse vendors for the services they provide eligible older adults when federal and state funding levels permit such reimbursement; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to increase by \$10,000, from \$70,972 to \$80,972, the 2002 contract with Indian Council of the Elderly, Inc., to provide Services to Native American Elderly.

APPROVED AS TO FORM



CORPORATION COUNSEL

44 **FISCAL NOTE:** The adoption of this resolution will not require the expenditure of any  
 45 County Tax Levy. All funds necessary for the contract award increase  
 46 will come from the Department's 2002 federal and state grants.  
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 50 SSS:GP:RH:dh  
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**(ITEM 5)** **File No. 02-497**  
**(Journal, September 26, 2002)**

From the Director, Department on Aging, requesting authorization to execute a professional services contract with Community Care Organization (CCO) totaling #53,875, for the period August 1, 2002 through January 31, 2004, under the *Connecting Caring Communities* development Grant award receive by Milwaukee County Department on Aging from the *Community Partnerships for Older Adults* initiative of the Robert Wood Johnson Foundation.

SEP 26 2002  
*Adopted*  
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File No. 02-497  
  
(Journal, September 26, 2002)

(ITEM NO. 5) From the Director, Department on Aging, requesting authorization to execute a professional services contract with Community Care Organization (CCO) totaling \$53,875, for the period August 1, 2002 through January 31, 2004, under the *Connecting Caring Communities* Development Grant award received by Milwaukee County Department on Aging from the *Community Partnerships for Older Adults* initiative of the Robert Wood Johnson Foundation, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in December 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to work with community partners and submit a Development Grant proposal entitled *Connecting Caring Communities* under the *Community Partnerships for Older Adults* initiative of the Robert Wood Johnson Foundation [File No. 01-733]; and

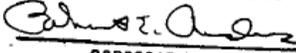
WHEREAS, Milwaukee County is one of thirteen communities nation-wide to receive an 18-month Development Grant award totaling \$143,655 under the *Community Partnerships for Older Adults* initiative, and is now eligible to compete for one of ten 4-year Implementation Grants of up to \$750,000; and

27  
28 WHEREAS, the Development Grant award from Robert Wood Johnson Foundation  
29 is supported with \$20,000 in matching funds from the Faye McBeath Foundation (\$10,000)  
30 and the Helen Bader Foundation (\$10,000), bringing available funds to \$163,655; and

31  
32 WHEREAS, the goals of *Connecting Caring Communities* are:

- 33  
34 (1) to increase access to services by effectively and consistently communicating  
35 messages to older adults and their caregivers;  
36 (2) to improve the quality of services to older adults by creating a new paradigm in  
37 which issues are addressed and solutions are forged across stakeholder lines;  
38 (3) to create "elder friendly" neighborhoods by developing two neighborhood  
39 pilots that will identify neighborhood assets and new ways to use resources for  
40 the benefit of older adult residents, creating in one neighborhood a visible  
41 "Corridor of Aging Excellence";  
42 (4) to strengthen the older adult partnership infrastructure by developing a strategic  
43 plan that is feasible, measurable, and has the commitment of key stakeholders;

44  
45 ;and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

1

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46  
47 WHEREAS, the Department intends to award five professional service contracts to  
48 community partners, using funds from the *Connecting Caring Communities* Development  
49 Grant award, to help develop Milwaukee County's comprehensive 4-year Implementation  
50 Grant proposal to the Robert Wood Johnson Foundation for up to \$750,000 under the  
51 *Community Partnerships for Older Adults* initiative; and

52  
53 WHEREAS, one pending professional services contract award exceeds the \$50,000  
54 threshold requiring County Board authorization [File No. 02-324 and Section 56.30 of the  
55 General Ordinances of Milwaukee County]; and

56  
57 WHEREAS, the Department proposes awarding a professional services contract  
58 totaling \$53,875, for the period August 1, 2002 through January 31, 2004, to Community  
59 Care Organization (CCO); and

60  
61 WHEREAS, staff from CCO will oversee the Layton Boulevard Corridor of Aging  
62 Excellence project and utilize both academic and community leaders representing  
63 architecture, urban planning, physical and occupational therapy, major hospital systems,  
64 neighborhood associations, public housing case management programs, and community  
65 based service providers for older adults; and

66  
67 WHEREAS, the objective of this project is to plan for the creation of an environment  
68 that celebrates positive aging, encourages self-care, and engages older adults in a variety of  
69 activities that enhance their ability to "age-in-place" and remain living in the community;  
70 and

71

72 WHEREAS, under the proposed professional services contract with Community Care  
73 Organization (CCO), CCO would execute a \$13,000 subcontract with faculty and staff of  
74 the University of Wisconsin-Milwaukee School of Architecture and Urban Planning and  
75 College of Health Sciences to provide expertise in urban planning, environmental design  
76 issues and physical fitness strategies; and  
77

78 WHEREAS, the Department has submitted appropriate DBE Professional Services  
79 Notification Forms seeking waivers under Chapter 56.30 of the General Ordinances of  
80 Milwaukee County; now therefore,  
81

82 BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to  
83 execute a professional services contract totaling \$53,875 with Community Care  
84 Organization for the period August 1, 2002 through January 31, 2004; and  
85

86 BE IT FURTHER RESOLVED, that no professional services contract will be  
87 executed until the Department's Disadvantaged Business Enterprise (DBE) waiver request  
88 has been resolved.  
89  
90

91 **FISCAL NOTE:** Adoption of this resolution will not require the expenditure of any  
92 County Tax Levy. Funds required for this professional services  
93 contract will be provided under a grant from the Robert Wood  
94 Johnson Foundation and matching funds provided by the Faye  
95 McBeath Foundation and the Helen Bader Foundation.  
96  
97

98 SSS:GP:RH:dh  
99 02497  
100

**(ITEM 6)**

**File No. 02-21(a)(b)  
(Journal, December 20, 2002)**

Reference file established by the County Board Chairman, relative to Income Maintenance Administration and Child Care Contracts with State Department of Workforce Development.

SEP 26 2002

*Adopted*  
*25-0*

File No. 02-21(a)(b)

Journal, December 20, 2001

5 (ITEM NO. 6) Reference file established by the County Board Chairman, relative to  
6 Income Maintenance Administration and Child Care Contracts with State Department of  
7 Workforce Development, by recommending adoption of the following:  
8

**A RESOLUTION**

11 WHEREAS, the Department of Human Services has the overall responsibility for  
12 administering the Food Stamp Program in Milwaukee County while maintaining an  
13 acceptable federal and state error rate; and  
14

15 WHEREAS, the State of Wisconsin exceeded the federal tolerance level for Food  
16 Stamp payment errors, thus incurring fiscal sanctions from the Food and Nutrition Services  
17 Division (FNS) of the United States Department of Agriculture; and  
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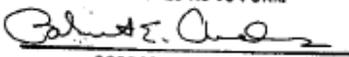
WHEREAS, FNS has allowed the State of Wisconsin to spend a portion of the sanction penalty on local error reduction initiatives, and the State in turn has allowed counties to submit Food Stamp error reduction proposals for capped amounts of \$25,000; and

WHEREAS, Milwaukee County's proposal was reviewed and accepted in part, enabling the county to receive \$12,500, which will be used to purchase 25 individual fax machines for Milwaukee County staff in W-2 regions, community-based organizations and the Milwaukee County Change Center; now, therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is authorized to accept a \$12,500 increase to the CY 2002 State/County Income Maintenance contract for use toward local error reduction within the Food Stamp Program.

**FISCAL NOTE** Adoption of this resolution will not result in any increase in tax levy. The \$12,500 increase in the 2002 State/County IM Contract will be reinvested in error-reduction initiatives in the Food Stamp program. Reduction in the food stamp error rate reduces potential county liabilities and sanctions.

PL:JH:RH:dh  
02-21abFood Stamp

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 7)**

**File No. 02-485  
(Journal, September 26, 2002)**

From Director, Office of Persons with Disabilities, requesting authorization to pursue the development and implementation of a card-based recreation membership program intended to provide members with specific recreational opportunities for a reasonable annual fee.

1 From the Committee on Health and Human Needs

2  
3 From Director, Office for Persons with Disabilities (Office), requesting authorization to  
4 develop a recreation membership program and card that would provide members with recreation  
5 opportunities such as, but not limited to; professional sports team tickets, entrance into county  
6 recreational facilities, Etc., by recommending adoption of the following:

**A RESOLUTION**

7  
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9  
10 WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission)  
11 has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote  
12 independence in handicapped and disabled persons; and  
13

14 WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county board of  
15 the needs of handicapped and disabled persons within the county and the status of existing  
16 services designed to meet those needs, and shall recommend any new programs and services  
17 required to meet such needs;" and  
18

19 WHEREAS, in the 2002 Adopted budget the Office has been given the operation of the  
20 County's recreation programs for people with disabilities (Wil-O-Way Grant and Wil-O-Way  
21 Underwood) from the Parks Department with the goal of creating expanded and integrated  
22 recreational opportunities for people with disabilities; and  
23

24 WHEREAS, the Commission's Executive Committee recommended to the full Commission  
25 that the Office pursue the development and implementation of a recreation program membership  
26 card with an implementation date of January 1, 2003; and  
27

28 WHEREAS, Cardholders, and in most cases a guest companion, would be eligible for free  
29 or reduced price professional sports teams tickets, Wil-O-Way classes, sports activities and  
30 dances, and other free or reduced price community recreation programs welcoming people with  
31 disabilities; and  
32

33 WHEREAS, the Office has had preliminary discussions with the County Parks Department  
34 and the Zoological Gardens regarding collaboration and possible sponsorship opportunities and  
35 will continue to seek the participation of other local enterprises; and  
36

37 WHEREAS, the Office set an affordable membership fee (approximately \$20 per year) for  
38 the program to allow for full participation by citizens with disabilities while covering the costs  
39 associated with the implementation of the program; and  
40

41 WHEREAS, the Office anticipates a first-year membership enrollment of approximately 250  
42 individuals, generating approximately \$5,000 in revenues to offset program expenditures; now,  
43 therefore  
44

45 BE IT RESOLVED that the Milwaukee County Board of Supervisors hereby authorizes and  
46 directs the Director of the Office for Persons with Disabilities to pursue the development and  
47 implementation of a card-based recreation membership program intended to provide members  
48 with specific recreational opportunities for a reasonable annual fee.  
49

50 **Fiscal Note:** Adoption of this resolution will not result in an increase in tax levy. Program  
51 expenditures will be offset by revenues generated by the membership fee.  
52 Additional revenue opportunities will be pursued through local business  
53 sponsorship.

**(ITEM 8)**

**File No. 02-494  
(Journal, September 26, 2002)**

From the Acting Director, Department of Human Services, requesting retroactive authorization for the Delinquency and Court Services Division to apply for and accept federal dollars in the amount of \$294,000 for a Disproportional Minority Confinement (DMC) Project.

SEP 26 2002

Adopted  
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File No. 02-494

(Journal, September 26, 2002)

(ITEM NO. 8) From the Acting Director, Department of Human Services, requesting retroactive authorization for the Delinquency and Court Services Division to apply for and accept federal dollars in the amount of \$294,000 for a Disproportional Minority Confinement (DMC) Project, by recommending adoption of the following:

**A RESOLUTION**

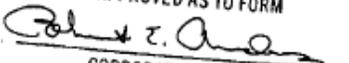
WHEREAS, the Department of Human Services (DHS) and the Delinquency and Court Services Division recognize that a disproportionate percentage of minority youth living in Milwaukee County are being referred to and detained in secure facilities at the Children's Court Center and State juvenile correctional facilities; and

WHEREAS, the Office of Justice Assistance of the State of Wisconsin has awarded dollars to a small number of counties, including Milwaukee County, with minority confinement issues; and

WHEREAS, a total of \$294,000 has been identified as being available to Milwaukee County over an 18-month period, commencing October 1, 2002, that can be utilized to fulfill the overall objective of reducing the number of minority youth in confinement; and

WHEREAS, the Department prepared a concept paper describing its potential use of grant monies, which was submitted to the Office of Justice Assistance and was accepted by its Commission on August 20, 2002; now, therefore,

BE IT RESOLVED, that the Acting Director, Department of Human Services, be authorized retroactively to apply for and accept federal dollars from the Office of Justice Assistance in the amount of \$294,000 for an 18-month period commencing October 1, 2002 for the purpose of (1) examining current policies regarding confinement, (2) determining appropriate alternatives to placement and (3) conducting a pilot diversion project for youth traditionally committed to the Department of Juvenile Corrections for correctional placement.

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

46 **FISCAL NOTE:** Adoption of this resolution will increase revenue in the Department  
 47 of Human Services by \$294,000 over the 18-month period beginning  
 48 October 1, 2002. No tax levy match is required. The Department is  
 49 required to document an in-kind match of 30% of the grant amount,  
 50 valued at approximately \$88,200. Staff time and position salaries  
 51 attributed to grant programming will be documented in fulfillment of  
 52 the in-kind match requirement.  
 53  
 54 PL:KE:RH:dh  
 55 02-494OJA  
 56

**(ITEM 9)**

**File No. 02-08(a)(c)  
(Journal, December 20, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Service Contracts with the Juvenile Delinquency and Court Services Division.

SEP 26 2002

*Adopted*

*23-a*

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File No. 02-08(a)(c)  
(Journal, December 20, 2001)

(ITEM NO. 9) Reference file established by the County Board Chairman, relative to Purchase of Service Contracts with the Juvenile Delinquency and Court Services Division, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Department of Human Services (DHS) received authorization by the County Board of Supervisors in April 2002 to receive fourth-year Juvenile Accountability Incentive Block Grant (JAIBG) funds for continuation of a program for juvenile firearm offenders (File No. 02-243); and

WHEREAS, the Department has budgeted \$302,924 for this program, including \$272,632 in JAIBG funds and the required 10% county match of \$30,292, for October 1, 2002 through September 30, 2003; and

WHEREAS, the Department has realized an additional \$16,272.76 in unbudgeted revenue from a lease with the Bureau of Milwaukee Child Welfare for shelter bed space and will use that revenue to supplement the JAIBG Firearm Program; and

WHEREAS, the budget for the JAIBG Firearm Program consists of a purchase of service contract for monitoring services for juveniles on probation for firearm charges and the cost of one position of Assistant District Attorney for the prosecution of juvenile firearms offenders; and

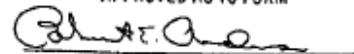
29 WHEREAS, juveniles selected for the Firearm Program have been adjudicated for  
30 possession of a firearm, but remain in the community while they are on probation; and  
31

32 WHEREAS, Running Rebels Community Organization, which has provided  
33 monitoring services to the Firearm Program since it began in August 1999, has staff who  
34 contact each of the juveniles on a regular basis at home and at school; and  
35

36 WHEREAS, Running Rebels also provides after school programming including  
37 tutoring, AODA education, anger management, and recreational activities and also works  
38 with MPS to ensure that all of the youths are enrolled in school, to schedule Individual  
39 Education Plan meetings, and to help expelled youths return to school; and  
40

41 WHEREAS, DHS has requested permission to continue a purchase of service  
42 contract with the Running Rebels Community Organization in the amount of \$269,906.76  
43 from October 1, 2002 through September 30, 2003; now, therefore,  
44

APPROVED AS TO FORM

  
CORPORATION COUNSEL

1

45 BE IT RESOLVED, that the Acting Director, DHS, is authorized to continue a  
46 purchase of service contract with Running Rebels Community Organization for monitoring  
47 services for juvenile firearm offenders from October 1, 2002 through September 30, 2003  
48 in the amount of \$269,906.76.  
49

50 **FISCAL NOTE:** Adoption of this resolution will not result in an increase in tax levy for  
51 2002. The funding necessary to meet the county's match obligation is  
52 contained in the 2002 Adopted Budget and is included in the  
53 department's 2003 requested budget. Twenty-five per cent of the  
54 county match (\$7,573) will be applied toward the 2002 portion  
55 of the contract and seventy-five per cent (\$22,719) will be applied to  
56 the remainder of the contract.  
57

58 Of the \$319,186.76 available for this program (\$272,632 in grant  
59 funds, \$30,292 in local match and \$16,262.76 in unbudgeted revenue),  
60 \$269,906.76 is directed toward the purchase of service contract and  
61 \$49,280 funds one position of Assistant District Attorney for the  
62 prosecution of juvenile firearms offenders.  
63

64 PI:KM:RH:DH  
65 0208acRunningRebels

**(ITEM 10)**

**File No. 02-470  
(Journal, September 26, 2002)**

From the Acting Director, Department of Human Services, requesting authorization to lease three food service delivery trucks beginning December 2002 for a term of 36 months in an amount not to exceed \$60,000.

SEP 26 2002

*Adopted*  
*23-2*

File No. 02-470

(Journal, September 26, 2002)

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(ITEM NO. 10) From the Acting Director, Department of Human Services, requesting authorization to lease three food service delivery trucks beginning December 2002 for a term of 36 months in an amount not to exceed \$60,000, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Behavioral Health Division must obtain approval for certain leases from the County Board of Supervisors; and

WHEREAS, the Department of Public Works has advised the Behavioral Health Division that the trucks currently being used for food service delivery are no longer capable of being efficiently maintained; and

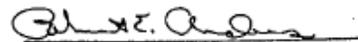
WHEREAS, it has been determined that leasing trucks would be a more efficient alternative than purchasing them; now, therefore,

BE IT RESOLVED, that the Administrator of the Behavioral Health Division, or her designee, is authorized to process a request for the lease of three food service trucks, in an amount not to exceed \$60,000, for a term of 36 months beginning in December, 2002, through the Milwaukee County Division of Procurement.

**FISCAL NOTE:** The cost of these leases has been anticipated and is reflected in the 2003 Department of Human Services - Behavioral Health Division budget request. Final authorization for the necessary funding for the leases is subject to 2003 budget deliberations and inclusion in the 2003 Adopted Budget.

PI:KE: RC:RH  
02-470

APPROVED AS TO FORM

  
CORPORATION COUNSEL

**(ITEM 11)**

**File No. 02-05 (a)(f)**  
**(Journal, December 20, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with the Behavioral Health Division.

SEP 26 2002

Adopted  
25-0

File No. 02-05(a)(f)

(Journal, December 20, 2001)

(ITEM NO. 11) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Behavioral Health Division, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Behavioral Health Division has terminated its CY 2002 Purchase of Service Contract with Human Services Triangle for the provision of Targeted Case Management services effective August 1, 2002; and,

WHEREAS, the consumers previously served by Human Services Triangle have an ongoing need for the provision of case management services; and

WHEREAS, to ensure the continued provision of case management services, the Behavioral Health Division executed an emergency contract with Milwaukee Mental Health Services and with Social Rehabilitation and Residential Resources for the provision of case management; and

WHEREAS, Milwaukee Mental Health Services and Social Rehabilitation and Residential Resources have substantial experience in providing case management services; and

WHEREAS, the Behavioral Health Division is now seeking to amend CY 2002 Purchase of Services contracts with Social Rehabilitation and Residential Resources and Milwaukee Mental Health Services in order to enable those two providers to serve clients formerly served by Human Services Triangle for the remainder of 2002; now, therefore,

BE IT RESOLVED, that the Acting Director, DHS, or her designee, is hereby authorized and directed to increase the CY 2002 Purchase of Service Contracts with Social Rehabilitation and Residential Resources by \$24,970, from \$255,407 to \$280,377, and Milwaukee Mental Health Services by \$62,500, from \$392,072 to \$454,572, for the provision of Targeted Case Management Services through CY 2002.

**FISCAL NOTE:** Adoption of this resolution will not result in an increase in tax levy. Funds for these contract amendments are available within the approved CY 2002 DHS-Behavioral Health Division budget.

PL:KE:RH:dh  
0205af

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

The question was on adoption.

**SEPARATE ACTION** was requested on Items 2, 3, 5, 8, 9, and 10.

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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 **WAS ADOPTED** by the following vote:

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

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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 5 **WAS ADOPTED** by the following vote:

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

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

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

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**FROM THE COMMITTEE ON JUDICIARY, SAFETY, AND GENERAL SERVICES  
REPORTING ON 15 ITEMS**

**(ITEM 1)**

**File No. 02-415  
(Journal, September 26, 2002)**

From County Executive, appointing Mr. David A. Bretl to the position of Corporation Counsel for Milwaukee County.

(ITEM 2)

File No. 02-344  
(Journal, June 20, 2002)

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with the Behavioral Health Division.

SEP 26 2002  
*Adopted*  
*260*

File No.02-344  
(Journal, June 20, 2002)

(ITEM NO. 2) From General Manager, Pinelawn Memorial Park, requesting approval of four cemetery plat maps, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Department of Public Works received a request from Pinelawn Memorial Park dated August 2, 2002 to process the approval of four (4) cemetery plats for Pinelawn Memorial Park Cemetery in the City of Wauwatosa in accordance with Section 157.07 of Wisconsin Statutes; and

WHEREAS, the Department of Public Works followed the County's standard subdivision plat review process in reviewing the Pinelawn Memorial Park Cemetery plats; and

WHEREAS, the Department of Public Works, the Department of Parks, Recreation and Culture and the Register of Deeds have reviewed the plats and find no objection; and

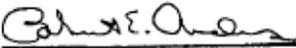
WHEREAS, Section 157.07 of Wisconsin Statutes requires County Board approval to give authorization to the Register of Deeds Office to record the four (4) plats of Pinelawn Memorial Park Cemetery; and

WHEREAS, the Judiciary, Safety and General Services Committee at its meeting on September 12, 2002, recommended approval of the authorization to record the plats; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Register of Deeds Office to record the four (4) plats of Pinelawn Memorial Park Cemetery in accordance with Section 157.07 of Wisconsin Statutes.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds.

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091702

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 3)**

**File No. 02-448  
(Journal, September 26, 2002)**

From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept emergency planning grants available for the Federal 2003 Fiscal Year under Emergency Management Programs.

SEP 26 2002  
Adopted  
250

File No.02-448  
(Journal, September 26, 2002)

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4 (ITEM NO. 3) From Assistant Director, Office of the Sheriff, Emergency Management  
5 Division, requesting authorization to apply for and accept emergency management  
6 planning grants available for the Federal 2003 Fiscal Year under Emergency  
7 Management Programs, by recommending adoption of the following:  
8

9 **A RESOLUTION**

10  
11 WHEREAS, according to Wisconsin Statute 166.03 and Chapter 99 of County  
12 General Ordinances, the Division of Emergency Management has certain  
13 responsibilities in the preparation, mitigation, response and recovery of emergency  
14 situations; and  
15

16 WHEREAS, the State of Wisconsin receives federal funding to assist counties  
17 toward achieving this goal; and  
18

19 WHEREAS, the federal fiscal year begins October 1, 2002 and ends  
20 September 30, 2003; and  
21

22 WHEREAS, the 2003 Sheriff's Department budget includes funds for the  
23 Emergency Management Division with a percentage of costs to be funded by the  
24 Federal Government and channeled through the State; and  
25

26 WHEREAS, adopted County policy requires County Board approval prior to  
27 the submission of certain federal or state grant applications; and  
28

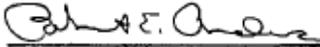
29 WHEREAS, grants are available from the State to assist the Division in its  
30 planning efforts for 2003; and  
31

32 WHEREAS, the Judiciary, Safety and General Services Committee at its  
33 meeting on September 12, 2002, recommended approval of the Division's request  
34 to apply for and accept planning grants from the State; now, therefore  
35

36 BE IT RESOLVED, that the County Board of Supervisors does hereby  
37 authorize the Division of Emergency Management to apply for and accept planning  
38 grants which are available under the Emergency Management Program.  
39

40  
41 **FISCAL NOTE:** The maximum FY 2003 grant amount available to the Division  
42 is \$111,120 for staff expenses and \$12,500 for public outreach  
43 programs.  
44

45 C:\Documents and Settings\Administrator\My Documents\Judiciaryresolutions\EMplanninggrant.doc  
46 091702/lg

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(ITEM 4)

File No. 02-449  
(Journal, September 26, 2002)

From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept grants from the Emergency Planning and Community Right-To-Know Act (EPCRA) and Wisconsin Act 342.

SEP 26 2002

*Adopted*  
*25-0*

File No.02-449  
(Journal, September 26, 2002)

1  
2  
3  
4 (ITEM NO. 4) From Assistant Director, Office of the Sheriff, Emergency Management  
5 Division, requesting authorization to apply for and accept grants from the  
6 Emergency Planning and Community Right-to-Know (EPCRA) and Wisconsin Act  
7 342, by recommending adoption of the following:

8  
9 **A RESOLUTION**

10  
11 WHEREAS, the Emergency Planning and Community Right-to-Know Act  
12 (EPCRA) and Wisconsin Act 342 decree that specific tasks must be performed in  
13 relation to hazardous materials planning, outreach, compliance, mitigation and  
14 response; and

15  
16 WHEREAS, the Milwaukee County Emergency Management Division, in  
17 concert with the Milwaukee County Local Emergency Planning Committee, has  
18 been charged with these tasks; and

19  
20 WHEREAS, the State of Wisconsin has made grants available to fund some of  
21 these program costs; and

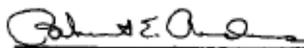
22  
23 WHEREAS, adopted County policy requires County Board approval prior to  
24 the submission of certain federal or state grant applications; and

25  
26 WHEREAS, the Judiciary, Safety and General Services Committee at its  
27 meeting on September 12, 2002, recommended approval of the Division's request  
28 to apply for and accept funds available under EPCRA and Wisconsin Act 342; now,  
29 therefore

30  
31 BE IT RESOLVED, that the County Board of Supervisors does hereby  
32 authorize the Division of Emergency Management to apply for and accept grant  
33 funds available under EPCRA and Wisconsin Act 342.

34  
35  
36 **FISCAL NOTE:** The Division is eligible for a maximum grant of \$148,725  
37 under the EPCRA Grant formula.

38  
39 C:\Documents and Settings\Administrator\My Documents\Judiciaryresolutions\EPCRAgrant.doc  
40 091702/g

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(ITEM 5)

File No. 02-452  
(Journal, September 26, 2002)

From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept funds through the 2003 Hazardous Material Transportation Act (HMTA) grant.

SEP 26 2002  
Adopted  
250

File No. 02-452  
(Journal, September 26, 2002)

(ITEM NO. 5) From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept funds through the 2003 Hazardous Material Transportation Act (HMTA) grant, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, monies are set aside under the federal Hazardous Materials Transportation Act (HMTA) and HAZMAT planning and training, purchase of HAZMAT equipment, HAZMAT exercising, LEPC operation, Emergency Planning and Community Right-to-Know Act (EPCRA) data management and/or hazardous materials emergency response under Wisconsin Statutes 166.21; and

WHEREAS, Milwaukee County Fire Departments and the Division of Emergency Management, under the eligibility requirements of State Emergency Management directives, are eligible to receive these funds; and

WHEREAS, application, receipt and review of these funds must be directed through the Milwaukee County Sheriff's Department, Division of Emergency Management; and

WHEREAS, adopted County policy requires County Board approval prior to the submission of certain federal or state grant applications; and

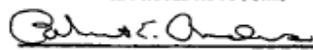
WHEREAS, the Judiciary, Safety and General Services Committee at its meeting on September 12, 2002, recommended approval of the Division's request to apply for and accept funds available for HAZMAT purposes; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Division of Emergency Management to apply for and accept grants available under the Hazardous Materials Transportation Act (HMTA) program for HAZMAT exercising, LEPC operation, EPCRA data management and/or hazardous materials emergency response under Wisconsin Statutes 166.21.

**FISCAL NOTE:** Milwaukee County is eligible for \$10,000 for HAZMAT planning and \$10,000 for equipment costs. The amount available for training and exercises has yet to be determined but it is expected to be similar to the \$80,220 received in 2002.

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APPROVED AS TO FORM

  
CORPORATION COUNSEL

**(ITEM 6)**

**File No. 02-451  
(Journal, September 26, 2002)**

From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept homeland security grants available for the Federal 2003 Fiscal Year under Emergency Management Programs.

SEP 26 2002

*Adopted,  
25-0*

File No. 02-451  
(Journal, September 26, 2002)

(ITEM NO. 6) From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to apply for and accept Homeland Security grants available for the Federal 2003 Fiscal Year under Emergency Management Programs, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, according to Wisconsin Statute 166.03 and Chapter 99 of County General Ordinances, the Division of Emergency Management 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 homeland security preparedness; and

WHEREAS, the federal fiscal year begins October 1, 2002 and ends September 30, 2003; and

WHEREAS, adopted County policy requires County Board approval prior to the submission of certain federal or state grant applications; and

WHEREAS, grants are available from the State to assist the Division in its homeland security preparedness; and

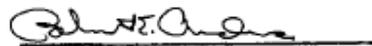
WHEREAS, the Judiciary, Safety and General Services Committee at its meeting on September 12, 2002, recommended approval of the Division's request to apply for and accept homeland security grant funding; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Division of Emergency Management to apply for and accept grants available under Emergency Management Programs to assist counties with homeland security preparedness.

**FISCAL NOTE:** Grants funds will be made available for the purchase of terrorism response equipment and supplies, however the amount available for Fiscal Year 2003 is unknown at this time.

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091702/ljg

APPROVED AS TO FORM



CORPORATION COUNSEL

(ITEM 7)

File No. 02-450  
(Journal, September 26, 2002)

From Assistant Director, Office of the Sheriff, Emergency Management Division, requesting authorization to accept private sector donations in support of emergency management operations.

SEP 26 2002  
Adopted  
25-0

File No. 02-450  
(Journal, September 26, 2002)

1  
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4 (ITEM NO. 7) From Assistant Director, Office of the Sheriff, Emergency Management  
5 Division, requesting authorization to accept private sector donations in support of  
6 emergency management operation, by recommending adoption of the following:

7  
8 **A RESOLUTION**

9  
10 WHEREAS, the mission of the Milwaukee County Sheriff's Department  
11 Division of Emergency Management is to save lives, protect property and prevent a  
12 disaster from becoming a catastrophe; and

13  
14 WHEREAS, the Division of Emergency Management works closely with the  
15 private sector in preparedness, response, mitigation and recovery efforts for natural  
16 and man-made disasters; and

17  
18 WHEREAS, budgetary constraints have limited the Division's ability to  
19 upgrade equipment and supplies for planning, outreach and education; and

20  
21 WHEREAS, from time to time, outside agencies have indicated a concern and  
22 willingness to support and assist the Division to augment its resources by supplying  
23 equipment or money to purchase emergency response equipment and/or supplies  
24 and materials; and

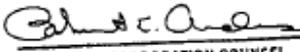
25  
26 WHEREAS, the County Board has traditionally granted authority to the  
27 Division to accept such donations as they are presented; and

28  
29 WHEREAS, the Judiciary, Safety and General Services Committee at its  
30 meeting on September 12, 2002, recommended approval of the Division's request  
31 to accept such donations in 2003; now, therefore

32  
33 BE IT RESOLVED, that the County Board of Supervisors does hereby  
34 authorize the Division of Emergency Management to accept donations from the  
35 private sector in 2003 to improve its emergency response capabilities.

36  
37  
38 **FISCAL NOTE:** Adoption of this resolution will allow the Division to accept  
39 donations which may be offered in 2003. The Division  
40 received no such donations in 2002, 2001 or 2000, but \$5,000  
41 was received in 1999.

42  
43 C:\Documents and Settings\Administrator\My Documents\Judiciary\resolutions\privategrants.doc  
44 091702/lg

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

(ITEM 8)

File No. 02-479  
(Journal, September 26, 2002)

From the Sheriff, requesting approval of a contract with Gambro Healthcare to provide on-site dialysis service at the Milwaukee County Jail.

SEP 26 2002

Adopted  
250

File No. 02-479  
(Journal, September 26, 2002)

(ITEM NO. 8) From the Sheriff, requesting approval of a contract with Gambro Healthcare to provide on-site dialysis service at the Milwaukee County Jail, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Sheriff's Department issued RFP #5818 for On-Site Dialysis Service at the Milwaukee County Jail; and

WHEREAS, sealed bids were received from four vendors and an evaluation committee consisting of Milwaukee County employees evaluated the bids; and

WHEREAS, Gambro Healthcare was determined to be the most responsive bidder based upon both its technical and price proposals; and

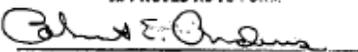
WHEREAS, based on this evaluation, the Sheriff has recommended approval of a contract with Gambro Healthcare for a period of three years with an option to renew for two additional one-year periods; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on September 12, 2002, recommended approval of the request; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Sheriff to enter into a contract with Gambro Healthcare for on-site dialysis services at the Milwaukee County Jail effective October 21, 2002 for a period of three years with an option to renew for two additional one-year periods.

**FISCAL NOTE:** Dialysis services are currently provided to inmates offsite from a variety of providers. Providing on-site dialysis services at the Jail will eliminate approximately 450 off-site trips saving an estimated \$122,600 in Deputy Sheriff escort costs. In addition, Gambro Healthcare will provide service based on a price of \$325 per treatment, which is \$250 to \$300 per treatment less than the current amount being paid for such services. Based on an average of 450 treatments annually, the County will save an additional \$112,500 per year with this contract, bringing the annual savings to approximately \$225,100.

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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 9)**

**File No. 02-480  
(Journal, September 26, 2002)**

From the Sheriff, requesting approval of a renegotiated contract with Pyramid HIM to provide medical record services at the Milwaukee County jail.

*Adopted*  
*as is*

File No.02-480  
(Journal, September 26, 2002)

(ITEM NO. 9) From the Sheriff, requesting approval of a renegotiated contract with Pyramid Health Information Management (HIM) to provide medical record services at the Milwaukee County Jail, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in July 2000, Milwaukee County entered into an agreement with Pyramid HIM to take over the operation of the Medical Records Department of the Health Care Unit at the Jail and remediate significant operational deficiencies; and

WHEREAS, the existing contract is directed toward the takeover and remediation of the problems in the Medical Records Department and does not address the on-going operation of the Medical Records Department; and

WHEREAS, the Sheriff and the Health Administrator in the Jail have determined that the contract with Pyramid HIM needed to be renegotiated on more favorable terms for the County; and

WHEREAS, the renegotiated contract will allow Milwaukee County to receive paybacks from Pyramid HIM for positions that are vacant and contains specific termination language in the event the Sheriff's request for funding of an electronic medical record is approved by the County Executive and County Board; and

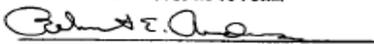
WHEREAS, the electronic medical record initiative, if approved, would save Milwaukee County approximately \$500,000 annually over the cost of the Pyramid HIM contract; and

WHEREAS, based on this information, the Sheriff and the Health Administrator have renegotiated the contract with Pyramid Health Information Management and Pyramid has agreed to the new terms; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on September 12, 2002, recommended approval of the renegotiated contract; now, therefore

BE IT RESOLVED, that the County Board does hereby authorize the Sheriff to enter into a contract with Pyramid Health Information Management to provide medical record services for the Jail effective October 1, 2002 for a period of three years with the right to phase out the contract in the event Milwaukee County implements an electronic medical record system.

APPROVED AS TO FORM

  
CORPORATION COUNSEL

**FISCAL NOTE:** Adoption of this resolution will not require an additional expenditure of funds. The benefit of the renegotiated contract will provide Milwaukee County the opportunity to phase out the contract with Pyramid HIM if an electronic medical record system is instituted.

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091702/fg

**(ITEM 10)**

**File No. 02-120(a)(b)  
(Journal, September 26, 2002)**

From Principal Assistant Corporation Counsel relative to the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and American Civil Liberties Union of Wisconsin.

SEP 26 2002

*Adopted*  
*23-2*

File No. 02-120(a)(b)  
(Journal, September 26, 2002)

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(ITEM NO. 10) From Principal Assistant Corporation Counsel relative to the Milwaukee County Circuit Court's order awarding fees to the Legal Aid Society and American Civil Liberties Union of Wisconsin, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Legal Aid Society and ACLU of Wisconsin brought suit in state court in behalf of the plaintiff inmate class incarcerated in the Milwaukee County Jail with regard to jail conditions, namely overcrowding and the delivery of medical services; and

WHEREAS, although the suit was originally contested by Milwaukee County, eventually the parties negotiated a settlement of their differences in the nature of a consent decree; and

WHEREAS, Attorneys for the plaintiff inmate class were entitled by state Supreme Court Rule to attorney fees, SCR 81.02(1) providing in pertinent part:

"Except as provided under sub. (1m), attorneys appointed by any court to provide legal services for that court, for judges sued in their official capacity, for indigents and for boards, commissions and committees appointed by the supreme court shall be compensated at the rate of \$70 per hour or a higher rate set by the appointing authority;"

and

WHEREAS, the Office of the Milwaukee County Corporation Counsel contended that the \$70.00 per hour rate was mandatory on the court, ABSENT a demonstration of extenuating circumstances, but Legal Aid Society and the ACLU argued that the \$70.00 per hour was the minimum amount awardable; and

WHEREAS, the trial court adopted the position of the Legal Aid Society and the ACLU, deciding that the Legal Aid Society and the ACLU were entitled to the "going rate" for such work in the legal market place, and therefore the judge awarded attorney fees to Legal Aid Society at a rate of \$200.00 per hour and to the ACLU at \$150.00 per hour, totaling \$434,270.00, exclusive of court costs; and

34 WHEREAS, because the Milwaukee County Circuit Court judge, in the opinion  
35 of the Office of the Milwaukee County Corporation Counsel, awarded excessive  
36 attorney fees to counsel for the plaintiff class, the Office of the Corporation Counsel  
37 obtained authority from the Milwaukee County Board to commence an appeal of the  
38 court's order awarding fees; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

39 WHEREAS, the Milwaukee County Board in April approved a transfer of funds  
40 from the Appropriation for Contingencies of up to \$465,433.00 plus interest into the  
41 court as deposit against the judgment obtained by the Legal Aid Society and the ACLU,  
42 reserving to the Milwaukee County Board the right to approve any proposed final  
43 settlement; and

44 WHEREAS, the State of Wisconsin Court of Appeals ordered mediation of the  
45 attorney fee dispute, as a result of which Milwaukee County, the Legal Aid Society and  
46 the ACLU reached tentative settlement of the disputed legal fees awardable to the  
47 attorneys, subject to Milwaukee County Board approval; and

48 WHEREAS, the plaintiff class attorneys agreed to reduce their claim for fees from  
49 \$434,270.00 down to \$330,540.00, plus taxable court costs, resulting in a reduction of  
50 \$104,000.00; and

51 WHEREAS, the attorneys also agreed to waive interest on their \$434,270.00  
52 judgment for attorney fees, which had been running at the rate of 12% per annum,  
53 \$52,112.40 per year, \$4,342.70 per month, \$1,002.16 per week since the date the  
54 court entered judgment, January 15, 2002, and this waiver would extend through to the  
55 date payment of the settlement by Milwaukee County is made; and

56 WHEREAS, if Milwaukee County continued pursuit of the appeal, Legal Aid  
57 Society and the ACLU attorneys would continue to be paid hourly rates for whatever  
58 time they expended in defending their awards; and

59 WHEREAS, the relief granted by the court of appeals might be nothing more  
60 than a directive to the trial court to substantiate its decision; and

61 WHEREAS, a settlement has been negotiated which contemplates the payment  
62 of \$361,703.00 to the Legal Aid Society of Milwaukee Inc. and ACLU WI Foundation  
63 in full settlement of all claims for attorney fees, costs and interest accrued to date, and  
64 Corporation Counsel recommends approval; and

65 WHEREAS, at its September 12, 2002 meeting, the Committee on Judiciary,  
66 Safety and General Services voted 7-0 to recommend approval of the proposed  
67 settlement; now, therefore

68 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
69 authorize the Milwaukee County Treasurer to pay \$361,703.00 as follows

|    |   |              |
|----|---|--------------|
| 70 | To the Legal Aid Society of Milwaukee Inc., |              |
| 71 | Fees .....                                  | \$226,800.00 |
| 72 | Costs .....                                 | \$21,959.00  |
| 73 | Total .....                                 | \$248,759.00 |
| 75 | And,  |              |
| 76 | To ACLU WI Foundation,                      |              |
| 77 | Fees .....                                  | \$103,740.00 |
| 78 | Costs .....                                 | \$9,204.00   |
| 79 | Total .....                                 | \$112,944.00 |

80

81 **FISCAL NOTE:** Approval of this Resolution will result in an expenditure of  
 82 \$361,703.00 from an account to be determined by the Department  
 83 of Administration. In April, 2002, the County Board approved the  
 84 transfer of up to \$465,433 plus accrued interest from the  
 85 Appropriation for Contingencies for this matter.

86  
 87 CC:mw:9/20/02-02-120ab reso  
 88

**(ITEM 11)**

**File No. 02-455  
 (Journal, September 26, 2002)**

From Deputy Corporation Counsel, recommending payment of \$50,000.00 in settlement of a claim by St. Paul Fire and Marine Insurance relative to the Milwaukee Art Museum.

SEP 26 2002

*Adopted*  
 250

File No. 02-455  
 (Journal, September 26, 2002)

4 (ITEM NO. 11) From Deputy Corporation Counsel, recommending payment of  
 5 \$50,000.00 in settlement of a claim by St. Paul Fire and Marine Insurance relative to  
 6 the Milwaukee Art Museum, by recommending adoption of the following:

**A RESOLUTION**

10 WHEREAS, because of the construction of the addition to the Milwaukee Art  
 11 Museum, Milwaukee County agreed to store a Lieberman Metal Art Sculpture  
 12 belonging to the Art Museum in the County's ramp storage area beneath the War  
 13 Memorial bridge; and

14 WHEREAS, in the Fall of 1999, the Parks Department, in an effort to create  
 15 needed space, undertook the task of clearing unneeded items from the ramp storage  
 16 area; and

17 WHEREAS, in part because the Lieberman Art Sculpture was covered in plastic,  
 18 it was mistaken to be an item appropriate for disposal; and

19 WHEREAS, a forklift was used to place the sculpture in a dumpster where it was  
 20 discovered a few days later by employees of the Art Museum; and

21 WHEREAS, the use of the forklift severely damaged the sculpture which was  
 22 valued at \$400,000; and

23 WHEREAS, the cost to repair the damage was \$80,504.97 which was paid by  
24 the Museum's insurer, St. Paul Fire and Marine Insurance; and

25 WHEREAS, St. Paul Fire and Marine Insurance is now making a subrogated  
26 claim against Milwaukee County; and

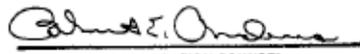
27 WHEREAS, the County's insurance company concluded that the agreement of  
28 Milwaukee County to safely store the art sculpture created a bailment situation between  
29 the County and the Art Museum and that the County's negligence in causing the  
30 damage to the sculpture supports the claim of the Museum; and

31 WHEREAS, a settlement has been negotiated between the two insurance  
32 companies for the claim to be settled upon the payment of \$50,000; and

33 WHEREAS, Corporation Counsel supports the recommendation of the County's  
34 insurer, Wisconsin County Mutual Insurance Corporation; and

35 WHEREAS, the Committee on Judiciary, Safety and General Services on  
36 September 12, 2002, approved the recommendation on a vote of 7-0; now, therefore

APPROVED AS TO FORM



CORPORATION COUNSEL

37 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize  
38 Wisconsin County Mutual Insurance Corporation to pay St. Paul Fire and Marine  
39 Insurance the sum of \$50,000 settling in full its claim and the claim of the Milwaukee  
40 Art Museum arising out of the damage to the Lieberman Metal Art Sculpture in 1999.

41

42

43 **FISCAL NOTE:** Approval of this resolution will result in \$50,000 being applied to  
44 Milwaukee County's 1999 deductible with the Wisconsin County  
45 Mutual Insurance Corporation.  
46

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48

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RA:mw:9/20/02:02-455  
091802/g

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**(ITEM 12)**

**File No. 00-127  
(Journal, February 17, 2000)**

From Attorneys Urban, Taylor, and Stawski, Ltd., submitting a claim on behalf of Frank and Rose Mary Macek for injuries and damages allegedly sustained as a result of an accident involving a Milwaukee County-owned vehicle on January 2, 2000.

File No. 00-127

(Journal, February 17, 2000)

(ITEM NO. 12) From Attorneys Urban, Taylor and Stawski, Ltd., submitting a claim on behalf of Frank and Rose Mary Macek for injuries and damages allegedly sustained as a result of an accident involving a Milwaukee County-owned vehicle on January 2, 2000, by recommending adoption of the following:

## A RESOLUTION

WHEREAS, on January 2, 2000 a motor vehicle accident occurred in the intersection of North 4th Street and West Michigan Street at 3:19 in the afternoon, between a squad entering the intersection westbound on a red light being driven by Sheriff's Deputy Christopher J. Pollard with lights and siren operating, and a vehicle in which claimant Rosemary Macek was a passenger, headed northbound into the intersection with the green light in their favor; and

WHEREAS, an 80% to 90% apportionment of causal negligence against Milwaukee County is likely because Deputy Pollard may have proceeded contrary to Milwaukee County Sheriff's Department policy and procedure (1) by not stopping before entering the intersection, and (2) by proceeding to the aid of another deputy un-invited, using emergency lights and siren perhaps unnecessarily, and (3) because the right front bumper of Deputy Pollard's squad collided with the right rear quarter panel of the Macek car; and

WHEREAS, the Macek vehicle sustained \$2,966.85 property damage; and

WHEREAS, Rosemary Macek sustained severe low back pain (continuing), leg pain (continuing), general body ache (one week duration), heart palpitations (one week duration), and headaches (3 days duration) as a result of the accident which occurred while she was in the process of recovering from June 1999 back surgery; and

WHEREAS, she has been assessed a 2% to 3% permanent disability rating for the low back pain and leg pain so that her pain, suffering and disability and the permanency of her condition would have a value of about \$25,000.00; and

WHEREAS, claimant Rosemary Macek incurred medical expenses for ambulance service, St. Luke's Medical Center, Emergency Room physicians, Dr. Gnapes and CMG United Internists physical therapy totaling \$7,237.50; and

WHEREAS, Milwaukee County's liability for Rosemary Macek's bodily injury claims totaling \$32,237.50 would be decreased by her husband's 20% contributory negligence reducing Milwaukee County's liability exposure for the bodily injury claim to \$25,790.00, and the \$2,966.85 property damage to \$2,373.48; and

WHEREAS, at a court-ordered mediation, the Macek's insurer, American Family, agreed to halve its \$5,000.00 subrogation claim, and contribute \$4,875.00 to the settlement, representing altogether a 23% contribution to the settlement by American Family; and

WHEREAS, a settlement has been negotiated which contemplates the payment of \$26,373.48 to Rosemary Macek in full settlement of all claims together with the dismissal of the pending lawsuit, and Corporation Counsel recommends approval; and

WHEREAS, at its September 12, 2002 meeting, the Committee on Judiciary, Safety and General Services voted 7-0 to recommend approval of the proposed settlement; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the payment to Rosemary Macek, her attorneys and American Family the total sum of \$26,373.48 in settlement of the claims of Rosemary Macek and her insurer, including bodily injury, property damage and ancillary subrogation claims, in return for the dismissal of the pending lawsuit.

**FISCAL NOTE:** Approval of this Resolution will result in a charge being applied to Milwaukee County's 2000 deductible with Wisconsin County Mutual Insurance Corporation in the amount of \$26,373.48.

CC:mw:5/8/12:00-127 reso

**(ITEM 13)**

**File No. 01-350  
(Journal, May 17, 2001)**

From Law Offices of Warshafsky, Rotter, Tarnoff, Reinhardt, & Bloch, S.C., submitting a claim on behalf of Teri L. Drummond for injuries and damages allegedly sustained as a result of an accident occurring on October 13, 1999 involving a Milwaukee County-owned vehicle.

File No. 01-350

(Journal, May 17, 2001)

(ITEM NO. 13) From Law Offices of Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a claim in behalf of Teri L. Drummond for injuries and damages allegedly sustained as a result of an accident occurring on October 13, 1999 involving a Milwaukee County-owned vehicle, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, plaintiff Teri Drummond was southbound on 92nd Street on October 13, 1999 coming to the intersection controlled by stop signs with Cornell Street in the Milwaukee County Grounds, proceeding in the curb lane, and, at the same time, Milwaukee County driver, Donald W. Mielke (DPW), was eastbound on Cornell Street, the two vehicles collided; and

WHEREAS, a dispute developed over which of the drivers failed to yield the right of way through the stop signs at the intersection in question, but it appears that Mielke was predominantly at fault because he entered the intersection after plaintiff did, since plaintiff had to travel farther beyond her stop sign to the point of impact than Mielke; and

WHEREAS, as a result of the motor vehicle accident, plaintiff complained of right shoulder and low back pain and treated with (1) chiropractor Dr. Casey plaintiff for roughly a year post accident and (2) osteopathic doctor Neil Pollack who assessed plaintiff with a mild permanent partial disability so that the range of value for plaintiff's pain, suffering and disability would likely fall between \$7,500.00 and \$14,000.00, since Dr. Gerondale, the independent medical examiner Milwaukee County retained, thought that plaintiff should have concluded treatment three and one-half months post accident; and

WHEREAS, plaintiff incurred some \$6,132.21 in medical expenses, but the Milwaukee County independent medical evaluator, Dr. Gerondale, suggested that chiropractic treatment should have been about \$2,000.00 less; and

WHEREAS, plaintiff suffered some 14 hours of wage loss as a result of the motor vehicle accident, amounting to \$208.00; and

WHEREAS, a settlement has been negotiated which contemplates the payment of \$12,000.00 to Teri Drummond in full settlement of all claims together with the dismissal of the pending lawsuit, and Corporation Counsel recommends approval; and

WHEREAS, at its September 12, 2002 meeting, the Committee on Judiciary, Safety and General Services voted 7-0 to recommend approval of the proposed settlement; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve payment to Teri Drummond in the sum of \$12,000.00 in settlement of the claims of Teri Drummond, including ancillary subrogation claims, in return for a dismissal of the pending lawsuit.

**FISCAL NOTE:** Approval of this Resolution will result in a charge being applied to Milwaukee County's 1999 deductible with Wisconsin County Mutual Insurance Corporation in the amount of \$12,000.00.

mw:5/8/12:01-350 reso

**(ITEM 14)**

**File No. 02-446  
(Journal, September 26, 2002)**

From Deputy Corporation Counsel, recommending approval of a settlement agreement regarding Deborah D. Sharp-Summit v. County of Milwaukee Department of Human Services ERD Case. No. CR200103030, EEOC Case No. 26GA11775.

SEP 26 2002

Adopted,  
250

File No. 02-446  
(Journal, September 26, 2002)

(ITEM NO.14) From Deputy Corporation Counsel, recommending approval of a settlement agreement regarding Deborah D. Sharp-Summit v. County of Milwaukee Department of Human Services ERD Case No. CR200103030, EEOC Case No. 26GA11775, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Deborah D. Sharp-Summit filed claims with the State of Wisconsin, Department of Workforce Development, Equal Rights Division and the U. S. Equal Employment Opportunity Commission, alleging that she was discriminated against on the basis of her race (African American) and color (Black) with regard to promotion while employed in the Milwaukee County Department of Human Services; and

WHEREAS, the State of Wisconsin, Department of Workforce Development, Equal Rights Division found that there was probable cause to believe that Deborah D. Sharp-Summit was discriminated against because of her race (African American) and/or her color (Black) with regard to promotion and compensation while employed in the Department of Human Services; and

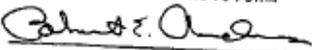
WHEREAS, the claim has been referred to the Equal Rights Division Hearing Section for a hearing on the merits of the complaint of Deborah D. Sharp-Summit; and

WHEREAS, negotiations between the parties have resulted in a mutually satisfactory settlement of said claims of Deborah D. Sharp-Summit by the contemplated reclassification of her current position anticipated to be titled "Administrative Assistant (Financial Assistance)" in pay range 22M, and payment of \$12,000.00 in back pay minus appropriate payroll deductions to Ms. Sharp-Summit, and \$10,000.00 in attorney's fees, and Corporation Counsel recommends such payment; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on September 12, 2002, recommended approval of the settlement; now, therefore

31 BE IT RESOLVED, that Milwaukee County Board of Supervisors does hereby  
32 authorize payment to Deborah D. Sharp-Summit of \$12,000.00 minus appropriate  
33 payroll deductions and \$10,000.00 in attorney's fees to Arthur Heitzer, Esq., Suite  
34 1706, 606 W. Wisconsin Avenue, Milwaukee, WI 53203-1900, attorney for Ms. Sharp-  
35 Summit, in full satisfaction of all claims, including all expenses, costs, and attorney's  
36 fees and damages alleged to have been incurred by Deborah D. Sharp-Summit; and

37 BE IT FURTHER RESOLVED, that upon payment of said monies, Deborah D.  
38 Sharp-Summit agrees to withdraw the discrimination complaints with prejudice in ERD  
39 Case No. CR200103030 and EEOC Charge No. 26GA11775.

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

40 **FISCAL NOTE:** Approval of this resolution will result in \$10,000.00 being applied  
41 towards the 2001 deductible of Milwaukee County with the  
42 Wisconsin County Mutual Insurance Corporation for payment of  
43 attorney fees and a charge to a proper account to be determined  
44 by the Department of Administration in the amount of \$12,000.00  
45 minus appropriate payroll deductions.

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47

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49 CC:rw:9/20/02:02-446 reso  
50 091802/lg

**(ITEM 15)**

**File No. 02-447  
(Journal, September 26, 2002)**

From County Executive Scott Walker, submitting a resolution/ordinance to place an advisory referendum concerning term limits for the members of the County Board of Supervisors and the County Executive on the November 5, 2002 ballot.

The question was on adoption.

**SEPARATE ACTION** was requested on Item 1 & 10

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

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

Supervisor Bailey made a motion to place Item 1 on file.

Thereupon, Item 1 was **PLACED ON FILE** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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, Bailey, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz,

September 26, 2002

Quindel, Schmitt, Weishan, White, Zielinski and the Chairman. –23 **NOES:** Borkowski, Endries  
– 2

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**FROM THE COMMITTEE ON PARKS, ENERGY, AND ENVIRONMENT  
REPORTING 6 ITEMS**

**(ITEM 1)**

**File No. 02-467  
(Journal, September 26, 2002)**

From Parks Marketing Director, requesting approval of an assignment from Impel, Inc. to Grandview Management, Inc. d/b/a Ellen's Prestige Catering.

SEP 26 2002

*Adopted  
25-0*

1 By Supervisor Sheila A. Aldrich, Chairman  
2 From the Committee on Parks, Energy and Environment reporting on  
3

4 File No. 02-467  
5 (Journal, September 26, 2002)  
6

7 (ITEM NO. 1) From Parks Marketing Director, requesting approval of an assignment  
8 from Impel, Inc. to Grandview Management, Inc. d/b/a Ellen's Prestige Catering, by  
9 recommending adoption of the following:  
10

11 **A RESOLUTION**

12  
13 WHEREAS, Milwaukee County entered into a lease agreement with Impel, Inc.  
14 for the restaurant space at O'Donnell Park in 1995; and

15 WHEREAS, Impel, Inc. negotiated a lease assignment agreement with The  
16 Bartolotta Group for the restaurant space in July of 2002, which was approved by  
17 Milwaukee County (File No. 02-347); and

18 WHEREAS, the agreement between Impel, Inc. and The Bartolotta Group was  
19 cancelled thereafter; and

20 WHEREAS, Impel, Inc. subsequently negotiated an agreement with Grandview  
21 Management, Inc., d/b/a Ellen's Prestige Catering, for the restaurant space; and

22 WHEREAS, the lease agreement with Impel, Inc. states that "Lessee may not  
23 assign the Lease and its right, title, and interest hereunder or sublet the premises  
24 without obtaining Lessor's prior written consent, which consent shall not be  
25 unreasonably withheld, conditioned or delayed"; and

26 WHEREAS, Ellen's Prestige Catering has agreed to make necessary repairs to the  
27 restaurant space as stated in the original lease agreement and documented in a July 12,  
28 2002 letter to Dr. Hussain from the Parks Director, which is incorporated by reference  
29 herein; and

30 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
31 September 17, 2002, approved the request of the Department of Parks to approve an  
32 assignment from Impel, Inc. to Grandview Management, Inc. d/b/a Ellen's Prestige  
33 Catering (vote 7-0); now, therefore

34 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
35 provide its written consent for an assignment of the restaurant space as defined by the  
36 lease executed in 1995 from Impel, Inc. to Grandview Management, Inc. d/b/a Ellen's  
37 Prestige Catering, as required by the terms of the lease.  
38

APPROVED AND FORN

*Sheila A. Aldrich*

CORPORATION COUNSEL

39 **FISCAL NOTE:** The adoption of this resolution will not require any County  
40 expenditure. Revenues in the current and future years, until the  
41 expiration of the lease, would be at least equal to County revenues  
42 derived from the existing restaurant.  
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KK:rmw:9/20/02:02-467reso

(ITEM 2)

File No. 02-466  
(Journal, September 26, 2002)

From Director, Department of Parks, Recreation, and Culture, requesting authorization to award a catering and bar contract for the Miller Room at O'Donnell Park to Ellen's Prestige Catering.

SEP 26 2002

Adopted  
24-1

File No. 02-466  
(Journal, September 26, 2002)

(ITEM NO. 2) From Director, Department of Parks, requesting authorization to award a catering and bar contract for the Miller Room at O'Donnell Park to Ellen's Prestige Catering, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Impel, Inc., the lease holder for the restaurant in O'Donnell Park, had a tentative agreement with The Bartolotta Restaurant Group ("Bartolotta") to reassign the lease for operation of the restaurant; and

WHEREAS, the Parks, Energy and Environment Committee referred the matter of food and beverage catering services in the Miller Room at O'Donnell Park to the Parks Department to negotiate agreements which reflected the granting of beverage services to Ellen's Prestige Catering ("Ellen's") in 2003 and food and beverage services to Bartolotta in 2004, and a sharing of food services between the service providers in 2003; and

WHEREAS, the agreement between Impel, Inc. and Bartolotta for the lease of the restaurant has become null and void and the lease is now being assigned to Ellen's; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of September 17, 2002, approved the request of the Director of Parks to authorize the award of a catering and bar contract for the Miller Room at O'Donnell Park to Ellen's Prestige Catering (vote 7-0); now, therefore

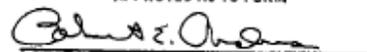
BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of Parks, Recreation and Culture to enter into an agreement with Ellen's for exclusive food and beverage service in 2003 (subject to exclusions for other events already scheduled or committed to under the current food catering policy) as stated in the agreement for Ellen's which is attached to the Director's report and which is incorporated by reference herein; and

BE IT FURTHER RESOLVED, that the agreements are approved with the provision that Corporation Counsel and Risk Management may make any needed changes for technical reasons or clarity so long as the purpose, terms and general conditions of the agreements are not changed.

**FISCAL NOTE:** The adoption of this resolution will result in constant revenue from the catering arrangement at O'Donnell Park in 2003, and most likely increased Miller Room rentals beginning gradually in 2003 and increasing in 2004. A revised projection will be made for the 2004 budget based on mid-2003 trends.

JE:mw:9/20/02:02-466reso

APPROVED AS TO FORM



CORPORATION COUNSEL

(ITEM 3)

File No. 02-468  
(Journal, September 26, 2002)

From the Director, Department of Parks, Recreation, and Culture, requesting authorization to amend the lease with Milwaukee Public Schools to reduce the amount of land currently leased and allow that same portion to be lease by the Urban Ecology Center.

SEP 26 2002  
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File No. 02-468  
(Journal, September 26, 2002)

(ITEM NO. 3) From Director, Department of Parks, requesting authorization to amend the lease with Milwaukee Public Schools to reduce the amount of land currently leased and allow that same portion to be leased by the Urban Ecology Center, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in 1978, Milwaukee County and the Board of School Directors for Milwaukee Public Schools (MPS) entered into a 99-year lease agreement for the use of Riverside Park, and since that time MPS has allowed the Urban Ecology Center (UEC) to provide environmental programming to students and concerned residents; and,

16 WHEREAS, Milwaukee County entered into a lease agreement with the UEC to  
17 provide environmental programming on that portion of Riverside Park west of the  
18 bike trail; and

19 WHEREAS, utilizing funding provided by the UEC, MPS donated much needed  
20 playground equipment to replace the existing equipment in Riverside Park as part of  
21 a multi-phased project; and

22 WHEREAS, the Milwaukee County Board of Supervisors authorized the Parks  
23 Department to consider revisions to the current MPS lease that would include a  
24 portion of land that includes the play area to become the responsibility of the UEC;  
25 and

26 WHEREAS, all improvements to the play area must meet current U.S.  
27 Consumer Product Safety Commission, American Society of Testing and Materials  
28 (ASTM) and American with Disabilities Act (ADA) requirements as adopted by the  
29 County Board and the County Executive as part of the countywide playground  
30 redevelopment plan in 1998; and

31 WHEREAS, all proposed improvements must be approved by the Parks  
32 Director, the County Board of Supervisors and the County Executive prior to the  
33 commencement of any construction; now, therefore,

34 BE IT RESOLVED, the Milwaukee County Board of Supervisors does hereby  
35 authorize and direct the Parks Director to amend the current two-party, MPS lease  
36 to include that portion of property contained within Riverside park (as described in  
37 the report which is incorporated by reference herein in File No. 02-468) to be leased  
38 to the UEC; and

39 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
40 does hereby direct the Director of the Parks Department to amend Section 10 of the  
41 lease, regarding liability, to incorporate language provided by Corporation Counsel  
42 as follows:

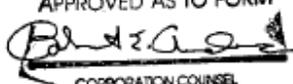
43 This indemnification specifically includes, but shall not be  
44 interpreted as being limited to, claims and suits at law or  
45 in equity arising in any way out of the installation by MPS  
46 and/or UEC of any component of the proposed  
47 ecoplayground that does not meet the guidelines and  
48 standards of the CPSC, ASTM and the ADA regardless of  
49 whether approved by the County and regardless of  
50 whether Parks Department, the County Board of  
51 Supervisors and/or the County Executive have approved  
52 the plans and specifications of the proposed playground  
53 addition prior to start of any construction;

54 and,

55 BE IT FURTHER RESOLVED, that the term of the lease shall be 25 years with  
56 two 25-year renewal options; and

57 BE IT FURTHER RESOLVED, that the lease shall not be extended beyond the  
58 date of the original lease without the express authorization of the County Board of  
59 Supervisors and the County Executive, and that by executing this lease, the parties  
60 acknowledge that they have terminated the earlier lease, insofar as it affects the  
61 portion of property that is leased to MPS under this lease.

63  
64 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure of  
65 funds.  
66  
67  
68  
69  
70 KS:mw:10/9/02:02-468UEC JFinal  
71 02-468UEC JFinalRH  
72 REA/jlg 10/9/02

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 4)**

**File No. 01-616(a)(a)  
(Journal, January 24, 2000)**

From the Superintendent, School District of South Milwaukee, seeking final approval of a construction project and the use of a small area of the Oak Creek Parkway.

File No. 01-616(a)(a)  
(Journal, January 24, 2002)

(ITEM NO. 4) From Superintendent, School District of South Milwaukee, seeking final approval of a construction project and the use of a small area of the Oak Creek Parkway, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, at its January 24, 2002 meeting, the Milwaukee County Board of Supervisors approved a 20-year lease with the South Milwaukee School District (District), which allowed the District to prepare a plan for the development of park land leased from the County, which supports the District's proposed public school project; and

WHEREAS, after the lease was approved by Milwaukee County, a referendum to fund the South Milwaukee public school project was approved by voters, allowing the District to prepare a final plan for the development of the leased County park land; and

WHEREAS, the lease with Milwaukee County required that the District present its final plan for the park land it currently leases from the County to the County Board and County Executive for final approval; and

WHEREAS, the District also requested in a letter dated September 4, 2002, incorporated by reference herein, that the County amend the existing lease to include the area at the northeast corner of the Oak Creek Parkway and 15th Avenue to be used as an activity field with mowed grass; and

WHEREAS, at its September 17, 2002 meeting, the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request, with an amendment to add a resolved clause to the resolution to provide that the District install a sign for the Parks Department that would direct the public to Rawson Woods; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve South Milwaukee School District's plans to develop park lands currently leased from the County, which support the District's public school project; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve an amendment to its lease with the South Milwaukee School District to include the area at the

northeast corner of the Oak Creek Parkway and 15th avenue to be used as an activity field with mowed grass; and

BE IT FURTHER RESOLVED, that the South Milwaukee School District is hereby requested to provide a sign for the Parks Department that would direct the public to Rawson Woods.

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds.

JE:mw:5/8/12:01-616aaJE  
01-616aaJErh

**(ITEM 5)** **File No. 01-482**  
**(Journal, September 28, 2001)**

From Director of Parks, Recreation and Culture, requesting approval in concept of the Swimming Pool Master Plan.

File No. 01-482  
(Journal, September 28, 2001)

(ITEM NO. 5) From Director of Parks, Recreation and Culture, requesting approval in concept of the Swimming Pool Master Plan, by recommending adoption of the following:

### A RESOLUTION

WHEREAS, the Aquatics Master Plan (Plan) was developed by the Parks Department, Water Technology, Inc. and The Center for Urban Initiatives and Research at the University of Wisconsin – Milwaukee (CUIR) through a \$50,000 appropriation, which was included in the 1999 Adopted County Budget to update the 1995 Pool Study; and

WHEREAS, the Department contracted with CUIR to conduct surveys, which examined the interest in swimming and aquatic activities of Milwaukee County residents, and the survey results indicate that County residents, like residents in other large metropolitan areas across the United States, desire a variety of aquatic experiences depending upon demographics and geographic location; and

WHEREAS, the survey results, as well as projected operating costs, capital improvement costs and attendance, provide the basis for the Plan's recommendations, including the construction of two family aquatic parks (one at Noyes Park and one at Maitland Park), five outdoor aquatic facilities (at Washington, Hoyt, McCarty, Jackson and Sheridan Parks) and demolition of seven others (at Hales Corners, Lincoln, Holler, Grobschmidt, Wilson, Madison and Dineen Parks); and

WHEREAS, Moody is the only indoor pool the Plan recommends should be replaced with alternate recreational amenities; and

WHEREAS, at its September 17, 2002 meeting, the Committee on Parks, Energy and Environment voted 6-1 to recommend conceptual approval of the Master Plan, with an amendment to add a directive for the Parks Director to search for alternative sites for two major water facilities other than at Noyes and Maitland Parks; and

WHEREAS, the Committee also amended the Aquatics Master Plan by substituting the last paragraph of the Executive Summary with the Parks Department mission statement as follows: "Striving to become operationally self-sustaining, with a progressively diminished reliance on the tax levy by containing costs and increasing usage"; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Aquatics Master Plan for the Milwaukee County Parks Department in concept; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve an amendment directing the Parks Director to search for alternative sites for two major water facilities other than at Noyes and Maitland Parks; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve an amendment to substitute the last paragraph of the Aquatic Master Plan's Executive Summary with the Parks Department mission statement as follows: "Striving to become operationally self-sustaining, with a progressively diminished reliance on the tax levy by containing costs and increasing usage."

**FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds. Implementation of the Aquatics Master Plan will likely be included in future capital budgets.

JE:September 20, 2002

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mw:5/8/12:01-482JE

**(ITEM 6)**

**File No. 02-469  
(Journal, September 26, 2002)**

From Acting Director of Public Works, requesting approval of a deed restriction for the Greenhouse boiler house.

SEP 26 2002  
Adopted  
250

File No. 02-469  
(Journal, September 26, 2002)

4 (ITEM NO. 6) From Acting Director of Public Works, requesting approval of a deed  
5 restriction for the Greenhouse boiler house, by recommending adoption of the  
6 following:

**A RESOLUTION**

9 WHEREAS, Milwaukee County has been deemed the responsible party to  
10 remediate existing polycyclic aromatic hydrocarbons discharges which have occurred  
11 on the Greenhouse Center Boiler House property; and

12 WHEREAS, on June 4, 1991, a five-thousand-gallon underground storage tank  
13 was removed from the Center and contamination was found in the soil and  
14 groundwater, but the levels were below the Wisconsin Department of Natural  
15 Resource's guideline standards and no further action was required; and

16 WHEREAS, Milwaukee County has as such restored the environment of the  
17 property to the extent practicable, and no further mitigation action is necessary at this  
18 time; and

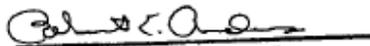
19 WHEREAS, a deed restriction is required declaring that the polycyclic aromatic  
20 hydrocarbons contamination is for practical purposes not a public health threat if access  
21 to the area is limited, and may exist and remain until such time that the soil is disturbed  
22 or excavated; and

23 WHEREAS, the Department of Parks Maintenance Manager has been contacted  
24 regarding the requirements of filing a deed restriction and relative to that, at the time  
25 the soil is disturbed or excavated, the owner of the property shall be required to  
26 conduct an investigation of the degree and extent of the petroleum contamination, and  
27 to the extent that the contamination is found at that time, the Wisconsin Department of  
28 Natural Resources (DNR) shall be immediately notified and the contamination shall be  
29 properly treated or disposed of in accordance with applicable laws; and

30 WHEREAS, the Department of Commerce, or its successor, shall upon request,  
31 review and determine whether the deed restriction is no longer required and can be  
32 extinguished; and

33 WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of  
34 September 17, 2002, approved the request of the Department of Parks to approve the  
35 deed restriction (vote 7-0); now, therefore

36 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
37 authorize the County Executive and the County Clerk to sign, upon approval by  
38 Corporation Counsel, the said deed restrictions for the site specific: Greenhouse Center  
39 Boiler House; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

40 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
41 does hereby authorize and direct the Director, Milwaukee County Economic  
42 Development Division, to properly record the deed restriction for the property:  
43 Greenhouse Center Boiler House; and

44 BE IT FURTHER RESOLVED, that at such time that it is determined by the  
45 Department of Commerce, or its successors, that the deed restriction is no longer  
46 required for the property, the County Executive and the County Clerk are hereby  
47 authorized to sign, after approval of the Corporation Counsel, a release instrument  
48 extinguishing the said deed restriction, which thereafter will be recorded with the  
49 County Register of Deeds.

52  
53 **FISCAL NOTE:** Adoption of this resolution will not require additional  
54 expenditures. It will require an expenditure of staff time.  
55  
56  
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58

59 TRD:mw:9/24/02-02-469ust J/Eh  
60

The question was on adoption.

**SEPARATE ACTION** was requested on Items 2, 3, 4, and 5.

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

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

On a motion by Supervisor Aldrich, Item 2 **WAS LAID OVER UNTIL LATER IN THE MEETING.**

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

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

1

Supervisor Aldrich submitted the following amendment to Item 3, File No. 02-468:

ADD a BE IT FURTHER RESOLVED clause after line 36 as follows:

"BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby direct the Director of the Parks Department to amend Section 10 of the lease, regarding liability, to incorporate language provided by Corporation Counsel as follows:

This indemnification specifically includes, but shall not be interpreted as being limited to, claims and suits at law or in equity arising in any way out of the installation by MPS and/or UEC of any component of the proposed eco-playground that does not meet the guidelines and standards of the CPSC, ASTM and the ADA regardless of whether approved by the County and regardless of whether Parks Department, the County Board of Supervisors and/or the County Executive have approved the plans and specifications of the proposed playground addition prior to start of any construction.

; and"

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

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

1

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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 submitted an amendment to Item 4, File No. 01-616(a)(a).

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski, and the Chairman. -24 **NOES:** -- 0

**EXCUSED:** White -1

Thereupon, Item 4, as amended, **WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Diliberti, the Board **RECESSED** to 1:45pm.

The Board **RECONVENED** at 1:46pm this same day.

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski and the Chairman. -24 **ABSENT:** White - 1

Supervisor Cesarz moved to refer Item 5 back to the Committee on Parks, Energy, and Environment and to the Committee on Finance and Audit.

Thereupon, Item 5 was **REFERRED** back to committee by the following vote:

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

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**BY THE COMMITTEE ON TRANSPORTATION AND PUBLIC WORKS REPORTING  
ON 1 ITEM**

**(ITEM 1)**

**File No. 02-493**

**(Journal, September 26, 2002)**

A resolution authorizing the Department of Public Works and other appropriate County Officials to apply to the National Association of Counties for a \$10,000 Tools for Schools Demonstration Grant for the 1002/2003 school year on behalf of Congress Extended Year Round School in the Milwaukee Public Schools; and it awarded, the matter will be brought back to the County Board for acceptance of the grant.

SEP 26 2002  
*Adopted*  
25-0

1 By the Committee on Transportation, Public Works and Transit

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File No. 02-493

6 (ITEM NO. 1) WHEREAS, the National Association of Counties (NACO) Indoor Air  
7 Program has invited Milwaukee County to submit a proposal for a \$10,000 Tools for  
8 Schools Demonstration grant for the program year beginning August 2002 and ending  
9 August 2003; and

10

11 WHEREAS, three grants will be awarded to counties as part of NACO's production  
12 of a "how-to" guide for county officials wishing to implement local Tools for Schools  
13 programs; and

15 WHEREAS, the guide will include case studies of each of the three demonstration  
16 counties; and

17  
18 WHEREAS, the Milwaukee County Department of Public Works Environmental  
19 Services Division, working in cooperation with Supervisor Joe Davis, is prepared to submit  
20 an application to NACO to allow Congress Extended Year Round School to receive the  
21 grant; and

22  
23 WHEREAS, the Transportation, Public Works and Transit Committee recommended  
24 approval of the request to allow the Department of Public Works to apply for the grant on  
25 behalf of Congress Extended Year Round School; and

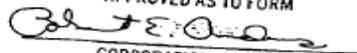
26  
27 WHEREAS, the Committee further recommended that if approved, the matter be  
28 brought back to the County Board for acceptance of the grant; now, therefore,

29  
30 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
31 Department of Public Works and other appropriate County officials to apply to the  
32 National Association of Counties for a \$10,000 Tools for Schools Demonstration Grant for  
33 the 2002/2003 school year on behalf of Congress Extended Year Round School in the  
34 Milwaukee Public Schools; and

35  
36 BE IT FURTHER RESOLVED, that if awarded, the matter will be brought back to the  
37 County Board for acceptance of the grant.

38  
39  
40 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of staff time.

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42 C:\Documents and Settings\Administrator\My Documents\awpresolutions\NACOGgrant.doc  
43 092002/1g

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

Supervisor White **ASKED FOR UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

The question was on adoption.

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

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

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**FROM THE COMMITTEE ON TRANSPORTATION AND PUBLIC WORKS  
REPORTING ON 10 ITEMS**

**(ITEM 1)**

**File No. 02-472  
(Journal, September 26, 2002)**

From Managing Director, Milwaukee County Transit System, requesting authorization to modify Route 31 service to Milwaukee County Research Park to operate in a counter-clockwise direction via Watertown Plank Road, Mayfair Road and Innovation Drive, effective with the next schedule changes.

SEP 26 2002  
Adopted  
240

1 Supervisor James White, Chairperson

2  
3 From the Committee on Transportation and Public Works, reporting on:

6 File No. 02-472

8 (Journal, September 26,2002)

9  
10 (ITEM NO. 1) From Managing Director, Milwaukee County Transit System, requesting  
11 authorization to modify Route 31 service to the Milwaukee County Research Park to  
12 operate in a counter-clockwise direction via Watertown Plank Road, Mayfair Road and  
13 Innovation Drive, effective with the next schedule change on December 8, 2002, by  
14 recommending adoption of the following:

15  
16 **A RESOLUTION**

17  
18 WHEREAS, Route 31 (State-Highland) currently operates two branches west of N.  
19 35<sup>th</sup> Street, one branch operates through the City of Wauwatosa and terminates at Mayfair  
20 Mall and the other branch serves the Milwaukee Regional Medical Complex and the  
21 Milwaukee County Research Park; and

22  
23 WHEREAS, Route 31 currently operates in a clockwise direction via Research Park  
24 Drive, Innovation Drive, Mayfair Road and Watertown Plank Road; and

25  
26 WHEREAS, the Milwaukee County Research Park has experienced significant  
27 growth along Innovation Drive; and

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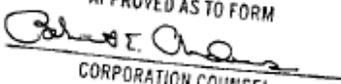
WHEREAS, the opening of Alterra Healthcare Corporation has added 550 jobs to the Research Park and additional job growth is expected along Innovation Drive; and

WHEREAS, many of the job sites along Innovation Drive, including those at Alterra, are located outside the current one-quarter mile Route 31 service area; and

WHEREAS, over the past several months, Milwaukee County Transit System staff has received several requests for transit service along Innovation Drive; and

WHEREAS, currently 105 daily passengers on Route 31 board and alight at the bus stops within the Research Park; and

WHEREAS, after extensive review, transit staff has proposed modifying Route 31 service through the Research Park in a counter-clockwise direction via Watertown Plank Road, Mayfair Road and Innovation Drive; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

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WHEREAS, the proposed routing would accomplish the following: 1) the extension of transit service to Alterra Healthcare Corporation and other employers along Innovation Drive, 2) have negligible impact on existing ridership due to minor changes in some bus stop locations and 3) incur no additional operating costs as the additional operating time would be taken out of existing layover time; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on September 11, 2002, recommended approval of the route modification; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Milwaukee County Transit System to modify Route 31 service to the Milwaukee County Research Park to operate in a counter-clockwise direction via Watertown Plank Road, Mayfair Road and Innovation Drive effective with the next schedule change on December 8, 2002.

**FISCAL NOTE:** Adoption of this resolution will not result in an expenditure of additional operating funds since the additional operating time will be taken out of the existing layover time.

C:\Documents and Settings\Administrator\My Documents\lwpresolutions\Route 31.doc  
091302/g

**(ITEM 2)**

**File No. 02-463  
(Journal, September 26, 2002)**

From Director of Economic Development, requesting authorization to accept the bid from Central Parking Systems to lease and operate the parking lot located at 701 East Clybourn Street in the City of Milwaukee.

SEP 26 2002

*Adopted  
240*

File No.02-463

(Journal, September 26, 2002)

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5 (ITEM NO. 2) From Director of Economic Development, requesting authorization to  
6 accept the bid from Central Parking Systems to lease and operate the parking lot located at  
7 701 East Clybourn Street in the City of Milwaukee, by recommending adoption of the  
8 following:

9  
10 **A RESOLUTION**

11  
12 WHEREAS, the Real Estate Section of the Department of Administration is  
13 responsible for leasing and managing freeway land, subject to the approval of the  
14 Milwaukee County Board of Supervisors, the Wisconsin Department of Transportation  
15 (WDOT) and the Federal Highway Administration (FHWA); and

16  
17 WHEREAS, sealed bids were solicited from the general public to lease and operate  
18 the subject parking lot located at 701 E. Clybourn Street in the City of Milwaukee for a five  
19 (5) year term commencing November 1, 2002; and

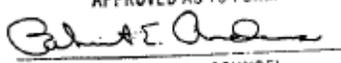
20  
21 WHEREAS, the bid opening was conducted on August 29, 2002 in the Office of the  
22 County Clerk and one bid was received and is as follows:

| 23 | 24                      | 25 | 26                           | 27 |
|----|-------------------------|----|------------------------------|----|
|    | <b>BIDDER</b>           |    | <b>MONTHLY RENTAL AMOUNT</b> |    |
|    | Central Parking Systems |    | \$79,271.58; and             |    |

28 WHEREAS, Central Parking Systems is the current lessee of the lot and is currently  
29 paying a monthly rental of \$70,000; and

30  
31 WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting  
32 on September 11, 2002, recommended approval of the five (5) year lease with Central  
33 Parking Systems of Wisconsin, Inc., for the consideration of \$79,271.58 per month subject  
34 to the approval of the WDOT and FHWA; now, therefore

35  
36 **BE IT RESOLVED**, that the Milwaukee County Board of Supervisors does hereby  
37 authorize the appropriate County officials to execute a five (5) year lease commencing  
38 November 1, 2002 with Central Parking Systems of Wisconsin, Inc. at a price of  
39 \$79,271.58 per month for the operation of the parking lot located at 701 E. Clybourn Street  
40 subject to the approval of the WDOT and FHWA.  
44

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

46 **FISCAL NOTE:** Adoption of this resolution will result in \$79,271.58 in gross monthly  
47 revenue, less expenses, being shared by Milwaukee County and  
48 WDOT during the five (5) year term of the lease beginning  
49 November 1, 2002.  
50

51  
52 C:\Documents and Settings\Administrator\My Documents\lwpresolutions\parkinglease701clybourn.doc  
53 091302lg  
54

**(ITEM 3)**

**File No. 02-482  
(Journal, September 26, 2002)**

From the Director of Administration, recommending adoption of United States Department of Transportation (USDOT) 2002-2003 Disadvantaged Business Enterprise (DBE) Goals for Milwaukee County.

SEP 26 2002  
Adopted  
24-D

File No. 02-482

(Journal, September 26, 2002)

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(ITEM NO. 3) From Director of Administration, recommending adoption of U.S. Department of Transportation (USDOT) 2002-2003 Disadvantaged Business Enterprise (DBE) Goals for Milwaukee County, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the United States Department of Transportation requires all recipients of federal USDOT dollars to submit by August 1 of 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 for a period of 45 days to allow for public comment; and

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WHEREAS, the Department of Public Works and the Disadvantaged Business Development Division have submitted proposed goals for FAA construction projects and FTA transit projects for federal fiscal year 2002-2003 in accordance with the approved methodology; and

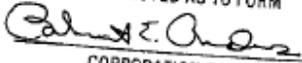
WHEREAS, the goals are as follows:

FAA Airport:

- Construction: 28.5% to be achieved with 19.5% race conscious efforts and 9% race neutral efforts;
- Professional Services: 24.10% to be achieved with 22.10% race conscious efforts and 2% race neutral efforts;
- Overall FAA goal: 27.54% of which 20.06% is race and gender conscious and 7.48% is race neutral;

FTA Transit:

- Construction: 19.8% to be achieved with 19.8% race conscious efforts;
- Procurement: 4.75% to be achieved with race neutral efforts;
- Overall FTA goal: 11.5% of which 8.61% is race conscious and 2.89% is race neutral; and

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

44 WHEREAS, the goals were published for the required 45 day comment period in  
45 accordance with federal regulations during which time no comments were received; and

46  
47 WHEREAS, the Transportation, Public Works and Transit Committee at its meeting  
48 on September 11, 2002 recommended approval of the goals as published; and

49  
50 WHEREAS, the Finance and Audit Committee at its meeting on September 19,  
51 2002 concurred with the recommendation to approve the goals as published; now,  
52 therefore

53  
54 BE IT RESOLVED, that the County Board of Supervisors does hereby approve the  
55 following recommended DBE goals for FY 2002 for federally-funded transportation  
56 projects subject as published:

57  
58 FAA Airport:

- 59 • Construction: 28.5% to be achieved with 19.5% race conscious efforts and 9%  
60 race neutral efforts;
- 61 • Professional Services: 24.10% to be achieved with 22.10% race conscious  
62 efforts and 2% race neutral efforts;
- 63 • Overall FAA goal: 27.54% of which 20.06% is race conscious and 7.48% is  
64 race neutral;

65  
66 FTA Transit:

- 67 • Construction: 19.8% to be achieved with 19.8% race conscious efforts;
- 68 • Procurement: 4.75% to be achieved with 4.75% race neutral efforts;
- 69 • Overall FTA goal: 11.5% of which 8.61% is race conscious and 2.89% is race  
70 neutral; and

71  
72 BE IT FURTHER RESOLVED, that the Director of the Disadvantaged Business  
73 Development Division is hereby authorized and directed to forward these goals to the US  
74 Department of Transportation in accordance with federal regulations as stipulated in 49  
75 CFR Part 26.

76  
77 **FISCAL NOTE:** Adoption of this resolution will not require an expenditure of funds.

78  
79 C:\Documents and Settings\Administrator\My Documents\Resolutions\DBEgoals2003.doc  
80 091302/lg  
81

**(ITEM 4)**

**File No. 02-477  
(Journal, September 26, 2002)**

From Acting Director of Public Works, requesting authorization to amend Airport Agreement  
No. CN-1099 with Host International, Inc. to alter leased spaces included in the agreement.

Adopted  
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(ITEM NO. 4) From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1099 with Host International, Inc. to alter leased spaces included in the agreement, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on April 26, 1993 Milwaukee County entered into Airport Agreement No. CN-1099 with Host International, Inc. for the exclusive rights to provide food and beverage services at General Mitchell International Airport (GMIA); and

WHEREAS, the initial agreement term was for ten (10) years, effective November 1, 1993 and may be extended for one five (5) year term at the County/Airport Director's option; and

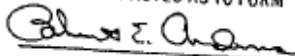
WHEREAS, the option is to be exercised one year in advance of October, 2003; and

WHEREAS, negotiations have taken place with Host regarding the five year option in which Host is offering to remodel its concession mall facilities in order to make them more compatible with the renovated concessions program, to return certain leased areas to the County, to increase DBE participation, and to increase performance standards for the food and beverage operation; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on September 11, 2002, concurred with Airport staff's recommendation to amend Airport Agreement No. CN-1099 to incorporate the negotiated improvements; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Acting Director of Public Works and the County Clerk to amend Airport Agreement No. CN-1099 between Milwaukee County and Host International, Inc. to include the following:

1. Remove the Le Croissant location in the northwest quadrant, with this space to be returned to the airport and used for a retail operation;
2. Remove the Gourmet bean and Starbucks location in the concession mall;
3. Include new performance standards in the agreement;
4. Provide that Host will enter into a new subcontract with Elia Montoto for the remainder of the base contract, to include the ice cream shop and the small D-concourse bar;

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

46 5. Provide that the Host investment of approximately \$1,050,000 in renovated facilities  
47 shall be amortized over the remainder of the agreement term through October 31,  
48 2008; and  
49

50 BE IT FURTHER RESOLVED, that the concession mall renovation plan locate the  
51 bank in the northwest quadrant rather than in the food court quadrant and that the Le  
52 Croissant location in the northwest quadrant be utilized as a retail store opportunity.  
53

54 **FISCAL NOTE:** Adoption of this resolution will provide that Host and its DBE  
55 subleasees will invest approximately \$1,050,000 to renovate  
56 facilities. The Airport receives 10% of gross receipts for food in the  
57 concession mall, 13% in the concourses, 17% for alcoholic  
58 beverages, 50% of vending machine receipts or a minimum annual  
59 guarantee of \$630,000. Airport revenue was \$810,244 in 1999,  
60 \$919,532 in 2000 and \$979,124 in 2001.  
61

62 C:\Documents and Settings\Administrator\My Documents\lwpresolutions\hostlease.doc  
63 091302/lg

**(ITEM 5)**

**File No. 02-473  
(Journal, September 26, 2002)**

From Acting Director of Public Works, requesting authorization to amend Airline Lease Agreement No., AC-1106 with ExpressJet Airlines, Inc. to add approximately 43 square feet of ticket counter space to the agreement for the installation of Self Service Ticketing devices.

SEP 26 2002  
*Adopted*  
*240*

File No. 02-473

(Journal, September 26, 2002)

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5 (ITEM NO. 5) From the Acting Director of Public Works, requesting authoriozation to  
6 amend Airport Lease Agreement No. AC-1106 with ExpressJet Airlines, Inc. to add  
7 approximately 43 square feet of ticket counter space to the agreement for the installation of  
8 Self Service Ticketing devices, by recommending adoption of the following:  
9

**A RESOLUTION**

10  
11  
12 WHEREAS, on April 3, 1990, Milwaukee County entered into Airline Lease  
13 Agreement No. AC-1006 with Continental Airlines, Inc. for the lease of space in the  
14 terminal building at GMIA; and  
15

16 WHEREAS, on May 23, 2002, the County Board approved the assignment of Airline  
17 Lease Agreement No. AC-1006 to ExpressJet Airlines, Inc., d/b/a/ Continental Express; and  
18

19 WHEREAS, on June 20, 2002 (File No. 02-317) the County Board authorized the  
20 assignment of Gates E-62 and E-63 and associated ticket counter to ExpressJet Airlines, Inc.;  
21 and  
22

23 WHEREAS, ExpressJet Airlines is now requesting to lease additional space in the  
24 ticketing area of the terminal building to install Self Service Ticketing devices; and  
25

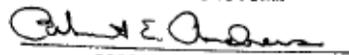
26 WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting  
27 on September 11, 2002, concurred with Airport staff's recommendation to amend Airline  
28 Lease Agreement AC-1006 to add approximately 43 square feet of Ticket Counter space to  
29 the agreement for the installation of Self Service Ticketing devices; now, therefore,  
30

31 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
32 Acting Director of Public Works and the County Clerk to amend Airline Agreement No.  
33 AC-1006 to add approximately 43 square feet of Ticket Counter space to the agreement for  
34 the installation of Self Service Ticketing devices.  
35

36 **FISCAL NOTE:** Adoption of this resolution will result in an increase in Terminal  
37 building rental revenue of \$497 per year.  
38

39 C:\Documents and Settings\Administrator\My Documents\lwpresolutions\expressjet.doc  
40 091602/lg

APPROVED AS TO FORM

  
CORPORATION COUNSEL

**(ITEM 6)**

**File No. 02-475  
(Journal, September 26, 2002)**

From Acting Director, requesting authorization to enter into an Airport Use Agreement with the United States Government concerning the 440<sup>th</sup> Airlift Wing Air Force Reserve and the Wisconsin Air National Guard 128<sup>th</sup> Air Refueling Group's use of General Mitchell International Airport commencing January 1, 2002 and ending December 31, 2006.

Journal, September 26, 2002

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(ITEM NO. 6) From the Acting Director of Public Works, requesting authorization to enter into an Airport Use Agreement with the United States Government concerning the 440<sup>th</sup> Airlift Wing Air Force Reserve and the Wisconsin Air National Guard 128<sup>th</sup> Air Refueling Group's use of General Mitchell International Airport (GMIA), commencing January 1, 2002 and ending December 31, 2006, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Milwaukee County and the United States of America had previously entered into a 10-year Airport Use Agreement from April 1, 1980 through September 30, 1990 and subsequent five-year Airport Use Agreement from October 1, 1990 through September 30, 1995 and from October 1, 1995 through September 30, 2000 (Airport Agreement No. MT-1164) for use of GMIA by the 440<sup>th</sup> Airlift Wing Air Force Reserve; and

WHEREAS, Milwaukee County and the United States of America had previously entered into five-year Airport Use Agreement from January 1, 1987 through December 31, 1991, January 1, 1992 through December 31, 1997, and from January 1, 1998 through December 30, 2001 (Airport Agreement No. MT-1175) for use of GMIA by the Wisconsin Air National Guard 128<sup>th</sup> Air Refueling Group; and

WHEREAS, on September 28, 2000 (File No. 00-522) the Milwaukee County Board authorized the execution of a new agreement with the United States of America (hereafter "the Government") for use of GMIA by the 440<sup>th</sup> Airlift Wing Air Force Reserve; and

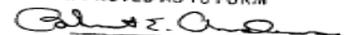
WHEREAS, a new agreement was never executed due to the Government's desire to negotiate one agreement which would consolidate agreements for both branches of the Armed Services into one Airport Joint use Agreement at GMIA; and

WHEREAS, the Government is now requesting that Milwaukee County enter into a newly negotiated agreement which is substantially similar to Airport Agreements No. MT-1164 and MT-1175; and

WHEREAS, the Government is also requesting that Milwaukee County approve extending Airport Agreement No. MT-1164 from October 1, 2000 through December 31, 2001 under the same terms and conditions; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on September 11, 2002, concurred with Airport staff's recommendation to enter into an Airport Use Agreement with the United States Government concerning the 440<sup>th</sup> Airlift Wing Air Force Reserve and the Wisconsin Air National Guard 128<sup>th</sup> Refueling Group's use

APPROVED AS TO FORM

  
CORPORATION COUNSEL

45 of GMIA, commencing January 1, 2002 and ending December 31, 2006 and extend  
46 Airport Agreement No. MT-1164 from October 1, 2000 through December 31, 2001 under  
47 the same terms and conditions; now, therefore

48  
49 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
50 Acting Director of Public Works and the County Clerk to enter into an Airport Use  
51 Agreement with the United States Government concerning the 440<sup>th</sup> Airlift Wing Air Force  
52 Reserve and the Wisconsin Air National Guard 128<sup>th</sup> Air Refueling Group's use of GMIA,  
53 commencing January 1, 2002 and ending December 31, 2006; and  
54

55 BE IT FURTHER RESOLVED, that the County Board further authorizes the United  
56 States of America to extend Airport Agreement No. MT-1164 from October 1, 2000  
57 through December 31, 2001 under the same terms and conditions.  
58

59 **FISCAL NOTE:** Adoption of this resolution will increase Airport revenues by \$40,430  
60 per year with an annual use fee of \$199,362 for the five-year period  
61 beginning January 1, 2002.  
62

63 C:\Documents and Settings\Administrator\My Documents\zwpresolutions\440th-128thlease.doc  
64 091602/g

**(ITEM 7)**

**File No. 02-476  
(Journal, September 26, 2002)**

From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1205 with AT&T Communication Inc. for the provision of long distance services at General Mitchell International Airport.

SEP 26 2002  
*Adopted*  
*24-D*

File No. 02-476

(Journal, September 26, 2002)

5 (ITEM NO. 7) From the Acting Director of Public Works, requesting authorization to  
6 amend Airport Agreement No. CN-1205 between Milwaukee County and AT&T  
7 Communication, Inc. for the provision of long distance services at General Mitchell  
8 International Airport (GMIA), by recommending adoption of the following:  
9

**A RESOLUTION**

10  
11  
12 WHEREAS, on August 20, 1997 Milwaukee County entered into Airport Agreement  
13 No. CN-1205 with AT & T Communications, Inc. for the provision of pay telephone long  
14 distance services at GMIA; and  
15

16 WHEREAS, the agreement was for a period of five years, commencing September 1,  
17 1997 and ending August 31, 2002; and  
18

19 WHEREAS, for the privilege of providing pay telephone long distance services at  
20 GMIA, A T & T agreed to pay the greater of \$925,000 or \$.031417 per passenger for the  
21 five-year term; and  
22

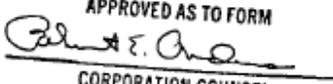
23 WHEREAS, Airport staff is in the process of entering into a professional services  
24 agreement with a firm to conduct an analysis of the pay telephone and long distance  
25 services at GMIA in preparation for the issuance of a Request for Proposal for these  
26 services; and

28 WHEREAS, the Airport Director had intended to extend Airport Agreement No. CN-  
29 1205 with A T & T Communications, Inc on a month-to-month basis on the same terms and  
30 conditions pending the award of a new agreement; and

31  
32 WHEREAS, A T & T Communications, Inc. advised Airport staff that A T & T would  
33 continue Airport Agreement No. CN-1205 on the same terms with the exception of the  
34 privilege fee which A T & T believes to be excessive given the current pay telephone long  
35 distance use; and

36  
37 WHEREAS, Airport staff recognizes that the traveling public currently requires fewer  
38 pay telephone services due to the dramatic increase in the use of cell telephones since the  
39 agreement was originally bid in 1997; and

40  
41 WHEREAS, A T & T has offered to continue the existing agreement for a period up  
42 to 24 months from the expiration date at a reduced commission rate; and  
43

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

44 WHEREAS, the Transportation, Public Works and Transit Committee at its meeting  
45 on September 11, 2002, concurred with Airport staff's recommendation to amend Airport  
46 Agreement No. CN-1205 between Milwaukee County and A T & T Communications, Inc.  
47 to reduce the commission rate paid to Milwaukee County; now, therefore,

48  
49 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the  
50 Acting Director of Public Works and the County Clerk to amend Airport Agreement No.  
51 CN-1205 between Milwaukee County and A T & T Communications, Inc. to include the  
52 following:

- 53  
54 1. The Agreement will be continued on a month-to-month basis for a maximum period of  
55 24 months, effective September 1, 2002, provided that either party may terminate the  
56 Agreement with 30 days written notice;
- 57  
58 2. A T & T will pay commission on the A T & T 0+ revenues generated from the public  
59 pay telephones at the rate of 26% of billed revenues for A T & T Non-Sent Paid Calls,  
60 excluding all 500, 700, 900 toll-free type numbers (e.g. 800, 888, 877, etc.), Directory  
61 Assistance calls and calls charged to an A T & T calling card (whether or not branded  
62 "A T & T") issued to a business and handled through A T & T's Operator Services  
63 Positioning System (OSPS) and carried on the A T & T Network;
- 64  
65 3. A T & T will pay commissions no more frequently than monthly or less frequently than  
66 quarterly.

67  
68  
69 **FISCAL NOTE:** Revenue from commissions as of September 1, 2002, is unknown at  
70 this time. The initial commission of \$925,000 was paid in full in  
71 1997.

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74 091602/lg

(ITEM 8)

File No. 02-478  
(Journal, September 26, 2002)

From Acting Director of Public Works, recommending that Chapter 4.05(3)(g)(3) of the General Ordinances regarding taxicab service at General Mitchell International Airport be amended to delete the reference to "Short Haul" rides.

SEP 26 2002

Adopted  
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File No. 02-478

(Journal, September 26, 2002)

(ITEM NO. 8) From Acting Director of Public Works, recommending that Chapter 4.05(3)(g)(3) of the General Ordinances of Milwaukee County regarding taxicab service at General Mitchell International Airport be amended to delete the references to "Short Haul" rides, by recommending adoption of the following:

AN ORDINANCE

SECTION 1. Section 4.05(3)(g) of the General Ordinances of Milwaukee County, as amended to and including September 25, 2002, is hereby amended as follows:

Section 4.05 (3)(g)

- (1) All taxicab(s) shall be parked in such manner and in such areas as may be designated from time to time by the ground transportation coordinator.
- (2) All authorized taxicab drivers desiring to transport passengers from the airport to locations off the airport shall, in the order of their arrival at the designated departure area, form a single line leading up to the head of the departure area. A driver who shall reach the head of the departure line shall be obligated to take the passenger(s) assigned to the taxicab by the ground transportation coordinator. No deviation from this obligation to take the passenger(s) assigned to it by the coordinator will be permitted. The taxicab driver shall depart the airport as soon as the coordinator shall order said departure.
- (3) ~~In the event that a driver shall have been ordered to depart the airport with a passenger(s) to be taken to what is designated a "short haul" destination as hereinafter defined, said driver, after completing said short haul and returning to the airport, shall be permitted to return to the area for passenger pickup and take his/her place as the first driver to next depart from that point. This privilege of proceeding directly to the head of the line of waiting taxicabs shall be permitted only if the driver shall return to the head of the line within one (1) hour after having departed on the "short haul" destination and said privilege shall be permitted only once in a twenty-four hour period beginning at midnight. Failure to utilize this return privilege within the foregoing timeframe shall be deemed a waiver thereof.~~

APPROVED AS TO FORM  
*[Signature]*  
CORPORATION COUNSEL

45 "Short haul" destination as used above refers to any taxicab trip from the  
46 departure position at the airport to a place of destination that, in general  
47 terms, is an area bounded by Lake Michigan on the east, Drexel Avenue  
48 on the south, 35<sup>th</sup> Street on the west and Oklahoma Avenue on the north.  
49 Any address on or south of Drexel Avenue, on or west of 35<sup>th</sup> Street, on  
50 or north of Oklahoma Avenue, shall not be considered a short haul.

51  
52 (4) (3) Owner, operator or driver having personal, government or corporate  
53 accounts shall have the privilege of handling said personal, government  
54 or corporate accounts upon call and the ground transportation  
55 coordinator shall permit such taxicab to leave the taxicab waiting line to  
56 handle such service. "Personal, government or corporate accounts" as  
57 used above shall refer to accounts previously contracted for by persons,  
58 firms, corporations or government agencies with a taxicab owner,  
59 operator or driver.

60  
61 SECTION 2. This ordinance shall become effective upon passage and publication.

62  
63 **FISCAL NOTE:** Adoption of this ordinance does not require an expenditure of funds.

64  
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67 090402/lg

**(ITEM 9)**

**File No. 02-97(a)(a)  
(Journal, September 26, 2002)**

From Acting Director of Public Works, recommending adoption of an amendment to Chapter 4 of the General Ordinances of Milwaukee County relating to rental car center facility fee.

SEP 26 2002  
*Adopted*  
*24-D*

File No. 02-97(a)(a)

(Journal, September 26, 2002)

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5 (ITEM NO. 9) From Acting Director of Public Works, recommending adoption of an  
6 amendment to Chapter 4 of the General Ordinances of Milwaukee County relating to  
7 rental car center facility fee, by recommending adoption of the following:

**AN ORDINANCE**

8  
9  
10 To amend Chapter 4.32 (3) (b) of the General Ordinances of Milwaukee County  
11 relating to customer facility charge at General Mitchell International Airport.

12  
13  
14 The County Board of Supervisors of the County of Milwaukee does hereby ordain as  
15 follows:

16  
17 SECTION 1. Section 4.32 (3) (b) of the General Ordinances of Milwaukee County,  
18 as amended to and including September 25, 2002, is hereby amended as follows:  
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**4.32 Rental Car Center Customer Facility Charge**

(3) Customer Facility Charge

(a) Collection of Customer Facility Charge

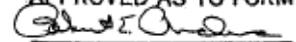
Each RAC shall charge and collect the same Customer Facility Charge from all customers for each contract entered into by the RAC.

(b) Designation on Rental Agreement

The RAC shall separately designate the Customer Facility Charge on each rental agreement subject to this Ordinance. The charge shall be labeled a "~~Cust-Facility-Chg.~~" "Facility Fee." No other designation with respect to the Customer Facility Charge shall be permitted on the rental agreement without the prior written approval of the Airport Director.

(c) Amount of Customer Facility Charge and Term of CFC

The Customer Facility Charge shall be \$1.00 per contract beginning on the opening date of the Rental Car Facility and continuing until the total construction and financing costs of the Rental Car Facility have been recovered.

**APPROVED AS TO FORM**  
  
**CORPORATION COUNSEL**

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

**FISCAL NOTE:** Adoption of this ordinance will not require an expenditure of funds.

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020802/lg  
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091602/lg

**(ITEM 10)**

**File No. 02-474  
(Journal, September 26, 2002)**

From Acting Director of Public Works, requesting authorization to enter into a preliminary design agreement for engineering services with the Federal Aviation Administration (FAA) for the relocation of a Remote Transmitter/Receiver (RTR) at General Mitchell International Airport.

SEP 26 2002

*Adopted  
24-0*

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File No.02-474

(Journal, September 26, 2002)

(ITEM NO. 10) From the Acting Director of Public Works, requesting authorization to enter into a preliminary design agreement for engineering services with the Federal Aviation Administration (FAA) for the relocation of a Remote Transmitter (RTR) at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on May 23, 2002 (File No. 02-278) the County Board authorized the Director of Public Works to enter into a preliminary services agreement with the FAA for engineering services necessary to relocate a RTR at GMIA; and

WHEREAS, the fiscal note estimated the preliminary design services cost to be \$12,600; and

WHEREAS, FAA Agreement No. AGL-339, modified August 2, 2002, indicated the total estimated costs to be \$25,200; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on September 11, 2002, concurred with Airport staff's recommendation to authorize the Acting Director of Public Works to enter into FAA Agreement No. AGL-339 for preliminary design services for the relocation of the RTR at a cost of \$25,200; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Acting Director of Public Works and the County Clerk to enter into FAA Agreement No. AGL-339 for preliminary design services for the relocation of the RTR at a cost of \$25,200.

**FISCAL NOTE:** Implementation of this project is part of the Concourse C Expansion and will be paid for with PFC funds connected with this project.

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091602/fg

APPROVED AS TO FORM

CORPORATION COUNSEL

The question was on adoption.

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

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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

**FROM THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT  
REPORTING ON 9 ITEMS**

**(ITEM 1)**

**File No. 02-492  
(Journal, September 26, 2002)**

From Director of Housing and Community Development, recommending that \$18,649.20 of 1997 Supplemental Disaster CDBG funding from balances remaining in Village of Shorewood projects (\$2,209.20) and City of West Allis projects (\$16,440.00) be reprogrammed to the Village of Brown Deer to assist in paying for expenses to complete its South Branch Creek project.

SEP 26 2002

Adopted  
24-0

1 By Supervisor Weishan, Acting Chairman  
2 From the Committee on Economic and Community Development, reporting on:  
3  
4  
5

File No. 02-492  
(Journal, September 26, 2002)

6 (ITEM 1) From Director of Housing and Community Development, recommending that  
7 \$18,649.20 of 1997 Supplemental Disaster CDBG funding from balances remaining in  
8 Village of Shorewood projects (\$2,209.20) and City of West Allis projects (\$16,440.00) be  
9 reprogrammed to the Village of Brown Deer to assist in paying for expenses to complete its  
10 South Branch Creek project, by recommending adoption of the following:

**A RESOLUTION**

12 WHEREAS, because of record rainfalls and serious flooding in June 1997, the  
13 President of the United States, on July 7, 1997, declared Milwaukee County a disaster area;  
14 and

15 WHEREAS, as a result of the disaster declaration, the U.S. Department of Housing  
16 and Urban Development (HUD), on February 12, 1998, awarded to Milwaukee County a  
17 Supplemental Disaster Community Development Block Grant (CDBG) of \$936,469; and

18 WHEREAS, HUD regulations urge Milwaukee County to spend its CDBG  
19 Supplemental Disaster grant to address flood control needs on a countywide basis, and  
20 require a substantial percentage of the block grant funds to be used to address the needs of  
21 low and moderate income citizens; and

22 WHEREAS, the Milwaukee County Board of Supervisors approved the distribution  
23 of this grant, in conformance with HUD regulations, to county municipalities in the  
24 following manner:

|    |   |               |
|----|---|---------------|
| 25 | City of Milwaukee Lincoln Creek Watershed                       | \$272,500     |
| 26 | City of Milwaukee Valley Park Neighborhood                      | 47,500        |
| 27 | Village of Brown Deer, South Branch Creek                       | 300,000       |
| 28 | 14 other suburban municipalities experiencing flooding problems | 300,000       |
| 29 | Administration  | <u>16,469</u> |
| 30 |   | \$936,469     |

31 and

32 WHEREAS, this grant is now drawing to a close and Brown Deer needs additional  
33 funds to complete its South Branch Creek project and two municipalities have funds  
34 remaining totaling \$18,649.20 (Shorewood, \$2,209.20; and West Allis, \$16,440); and

APPROVED AS TO FORM

  
ROBERT E. ANDREWS

- 1 -

35 WHEREAS, fund balances from two sponsors that no longer need the funds could be  
36 reprogrammed to the sponsor needing additional funds; and

37 WHEREAS, the Committee on Economic and Community Development, at its  
38 meeting of September 13, 2002, recommended the reprogramming of Supplemental  
39 Disaster funds totaling \$18,649.20 from balances no longer needed by Shorewood and  
40 West Allis to the Village of Brown Deer to complete the South Branch Creek project; now,  
41 therefore,

42 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
43 authorize and direct that \$18,649.20 of Supplemental Disaster CDBG funding from  
44 balances remaining in Village of Shorewood projects (\$2,209.20) and City of West Allis  
45 projects (\$16,440.00) be reprogrammed to the Village of Brown Deer to assist in paying for  
46 expenses to complete the South Branch Creek project; and

47 BE IT FURTHER RESOLVED, that the Director, Department of Administration, is  
48 hereby authorized and directed to process the fund transfer necessary to reprogram these  
49 funds.

50 **FISCAL NOTE:** Adoption of this resolution will not require an appropriation of funds.  
51 Funds to be reprogrammed were included in the original  
52 appropriation for the Supplemental Disaster grant. This fiscal note  
53 was prepared by the Division of Housing and Community  
54 Development.  
55  
56

57 H&CD/ih  
58 9/17/2002  
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(ITEM 2)

File No. 02-376  
(Journal, July 25, 2002)

Resolution by Supervisor Zielinski, granting \$17,000 from the Economic Development Fund to the Hispanic Chamber of Commerce of Wisconsin to use to relocate to a new site at 1021-25 West National Avenue and authorizing and directing the Director of Economic Development to enter into an agreement with the Hispanic Chamber of Commerce of Wisconsin to carry out intent of this resolution.

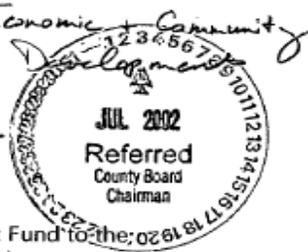
SEP 26 2002  
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By Supervisor Zielinski, *Diliberti* FILE NO. 02-376

JUL 25 2002

A RESOLUTION



granting \$17,000 from the Economic Development Fund to the Hispanic Chamber of Commerce of Wisconsin for use to relocate to a new site at 1021-25 West National Avenue and authorizing and directing the Director of Economic Development to enter into an agreement with the Hispanic Chamber of Commerce of Wisconsin to carry out the intent of this resolution

WHEREAS, the Hispanic Chamber of Commerce of Wisconsin (HCCW) has had an important role in fostering economic development throughout Milwaukee County; and

WHEREAS, Milwaukee County, in partnership with the HCCW and Milwaukee Area Technical College (MATC), established a business incubator in 1992 on West National Avenue with a \$200,000 start-up grant from the County's Economic Development Fund; and

WHEREAS, this business incubator is very successful and Milwaukee County, in 1993, at the request of the HCCW, approved the transfer of ownership to MATC, which granted HCCW rent free use of their offices for five years in recognition of their past and future contribution to the success of this project, but MATC is now proposing to revise this arrangement; and

WHEREAS, the HCCW has developed plans to relocate to a new site on 1021-25 West National Avenue and this project would meet the adopted guidelines for use of Milwaukee County's Economic Development Fund by providing increased employment and tax base; now, therefore,

BE IT RESOLVED, that Milwaukee County does hereby grant \$17,000 from the Economic Development Fund to the Hispanic Chamber of Commerce of Wisconsin for use to relocate to a new site at 1021-25 West National Avenue; and

BE IT FURTHER RESOLVED, that the Director of Economic Development is hereby authorized and directed to enter into an agreement with the Hispanic Chamber of Commerce to carry out the intent of this resolution.

**FISCAL NOTE:** Adoption of this resolution will result in an expenditure of \$17,000. This amount is remaining in the Economic Development Fund from unspent 2001 appropriations. A fund transfer will be necessary to establish an operating account for this project.

CEB/lh  
7/3/2002  
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APPROVED AS TO FORM  
*[Signature]*  
CORPORATION COUNSEL

**(ITEM 3)**

**File No. 02-14(a)(p)  
(Journal, September 26, 2002)**

Report, referred back 7/25/2002, granting SMPO Properties, Inc. and/or assigns, an option to purchase the western one-half (approximately) of the vacant 1.89-acre County-owned parcel located at the southwest corner of North Sixth and West State Streets in the City of Milwaukee (former Civic Center Campus) at a price of not less than \$32 per square foot with all costs of the land division being borne by SMPO and all other terms and conditions of the option remaining the same.

JUL 25 2002  
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File No. 02-14(a)(p)  
(Journal, December 20, 2001)

4 (ITEM 11) Reference file established by the County Board Chairperson relative to offers to  
5 purchase on lands under County control with an undesignated use, by recommending  
6 adoption of the following:

**RESOLUTION**

10 WHEREAS, the Real Estate Section of the Division of Economic Development  
11 received a purchase/development proposal from SMPO Properties, Inc. (SMPO) for a  
12 vacant 1.89-acre County-owned parcel located at the southwest corner of North 6<sup>th</sup> and  
13 West State Streets in the City of Milwaukee (former Civic Center Campus); and

15 WHEREAS, the purchase/development proposal from SMPO, in the amount of  
16 \$2,250,000, based on an asking price of \$2,700,000, was submitted pursuant to the  
17 guidelines of the Request for Proposals (RFP) prepared by Real Estate staff and solicited in  
18 2001; and

20 WHEREAS, SMPO presented the proposal through the real estate firm, James T.  
21 Barry Co., Inc., in response to a "Solicitation for Offers" from the United States  
22 Department of Agriculture (USDA) Forest Service to supply office space in the Downtown  
23 Milwaukee Business District; and

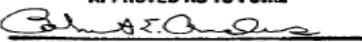
25 WHEREAS, SMPO proposes to construct a four-story, 100,000 +/- square foot, class  
26 "A" office building for lease to the USDA and its affiliates as a single tenant building  
27 comprising 400-500 employees; and

29 WHEREAS, exterior building materials would be comprised of pre-cast concrete  
30 panels, corrugated metal panels, glass and wood with copper trim; and

32 WHEREAS, no on-site employee/visitor parking lot or parking structure is included  
33 in the development plan except for space for 16 government-owned vehicles; and

35 WHEREAS, the estimated value of the development is approximately \$10 million  
36 upon completion and occupancy, and because the land and building will be owned by  
37 SMPO, the property will generate real estate taxes; and

39 WHEREAS, while the Federal government's security requirements are quite stringent  
40 for real estate development projects and the inclusion of fences, setbacks and controlled  
41 access points are apparent in the proposed design, ultimate approval of the final site plan  
42 and building design is within the jurisdiction of the City of Milwaukee; and  
43

APPROVED AS TO FORM  
  
CORPORATION COUNSEL

44 WHEREAS, should Milwaukee County accept the SMPO proposal and grant the  
45 requested 60-120 day option to purchase and should the USDA accept the SMPO proposal  
46 within the option period, the USDA will sign a long-term lease and SMPO will exercise the  
47 option and pay Milwaukee County a \$15,000 earnest money deposit, which shall be non-  
48 refundable, if the purchase does not close within the prescribed 180-day period; and  
49

50 WHEREAS, sale of the property to SMPO shall only occur for the proposed  
51 development with the USDA, and the option requires construction of the development to  
52 commence within 12 months of closing and shall be completed within 36 months of  
53 closing or the County has the option to repurchase the property; and  
54

55 WHEREAS, since 1984 SMPO has provided project development, design,  
56 construction and management services of leased facilities for the private commercial,  
57 industrial and governmental sectors; and  
58

59 WHEREAS, SMPO has developed more than 150 facilities across the country for a  
60 variety of private and governmental clients, including but not limited to the Department of  
61 Defense, the Drug Enforcement Administration, the United States Postal Service, Federal  
62 Express and Kroger Corporation; and  
63

64 WHEREAS, SMPO has selected as the project team for the proposed development  
65 the local firms of Plunkett/Raysich as the architect and Berghammer Construction  
66 Corporation as the building contractor; and  
67

68 WHEREAS, SMPO will guide the project team through all phases of the  
69 development process, from the proposal stage until the USDA takes occupancy, and SMPO  
70 then will conduct the management and operational functions of the building for the USDA;  
71 and  
72

73 WHEREAS, it was envisioned that the subject property would be sold for a mixed-  
74 use commercial development, with possible uses including a hotel/office/restaurant with a  
75 parking structure that would not only serve the proposed development but perhaps the  
76 parking needs of the western downtown business/recreational district, thus maximizing the  
77 development potential of the property; and  
78

79 WHEREAS, since SMPO has indicated that an on-site parking structure will not be  
80 included in the development, they have stated they would be receptive to either the  
81 County selling them approximately one-half of the property, or purchasing the entire  
82 property and centering the building on the property to increase the buffer area around the  
83 building with a park-like environment; and  
84

85 WHEREAS, in order to maximize the tax base and utilization of the property, one of  
86 the two following options could be considered:  
87

- 88 1. Sell SMPO one half of the subject property.  
89
- 90 2. Sell the entire property to SMPO with the stipulation that they construct the  
91 building on one-half of the property, with Milwaukee County retaining an  
92 assignable option for a ten (10) year period, at no charge, to repurchase the  
93 other half of the subject property at a price determined by the average of two  
94 appraisals conducted by a qualified licensed real estate appraiser, one  
95 obtained and paid for by SMPO and the other by the County. Each party  
96 would prepare a list of satisfactory appraisers and share the list with the other  
97 party for review and approval.

97 party for review and approval.

98  
99 ; and

100  
101 WHEREAS, the Committee on Economic and Community Development, at its  
102 meeting on July 8, 2002, recommended countering the SMPO proposal by granting SMPO  
103 an option to purchase approximately one-half of the western portion of the property at a  
104 price of not less than \$32 per square foot with all costs of the land division being borne by  
105 SMPO; now, therefore,

106  
107 BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves  
108 granting SMPO Properties, Inc., and/or assigns, an option to purchase the western one-half  
109 of the subject property (approximately) at a price of not less than \$32 per square foot with  
110 all costs of the land division being borne by SMPO and all the other terms and conditions  
111 of the option remaining the same; and

112  
113 BE IT FURTHER RESOLVED, that the Director of Economic Development is  
114 authorized to sign the option to purchase as countered above and a development  
115 agreement between the parties, and other appropriate County official(s) are authorized,  
116 after Corporation Counsel approval, to sign any and all instruments, documents and other  
117 paperwork required to implement the intent of this resolution; and

118  
119 BE IT FURTHER RESOLVED, that the County Executive and County Clerk are  
120 authorized to execute a warranty deed conveying the western one-half of the property  
121 (approximately) to SMPO Properties, Inc., and/or assigns, for the consideration of not less  
122 than \$32 per square foot if the terms and conditions of the countered option are satisfied.

123  
124  
125 **FISCAL NOTE:** Adoption of this resolution will result in gross sale proceeds of \$1.32  
126 million if exactly one-half of the property is sold. A five percent (5%)  
127 sales commission will be paid to the James T. Barry Co., Inc. upon  
128 closing. An indeterminate amount of revenue derived from the existing  
129 parking lot will be lost in the year the purchase is closed. This fiscal  
130 note was prepared by the Real Estate Section of the Division of Economic  
131 Development.

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137 EDD/h  
138 7/10/2002  
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**(ITEM 4)**

**File No. 02-264(a)(a)  
(Journal, September 26, 2002)**

From Director of Economic Development, requesting approval of a Lease Agreement with Land information Services, Inc. (LIS) for Building S-5 (Eschweiler) on Milwaukee County Grounds.

SEP 26 2002  
*Adopted*  
24-0

File No. 02-264(a)(a)  
(Journal, September 26, 2002)

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(ITEM 4) From Director of Economic Development, requesting approval of a Lease Agreement with Land Information Services, Inc. (LIS) for Building S-5 (Eschweiler) on Milwaukee County Grounds, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on May 23, 2002, the Milwaukee County Board of Supervisors adopted Resolution File No. 02-264 authorizing the Director of Economic Development to negotiate a short-term lease with Land Information Services, Inc. for a property located on Milwaukee County Grounds known as the S-5 Eschweiler Building owned by Milwaukee County; and

WHEREAS, Land Information Services, a local civil engineering and land surveying firm, intends to repair, renovate and occupy the building, which will stabilize and upgrade it; and

WHEREAS, the S-5 Eschweiler Building has State and Federal designation as a Historic Building; and

WHEREAS, Milwaukee County and the City of Wauwatosa are committed to stabilizing the building and Land Information Services is committed to upgrading the building for its offices and restoring it as a Historic Landmark; and

WHEREAS, Resolution File No. 02-264 directed that the negotiations include:

1. A rental rate of not less than the direct operating costs, including utilities, for the space lease;
2. All capital improvement costs shall be paid by tenant;
3. A short Term, which is sufficient to amortize the capital investment, but shall not contain an option to buy. The tenant is not prevented from submitting an offer to purchase if the County seeks proposals for the building's long-term use;

- 36 to purchase if the County seeks proposals for the building's long-term use;
- 37
- 38 4. Tenant shall be responsible for receiving all approvals to occupy the Building;
- 39
- 40 5. Other conditions normally required in County Leases;
- 41

42 now, therefore,

43

APPROVED AS TO FORM



CORPORATION COUNSEL

1

44 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby  
 45 approve a lease agreement between Milwaukee County and Land Information Services,  
 46 Inc. containing the following Terms and Conditions; and

47  
 48 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does  
 49 hereby authorize the Director of Economic Development to execute such lease agreement  
 50 between Milwaukee County and Land Information Services, Inc. containing the following  
 51 Terms and Conditions subject to Corporation Counsel approval:

52  
 53 **Leased Premises.** The Premises consist of the building known as S-5 Eschweiler Building,  
 54 related parking and the immediate land area on which the Building is located. The  
 55 building is a one-story building with a basement. The basement is 3,837 gross square feet  
 56 and the first floor is 3,712 gross square feet, for a total of 7,549 gross square feet.

57  
 58 **Parking.** Exclusive use of Parking Lot X-15 and the western 1/3 of Parking Lot X-16, and  
 59 the shared use of Parking Lot X-14.

60  
 61 **Other.** The shared use of the ingress and egress roads and open grassy area surrounding  
 62 the Eschweiler Building Complex.

63  
 64 **Initial Term.** The Initial Term of this Agreement shall commence on the \_\_\_\_\_ day of  
 65 October, 2002, the effective date of this Agreement, and terminate on the 31st day of  
 66 December, 2005.

67  
 68 **Renewal Terms.** This Agreement may be renewed for a maximum of two (2) Renewal  
 69 Terms of one (1) year each.

70  
 71 **Notice of Renewal.** This Agreement may be renewed for two (2) one (1) year Renewal  
 72 Terms subject to Lessor approval providing Lessee provides Lessor with written notice of  
 73 intent to renew six (6) months prior to the expiration date of the Initial or Renewal Term of  
 74 this agreement.

75  
 76 **Annual Rent.** The sum to be paid for the rental of the Premises for the first year, beginning  
 77 the 1st day of January 2003 and ending on the 31st day of December 2003 shall be  
 78 \$44,850.00, \$3,737.50 monthly payable in advance on the first day of every month.

78 \$44,000.00, \$3,750.00 monthly payable in advance on the first day of every month.

79

80 **Periodic Rental Increases.** On the first day of the second year of the Initial Term of this  
81 Agreement, and on the first day of every year of the Initial and Renewal Terms thereafter,  
82 the total annual rental shall be increased by 5% over and above the preceding year.

83

84 **Cost of Steam Included in the Rental.** Steam for heat is provided by We Energies and  
85 purchased by Lessor and distributed for use to the entire complex of "S" Buildings. The  
86 cost of the distributed steam is allocated to the "S" Buildings on a gross square foot basis.  
87 Lessor may, from time-to-time upon Lessee's completion of improvements intended to

88 improve the heating efficiency of the Premises Building, review the allocation of steam cost  
89 to the Premises and make such adjustments to Lessee's rent deemed by the Lessor to be  
90 appropriate.

91

92 **Use of the Premises.** Lessee agrees that the use of said Premises shall be confined to office  
93 use consistent with its business of civil engineering and land surveying and that said uses  
94 shall be compatible with the surrounding community. Any changes in the use of the  
95 premises must be with the written consent of the Lessor.

96

97 **Building Structural Maintenance, Repair and Replacement Responsibilities.** The Lessee  
98 shall be responsible for all maintenance, repairs and replacements of the exterior and  
99 interior structural components of the building including, but not limited to, foundation,  
100 floors, walls, the roof, gutters, downspouts, window frames.

101

102 **Utilities Maintenance, Repair and Replacement Responsibilities.** The Lessee shall be  
103 responsible for all maintenance, repairs and replacements of steam, condensate, water,  
104 sanitary sewer, storm sewer and electrical lines inside of the building and outside of the  
105 building up to the feeder lines. The Lessor shall be responsible for all maintenance, repairs  
106 and replacements of steam, condensate, water, sanitary sewer, storm sewer and electrical  
107 feeder lines to the building. If, in Lessor's reasonable opinion, the cost to maintain, repair  
108 or replace any of the steam, condensate, water, sanitary sewer, storm sewer and electrical  
109 feeder lines to the building is deemed to be not economically feasible, Lessor may elect not  
110 to do the maintenance, repair or replacement. If the Lessor elects not to do the  
111 maintenance, repair or replacement, the Lessee shall have the right to do such  
112 maintenance, repair or replacement, or any acceptable remedy, at Lessee's cost, subject to  
113 Lessor's reasonable approval. If Lessee elects not to do such maintenance, repair,  
114 replacement or other remedy, Lessee shall have the right to terminate this agreement with  
115 30 days written notice to Lessor.

116

117 **Building and Mechanical Systems Maintenance, Repair and Replacement Responsibilities.**  
118 Lessee shall be responsible for operating, maintenance, repair and replacement of all  
119 building and mechanical systems.

120

121 **Access Roads, Parking Lot and Walkway Maintenance and Repair.** Lessee shall be  
122 responsible for maintenance and repair of the parking lots for which it has exclusive use  
123 and all walkways to the premises, including snow and ice control on walks and building  
124 entries and parking control. Lessor shall be responsible for maintenance and repair of the  
125 parking lots which are shared and access roads to the Premises. Lessor shall be responsible  
126 for snow and ice control on all parking lots and access roads and the cost of such snow and  
127 ice control shall be included in the rent.

128

129 **Grass Cutting.** Lessor shall be responsible for grass cutting on the Premises and the cost of  
130 such grass cutting shall be included in the rent.

131

132 **Telephone and gas service** to the Premises shall be arranged, installed and paid for by the  
133 Lessee.

134

135 **Electrical service (4160 KVA)** is provided to the Premises by Milwaukee County. Such  
136 electrical service shall be metered and shall be paid for by the Lessee.

137

138 **Steam for heat** is provided by We Energies and purchased by Lessor and distributed for use  
139 to the entire complex of "S" Buildings. The cost of steam for heat is included in the rental.

140

141 **Potable water and sanitary sewer service** to the Premises is provided by Milwaukee  
142 County (the systems are currently owned by Lessor). Potable water and sanitary sewer  
143 service shall be metered and shall be billed to Lessee.

144

145 **Storm sewer service** to the Premises is provided by Milwaukee County (the systems are  
146 currently owned by Lessor). The cost of storm sewer service is included in the rent.

147

148 **Assignment and Subletting.** Lessee shall not in any manner, with or without remuneration,  
149 directly or indirectly, assign, sublet or in any manner grant to any person or entity any  
150 right, entitlement or interest in this lease or the Premises without written consent by the  
151 Lessor.

152

153 **Buy-Out of Lessee's Unamortized Improvement Costs**

154

155 If: (a) Lessor does not agree to renew this Lease for the first or second Renewal Term; or  
156 (b) Lessor sells the Premises and property during the Initial Term, any Renewal Term and  
157 including one year after the termination of this Lease, then upon such termination or sale  
158 Lessor shall pay Lessee the unamortized book value of major improvements Lessee has  
159 made to the Building on the Premises. Such unamortized book value shall include  
160 substantiated improvements to the building on the Premises, approved by Lessor,  
161 amortized over a period of time consistent with IRS Standards.

162

163 **Other Terms and Conditions deemed in the best interest of Milwaukee County.**

164

165

166

167

168 **FISCAL NOTE:** The above action will result in annual revenue to the Department of  
169 Public Works sufficient to cover the costs of the S-5 Eschwieler Building.  
170 Revenue for the year January 1, 2003 through December 31, 2003 will  
171 be \$44,850.00, increased 5% each year thereafter for the remaining two  
172 (2) years of the Initial Term and up to two (2) years of Renewal Terms of  
173 the Lease.

174

(ITEM 5)

File No. 02-14(a)(q)  
(Journal, September 26, 2002)

Reference file established by the County Board Chairperson, relative to offer to purchase on lands under County control with an undesignated use.

SEP 26 2002

Adopted  
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File No. 02-14(a)(q)  
(Journal, December 20, 2001)

(ITEM 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 the following:

A RESOLUTION

WHEREAS, the Redevelopment Authority of the City of Milwaukee (RACM), by letter dated August 22, 2002, expressed an interest in acquiring the following seven vacant County-owned lots:

- 1723 West Vine Street (Key No. 351-9993-000)
- 1508 West Fond du Lac Avenue (Key No. 352 1858-000)
- 4728 North 36th Street (Key No. 229-1119-000)
- 3401-3411 West Hampton Avenue (Key No. 230-0341-000)
- 3463-65 North 8th Street (Key No. 283-1253-000)
- 725 West North Avenue (Key No. 352-2415-110 part, 352-0611-200, 352-0614-110)
- 3033 North 14th Street (Key No. 311-3037-000)

; and

WHEREAS, the County has owned these properties for many years and they have minimal market appeal and value due to their location, topography, size and/or configuration; and

WHEREAS, the County incurs periodic expenses on properties like these for weed cutting, tree trimming/removal, trespassing and litter; and

WHEREAS, RACM is interested in acquiring these properties for future in-fill development or to assemble them with other City-owned lots for redevelopment such as the Lindsay Heights Housing initiative which promotes the construction of single family homes; and

WHEREAS, the opportunity for redeveloping the subject County-owned lots is more likely under City ownership since the City has established redevelopment projects with funding sources such as the Lindsay Heights program; and

WHEREAS, RACM is prepared to accept title to the subject lots and sell them at fair market value and return the sale proceeds to the County less a 15% administrative fee; and

APPROVED AS TO FORM

  
CORPORATION COUNSEL

44 WHEREAS, although the fair market value of these lots is minimal, their sale to  
45 private parties would return them to a productive tax paying use; and  
46

47 WHEREAS, the Committee on Economic and Community Development, at its  
48 meeting on September 13, 2002, recommended conveyance of the subject lots to RACM  
49 pursuant to the terms of their letter, except for the lot located at 1508 West Fond du Lac  
50 Avenue, as it was sold to the abutting owner for \$500 in July 2002, and the Committee  
51 further recommended not to convey to RACM the parcel located at 3401-3411 West  
52 Hampton Avenue, since a third party is prepared to submit an offer to purchase; and  
53

54 WHEREAS, the Committee also recommended that the conveyance of 725 West  
55 North Avenue be subject to the approval of the Wisconsin Department of Transportation  
56 (WDOT) and Federal Highway Administration (FHWA) since it is designated as freeway  
57 land; now, therefore,  
58

59 BE IT RESOLVED, that the County Executive and County Clerk are authorized to  
60 convey the following County-owned vacant lots to RACM by quit claim deed, with the  
61 conveyance of 725 West North Avenue being subject to the approval of the WDOT and  
62 FHWA:  
63

- 64 • 1723 West Vine Street (Key No. 351-9993-000)
- 65 • 4728 North 36th Street (Key No. 229-1119-000)
- 66 • 3463-65 North 8th Street (Key No. 283-1253-000)
- 67 • 725 West North Avenue (Key No. 352-2415-110 part, 352-0611-200, 352-0614-  
68 110)
- 69 • 3033 North 14th Street (Key No. 311-3037-000)

70  
71 ; and  
72

73 BE IT FURTHER RESOLVED, that RACM shall market the lots at fair market value  
74 and the net proceeds, less a 15% fee to RACM, shall be paid to the County.  
75  
76

77 **FISCAL NOTE:** According to the Real Estate Section of the Division of Economic and  
78 Community Development, sale proceeds, less the 15% RACM  
79 administrative fee and the 80% owed to the FHWA for 725 West  
80 North Avenue, will be deposited in the Economic Development  
81 Account.  
82

83  
84 lh  
85 9/17/2002  
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**(ITEM 6)**

**File No. 02-14(a)(r)  
(Journal, September 26, 2002)**

Reference file established by the County Board Chairperson, relative to offer to purchase on lands under County control with an undesignated use.

SEP 26 2002  
*Adopted*  
24-0

File No. 02-14(a)(r)  
(Journal, December 20, 2001)

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4 (ITEM 6) Reference file established by the County Board Chairperson, relative to offers to  
5 purchase on lands under County control with an undesignated use, by recommending  
6 adoption of the following:  
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8  
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**A RESOLUTION**

10 WHEREAS, the Real Estate Section of the Economic Development Division received  
11 two offers to purchase on a vacant excess County-owned lot located in the 2200 block of  
12 South 84<sup>th</sup> Street (Tax Key No. 477-0661) in the City of West Allis; and  
13

14 WHEREAS, Milwaukee County acquired the subject lot for delinquent taxes by  
15 foreclosure proceedings; and  
16

17 WHEREAS, the lot, appraised at \$13,000, is zoned as CA-1 Local Shopping District  
18 and measures 30' X 121'; and  
19

20 WHEREAS, due to the minimal size of the lot and the residential nature of the  
21 surrounding area, the lot is more suitable for residential development; and  
22

23 WHEREAS, after a review of the appraisal and the market for residential lots in the  
24 area, staff concluded that an asking price of \$15,900 would be appropriate; and  
25

26 WHEREAS, the first offer is from Tom Kinnard in the amount of \$17,000 cash and  
27 contains no contingencies; and  
28

29 WHEREAS, Mr. Kinnard plans to build a single-family house on the lot; and  
30

31 WHEREAS, the second offer is from John Sidesky in the amount of \$15,900 cash  
32 and contains no contingencies; and  
33

34 WHEREAS, Mr. Sidesky owns an ice cream stand to the south of the lot and is  
35 interested in combining the lot with his property; and  
36

37 WHEREAS, the Committee on Economic and Community Development, at its  
38 meeting on September 13, 2002, recommended acceptance of the above-described offer  
39 from Tom Kinnard in the amount of \$17,000 as a primary offer and acceptance of the offer  
40 from John Sidesky in the amount of \$15,900 as a secondary offer; now, therefore,

APPROVED AS TO FORM



CORPORATION COUNSEL

42 BE IT RESOLVED, that the County Executive and County Clerk are hereby  
43 authorized to convey by Warranty Deed the subject property located in the 2200 block of  
44 South 84<sup>th</sup> Street (Tax Key No. 477-0661) in the City of West Allis to Tom Kinnard, and/or  
45 assigns, for the consideration of \$17,000, pursuant to the terms and conditions of his offer  
46 to purchase; and  
47

48 BE IT FURTHER RESOLVED, that, in the event Mr. Kinnard does not fulfill the terms  
49 and conditions of his offer to purchase, the County Executive and the County Clerk are  
50 hereby authorized to convey the subject property to John Sidesky, and/or assigns, for the  
51 consideration of \$15,900, pursuant to the terms and conditions of his offer to purchase.  
52

53  
54 **FISCAL NOTE:** According to the Real Estate Section of the Division of Economic  
55 Development, sales proceeds less expenses will be deposited into the  
56 Economic Development revenue account.  
57  
58

59  
60 EDD/lh  
61 9/17/2002  
62 C:\Documents and Settings\Administrator\My Documents\E&CD\091302\02-14arres.doc

(ITEM 7)

File No. 02-491  
(Journal, September 26, 2002)

From Director of Housing and Community Development, regarding annual allocation of 2003 HOME funds.

SEP 26 2002

*Adopted*  
*240*

File No. 02-491  
(Journal, September 26, 2002)

3 (ITEM 7) From Director of Housing and Community Development, regarding annual  
4 allocation of 2003 HOME funds, by recommending adoption of the following:

5 **A RESOLUTION**

6 WHEREAS, the Milwaukee County Home Consortium, consisting of the cities of  
7 Wauwatosa, West Allis, and the balance of County suburban communities as represented  
8 by the County, have entered into a cooperation agreement to apply for and receive annual  
9 funding through the federal HOME Investment Partnerships Program; and

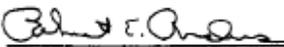
10 WHEREAS, HOME funds are designated for use in affordable housing development  
11 programs; now, therefore,

12 BE IT RESOLVED, that the projected 2003 HOME funds be allocated as indicated  
13 below:

|                                       | <u>2003</u>    |
|---------------------------------------|----------------|
| 15 Wauwatosa (Consortium share)       | \$ 66,100      |
| 16 West Allis (Consortium share)      | 269,000        |
| 17 CHDO Production Set-aside          | 177,000        |
| 18 Home Repair Loans                  | 317,600        |
| 19 Deferred Payment Home Repair Loans | 150,000        |
| 20 Homebuyer Assistance               | 100,000        |
| 21 Program Administration             | <u>100,300</u> |
| 22                                    | \$1,180,000    |

23 **FISCAL NOTE:** Adoption of this resolution will not require an appropriation of funds.  
24 According to the Division of Housing and Community Development,  
25 adoption of this resolution will meet requirements for the continued  
26 receipt of approximately \$1,180,000 in HUD HOME funds annually for  
27 County communities.

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APPROVED AS TO FORM  
  
CORPORATION COUNSEL

**(ITEM 8)**

**File No. 02-360  
(Journal, July 25, 2002)**

From Director of Housing and Community Development, submitting 2003 Community Development Block Grant (CDBG) proposals (65).

SEP 26 2002 1

*Adopted*  
*24-0*

File No. 02-360  
(Journal, July 25, 2002)

2  
3  
4 (ITEM 8) From Director of Housing and Community Development, submitting 2003  
5 Community Development Block Grant (CDBG) proposals (65), by recommending adoption  
6 of the following:

7  
8 **A RESOLUTION**  
9

10 WHEREAS, to take part in the Community Development Block Grant (CDBG)  
11 Program, Milwaukee County must follow the five-year Consolidated Housing and  
12 Community Development Plan submitted to the U.S. Department of Housing and Urban  
13 Development for 2000-2004; and

14  
15 WHEREAS, it is estimated that the County's annual entitlement for the 2003  
16 Program Year of the CDBG Program will amount to approximately \$1,750,000; and

17  
18 WHEREAS, \$335,000 of these funds are needed for County administrative and fair  
19 housing costs and the remaining funds are divided equally between the participating  
20 municipalities and Milwaukee County-wide approved projects totaling \$707,500 each; and

21  
22 WHEREAS, the Committee on Economic and Community Development, at its  
23 meeting on September 13, 2002, reviewed the recommendations of County Board staff for  
24 CDBG funding of County-wide projects for 2003 and concurred in these  
25 recommendations, which are attached hereto; and

26  
27 WHEREAS, the Committee on Economic and Community Development, at its  
28 meeting on September 13, 2002, reviewed the funding requests of the 16 municipalities  
29 comprising the Milwaukee County Urban County CDBG Program totaling \$707,500,  
30 which are also attached hereto and which shall be made part of the 2003 Action Plan to be  
31 submitted to the U.S. Department of Housing and Urban Development (File No. 02-490);  
32 now, therefore,

33  
34 BE IT RESOLVED, that Milwaukee County adopts the recommendations of the  
35 Committee on Economic and Community Development for County-wide projects totaling  
36 \$707,500 as set forth in the attachment to this resolution and which shall be made part of  
37 the 2003 Action Plan to be submitted to the U.S. Department of Housing and Urban  
38 Development (File No. 02-490).

41 **FISCAL NOTE:** Adoption of this resolution will not require an appropriation of funds.  
42 According to the Division of Housing and Community Development,  
43 expenditures and federal offsetting revenue will be included in the  
44 proposed 2003 budget in order to carry out these recommendations.  
45

46  
47  
48 H&CD/lh  
49 9/18/2002  
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**(ITEM 9)**

**File No. 02-490  
(Journal, September 26, 2002)**

From Director of Housing and Community Development, recommending approval of the 2003 Annual Action Plan for the CDBG and HOME programs.

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SEP 26 2002  
*Adopted*  
*240*

File No. 02-490  
(Journal, September 26, 2002)

1  
2  
3 (ITEM 9) From Director of Housing and Community Development, recommending  
4 approval of the 2003 Annual Action Plan for the CDBG and HOME programs, by  
5 recommending adoption of the following:

6 **A RESOLUTION**

7 WHEREAS, to take part in the Community Development Block Grant and HOME  
8 programs, and to enable participation by other private and non-profit developers in various  
9 federal housing programs, Milwaukee County has approved and submitted to the U.S.  
10 Department of Housing and Urban Development a five-year Consolidated Plan for 2000-  
11 2004; and

12 WHEREAS, the County must submit its annual Action Plan for 2003, which allocates  
13 funds for activities carried out under the Community Development Block Grant and HOME  
14 Programs in the program year beginning January 1, 2003; now, therefore,

15 BE IT RESOLVED, that the Director of Administration is hereby authorized and  
16 directed to submit to the U.S. Department of Housing and Urban Development the  
17 County's annual Action Plan for 2003; and

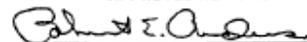
18 BE IT FURTHER RESOLVED, that the Director of Administration is authorized and  
19 directed to certify the County's compliance with law and regulations adopted for  
20 participation in federal housing and community development programs; to enter into grant  
21 agreements with the U.S. Department of Housing and Urban Development; to accept  
22 funds; to contract with municipalities, non-profit organizations, contractors, property  
23 owners and others as necessary; and to perform any other actions necessary for  
24 implementing the 2003 Community Development Block Grant and HOME Programs; and

25 BE IT FURTHER RESOLVED, that the Department of Administration is authorized  
26 and directed to process any necessary fund transfers.

27 **FISCAL NOTE:** Adoption of this resolution will not require an appropriation of funds.  
28 According to the Division of Housing and Community Development,  
29 adoption of this resolution will meet requirements for the continued  
30 receipt of approximately \$3.9 million in U.S. Department of Housing  
31 and Urban Development funds annually for County communities.

32 H&CD/GMB/ih  
33 9/18/2002  
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APPROVED AS TO FORM

  
CORPORATION COUNSEL

The question was on adoption.  
**SEPARATE ACTION** was requested on Items 2 and 3.

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

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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

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

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

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

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman. -23 **NOES:** McDonald -1 **EXCUSED:** Bailey -1

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### **TRANSIT SYSTEM CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

---

### **CITATIONS**

Thereupon, the foregoing Citations **WERE APPROVED** by a voice vote.

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### **ADJOURNMENT**

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 2:37pm to Monday, October 28, 2002 at 7:00pm, by a voice vote.

Prepared by the Milwaukee County Clerk's Office



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**Lee Holloway**  
Chairman

## Members of the Board

| District         |                                  |
|------------------|----------------------------------|
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>PETER AGNOS</b>               |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**MEETING MONDAY, OCTOBER 28, 2002**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**Milwaukee, Wisconsin, Monday, October 28, 2002, 7:00 p.m.**

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **ABSENT:** Aldrich and Endries – 2. **EXCUSED:** 0.

Supervisors Aldrich and Endries are hereinafter noted present.

**UNFINISHED BUSINESS**

None.

**REPORTS OF COUNTY OFFICERS**

**PUBLIC HEARING ON THE COUNTY EXECUTIVE'S 2003 RECOMMENDED 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 2003 Budget, as amended by the Committee on Finance and Audit.

**THE FOLLOWING PERSONS SPOKE ON THE 2003 BUDGET:**

Patty Yunk  
Barry Kress  
Rev. Mary Rowland  
Annie Woodward  
Rev. Joseph Jackson, Jr.  
Chris Weber  
Bill Sandoval  
Michael Howden  
Nancy Engelbert  
Kim Terry  
Stephanie Bloomingdale  
Grant D. Waldo  
Jonathan Brostoff  
Eddy Sandowsky  
Rebecca Reesman  
Matt Scholter  
Laquita Easter

Jim Carpenter  
S. Kieran Sawyer  
Ed Benoit, Jr.  
Kathryn Cieszki  
Bonita Bosch  
Doris Fons  
Maria del Carman Rangel  
Laura Manriquez  
Don Cohen  
Celeste Rau  
Brian Braun  
Edward V. Marti  
Tony Cerniglia  
Rev. Joseph Jackson  
Rev. Amy Reumann  
Genevieve Ware-Williams  
Sharon Liebmann

Kelley Santi  
Arlene Kaufman  
Barry Kress  
Rev. Mary Rowland  
Annie Woodward  
Rev. Joseph Jackson, Jr.  
Chris Weber  
Bill Sandoval  
Michael Howden  
Nancy Engelbert  
Kim Terry  
Stephanie Bloomingdale  
Grant D. Waldo  
Jonathan Brostoff  
Eddy Sandowsky  
Rebecca Reesman  
Matt Scholter

October 28, 2002

Laquita Easter  
Jim Carpenter  
S. Kieran Sawyer  
Mike Kanter  
Lloyd Perkins, Sr.  
John S. Garner  
Brenda L. Cogshell  
Mark Anthony Phillips  
Orville Seymer  
David L. Conner

Jim Bartos  
LH, Bullerk  
Lee E. Henderson  
Iria Rilley  
Desilynn Thompson  
Robert Madison  
Bonita Grayned  
Mike Weldon  
Edward C. Mueller  
Dorothy Stern

Phyllis Brzezinski  
Martha O'Malley  
Darold Walling  
John Vandlik  
David Boucher  
Josephine Boggan  
Wendy Hernden  
Aaron Hall

As there was no one else desiring to be heard, **the chairman DECLARED** the hearing on the 2003 County Executive Recommended Budget to be closed.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 10:11 p.m. to Thursday, October 31, 2002, at 9:30 a.m., by a voice vote.

**Office of the Milwaukee County Clerk**



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**Lee Holloway**  
Chairman

## Members of the Board

| District         |                                  |
|------------------|----------------------------------|
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>PETER AGNOS</b>               |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**MEETING THURSDAY, OCTOBER 31, 2002**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**Milwaukee, Wisconsin, Thursday, October 31, 2002, 9:35 a.m.**

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **ABSENT:** 0. **EXCUSED:** Mayo – 1.

**INVOCATION**

Chairman Holloway opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

Circuit Court Judge Maxine Aldridge White addressed the Board and administered the oath of office to Supervisor James G. White.

The Chair called for a brief recess.

The Board **RECONVENED** at 10:12 a.m. this same day.

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 24. **ABSENT:** 0. **EXCUSED:** Mayo – 1.

**UNFINISHED BUSINESS**

On a motion by Supervisor Diliberti, the previous Journal of Proceedings **WAS APPROVED** by a voice vote.

**PRESENTATION OF COMMUNICATIONS**

The County Board Chairman **REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE(S) OF THE COUNTY BOARD:**

- 02-504 Resolution by Supervisor Davis, authorizing and directing the Director of the Department of Public Works to apply for federal and state grants to be used for testing the water quality of Milwaukee County's lagoons and ponds in preparation for developing a lagoon/pond management plan. **(Parks, Energy and Environment)**

- 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. **(Judiciary)**
- 02-506 From **Janice M. O'Brien**, submitting a claim for injuries and damages allegedly sustained when she fell down three steps while visiting the Milwaukee County Zoo. **(Judiciary)**
- 02-507 From **David A. Nowicki**, submitting a claim for payment of attorney fees while in the process of challenging the guardian ad litem statue as unconstitutional. **(Judiciary)**
- 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. **(Judiciary)**
- 02-509 From **Jeff Langer**, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle occurring on September 4, 2002. **(Judiciary)**
- 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. (Finance and Audit, Personnel, Depts. of Admin. & Human Resources)
- 02-511 From Director of Parks, Recreation and Culture, requesting to transfer Oak Creek Parkway property to the City of Oak Creek for street improvements to Pennsylvania Avenue from Puetz Road to Ryan Road. (Parks, Energy and Environment)
- 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. (Judiciary)
- 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. (Judiciary)
- 02-514 From Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee for 2002 Local Law Enforcement Block Grant expenditures. **(Judiciary, Finance and Audit)**

- 02-515 From Acting Director of Public Works, submitting an overview and status report of the Moss-American Superfund site. **(Parks, Energy and Environment)**
- 02-516 From Acting Director of Public Works, requesting authorization to apply for and accept a Brownfield Site Assessment Grant from the Wisconsin Department of Natural Resources for the properties that were formerly part of the Park East Freeway. **(Transportation, Public Works and Transit)**
- 02-517 From Acting Director of Public Works, recommending approval of a sublease between Enterprise Rent A Car Company, Inc., and Midwest Car Corporation for rental of “ready/return” space in the parking structure at General Mitchell International Airport. **(Transportation, Public Works and Transit)**
- 02-518 From Acting Director of Public Works, requesting approval of the assignment of Airport Agreement No. CN-1198 between Milwaukee County and Alamo Rent-A-Car, LLC to Midwest Car Corporation for the operation of a car rental concession at General Mitchell International Airport. **(Transportation, Public Works and Transit)**
- 02-519 From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1204 with Ameritech Services, Inc. for the operation of local and intraLATA public pay telephones and equipment at General Mitchell International Airport. **(Transportation, Public Works and Transit)**
- 02-520 From Acting Director of Public Works, requesting authorization to continue a professional service agreement with Kapur & Associates, Inc. regarding the implementation of General Mitchell International Airport’s Aircraft Deicing Facilities Plan. **(Transportation, Public Works and Transit)**
- 02-523 Resolution by Supervisor Mayo, to “unfreeze” the \$150,000 in the Economic Development Reserve Fund and the \$200,000 “frozen” in the Brownfield Redevelopment Capital Account. (Finance and Audit, Economic and Community Development)
- 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. (Judiciary)
- 02-525 From James Young, submitting a claim for damages allegedly sustained to his automobile when struck by a Milwaukee County-owned vehicle. (Judiciary)
- 02-526 From Peter Greenfield, submitting a claim for injuries and damages allegedly sustained while riding on an escalator at General Mitchell International Airport. (Judiciary)

- 02-527 From Kathleen Harrison, submitting a claim for damages allegedly sustained to her car while parked in the System Parking Lot between 2nd & 3rd & Clybourn under the I-794 freeway. (Judiciary)
- 02-528 From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant from the Office of Justice Assistance for fourth-year funding for the Day Reporting Center. (Judiciary)
- 02-529 From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant for Jail Literacy Programming at the House of Correction. (Judiciary)
- 02-530 From the Director, Department of Parks, Recreation and Culture, requesting authorization to enroll in the Gypsy Moth Suppression Program (GMSP), as developed by the Wisconsin Department of Natural Resources (DNR) and to enter into a one-year contract with an independent forester to investigate the process for utilizing the GMSP in future years. (Parks, Energy and Environment)
- 02-534 From Chairman, County Board of Supervisors, appointing Supervisor Sheila Aldrich to the Milwaukee Public Museum Board of Directors for a one-year term. (Confirmation)
- 02-535 From Chairman, County Board of Supervisors, appointing Marcia Coggs to the Milwaukee Public Museum Board of Directors for a two-year term. (Parks, Energy and Environment)
- 02-536 From Chairman, County Board of Supervisors, appointing Gerard Randall to the Milwaukee Public Museum Board of Directors for three-year term. (Parks, Energy and Environment)
- 02-537 Resolution by Supervisors Aldrich and Broderick, authorizing and directing the Director of the Department of Parks, Recreation and Culture to install three-hour parking signs at parking stalls along Lincoln Memorial Drive between Veterans Park and Bradford Beach. (Parks, Energy and Environment)
- 02-538 From Risk Manager, requesting authorization to enter into an insurance purchase agreement with ACE USA for airport liability insurance, helicopter liability and hull insurance, at a cost of \$583,241. (Finance and Audit)
- 02-539 From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Wisconsin County Mutual for public entity liability insurance, at a cost of \$1,547,583. (Finance and Audit)
- 02-540 From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Cincinnati Insurance Co. for energy systems insurance, at a cost of \$38,400. (Finance and Audit)

- 02-541 Resolution by Supervisors Holloway, authorizing and directing the Director of the Department of Administrative Services and the Director of Public Works to begin negotiations with the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds. (Finance and Audit)
- 02-546 From the County Executive, reappointing Thomas Frenn, Dr. Prem Sharma, and Judge Jacqueline Schellinger to serve on the Milwaukee Public Museum Board of Directors. Dr. Sharma's and Judge Schellinger's appointments will expire on December 31, 2003; Mr. Frenn's appointment will expire on December 31, 2004. **(Confirmation)**
- 02-547 From the County Executive, appointing Gerardo (Jerry) Gonzalez to serve on the Milwaukee Public Museum Board of Directors for a term expiring December 31, 2005. **(Parks, Energy and Environment)**
- 02-548 From the County Executive, appointing Essie Whitelaw to serve on the Milwaukee Public Museum Board of Directors for a term expiring December 31, 2005. **(Parks, Energy and Environment)**
- 02-549 From Zoo Director, requesting authorization to issue and deliver letters of intent for 2003 Zoo Resale Purchases. **(Parks, Energy and Environment, Finance and Audit)**
- 02-550 From Director, Department of Parks, Recreation and Culture, requesting authorization to apply and to accept a City of Wauwatosa Community Block Grant for 2003 to continue the redevelopment (Phase II) of the nature trail system in Jacobus Park. **(Parks, Energy and Environment)**
- 02-551 From Director of Audits, submitting An Audit of Internal Controls, Milwaukee County Register of Deeds Vital Statistics/ID Division dated October 2002. **(Finance and Audit)**
- 02-552 From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of Airport Revenue Bonds, Series 2003A, in an amount not to exceed \$8,000,000. **(Finance and Audit)**
- 02-553 From Acting Director, Department of Human Services, requesting authorization to execute contracts between the Division of County Health Related Programs, General Assistance Medical Program (GAMP), and the Greenfield Medical Clinic, the Medpoint Family Care Clinic and Clinica Latina for the provision of primary care services to GAMP recipients for the period November 1, 2002 through December 31, 2003. **(Health and Human Needs, Finance and Audit)**

- 02-554 From Acting Director, Department of Human Services, requesting authorization to apply for, accept and administer the 2003 State Block Grant for the purchase of health care services for qualified medically indigent individuals in an amount up to \$16.6 million. **(Health and Human Needs, Finance and Audit)**
- 02-555 From Acting Director, Department of Human Services, notifying of a change in cost allocation plans for W-2 agencies; requesting authorization to execute agreements with W-2 agencies containing rent payments from the County; notifying of the intent to relocated staff from W-2 agencies and 12<sup>th</sup> and Vliet to other DHS space; and notifying of an emergency purchase request pertaining to the relocation of DHS staff from a W-2 agency. **(Health and Human Needs, Finance and Audit)**
- 02-556 Resolution by Supervisors Coggs-Jones, Mayo and Aldrich, authorizing and directing the Acting Director, Department of Human Services and Corporation Counsel to develop a 'one-step' administrative fair hearing process for day care certification appeals. **(Health and Human Needs)**
- 02-557 From Acting Director, Department of Human Services, requesting authorization to submit CY 2003 Alcohol and Other Drug Abuse (AODA) Temporary Assistance to Needy Families (TANF) application to the State Department of Health and Family Services, Bureau of Substance Abuse, in the amount of \$4.6 million for the period of January 1, 2003 through December 31, 2003 and to accept funds if awarded. **(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. **(Judiciary)**
- 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. **(Judiciary)**
- 02-560 From Director of Human Resources, submitting a copy of the Milwaukee County Workforce Analysis for the Year Ending December 2001. **(Personnel)**
- 02-561 From Acting Director of Economic Development, requesting authorization to enter into a marketing/management agreement with AAT Communications Corporation to develop and maintain wireless communication facilities (cell tower sites) on County-owned sites. **(Finance and Audit)**

**REPORTS OF COUNTY OFFICERS**

**CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS**

**File No. 02-534**

From Chairman, County Board of Supervisors, appointing Supervisor Sheila Aldrich to the Milwaukee County Public Museum Board of Directors for a one-year term.

**File No. 02-546**

From the County Executive, reappointing Thomas Frenn, Dr. Prem Sharma, and Judge Jacqueline Schellinger to serve on the Milwaukee Public Museum Board of Directors. Dr. Sharma's and Judge Schellinger's appointments will expire on December 31, 2003; Mr. Frenn's appointment will expire on December 31, 2004.

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

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

**PRESENTATION OF RESOLUTIONS OR ORDINANCES BY COMMITTEES UNDER  
SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES**

**By the Committee on Personnel, Reporting 1 Item**

**(Item 1)**

**(File No. 02-562)**

A resolution endorsing the Medical Benefits Cost Reduction Plan developed by the Department of Human Resources; approving finalization and execution of the said contracts by the Director, Department of Human Resources, subject to approval by Corporation Counsel; and authorizing the Director, Department of Human Resources, to terminate existing vendor contracts, as necessary.

Supervisor Cesarz **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing resolution. There being no objections, the rules **WERE SUSPENDED**.

The question was on adoption.

Supervisor DeBruin moved to refer **Item 1** back to the Committee on Personnel.

On a motion by Supervisor Bailey, **Item 1 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, by unanimous consent of the Board, Mr. Rob Henken of the County Board staff, spoke on **Item 1**.

Supervisor DeBruin **WITHDREW** her motion to refer **Item 1** back to Committee.

Supervisor Cesarz submitted the following Amendment to **Item 1, File No. 02-562**:

In the 1<sup>st</sup> BE IT FURTHER RESOLVED Clause, delete the words: “existing employee/retiree health care contracts” and insert the following: “Innovative Resource Group contract”

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

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

Supervisor Borkowski asked unanimous consent to change his vote from “aye” to “no” on the foregoing Amendment. There being no objections, the Amendment was adopted by a vote of 21 ayes, 3 noes.

Supervisor Lutzka moved lay over of **Item 1**.

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

**AYES:** Bailey, Borkowski, Davis, DeBruin, Lutzka, Nyklewicz and Weishan -7. **NOES:** Agnos, Aldrich, Broderick, Cesarz, Coggs-Jones, Diliberti, Endries, Johnson, T., Johnson, W., Krug, McCue, McDonald, Quindel, Schmitt, White, Zielinski, and the Chairman – 17. **EXCUSED:** Mayo – 1.

Supervisor Cesarz moved reconsideration of the foregoing adopted amendment.

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

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

Supervisor Cesarz then **WITHDREW** his Amendment to **Item 1**.

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

**AYES:** Agnos, Aldrich, Bailey, Broderick, Cesarz, Coggs-Jones, Endries, Johnson, T., Johnson, W., Krug, McCue, McDonald, Quindel, Schmitt, White, Zielinski, and the Chairman –

17. **NOES:** Borkowski, DeBruin, Diliberti, Lutzka, Nyklewicz and Weishan – 6. **EXCUSED:** Davis and Mayo – 2.

On a motion by Supervisor Diliberti, the Board **RECESSED** to 2:00 p.m.

The Board **RECOVERED** at 2:06 p.m. this same day.

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **ABSENT:** 0. **EXCUSED:** Cesarz and Mayo – 2.

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### **From the Committee on Personnel, Reporting 1 Item**

**(Item 1)**

**(File No. 02-503(a))**

**(Journal, September 26, 2002)**

From the County Executive, submitting the 2003 Recommended Budget.

The question was on adoption.

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

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

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### **From the Committee on Finance and Audit, Reporting 12 Items**

**(Item 1)**

**(File No. 02-1)**

**(Journal, December 20, 2001)**

Reference file established by the County Board relative to 2002 fund transfers.

**(Item 2)**

**(File No. 02-1)**

**(Journal, December 20, 2001)**

Reference file established by the County Board relative to 2002 fund transfers.

**(Item 3)**

**(File No. 02-1)**

**(Journal, December 20, 2001)**

Reference file established by the County Board relative to 2002 fund transfers.

**(Item 4)**

**(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board relative to 2002 fund transfers.

**(Item 5)**

**(File No. 02-552)**  
**(Journal, October 31, 2002)**

From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of Airport Revenue Bonds, Series 2003A, in an amount not to exceed \$8,000,000.

October 31, 2002

File No. 02-552  
(Journal, October 31, 2002)

(ITEM 5) From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of Airport Revenue Bonds, Series 2003A, in an amount not to exceed \$8,000,000, by recommending adoption of the following:

**A RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING  
FOR THE SALE OF NOT TO EXCEED \$8,000,000  
AIRPORT REVENUE BONDS, SERIES 2003A**

WHEREAS, Milwaukee County, Wisconsin (the "County"), is in need of a sum not to exceed \$8,000,000 for the purpose of completing construction of the addition to the parking structure and related improvements at General Mitchell International Airport (the "Project"); and

WHEREAS, it is necessary and in the best interest of the County that the monies needed to complete the Project be borrowed by the issuance of general airport revenue bonds pursuant to the provisions of Section 66.0621 of the Wisconsin Statutes and the General Bond Resolution Authorizing the Issuance of Airport Revenue Bonds adopted by the County Board of Supervisors on June 22, 2000; now, therefore,

BE IT RESOLVED, by the County Board of Supervisors of Milwaukee County, Wisconsin, that:

**Section 1. Issuance of Additional Airport Revenue Bonds.** The County shall issue additional general airport revenue bonds for the purpose of completing the Project, which bonds shall be in a principal amount not to exceed \$8,000,000 and which shall be designated as "Airport Revenue Bonds, Series 2003A" (the "Bonds").

**Section 2. Official Terms of Offering.** The Director of the Department of Administration shall cause Official Terms of Offering with respect to the Bonds to be prepared and forwarded to prospective bidders.

**Section 3. Official Statement.** The Director of the Department of Administration shall cause an Official Statement concerning this issue to be prepared. The Director of the Department of Administration 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.

**Section 4. Notice of Bond Sale.** The Director of the Department of Administration is hereby directed to cause a notice of the sale of the Bonds to appear in The Bond Buyer, a newspaper devoted substantially to the publication of notices to bidders, and in such other

newspaper or newspapers as the Director of the Department of Administration may determine.

**Section 5. Payment of Issuance Expenses.** Proceeds of the Bonds and revenues of the Airport shall be applied at the direction of the Director of the Department of Administration to the payment of issuance expenses with respect to the Bonds. The issuance expenses to be paid from proceeds of the Bonds (including underwriter's compensation) shall not exceed 2% of the proceeds of the Bonds, or \$160,000. This amount shall 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 and financial auditor services. Additional funds for payment of issuance expenses, in an estimated amount not to exceed \$60,000, shall be paid from Airport revenues.

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 Street, 4<sup>th</sup> Floor, Milwaukee, Wisconsin 53201, Attention: Marcus Johnson.

**(Item 6)**

**(File No. 02-16(a)(a))  
(Journal, December 20, 2001)**

Reference files established by the County Board Chairperson regarding DOA County-Wide and Departmental financial reports.

**(Item 7)**

**(File No. 02-551(a)(a))  
(Journal, October 31, 2002)**

From Director of Audits, submitting An Audit of Internal Controls, Milwaukee County Register of Deeds Vital Statistics/ID Division, dated October 2002.

**(Item 8)**

**(File No. 02-540)  
(Journal, October 31, 2002)**

From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Cincinnati Insurance Co. for energy systems insurance, at a cost of \$38,400.

(ITEM 8) From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Cincinnati Insurance Co. for energy systems insurance, at a cost of \$38,400, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on February 18, 1993, the County Board adopted Resolution File No. 93-168, which specified that the Department of Administration (DOA) shall use RFPs for the solicitation of all insurance services and that County Board approval is required before any coverage is purchased; and

WHEREAS, this resolution also required the Department of Administration to prepare a communication to the Finance Committee establishing a schedule of insurance service purchases; and

WHEREAS, this schedule was provided and subsequently revised with Finance Committee approval; and

WHEREAS, in accordance with Resolution File No. 93-168 and the modified schedule of insurance purchases, the Risk Manager prepared and solicited 19 RFPs for insurance purchases for Energy Systems insurance; and

WHEREAS, three responses were received to the various RFPs and three responses were evaluated by an evaluation review committee; and

WHEREAS, based on the composite evaluations of the review committee, the Risk Manager recommends that Energy Systems insurance be purchased through Robertson-Ryan at a 2003 premium of \$38,400; now, therefore,

BE IT RESOLVED, that the Risk Manager is authorized to enter into an insurance purchase agreement as follows:

| Coverage       | Broker         | Insurance Company | Premium  |
|----------------|----------------|-------------------|----------|
| Energy Systems | Robertson-Ryan | Cincinnati        | \$38,400 |

**(Item 9)**

**(File No. 02-538)**  
**(Journal, October 31, 2002)**

From Risk Manager, requesting authorization to enter into an insurance purchase agreement with ACE USA for airport liability insurance, helicopter liability and hull insurance, at a cost of \$538,241.

(ITEM 9) From Risk Manager, requesting authorization to enter into an insurance purchase agreement with ACE USA for airport liability insurance, helicopter liability and hull insurance, at a cost of \$583,241, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on February 18, 1993, the County Board adopted Resolution File No. 93-168, which specified that the Department of Administration (DOA) shall use RFPs for the solicitation of all insurance services and that County Board approval is required before any coverage is purchased; and

WHEREAS, this resolution also required the Department of Administration to prepare a communication to the Finance Committee establishing a schedule of insurance service purchases; and

WHEREAS, this schedule was provided and subsequently revised with Finance Committee approval; and

WHEREAS, in accordance with Resolution File No. 93-168 and the modified schedule of insurance purchases, the Risk Manager prepared and solicited 19 RFPs for insurance purchases for airport liability, helicopter liability and helicopter hull insurance; and

WHEREAS, five insurance brokers were assigned markets, three insurance brokers responses were received and one insurance broker respondent was disqualified; and

WHEREAS, insurance markets assigned were ACE USA, AIG Aviation, Aerospace Insurance Managers and Phoenix to submit written responses to the RFP; and

WHEREAS, ACE USA, AAU and Phoenix submitted responses to the RFP; and

WHEREAS, based on the composite evaluations of the review committee, the Risk Manager recommends that airport liability, helicopter liability and hull insurance be purchased from ACE USA at a 2003 premium of \$556,298; now, therefore,

BE IT RESOLVED, that the Risk Manager is authorized to enter into an insurance purchase agreement as follows:

| <b>Coverage</b>   | <b>Broker</b> | <b>Insurance Company</b> | <b>Premium</b> |
|-------------------|---------------|--------------------------|----------------|
| Airport Liability | HNI           | ACE USA                  | \$556,298      |

October 31, 2002

**(Item 10)**

**(File No. 02-539)**

**(Journal, October 31, 2002)**

From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Wisconsin County Mutual for public entity liability insurance, at a cost of \$1,547,583.

(ITEM 10) From Risk Manager, requesting authorization to enter into an insurance purchase agreement with Wisconsin County Mutual for public entity liability insurance, at a cost of \$1,547,583, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the 2003 Recommended Budget includes funds to purchase public entity liability insurance, and

WHEREAS, Milwaukee County has been insured for liability claims for the years 1997 through 2002; and

WHEREAS, Risk Management and Corporation Counsel wish to execute a new contract for public entity liability insurance with the Wisconsin County Mutual Insurance Corporation; and

WHEREAS, Milwaukee County will comply with Government Accounting Standards Board (GASB) Rule 10 for funding contingencies and eliminate the need for contingency funding, except for airport liability, medical malpractice and workers' compensation claims; and

WHEREAS, Milwaukee County will benefit from definitive and enhanced coverage in automobile, general liability, employment practice liability, architect and engineer error and omission coverage, public officials error and omission coverage, lawyer professional liability and law enforcement liability; and

WHEREAS, Milwaukee County will cap its annual liability losses at \$1,500,000 annually and have adequate excess coverage and limits of \$10,000,000 per occurrence; now, therefore,

BE IT RESOLVED, that the Risk Management Department is authorized to enter into an agreement with the Wisconsin County Mutual Insurance Corporation and the Risk Manager is authorized and directed to execute the policy after approval by the Corporation Counsel and after the insertion of contractual language specifying that the Wisconsin County Mutual Insurance Corporation shall seek minority and women-owned law firms for its approved list of outside counsel with respect to claims it handles for Milwaukee County and shall interview any such firms that contact the Corporation for inclusion on that list; and

BE IT FURTHER RESOLVED, that the Risk Manager shall submit a report to the Committee on Finance and Audit by June 1, 2003, describing the Wisconsin County

Mutual Insurance Corporation's efforts and success in adding minority and women-owned law firms to its approved list of outside counsel with respect to claims it handles for Milwaukee County; and

BE IT FURTHER RESOLVED, that Corporation Counsel, or his designee, shall be a member of the Claim Review Committee of the Wisconsin County Mutual Insurance Corporation; and

BE IT FURTHER RESOLVED, that the Litigation Management Procedural Guidelines manual will contain a statement that all claims covered by the policy shall be originally investigated by the Office of the Milwaukee County Corporation Counsel in conjunction with Crawford & Company and in compliance with the insurer's claims procedures and language shall also be included to state that when it is in the best interest of Milwaukee County to assign outside counsel to the defense of a suit, the selection of that counsel shall be made after consultation with the Corporation Counsel.

**(Item 11)**  
**(File No. 02-561)**

**(Journal, October 31, 2002)**

From Acting Director of Economic Development, requesting authorization to enter into a marketing/management agreement with AAT Communications Corporation to develop and maintain wireless communication facilities (cell tower sites) on County-owned sites.

(ITEM 11) From Acting Director of Economic Development, requesting authorization to enter into a marketing/management agreement with AAT Communications Corporation to develop and maintain wireless communication facilities (cell tower sites) on County-owned sites, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, in January 2000, the County Board of Supervisors adopted Resolution File No. 00-39 directing staff to explore the feasibility of contracting with a private firm to market County-owned outdoor warning siren towers as wireless communication facility (WCF) sites; and

WHEREAS, in March 2000, the County Board of Supervisors directed staff to develop a marketing strategy for all County sites with potential for development as WCFs; and

WHEREAS, in May 2000, the County Board of Supervisors directed staff to investigate the feasibility of contracting with a private firm to develop a marketing strategy for all County sites with a potential for development as WCFs, and in July 2000 authorized the Department of Administration Economic Development Division (EDD) to contract with Evans Associates, a private telecommunications consulting firm, to analyze all potential County-owned WCF sites; and

WHEREAS, in September 2001, the County Board of Supervisors adopted Resolution File No. 00-39(a)(c), which authorized a list of sites to be included in a Request For Proposals (RFP) for a marketing/management firm; and

WHEREAS, in November 2001, EDD released an RFP for a telecommunications marketing/management firm, but rejected the one incomplete proposal received; and

WHEREAS, during March and April 2002, EDD staff and Evans Associates interviewed wireless communication companies to determine why there was inadequate response to the County's RFP; and

WHEREAS, EDD staff and Evans Associates restructured the County's RFP into a Request For Qualifications (RFQ) to select a WCF firm to be the County's exclusive marketing representative for its WCF sites, manage the development of WCF sites, and manage and maintain the developed sites for an agreed upon fee; and

WHEREAS, an RFQ for Tower Facility Marketing and Management was released in May 2002, with two quality responses received from SpectraSite and AAT Communications; and

WHEREAS, the County's RFP/RFQ Review Committee recommended the selection of AAT Communications; and

WHEREAS, EDD staff and Evans Associates have negotiated contract terms and conditions with AAT Communications that are deemed to be in the best interest of Milwaukee County, and those terms and conditions are contained in a report and draft contract submitted by EDD to the County Board on October 22, 2002 (a copy of which is attached to and made a part of this file); and

WHEREAS, at its meeting on October 24, 2002, the Committee on Finance and Audit, by a vote of 4 to 3, recommended approval of the request by EDD to execute a contract with AAT Communications, with the following two amendments:

1. In Attachment A to the Contract, Tabulation of Pre-approved County Owned Potential WCF Sites, the column heading "Possible Height" is amended to "Maximum Height."
2. In Attachment A to the Contract, Tabulation of Pre-approved County Owned Potential WCF Sites, Site #790, Sherman Park Ball Diamond, is deleted.

; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department of Administration, or her designee, to execute a contract with AAT Communications Corporation for Space Management and Representation, subject to final approval of the contract document by Corporation Counsel, Risk Management and the Disadvantaged Business Development Division; and

BE IT FURTHER RESOLVED, that the final contract shall reflect the following two amendments:

1. In Attachment A to the Contract, Tabulation of Pre-approved County Owned Potential WCF Sites, the column heading "Possible Height" is amended to "Maximum Height".
2. In Attachment A to the Contract, Tabulation of Pre-approved County Owned Potential WCF Sites, Site #790, Sherman Park Ball Diamond, is deleted.

(Item 12)

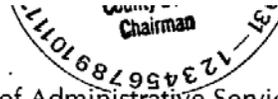
(File No. 02-541)

(Journal, October 31, 2002)

Resolution by Supervisor Holloway, authorizing and directing the Director of the Department of Administrative Services and the Director of Public Works to begin negotiations with the City of Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds.

OCT 31 2002

A RESOLUTION



authorizing and directing the Director of the Department of Administrative Services and the Director of Public Works to begin negotiations with the City of Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds

FILE NO. 02-541

WHEREAS, Milwaukee County is responsible for providing various services at the County Grounds in its role as landlord of the more than 1,000 acres located in the City of Wauwatosa; and

WHEREAS, services provided by Milwaukee County include sector and parking patrol by the Sheriff's Department, maintenance of roads, walkways, sanitary storm sewers and the water utility by the Department of Public Works; and

WHEREAS, these various services are provided at a substantial cost to the County including a significant amount of tax levy; and

WHEREAS, the County Executive's 2003 Recommended Budget for the Sheriff's Department called for elimination of sector and parking patrol effective January 1, 2003, thereby placing the responsibility for these police services on the City of Wauwatosa; and

WHEREAS, representatives of the City of Wauwatosa testified at the Finance and Audit Committee budget hearing on this matter that the City was not in a position to assume this burden under such short notice; and

WHEREAS, City officials testified that they would be willing to meet with County officials to discuss how responsibility for these police services as well as other County-provided services could be assumed by the City under an orderly transition process; and

WHEREAS, it is in the best interest of Milwaukee County to begin a dialogue with the City of Wauwatosa regarding these important issues; and

WHEREAS, in recognition of the transfer of policing responsibility would place on the City of Wauwatosa, the Finance and Audit Committee has recommended providing funding for six months of continued police patrolling by the Sheriff's Department; and

WHEREAS, the City and Milwaukee County should begin a dialogue regarding how an orderly transfer should take place for policing and other landlord responsibilities on the County Grounds; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Administrative Services and the Director of Public Works to begin negotiations with the City of Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds; and

BE IT FURTHER RESOLVED, that such negotiations shall include, but not be limited to, fire protection services, police protection services, ownership and maintenance of roads and walkways, storm and sanitary sewer systems and the water utility; and

BE IT FURTHER RESOLVED, that such negotiated agreement shall address a phased-in implementation plan which is compatible with the 2004 City of Wauwatosa and Milwaukee County budget processes; and

BE IT FURTHER RESOLVED, that such negotiated agreement shall recognize Milwaukee County's commitments to occupants of the County Grounds and strive to accomplish a consensus of the major stakeholders; and

BE IT FURTHER RESOLVED, that the Director of Administrative Services and the Director of Public Works may solicit assistance from the County, City of Wauwatosa, the Regional Medical Center or any other source deemed appropriate; and

BE IT FURTHER RESOLVED, that the goal of the negotiating process shall be to present a report to the County Board and the Wauwatosa Common Council in June, 2003, with a recommended, negotiated plan to implement transfer of responsibilities and/or assets as part of the City and County 2004 Budgets.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 3 (Sec. 3), 9, 11 and 12.**

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:** 0. **EXCUSED:** Cesarz and Mayo – 2.

On a motion by Supervisor Nyklewicz, **Item 3 (Sec. 3) WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **Item 3 (Sec. 3) WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Krug, **Item 9 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **Item 9 WAS ADOPTED** by the following vote:

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

Supervisor DeBruin submitted the following Amendment to **Item 11, File No. 02-561:**

Add the following BE IT FURTHER RESOLVED CLAUSE:

BE IT FURTHER RESOLVED, any additional WCF sites, other than the preauthorized sites listed in Attachment A to the Contract, shall come back to the Milwaukee County Board for approval; and

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

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

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

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

Supervisor DeBruin submitted the following Amendment to **Item 12, File No. 02-541:**

Delete the fifth and eighth "WHEREAS" Clauses.

In the ninth "WHEREAS" Clause, delete the words "policing and other."

In the first "BE IT FURTHER RESOLVE" Clause, delete the words "police protection services,".

Supervisor Nyklewicz moved layover over **Item 12**.

Supervisor DeBruin **WITHDREW** her foregoing Amendment.

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

**AYES:** Agnos, Bailey, Cesarz, Coggs-Jones, Davis DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Zielinski, and the Chairman – 18. **NOES:** Aldrich, Borkowski, Broderick, Krug, Weishan and White -- 6.

**EXCUSED:** Mayo – 1.

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**From the Committee on Health and Human Needs,  
Reporting 10 Items**

**(Item 1)**

**(File No. 02-556)**

**(Journal, October 31, 2002)**

A resolution by Supervisors Coggs-Jones, Mayo and Aldrich, authorizing and directing the Department of Human Services and Corporation Counsel to develop a one-step administrative fair hearing process on Day Care Certification Appeals.

**(Item 2)**

**(File No. 02-542)**

**(Journal, October 31, 2002)**

A resolution by Supervisor DeBruin, creating an Acute Inpatient Task Force to formulate a plan for future provision of acute inpatient services by the Department of Human Services – Behavioral Health Division in Milwaukee County.

(Journal, October 31, 2002)

(ITEM NO. 2) A resolution by Supervisor DeBruin <sup>and Dutzyka</sup> creating an Acute Inpatient Task Force to formulate a plan for future provision of acute inpatient services by the Department of Human Services-Behavioral Health Division in Milwaukee County, by recommending adoption of the following:

### AN AMENDED RESOLUTION

WHEREAS, under §51.42 of the Wisconsin State Statutes, the Milwaukee County Board of Supervisors "has the primary responsibility for the well-being, treatment and care of mentally ill...citizens residing within its county"; and

WHEREAS, the County Board of Supervisors fulfills this obligation via the Department of Human Services – Behavioral Health Division (BHD), which serves as Milwaukee County's behavioral health authority; and

WHEREAS, the Committees on Health and Human Needs and Finance and Audit, at a joint meeting on June 13, 2001, recommended approval, on a conceptual basis, of the "Milwaukee County Mental Health Division Strategic Plan 2001 – 2004" (Strategic Plan); and

WHEREAS, after further consideration by the Combined Community Services Board and the Strategic Plan Steering Committee, a revised Strategic Plan was submitted and approved in December 2001 by a vote of 24-0 by the County Board of Supervisors (File No. 01-411); and

WHEREAS, the approved revisions to the Strategic Plan made specific reference to Objective 2.8 of the plan, inserting language iterating that in order to meet the objective of cost-efficient and high quality acute inpatient care, the Division would take the following action steps:

- Work with employees to make acute inpatient services more cost-effective
- Partner with organized labor to seek changes in federal Medicare/Medicaid reimbursement regulations in order to stabilize revenue generated by the provision of acute psychiatric inpatient services in a specialty hospital
- Explore the commitment of community providers to effectively treat persons with serious and persistent mental illness;

and

WHEREAS, the County Executive's 2003 Budget had proposed to "begin to transform the programs and services of the DHHS Behavioral Health Division to programs and services operated in partnership with community providers" in apparent disregard of Objective 2.8 of the Strategic Master Plan; and

WHEREAS, the Milwaukee County BHD, as the singular authority on mental health in this community, has an obligation to make a good faith effort to pursue the objectives of the Strategic Plan to the fullest extent in order to continue as a provider of acute inpatient services; and

WHEREAS, fulfillment of the objectives of the Strategic Plan, in particular Objective 2.8, will require the participation of stakeholders from throughout the community; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby creates the Acute Inpatient Task Force to formulate a plan for the future provision of acute inpatient services by the Department of Human Services - Behavioral Health Division in Milwaukee County; and

BE IT FURTHER RESOLVED, that the Acute Inpatient Task Force shall be jointly appointed by the County Executive and the County Board Chairperson and shall consist of the following members:

- Three staff members from the Behavioral Health Division, including the Program Administrator from the Acute Inpatient Branch, the BHD Medical Director and the Director of the Fiscal Support Section
- One Representative from Crisis Services
- One Representative of a community behavioral health provider
- One representative from the Federation of Nurses and Health Professionals (FNHP)
- County Board research staff
- One County Supervisor
- One representative from the American Federation of State, County and Municipal Employees (AFSCME);

and

BE IT FURTHER RESOLVED, that the Acute Inpatient Task Force will report its recommendations to the Committees on Health and Human Needs and Finance and Audit in June 2003.

**(Item 3)**

**(File No. 02-543)  
(Journal, October 31, 2002)**

A resolution by Supervisor DeBruin, to limit expenditures in the Alcohol and other Drug Abuse (AODA) – Temporary Assistance for Needy Families (TANF) Program to the amount contained in the AODA-TANF Grant.

**(Item 4)**

**(File No. 02-34(a)(i))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs.

**(Item 5)**

**(File No. 02-555)  
(Journal, October 31, 2002)**

From the Acting Director, Department of Human Services, providing notification of a change in cost allocation plans for W-2 Agencies and (1) requesting authorization to execute agreements with W-2 Agencies containing rent payments from the County; (2) providing notification of the intent to relocate staff from W-2 agencies and 12<sup>th</sup> and Vliet to other DHHS space, and (3) providing notification of an emergency purchase request pertaining to the relocation of DHHS staff from a W-2 agency.

(ITEM NO. 5) From the Acting Director, Department of Human Services, providing notification of a change in cost allocation plans for W-2 Agencies and (1) requesting authorization to execute agreements with W-2 Agencies containing rent payments from the County, (2) providing notification of the intent to relocate staff from W-2 agencies and 12<sup>th</sup> and Vliet to other DHHS space, and (3) providing notification of an emergency purchase request pertaining to the relocation of DHHS staff from a W-2 agency.

### **A RESOLUTION**

WHEREAS, with the creation of Wisconsin Works (W-2) and the establishment of work programs in private entities under contract to the State of Wisconsin, the State and W-2 agencies approached the County to establish "one-stop" centers which would address the needs of County residents by creating single entry points for W-2 programs and County-operated programs, such as child care programs and income maintenance; and

WHEREAS, since the establishment of the W-2 program, staff from the Department of Human Services Financial Assistance Division have been working and providing services within those agencies; and

WHEREAS, in a communication received by the Department in June 2002 from the State of Wisconsin, the County was informed that officials in Washington have raised concerns that costs associated with the Income Maintenance functions performed by the County could not be allowed under the Temporary Assistance to Needy Families (TANF) program, that the W-2 agencies should be charging rent to the County, and that some of the functions provided by the County to the W-2 agencies were not allowable under TANF; and

WHEREAS, the W-2 agencies have identified rent charges to the County of approximately \$1.46 million that have not been included in the Department's 2002 budget, and they have indicated that services provided by the County will not be reimbursed by the W-2 agencies, which creates a revenue shortfall for the Department of approximately \$400,000; and

WHEREAS, to assist the Department with this issue, the Department of Workforce Development will be seeking approval from the Wisconsin Legislature's Joint Finance Committee to release an additional \$4 million in TANF funds for the County that would cover additional TANF-eligible services and provide tax levy funds to offset the rent payments; and

WHEREAS, in order to execute agreements with the W-2 agencies and to issue payments for rent, the Department will need authorization from the County Board and will need to process a fund transfer to reallocate fiscal resources that will require approval by the County Board and processing by the Department of Administration; and

WHEREAS, to minimize the exposure of the County to additional rent charges in 2003, the Department has initiated a plan to relocate staff from the Financial Assistance Call Change Center, currently located at the YWCA on North Martin Luther King Drive, and to move an additional 90 staff from the W-2 agencies at the earliest possible time; and

WHEREAS, to reduce the fiscal exposure (both short term and long term) for staff at the YWCA working in the Call Change Center, the Department notified the YWCA of its intent to move those staff in November of 2002 and has worked with IMSD regarding the telephone and software equipment necessary to relocate the staff and still provide the services; and

WHEREAS, IMSD staff have anticipated expenses of approximately \$160,000 for hardware and software which would need to be purchased and installed at County facilities, and to meet the time frame of the move an emergency purchase request was issued to DOA-Procurement; and

WHEREAS, the Department of Human Services has indicated that it is discussing possible reimbursement of costs associated with the Call Change Center move with the State of Wisconsin, and that the State has indicated a willingness to review the relocation costs and explore reimbursing the County under the Error Reduction Program; and

WHEREAS, the Department of Human Services also has requested County Board approval for efforts to relocate staff from 12<sup>th</sup> and Vliet to an alternative location or locations, including authorization to execute lease agreements for alternative space for DHS staff; and

WHEREAS, at its meeting on October 23, 2002, the Committee on Health and Human Needs, by a vote of 7 to 0, recommended approval of the Department's request to authorize the Department of Administration to immediately process a fund transfer to accommodate the movement of County staff from the YWCA Call Change Center to an alternative location, but laid over additional requests from the Department pertaining to the payment of rent charges to W-2 agencies, the acceptance of additional TANF funds from the State of Wisconsin, and the potential movement of County employees from 12<sup>th</sup> and Vliet and the W-2 agencies to alternative locations; and

WHEREAS, at its meeting on October 24, 2002, the Committee on Finance and Audit concurred with the action of the Committee on Health and Human Needs; now, therefore,

BE IT RESOLVED, that the Department of Administration is hereby authorized and directed to immediately process a fund transfer request submitted by the Department of Human Services that will reallocate funds within the Department to meet the immediate demands for equipment purchases to accommodate the movement of County staff from the YWCA Call Change Center to an alternative location; and

BE IT FURTHER RESOLVED, that the Department of Human Services is hereby authorized and directed to continue to pursue reimbursement from the State of Wisconsin for costs associated with the Call Change Center move.

**(Item 6)**

**(File No. 02-553)**

**(Journal, October 31, 2002)**

From the Acting Director, Department of Human Services, requesting authorization to execute contracts between the Division of County Health Programs General Assistance Medical Program and the Greenfield Medical Clinic, the Medpoint Family Care Clinic and Clinica Latina for the provision of primary care services to General Assistance Medical Program recipients for the period of November 1, 2002 until December 31, 2003.

(ITEM NO. 6) From the Director of County Health Programs, submitting a request seeking authorization to execute the standard General Assistance Medical Program contract for outpatient clinic services with the following primary care clinics: the Greenfield Medical Clinic, the Medpoint Family Medical Clinic and Clinica Latina, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Division of County Health Programs operates the General Assistance Medical Program (GAMP) and, as part of the operational and programmatic structure, has a standardized service contract with community primary care clinics and all area hospitals that provides for common and well defined expectations regarding services for GAMP recipients, payment expectations and cooperation in the GAMP network of service providers; and

WHEREAS, to address the medical needs of GAMP clients, the Division and other medical provider partners have been exploring the development of urgent care services for after-hour and weekend services for the working poor; and

WHEREAS, a recent review of the utilization and enrollment information shows that current primary care clinical providers are experiencing difficulty in addressing the needs of the GAMP client population since the enrollment in GAMP has continued to increase; and

WHEREAS, the Division released a Request for Proposals (RFP) for primary medical care clinics and solicited primary care providers to become providers within the network; and

WHEREAS, as a response to the RFP and inquiries there are currently three additional clinics which would provide basic medical care and referral services; and

WHEREAS, in establishing allocations for 2002, the Division established reserves for the development of additional service sites and additional funds to provide for unanticipated service adjustments; and

WHEREAS, the reserve is sufficient to provide for the projected \$30,000 contracts with the designated medical providers; now, therefore,

BE IT RESOLVED, that the Director of the Division of County Health Programs is hereby authorized to execute General Assistance Medical Program contracts with the Greenfield Medical Clinic, the Medpoint Family Medical Clinic and Clinica Latina

for the period of November 1, 2002 until December 31, 2003, and to issue payments to those organizations in adherence to the contract and authorizations by the County Board of Supervisors.

**(Item 7)**

**(File No. 02-554)  
(Journal, October 31, 2002)**

From Acting Director, Department of Human Services, requesting authorization to apply, accept and administer the 2003 State Block Grant for the purchase of health care services for qualified medically indigent individuals in an amount up to \$16.6 million.

File 02-554

(Journal, October 31, 2002)

(ITEM NO. 7) From the Director of the Division of County Health Programs, requesting authorization to submit to the State of Wisconsin, Department of Health and Family Services, the Relief Block Grant Program Application which is required in order to receive reimbursement for medical services provided to indigent clients under Chapter 49.

WHEREAS, the State of Wisconsin revised Chapter 49 of the Wisconsin State Statutes pertaining to the provision of medical care for the indigent removing the mandated program and establishing the Block Grant Program; and

WHEREAS, the Wisconsin Department of Health and Family Services requires a copy of the authorizing resolution stating the County's intent to operate a General Relief Medical Program as allowed under Chapter 49 and requires submission of an operational plan for review and approval by the Department of Health and Family Services before reimbursement may be obtained; and

WHEREAS, the Division of County Health Programs General Assistance Medical Program (GAMP) needs authorization to prepare and submit a response to the application to the State of Wisconsin Department of Health and Family services on or before its due date; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors designates the Division of County Health Programs General Assistance Medical Program as the County agency responsible for the completion and submission of Milwaukee County's block grant plan and its overall administration and management; and is hereby authorized to submit in a timely manner the 2003 State Block Grant Application to the State of Wisconsin.

**(Item 8)**

**(File No. 02-557)  
(Journal, October 31, 2002)**

From the Acting Director, Department of Human Services, requesting authorization to submit a CY 2003 Alcohol and Other Drug Abuse (AODA) Temporary Assistance to Needy Families (TANF) application to the State Department of Health and Family Services, Bureau of Substance Abuse, in the amount of \$4.6 million for the period January 1, 2003 through December 31, 2003, and to accept funds if awarded.

File No. 02-557

(Journal, October 31, 2002)

(ITEM NO. 8) From the Acting Director, Department of Human Services, requesting authorization to submit a CY 2003 Alcohol and Other Drug Abuse (AODA) Temporary Assistance to Needy Families (TANF) Application to the State Department of Health and Family Services, Bureau of Substance Abuse, in the amount of \$4.6 million, for the period January 1, 2003 through December 31, 2003, and to accept funds if awarded, by recommending adoption of the following:

#### **A RESOLUTION**

WHEREAS, the State Department of Health and Family Services, Bureau of Substance Abuse Services, has announced the availability of CY 2003 funds for the provision of AODA services to TANF-eligible persons through publication of its 2003 application; and

WHEREAS, Milwaukee County has received funds for the provision of AODA services to TANF-eligible individuals and families since 2000; and

WHEREAS, Milwaukee County, in collaboration with AODA service providers and others, is demonstrating that the strengths-based, wraparound service approach to addressing substance abuse issues for individuals and families involved in multiple, complex systems is effective; and

WHEREAS, Milwaukee County works to continue the provision of AODA services to TANF-eligible individuals and families through an approach that recognizes the strengths of individuals and appropriately addresses their needs; now, therefore,

BE IT RESOLVED, that the Acting Director, Department of Human Services, or her designee, is hereby authorized to submit the CY 2003 AODA/TANF re-application to the State Department of Health and Family Services, Bureau of Substance Abuse Services, in the amount of \$4.6 million.

**(Item 9)**

**(File No. 02-5(a)(g))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with the Behavioral Health Division.

**(Item 10)**

**(File No. 02-32(a)(e))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to State Social Services and Community Programs, (including Behavioral Health Division) with the Department of Health and Family Services (DHFS).

The question was on adoption.

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

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

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**From the Committee on Judiciary, Safety and General Services  
Reporting 5 Items.**

**(Item 1)**

**(File No. 02-514)  
(Journal, October 31, 2002)**

From Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee for 2002 Local Law Enforcement Block Grant expenditures.

File No. 02-514  
(Journal, October 31, 2002)

(ITEM NO. 1) From Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee for 2002 Local Law Enforcement Block Grant expenditures, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Federal Local Law Enforcement Block Grant (LLEBG) was reauthorized for 2002 and Milwaukee County has participated in the program as a "disparate jurisdiction;" and

WHEREAS, the disparate jurisdiction status allows Milwaukee County to participate with other local municipalities to develop a "Joint Spending Plan" for grant funds; and

WHEREAS, the 2002 grant provides \$1,329,443 to the City of Milwaukee; and

WHEREAS, City and County officials have agreed that Milwaukee County can receive 32.33% of this grant for an allocation of \$429,809 for the grant period which runs from October 1, 2002 through September 30, 2004; and

WHEREAS, the Department of Administration and the County Executive reviewed proposals from various departments who are eligible to receive these grant funds in accordance with the program guidelines; and

WHEREAS, a Joint Spending Plan between the City of Milwaukee and Milwaukee County was developed and approved by the Community Advisory Board subject to the approval of the County Board and the Common Council; and

WHEREAS, terms of the Joint Spending Plan are outlined in a report to the County Board from the Director of Administration and include the following:

BE IT FURTHER RESOLVED, that a separate trust fund be established for deposit of these funds in accordance with federal grant requirements.

**(Item 2)**

**(File No. 02-529)**  
**(Journal, October 31, 2002)**

From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant for Jail Literacy Programming at the House of Correction.

File No. 02-529  
(Journal, October 31, 2002)

(ITEM NO. 2) From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant for Jail Literacy Programming at the House of Correction, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County House of Correction (HOC) is requesting authorization to apply for, and accept funds awarded by the State of Wisconsin, Office of Justice Assistance in the amount of \$60,299; and

WHEREAS, grant funds will be available January 1, 2003; and

WHEREAS, the HOC will be required to provide ten percent (10%) matching funds totaling \$6,699; and

WHEREAS, the HOC has been the recipient of Jail Literacy grant awards since 2001; and

WHEREAS, these funds will be used to continue existing educational programming offered by Milwaukee Area Technical College (MATC) at the HOC; and

WHEREAS, funds awarded by the Office of Justice Assistance have allowed the HOC to expand services offering more basic skills/General Education Diploma (GED) classes and classes for those students in need of English as a Second Language classes; and

WHEREAS, funds allow for the assignment of two part-time instructors from MATC, plus educational materials to provide services to a total of 150 students during the grant year; and

WHEREAS, the grant requires program staff to track the students for one year to report the rate of recidivism, in addition to student progress; and

WHEREAS, the HOC has requested funds to provide a ten percent (10%) cash match totaling \$6,699 in its 2003 budget; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of October 17, 2002, approved the application and acceptance of a federal grant for Jail Literacy Programming at the House of Correction (vote 6-0); now, therefore

BE IT RESOLVED, that the Milwaukee County House of Correction is hereby authorized and directed to apply for, and accept, if awarded, federal grant funds available for Jail Literacy Programming from the State of Wisconsin, Office of Justice

Assistance in the amount of \$60,299; with a cash match required of ten percent (10%) in the amount of \$6,699; and

BE IT FURTHER RESOLVED, that the Superintendent, House of Correction, is hereby authorized and directed to enter into a contract with the Milwaukee Area Technical College to provide educational services as delineated above; and

BE IT FURTHER RESOLVED, that the Superintendent, House of Correction, is hereby authorized and directed to renew said contract, should funds be available for 2004.

**(Item 3)**

**(File No. 02-528)**

**(Journal, October 31, 2002)**

From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant from the Office of Justice Assistance for fourth-year funding for the Day Reporting Center.

File No. 02-528  
(Journal, October 31, 2002)

(ITEM NO. 3) From Criminal Justice Program Manager, requesting approval to apply for and accept a federal grant from the Office of Justice Assistance for fourth-year funding for the Day Reporting Center, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County House of Correction (HOC) is requesting authorization to submit a grant application to the State of Wisconsin, Office of Justice Assistance, for Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program funds for the program year 2003 for the operation of the Day Reporting Center; and

WHEREAS, the HOC has been the recipient of these grant funds since 2001 and is eligible to apply for one more year of funding, totaling \$560,000; and

WHEREAS, the Day Reporting Center has a daily population of 75 offenders and recently has had a waiting list of 50 offenders; and

WHEREAS, the Day Reporting Center has proven to be an effective tool in the management of the Milwaukee County inmate population; and

WHEREAS, offenders attend the Day Reporting Center for a minimum of eight weeks, five days a week, six hours a day; and

WHEREAS, the HOC contracts with a number of social service agencies to provide program administration, case management, Alcohol or Drug Addiction (AODA) treatment, cognitive intervention, adult basic skills, community service, parenting, computer skills, and domestic violence, anger management and employment readiness/job seeking skills; and

WHEREAS, the Day Reporting Center continues to meet or exceed project goals and objectives; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of October 17, 2002, approved the application to the State of Wisconsin, Office of Justice Assistance, for Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program funds for the program year 2003 for the operation of the Day Reporting Center by a vote of 6-0; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent, House of Correction, to submit a grant application to the Office of Justice Assistance, and if awarded, accept grants funds for

the operation of the Day Reporting Center in the amount of \$560,000 for the 2003 grant year; and

BE IT FURTHER RESOLVED, that the Superintendent, House of Correction, is hereby authorized and directed to continue to provide the required ten percent (10%) match totaling \$62,222 and an additional \$181,843, so that the program can continue at its current level of service; and

BE IT FURTHER RESOLVED, that the Superintendent, House of Correction, is hereby authorized and directed to extend its professional service contract with the current providers for the next program year.

**(Item 4)**

**(File No. 01-50)  
(Journal, January 18, 2001)**

From Attorneys Hertel & Gibbs, S.C., submitting a claim in behalf of Debra Gajewski, in regard to the death of her sister, Cynthia Kaminsky on March 21, 1999 for injuries and damages allegedly sustained due to the treatment and lack of treatment Cynthia received at the Milwaukee County Mental Health Complex.

**(Item 5)**

**(File No. 01-228 & 01-343)  
(Journal, April 12, 2001 & May 17, 2001)**

From CGU Midwest Insurance, submitting a claim under their subrogation rights of their insured, Joe and Tamara Mallet, for reimbursement of payment made for the alleged injuries and damages sustained as a result of an accident occurring on January 30, 2001 involving a Milwaukee County-owned vehicle; and from Attorney M. Angela Dentice, LLC, submitting a claim in behalf of Tamara Mallet for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle; and a claim in behalf of Joseph Mallet, husband of the claimant, for the loss of society and companionship of his wife.

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

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, and the Chairman – 23. **NOES:** Zielinski – 1. **EXCUSED:** Mayo – 1.

**From the Committee on Parks, Energy and Environment  
Reporting 14 Items**

**(Item 1)** **(File No. 02-535)**  
**(Journal, October 31, 2002)**

From Chairman, Milwaukee County Board of Supervisors, appointing Ms. Marcia Coggs to the Museum Board of Directors for a two-year term.

**(Item 2)** **(File No. 02-536)**  
**(Journal, October 31, 2002)**

From Chairman, Milwaukee County Board of Supervisors, appointing Mr. Gerard Randall to the Museum Board of Directors for a three-year term.

**(Item 3)** **(File No. 02-547)**  
**(Journal, October 31, 2002)**

From the County Executive, appointing Gerardo (Jerry) Gonzalez to serve on the Milwaukee Public Museum Board of Directors for a term expiring December 31, 2005.

**(Item 4)** **(File No. 02-548)**  
**(Journal, October 31, 2002)**

From the County Executive, appointing Essie Whitelaw to serve on the Milwaukee Public Museum Board of Directors for a term expiring December 31, 2005.

**(Item 5)** **(File No. 02-549)**  
**(Journal, October 31, 2002)**

From Zoo Director, requesting authorization to issue and deliver letters of intent for 2003 Zoo Resale Purchases.

File No. 02-549  
(Journal, October 31, 2002)

(ITEM NO. 5) From Zoo Director, requesting authority to issue and deliver letters of intent for 2003 Zoo Resale Purchases, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Zoo Resale Merchandise activity, in order to provide the quantity and variety of items the public demands, is forced to purchase a number of items from import vendors; and

WHEREAS, the Zoo has traditionally spent in excess of \$700,000 on the purchase of novelties and souvenirs in order to generate in excess of \$1,800,000 in revenue from this source; and

WHEREAS, the imported items must be ordered from overseas vendors in the fall in order to arrive at the Zoo in the spring; and

WHEREAS, the Milwaukee County Budget is adopted in November and appropriations are not available until January and, therefore, a purchase order cannot be issued before appropriations are available in January; and

WHEREAS, delay in ordering overseas merchandise results in the non-availability of souvenirs and novelties for sale to Zoo visitors in the spring with a corresponding loss of Zoo resale revenues; and

WHEREAS, this problem has been avoided since 1996, when the County Board began authorizing the Purchasing Administrator to issue and deliver letters of intent to various vendors for the purchase of Zoo resale merchandise prior to adoption of the Budget; and

WHEREAS, it is in the financial interest of Milwaukee County to authorize advance ordering of imported Zoo resale novelties in the fall of the year in order to receive such goods by the spring of the following year; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of October 22, 2002, recommended approval of the Zoo Director's request (vote 7-0); now, therefore

BE IT RESOLVED, that the Purchasing Administrator is hereby authorized and directed 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

BE IT FURTHER RESOLVED, that following the adoption of the 2003 Zoo Budget, formal purchase orders will be issued, and payment will be made after receipt of the merchandise early in the spring, but not before January 30, 2003.

(Item 6)

(File No. 02-504)  
(Journal, October 31, 2002)

Resolution by Supervisors Davis and Diliberti, authorizing and directing the Director of the Department of Public Works to apply for federal and state grants to be used for testing the water quality of Milwaukee County's lagoons and ponds in preparation for developing a lagoon/pond management plan.

By Supervisor Davis *9 Diliberti*



A RESOLUTION

Authorizing and directing the Director of the Department of Public Works to apply for federal and state grants to be used for testing the water quality of Milwaukee County's lagoons and ponds in preparation for developing a lagoon/pond management plan

FILE NO. 02-504

WHEREAS, lagoons and ponds are a common and valued feature found in many of Milwaukee County's parks, the Zoo and the County Grounds and provide County residents with recreational and storm water management benefits; and

WHEREAS, many of the lagoons and ponds are isolated bodies of water and do not experience a continuous flow of water, thereby fostering contamination and creating a water quality management and maintenance challenge; and

WHEREAS, possible sources of contamination may include PCBs from industry, pesticides from golf courses and parking lot surface run-off; and

WHEREAS, water quality experts at the Wisconsin Department of Natural Resources and UW-Milwaukee's Great Lakes Institute recommended to the Department's Environmental Services Division that the County develop a management plan for its ponds and lagoon; and

WHEREAS, the plan should consider each lagoon and pond individually in terms of its present uses, future uses, physical characteristics and possible contaminant sources, then targeted water quality testing can occur and the results can be used for achieving the plan's objectives; and

WHEREAS, federal and state funding sources may be available to assist the County in doing water quality testing and/or preparing lagoon/pond management plans and; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Department of Public Works to apply for federal and state grants to be used for testing the water quality of Milwaukee County's lagoons and ponds and/or developing a lagoon/pond management plan.

(Item 7)

(File No. 02-533)  
(Journal, October 31, 2002)

From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and, if successful, accept Wisconsin Coastal Management Program funding for the

construction of a new segment of recreation trail along the east bank of the Milwaukee River from approximately east North Avenue northward to Keefe Avenue, extended.

File No. 02-533  
(Journal, October 31, 2002)

(ITEM NO. 7) From the Director, Department of Parks, requesting authorization to apply for, and if successful, accept Wisconsin Coastal Management Program funding for the construction of a new segment of recreational trail along the east bank of the Milwaukee River from approximately east North Avenue northward to Keefe Avenue, extended, by recommending adoption of the following:

#### **A RESOLUTION**

WHEREAS, at the request of local residents, businesses and the River Revitalization Foundation (RRF), the Parks Department is proposing to apply for a Wisconsin Coastal Management Program grant to help fund the construction of a new recreational trail segment along the Milwaukee River; and

WHEREAS, discussions on this matter have been held between these stakeholders and representatives of the Milwaukee County Parks Department, the City of Milwaukee, the National Park Service and the Wisconsin Department of Natural Resources (DNR); and

WHEREAS, as a result of these discussions, strategies to accomplish this mutual goal have been generally agreed upon by all parties involved; and

WHEREAS, the consensus is to create a soft (non-paved) trail along the eastern side of the river that would connect with the proposed City of Milwaukee pedestrian bridge at the North Avenue Dam site adjacent to Caesar's Park and Cambridge Woods; and

WHEREAS, the proposed project includes the construction of approximately 1.5 miles of new trail along the east side of the river between Caesar's Park and Cambridge Woods; and

WHEREAS, the proposed trail would provide more access to the river and facilitate connections to the new pedestrian bridge, the downtown Milwaukee Riverwalk and the Milwaukee County Parks and Parkways to the north; and

WHEREAS, the Wisconsin Coastal Management Program can provide funding for this type of trail development along the river and is currently accepting applications for a variety of project types; and

WHEREAS, funds are awarded on a 50/50 State/Local cost-share basis or a 60/40 basis for projects in excess of \$50,000 and a local unit of government must sponsor these grants; and

**APPROVED AS TO FORM**

WHEREAS, if the Parks Department were to receive this funding, up to one half of the estimated total project cost would be reimbursed by the State of Wisconsin, and Milwaukee County would be responsible for the balance; and

WHEREAS, the RRF has agreed to lead fundraising efforts to reimburse the County for the balance of the development costs; and

WHEREAS, this project would be completed with the review and project management assistance of the Department of Public Works; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on October 22, 2002, recommended approval of the request of the Director of Parks (vote 7-0); now, therefore,

BE IT RESOLVED, that the Director, Department of Parks, Recreation and Culture, is hereby authorized and directed to apply for a Wisconsin Coastal Management Program grant for development of this trail segment along the east side of the Milwaukee River; and

BE IT FURTHER RESOLVED, that if the grant is approved and a suitable commitment to provide the local match is provided by the Milwaukee County Board of Supervisors, the Director, Department of Parks, Recreation and Culture, and appropriate county staff, are hereby authorized and directed to accept the grant award and to sign documentation pertaining to its administration and reimbursements.

**(Item 8)**

**(File No. 02-531)**

**(Journal, October 31, 2002)**

From the Director, Department of Parks, Recreation and Culture, requesting authorization to submit and accept a grant through the Coastal Management Grant Programs funded by the State of Wisconsin for a slope stabilization demonstration project at Bender Park.

File No. 02-531

(Journal, October 31, 2002)

(ITEM NO. 8) From the Director, Department of Parks, requesting authorization to submit and accept a grant through the Coastal Management Grant Program funded by the State of Wisconsin for a slope stabilization demonstration project at Bender Park, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, the Parks Director is seeking authorization to submit and accept a grant for a slope stabilization demonstration project at Bender Park; and

WHEREAS, the Coastal Management Program funded through the State of Wisconsin Department of Administration is accepting grant applications for 2003 until November 8, 2002; and

WHEREAS, the grant program provides funding for:

- Preservation or restoration of coastal areas.
- Redevelopment of deteriorated or underused urban waterfronts.
- Public access to coastal area.
- Development of process for aquaculture.

;and

WHEREAS, previous capital improvement projects at Bender Park have stabilized the entire toe of the bluff along the 5,900 linear feet of lake shoreline; and

WHEREAS, the Bender Park Phase I – Slope and Bluff Stabilization Project only stabilized the north one-half of the bluffs of Bender Park, but the section of slope between Fitzsimmons and Oakwood Road was not stabilized, and since the capital improvements projects were completed, the slope south of Fitzsimmons Road has continued to erode; and

WHEREAS, the erosion is due to the water saturating a layer of sand under 30 feet of clay on the site; and

WHEREAS, the slope will continue to erode until the slope is regraded and drained or the slope reaches a stabilized angle of repose; and

WHEREAS, since the Bender Park Waterfront Park opened, the Gillen Company and Giles Engineering approached the Parks Department staff to see if they would consider using a new technology called wick drains to help stabilize the bluffs; and

WHEREAS, the Edward E. Gillen Company has used wick drains successfully on small-scale projects along Lake Michigan, and based upon this success, the Gillen Company and Giles Engineering are proposing a demonstration project to stabilize the bluff in Bender Park using the wick drain technology; and

WHEREAS, the Edward E. Gillen Company and Giles Engineering have requested that the Parks Department apply for funding through the Coastal Management Program to cover 40% (or \$92,000) of the total cost of \$230,000; and

WHEREAS, the Edward E. Gillen Company and Giles Engineering would cover the remaining 60% (or \$138,000) of the project cost; and

WHEREAS, the purpose of this donation of the time and expertise of the Gillen Company and Giles Engineering is to:

- Provide a demonstration project that shows the effectiveness of the new technology.
- Provide an alternative slope stabilization method with potential large monetary savings for slope stabilization at Bender Park.
- Prevent or minimize the amount of erosion and sediment entering Lake Michigan.
- Provide a clear alternative to the traditional hard armoring and hard drainage solutions to stabilize eroding bluffs throughout the Great Lakes.

; and

WHEREAS, this project would be completed with the review and project oversight of the Parks Department and the Department of Public Works; and

WHEREAS, the Parks Department staff has conducted further research on this technology, and the University of Montana's Department of Mining and Engineering has been conducting small-scale case studies on this technology; and

WHEREAS, based upon this research and literature search, Parks Department staff believes this will have application to Bender Park and other County park facilities along Lake Michigan; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of October 22, 2002, recommended approval of the request of the Parks Director (vote 7-0); now, therefore

BE IT RESOLVED, that the Director, Department of Parks, Recreation and Culture is hereby authorized and directed to apply, accept and receive funding for the wick drain demonstration project through the Coastal Management Grant Program funded by the State of Wisconsin.

October 31, 2002

**(Item 9)**

**(File No. 02-550)**  
**(Journal, October 31, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply and to accept a City of Wauwatosa Community Block Grant for 2003 to continue the redevelopment (Phase II) of the nature trail system in Jacobus Park.

(ITEM NO. 9) From the Director, Department of Parks, requesting authorization to submit and accept a grant from the City of Wauwatosa Community Block Grant Program for 2003 in order to continue the redevelopment (Phase II) of the nature trail system in Jacobus Park, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, since 2001, the Parks Department has been working with the Charles Jacobus Park Neighborhood Association to develop a master plan to identify and assess the vegetative and recreational resources of the park; and

WHEREAS, the Neighborhood Association identified the need to improve and repair the nature trail system, repair, replace or add railings to restrict access into sensitive slope and vegetated or natural areas of the park, and re-establish trail identification information for park users; and

WHEREAS, the 22 year-old trail system, which consists of asphalt walks, lannon stone stairs and wood chip trails, is showing signs of wear; and

WHEREAS, unauthorized trails are being created through areas with threatened and rare species in the park and the trail identification system has been removed and not replaced; and

WHEREAS, in April 2002, the County Board authorized the Parks Director to apply for a State of Wisconsin Stewardship Grant and a Federal Recreation Trail Program Grant for Phase I of the trail renovation; and

WHEREAS, in an August 2, 2002 correspondence, the State of Wisconsin Department of Natural Resources indicated that it has ranked that application favorably to receive the \$15,000 grant request; and

WHEREAS, in order to continue the project, the Neighborhood Association and Milwaukee County have prepared and submitted an application for grant funding for Phase II of the renovation through the City of Wauwatosa Community Development Block Grant Program; and

WHEREAS, to meet the application deadline, the Parks Department prepared and submitted a grant application in the amount of \$53,900 to the City of Wauwatosa on September 11, 2002; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of October 22, 2002, recommended approval of the request of the Director of Parks (vote 7-0); now, therefore

BE IT RESOLVED, that the Director, Department of Parks, Recreation and Culture, is hereby authorized and directed to apply for and accept a City of Wauwatosa Community Block Grant for 2003 to continue the redevelopment (Phase II) of the nature trail system in Jacobus Park.

**(Item 10)**

**(File No. 02-530)**

**(Journal, October 31, 2002)**

From the Director, Department of Parks, Recreation and Culture, requesting authorization to enroll in the Gypsy Moth Suppression Program (GMSP) as developed by the Wisconsin Department of Natural Resources (DNR), and to enter into a one-year contract with an independent forester to investigate the process for utilizing the GMSP in future years.

File No. 02-530  
(Journal, October 31, 2002)

(ITEM NO. 10) From the Director, Department of Parks, requesting authorization to enroll in the Gypsy Moth Suppression Program (GMSP), as developed by the Wisconsin Department of Natural Resources (DNR) and to enter into a one-year contract with an independent forester to investigate the process for utilizing the GMSP in future years, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, the Gypsy moth has become a statewide pest that has the ability to injure or even kill trees; and

WHEREAS, the DNR, working in cooperation with the Department of Agriculture, Trade and Consumer Protection, has developed the GMSP, which must be administered through the various counties of Wisconsin; and

WHEREAS, the counties that enroll in the GMSP are responsible for the following:

- Respond to treatment requests from county residents.
- Determine if areas within a county are eligible for treatment.
- Identify and map treatment blocks.
- Complete and file treatment applications with the DNR. Applications will be due by December 1st.
- Collect the estimated total cost of treatment from landowners.
- Conduct public meetings in September, October or November to inform county residents of the gypsy moth suppression program.
- Notify residents within eligible treatment blocks and adjacent areas by mail, class one legal notice in a local newspaper, press release and public meeting.
- Resolve landowner objections to treatment, and accommodate objecting residents within the proposed spray block by revising or eliminating treatment blocks.
- Attend training as a ground observer of the Wisconsin aerial spray program and assist as an observer during the treatment.
- Perform a post-treatment evaluation.
- Submit requests for reimbursements for eligible administrative costs.
- Maintain program records and prepare an annual report to be filed with the DNR.

; and

WHEREAS, counties enrolling in the GMSP may use a County employee, a municipal employee or a consulting forester to administer the GMSP; and

WHEREAS, the DNR will reimburse participants in the GMSP at the following rates:

- Privately owned lands under 500 acres per owner may be cost shared up to 50%.
- Private lands of over 500 acres per owner may be cost shared up to 33%.
- Publicly owned lands may be cost shared up to 25%.

; and

WHEREAS, reimbursements to municipalities may only be provided to municipalities if the County in which the municipality is located is enrolled in the GMSP; now, therefore

BE IT RESOLVED, that Milwaukee County, acting through the Department of Parks, Recreation and Culture, is hereby authorized to enroll in the Gypsy Moth Suppression Program as developed by the Wisconsin Department of Natural Resources; and

BE IT FURTHER RESOLVED, that the Director, Department of Parks, Recreation and Culture, is hereby authorized to enter into a one-year contract with an independent forester to act as the County coordinator, and that the Parks Department shall investigate the program implementation process used by other counties and report back to the County Board and the County Executive regarding the process for utilizing the Gypsy Moth Suppression Program in future years.

**(Item 11)**

**(File No. 02-511)**

**(Journal, October 31, 2002)**

From the Director, Department of Parks, Recreation and Culture, requesting authorization to transfer Oak Creek Parkway property to the City of Oak Creek for street improvements to Pennsylvania Avenue from Puetz Road to Ryan Road.

File No. 02-511

(Journal, October 31, 2002)

(ITEM NO. 11) From Director of Parks, requesting transfer of Oak Creek Parkway property to the City of Oak Creek for street improvements to Pennsylvania Avenue from Puetz Road to Ryan Road, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the City of Oak Creek has been planning improvements to Pennsylvania Avenue as part of its ongoing street renovation, and in order to accomplish the planned improvements, the City must acquire property for the project; and

WHEREAS, two (2) Milwaukee County parcels (tax key 861-9988 and 863-9974) will be impacted by these improvements; and

WHEREAS, the City of Oak Creek is requesting acquisition of .79 acres of Milwaukee County land for this project; and

WHEREAS, the purpose of this project is to widen the two travel lanes and add a five-foot wide unmarked bike lane on each side of the street; and

WHEREAS, the City of Oak Creek has had a professional appraisal completed and is offering \$3,400 in compensation for the loss of park property; and

WHEREAS, Milwaukee County staff will expend \$909 in staff time; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of October 22, 2002, recommended approval of the request from the Director of Parks, with an amendment to direct that all closing costs be paid by the City of Oak Creek (vote 7-0); now, therefore,

BE IT RESOLVED, that the Director, Department of Parks, Recreation and Culture, and appropriate County staff are hereby authorized and directed to prepare, review, approve and record all the documents to transfer .79 acres of Oak Creek Parkway to the City of Oak Creek for roadway purposes; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the transfer documents; and

BE IT FURTHER RESOLVED, that the City of Oak Creek is requested to pay for all closing costs related to the transfer of .79 acres of Oak Creek Parkway to the City of Oak Creek.

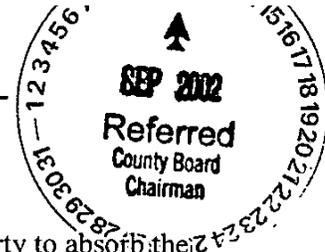
(Item 12)

(File No. 02-456)  
(Journal, October 31, 2002)

Resolution by Supervisors Endries and Krug, authorizing and directing appropriate County staff to require a private party to absorb the associated real estate costs in cases where the party requests property interests for which the County, through its real estate staff, is not actively soliciting offers.

By Supervisors Endries and Krug

FILE NO. 02-456



**A RESOLUTION**

Authorizing and directing appropriate County staff to require a private party to absorb the associated real estate costs in cases where the party requests property interests for which the County, through its real estate staff, is not soliciting offers

WHEREAS, from time to time, private parties request real estate property interests (e.g., land sale and/or exchanges, leases, easements) from Milwaukee County for County property that benefits their own interests; and

WHEREAS, if Milwaukee County deems the request appropriate, an agreement is negotiated with the private party, which insures an equitable benefit to the County; and

WHEREAS, in cases where the County receives such requests from private parties and is not actively soliciting offers, negotiations for those property interests should require that the other party absorb the costs and/or fees that are typically associated with the seller, which may include but not be limited to, land divisions, preparation of legal descriptions and surveys, title work and recording fees; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct appropriate County staff to require a private party to absorb the costs and/or fees that are typically associated with the seller in cases where the party requests property interests for which the County, through its real estate staff, is not soliciting offers; and

BE IT FURTHER RESOLVED, that such real estate costs include but are not limited to land divisions, preparation of legal descriptions and surveys, title work and recording fees.

(Item 13)

(File No. 02-537)  
(Journal, October 31, 2002)

Resolution by Supervisors Aldrich and Broderick, authorizing and directing the Director, Department of Parks, Recreation and Culture, to install three-hour parking signs at parking stalls along Lincoln Memorial Drive between Veterans Park and Bradford Beach.

By Supervisor Aldrich, Broderick

OCT 31 2002

**A RESOLUTION**



Authorizing and directing the Director of the Department of Parks, Recreation and Culture to install three-hour parking signs at parking stalls along Lincoln Memorial Drive between Veterans Park and Bradford Beach. FILE NO. 02-537

WHEREAS, the demand for daytime parking along Lincoln Memorial Drive between Veterans Park and Bradford Beach continues to grow; and

WHEREAS, Milwaukee County increased the number of parking stalls available along this section of Lincoln Memorial Drive during its reconstruction; and

WHEREAS, despite the increase in spaces, many of the parking stalls are occupied by the same vehicle for several hours at a time, often because the drivers work downtown and can park for free along Lincoln Memorial Drive instead of having to pay at a parking garage; and

WHEREAS, this creates a low turnover of parking spaces and limits the amount of people who would otherwise be able to access and enjoy lakefront activities; and

WHEREAS, installing parking signs that specify a time limit during the weekdays will help increase vehicle turnover and, therefore, increase the number of people able to access the lakefront; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture to install signs at parking stalls along Lincoln Memorial Drive that limit parking to three-hours on weekdays between Veterans Park and Bradford Beach.

(Item 14)

(File No. 02-532)  
(Journal, October 31, 2002)

From the Director, Department of Parks, Recreation and Culture, requesting authorization to acquire an 18.3-acre property located at 7201 W. Good Hope Road, adjacent to Uihlein Soccer Park.

File No. 02-532  
(Journal, October 31, 2002)

(ITEM NO. 14) From the Director, Department of Parks, Recreation and Culture, requesting authorization to acquire a 18.3-acre property located at 7201 W. Good Hope Road adjacent to Uihlein Soccer Park, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the adopted 2001 Milwaukee County Capital Improvements Budget appropriated \$300,000 in account WP018 for acquisition of land adjacent to the Uihlein Soccer Park; and

WHEREAS, the approved 2001 Capital Budget included acquisition of a second parcel of land south of Uihlein Soccer Park, which is the former site of the Lakefield Sand & Gravel Company; and

WHEREAS, acquisition of the Lakefield site is not possible as it fails to meet the environmental conditions required by the budget narrative; and

WHEREAS, the County has had the Melody Top property appraised at a value of \$330,000; and

WHEREAS, the current owner of the property, Jeffrey Moser, has accepted a conditional Offer to Purchase from Milwaukee County; and

WHEREAS, the accepted Offer to Purchase submitted by the County is for a total amount of \$175,000; and

WHEREAS, the accepted Offer to Purchase, Addendum and Counter-Offer include contingencies that require:

1. A binding resolution executed by the County Board and County Executive approving the purchase of the land;
2. Confirmation that wetland or floodplain regulations do not make the property unsuitable for use as a soccer facility;
3. Acceptable environmental condition reports;
4. Assurance from the land owners (Good Lad Property) between Uihlein Soccer Park and the Melody Top property that they will provide ingress and egress access across their property;
5. Negotiation of a lease agreement between the Milwaukee Kickers Soccer Club, Inc. and the County for the utilization of the new property; and
6. Negotiation of a lease or other agreement with the seller relative to use of the existing billboard on the site.

; and

WHEREAS, meetings with Wisconsin Department of Natural Resources (DNR) staff have confirmed the existence of some wetlands on the site and these wetlands should not pose a problem to the utilization of the site consistent with the Kickers' needs; and

WHEREAS, the Parks Department will continue to work with the DNR and any other agencies with jurisdiction to address any wetland or floodplain issues; and

WHEREAS, the property does have some areas which are impacted by off-site contamination; and

WHEREAS, the DNR will issue an off-site exemption letter only to the current landowner; and

WHEREAS, Phase I and limited Phase II environmental investigations have been done for the site and Department of Public Works (DPW)-Environmental Services has contracted for further soil and water investigations and research; and

WHEREAS, DPW staff recommendations based on all of the collected information will be implemented prior to acquisition of the parcel; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department of Parks, Recreation and Culture, to acquire the property located at 7201 West Good Hope Road in the City of Milwaukee for \$175,000, subject to the following conditions:

1. Wetlands — confirmation that wetland or floodplain regulations do not make the property unsuitable for use as a soccer facility.
2. Access — negotiation and execution of an easement or other suitable agreement between the County and the Good Lad Property owner assuring public ingress and egress access across the property.
3. Lease — negotiation and execution of a mutually-agreeable lease agreement between the Milwaukee Kickers and the County for the utilization of the new property.
4. Billboard — negotiation and execution of a lease or other agreement with the seller relative to use of the existing billboard on the site.

; and

BE IT FURTHER RESOLVED, that subject to satisfactory fulfillment of these conditions, the Milwaukee County Board of Supervisors does hereby authorize the County Executive, County Clerk and appropriate County staff to negotiate, prepare, review and execute any required easements, leases, reports or documents and perform other actions to complete the acquisition of this property and the usage of the property by the Milwaukee Kickers Soccer Club, Inc.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 12 and 14.**

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

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

Thereupon, **Item 12 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:** 0. **EXCUSED:** Bailey and Mayo – 2.

Thereupon, **Item 14 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson, T., Johnson, W., Krug, Lutzka, Nyklewicz, Quindel, Schmitt, Weishan, Zielinski, and the Chairman – 20. **NOES:** Endries, McCue, McDonald and White -- 4. **EXCUSED:** Mayo – 1.

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**From the Committee on Transportation, Public Works and Transit  
Reporting 7 Items**

**(Item 1)** **(File No. 01-714)**  
**(Journal, December 20, 2001)**

Report, referred back, recommending adoption of an Ordinance governing towing of disabled vehicles from the Freeway.

**(Item 2)** **(File No. 02-516)**  
**(Journal, October 31, 2002)**

From Acting Director of Public Works, requesting authorization to apply for and accept a Brownfield Site Assessment Grant from the Wisconsin Department of Natural Resources for the properties that were formerly party of the Park East Freeway.

**(Item 3)** **(File No. 02-520)**  
**(Journal, October 31, 2002)**

From the Director of Public Works, requesting authorization for a professional services agreement with Kapur & Associates, Inc. (Kapur) regarding the implementation of General Mitchell International Airport's Deicing Facilities Plan.

(ITEM NO. 3) From the Director of Public Works, requesting authorization for a professional services agreement with Kapur & Associates, Inc. (Kapur) regarding the implementation of General Mitchell International Airport's Aircraft Deicing Facilities Plan, by recommending adoption of the following:

#### **A RESOLUTION**

WHEREAS, glycol-based aircraft deicing fluid (ADF) application is mandated by the Federal Aviation Administration at U.S. Airports to facilitate safe air travel during winter inclement weather conditions; and

WHEREAS, the Clean Water Act has required airports to develop and implement plans for deicer management to control storm water contamination; and

WHEREAS, the Wisconsin Department of Natural Resources (WDNR) regulates and oversees the requirements of the Clean Water Act through the issuance of Wisconsin Pollution Discharge Elimination System (WPDES) storm water discharge permits; and

WHEREAS, GMIA was issued a WPDES storm water discharge permit on March 14, 1996, which was reauthorized on January 1, 2001 and contains conditions within the permit that include developing and implementing an ADF runoff management and control program to mitigate glycol pollution to the receiving waters through the development of an Aircraft Deicing Management Facilities Plan; and

WHEREAS, GMIA's Aircraft Deicing Management Facilities Plan contains key components of the ADF runoff management and control program and requires yearly infrastructure and collection refinements and enhancements to improve ADF collection efficiency along with providing annual reports to the WDNR documenting current ADF usage and progress toward implementation of the permit requirements at the Airport; and

WHEREAS, implementation of the Aircraft Deicer Management Facilities Plan also requires that professional services contractors assist the airport in collection contractor supervision, wastewater treatment plant technical oversight and the design of collection system components for future operational needs; and

WHEREAS, in August 2001 the firm Kapur & Associates, Inc. was retained, through an RFP process, to implement the proposed scope of work outlined in the GMIA Aircraft Deicing Management Facilities Plan; and

WHEREAS, the County Board approved a contract with Kapur & Associates, Inc. through the 2001-2002 deicing season with an option for a second deicing season or an additional twelve (12) months at the discretion of Milwaukee County to provide the technical assistance required to complete the full scale development and implementation of a glycol-based ADF management and control program at GMIA; and

WHEREAS, program results from the 2001-2002 deicing season indicated significant improvements in ADF collection efficiency and based on these improved results, and the need for continuity in the program until DNR goals are reached, DPW staff again requests a one-year extension to the Kapur & Associates, Inc. contract agreement; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on October 16, 2002, recommended approval of the contract extension; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of the Department of Public Works to amend the existing professional services agreement with Kapur & Associates, Inc. for one additional year to continue providing the technical assistance required to complete and improve on the implementation of a glycol-based aircraft deicing fluid management and control program at GMIA, in accordance with the WPDES permit and GMIA Aircraft Deicing Management Facilities Plan.

**(Item 4)**

**(File No. 02-521)**

**(Journal, October 31, 2002)**

From the Acting Director of Public Works, requesting that the parcel of land at 2121 East Grange Avenue be declared surplus property in excess of Airport needs and authorizing the Economic Development Office of Milwaukee County to begin the disposition process.

(ITEM NO. 4) From Acting Director of Public Works, requesting that the parcel of land at 2121 East Grange Avenue be declared surplus property in excess of Airport needs and authorizing the Economic Development Office of Milwaukee County to begin the disposition process, by recommending adoption of the following.

**A RESOLUTION**

WHEREAS, Milwaukee County owns a one-acre parcel of land located in Cudahy at 2121 East Grange Avenue; and,

WHEREAS, this parcel of land was acquired on May 21, 1996 as part of the Homeowners Protection Program; and

WHEREAS, this parcel is located immediately adjacent to an approximate 8.5-acre parcel purchased in 1997 by the State of Wisconsin on behalf of the 128<sup>th</sup> Air Refueling Wing (ARW) of Wisconsin's Air National Guard to ensure that it has adequate land and facilities with which to train its personnel and operate and maintain its assigned aircraft; and

WHEREAS, the ARW is interested in having the State of Wisconsin purchase the E. Grange Avenue property for the enhancement of current mission capability by providing a location for future facilities; and,

WHEREAS, it has been determined that this property is not needed for present or foreseeable Airport purposes; and

WHEREAS, the release of this property will not materially or adversely affect the use, operation or maintenance of the Airport; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on October 16, 2002, recommended approval of the release of this property; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby declare the one-acre parcel of land at 2121 E. Grange Avenue to be surplus property in excess of Airport needs; and

BE IT FURTHER RESOLVED, that the County Board does hereby authorize the Economic Development Division to begin the disposition of this parcel of land; and

BE IT FURTHER RESOLVED, that due to the location of this property and its associated development limitations, the County Board does hereby stipulate that negotiations for the sale of this property shall be restricted solely to the State of Wisconsin on behalf of the 128<sup>th</sup> Air Refueling Wing of the Wisconsin Air National Guard.

**(Item 5)**

**(File No. 02-519)  
(Journal, October 31, 2002)**

From Acting Director of Public Works, requesting authorization to amend Airport Agreement No. CN-1204 with Ameritech Services, Inc. for the operation of local and intraLATA public pay telephones and equipment at General Mitchell International Airport.

(ITEM NO. 5) From the Acting Director of Public Works, recommending that the Agreement No. CN-1204 between Milwaukee County and Ameritech Services, Inc. be amended, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on October 31, 1997, Milwaukee County entered into Airport Agreement No. CN-1204 with Ameritech Services, Inc. for the operation of local and intraLATA public pay telephones and equipment at GMIA; and

WHEREAS, the agreement was for a period of five years, commencing November 1, 1997 and ending October 31, 2002; and

WHEREAS, for the privilege of providing pay telephone services at GMIA, Ameritech agreed to pay the greater of 33% of the local and intraLATA gross revenue generated or \$.019 per passenger for the five year agreement term; and

WHEREAS, Airport staff is in the process of entering into a professional services agreement with a firm to conduct an analysis of pay telephone and long distance services at GMIA in preparation for the issuance of a Request for Proposal for these services; and

WHEREAS, the Airport Director had intended to extend Airport Agreement No. CN-1204 with Ameritech Services, Inc. on a month-to-month basis on the same terms and conditions pending the award of a new agreement; and

WHEREAS, Ameritech Services, Inc. advised Airport staff that Ameritech would continue Airport Agreement No. CN-1204 on the same terms with the exception of the privilege fee which Ameritech believes to be excessive given the current pay telephone use; and

WHEREAS, Airport staff recognizes that the traveling public currently requires fewer pay telephone services due to the dramatic increase in the use of cell telephones since the agreement was originally bid in 1997; and

WHEREAS, Ameritech Services, Inc. has offered to continue the existing agreement on a month-to-month basis at a reduced commission rate; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on October 16, 2002, concurred with Airport staff's recommendation to amend Airport Agreement No. CN-1204 between Milwaukee County and Ameritech Services, Inc. to reduce the commission rate paid to Milwaukee County; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Acting Director of Public Works and the County Clerk to amend Airport Agreement No. CN-1204 between Milwaukee County and Ameritech Services, Inc. to include the following:

1. The Agreement will be continued on a month-to-month basis, effective October 1, 2002, provided that either party may terminate the Agreement with 30 days written notice.
2. Ameritech shall pay fifteen percent (15%) of (a) the total gross revenue collected by Ameritech on all coin paid local exchange and intraLATA toll calls; (b) the total gross billed revenue earned on all non-coin paid local exchange and intraLATA calls (calling card, collect and third party, but excluding 1-800, toll-free and access code calls and other calls made to carriers for the purpose of further carriage of the call) carried by Provider and handled by Provider's operator services, for each individual pay phone covered by the Agreement.
3. Upon thirty (30) days prior written notice, Ameritech may remove or relocate any pay phone that (a) has failed to meet revenue requirements as determined solely by Ameritech, however, County may retain the phone in service under a modified commission plan determined by Ameritech or convert the phone to a Convenience Line subject to a monthly fee, or (b) poses a significant safety hazard to telephone users or Ameritech employees or has been subjected to excessive theft or vandalism.

**(Item 6)**

**(File No. 02-517)  
(Journal, October 31, 2002)**

From Acting Director of Public Works, recommending approval of a sublease between Enterprise Rent A Car Company, Inc., and Midwest Car Corporation for rental of "ready/return" space in the parking structure at General Mitchell international Airport.

**(Item 7)**

**(File No. 02-518)  
(Journal, October 31, 2002)**

From Acting Director of Public Works, requesting approval of the assignment of Airport Agreement No. CN-1198 between Milwaukee County and Alamo Rent-A-Car, LLC to Midwest Car Corporation for the operation of a car rental concession at General Mitchell International Airport.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1 and 4.**

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

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

Supervisor Zielinski submitted the following Amendment to **Item 1, File No. 01-714:**

Amend the following language:

“(3) *Removal from pre-qualification list.* The Director and the Sheriff may, in their joint discretion, order the removal of a towing contractor from the pre-qualification list if he or she deems such action to be in the best interests of Milwaukee County.”

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

**AYES:** Agnos, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Endries, Johnson, T., Johnson, W., Krug, McDonald, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 17. **NOES:** Aldrich, Davis, DeBruin, Diliberti, Lutzka, McCue and Nyklewicz –7. **EXCUSED:** Mayo – 1.

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

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

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Endries, Johnson, T., Johnson, W., Krug, McDonald, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 17. **NOES:** Aldrich, Davis, DeBruin, Diliberti, Lutzka, McCue and Nyklewicz –7. **EXCUSED:** Mayo – 1.

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**From the Committee on Economic and Community Development  
Reporting 4 Items**

**(Item 1)**

**(File No. 02-523)  
(Journal, October 31, 2002)**

Resolution by Supervisor Mayo, to “unfreeze” the \$150,000 in the Economic Development Reserve Fund and the \$200,000 “frozen” in the Brownfield Redevelopment Capital Account.

By Supervisor Mayo

FILE NO. 02-523

OCT 31 2002

A RESOLUTION

to "unfreeze" the \$150,000 in the Economic Development Reserve Fund and the \$200,000 "frozen" in the Brownfield Redevelopment Capital Account

WHEREAS, Milwaukee County has provided funds for the Economic Development Reserve Fund (Org. Unit 1180) and the Brownfield Redevelopment Capital Account (WO865) as a major part of the County's Economic Development Program; and

WHEREAS, the County Board approved a "freeze" on the \$150,000 in the 2002 Budget for the Economic Development Reserve Fund and on \$200,000 of the \$515,000 balance in the Brownfield Redevelopment Capital Account in March 2002 (File No. 02-182) because of budget uncertainties; and

WHEREAS, the County Executive's Recommended 2003 budget provides no additional funds for these important economic development programs; and

WHEREAS, if these funds were "unfrozen," they could be used in these accounts through 2003 to meet the needs of these worthwhile programs because neither of these accounts are operating budgets which lapse at the end of 2002; now, therefore,

BE IT RESOLVED, that the \$150,000 budgeted in the Economic Development Reserve Fund and the \$200,000 "frozen" in the Brownfield Redevelopment Capital Account are hereby "unfrozen" and they may be used for Economic Development programs consistent with the policies for these programs in future years after approval by the County Board and County Executive.

**(Item 2)**

**(File No. 02-14 (a)(s))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 3)**

**(File No. 02-14 (a)(t))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 4)**

**(File No. 02-14 (a)(u))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

The question was on adoption.

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

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

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### **TRANSIT CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

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### **COUNTY BOARD CITATIONS**

Thereupon, the foregoing Citations **WERE APPROVED** by a voice vote.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 3:32 p.m. sine die.

**Office of the Milwaukee County Clerk**



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**Lee Holloway**  
Chairman

## Members of the Board

| District         |                                  |
|------------------|----------------------------------|
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>PETER AGNOS</b>               |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**ANNUAL MEETING November 4, 2002**

Milwaukee, Wisconsin, (Monday, November 4, 2002, 8:40AM)



**UNFINISHED BUSINESS**  
**File No. 02-541**

OCT 31, 2002  
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UNFINISHED BUSINESS

File No. 02-541  
(Journal, October 31, 2002)

(ITEM 12) Resolution by Supervisor Holloway, authorizing and directing the Director of the Department of Administrative Services and the Director of Public Works to begin negotiations with the City of Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds, by recommending adoption of the following:

**AN AMENDED RESOLUTION**

WHEREAS, Milwaukee County is responsible for providing various services at the County Grounds in its role as landlord of the more than 1,000 acres located in the City of Wauwatosa; and

WHEREAS, services provided by Milwaukee County include sector and parking patrol by the Sheriff's Department, maintenance of roads, walkways, sanitary storm sewers and the water utility by the Department of Public Works; and

WHEREAS, these various services are provided at a substantial cost to the County including a significant amount of tax levy; and

WHEREAS, the County Executive's 2003 Recommended Budget for the Sheriff's Department called for elimination of sector and parking patrol effective January 1, 2003, thereby placing the responsibility for these police services on the City of Wauwatosa; and

WHEREAS, representatives of the City of Wauwatosa testified at the Finance and Audit Committee budget hearing on this matter that the City was not in a position to assume this burden under such short notice; and

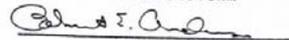
WHEREAS, City officials testified that they would be willing to meet with County officials to discuss how responsibility for these police services as well as other County-provided services could be assumed by the City under an orderly transition process; and

WHEREAS, it is in the best interest of Milwaukee County to begin a dialogue with the City of Wauwatosa regarding these important issues; and

WHEREAS, in recognition of the transfer of policing responsibility would place on the City of Wauwatosa, the Finance and Audit Committee has recommended providing funding for six months of continued police patrolling by the Sheriff's Department; and

WHEREAS, the City and Milwaukee County should begin a dialogue regarding how an orderly transfer should take place for policing and other landlord responsibilities on the County Grounds; now, therefore,

APPROVED AS TO FORM

  
CORPORATION COUNSEL

45  
46 BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and  
47 direct the Director of the Department of Administrative Services, the Director of Public  
48 Works and the Office of Corporation Counsel to begin negotiations with the City of  
49 Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support  
50 services currently provided by Milwaukee County on the County Grounds; and  
51

52 BE IT FURTHER RESOLVED, that such negotiations shall include, but not be limited  
53 to, fire protection services, police protection services, ownership and maintenance of roads  
54 and walkways, storm and sanitary sewer systems and the water utility; and  
55

56 BE IT FURTHER RESOLVED, that such negotiated agreement shall address a phased-  
57 in implementation plan which is compatible with the 2004 City of Wauwatosa and  
58 Milwaukee County budget processes; and  
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60 BE IT FURTHER RESOLVED, that such negotiated agreement shall recognize  
61 Milwaukee County's commitments to occupants of the County Grounds and strive to  
62 accomplish a consensus of the major stakeholders; and  
63

64 BE IT FURTHER RESOLVED, that the Director of Administrative Services, the  
65 Director of Public Works and the Office of Corporation Counsel may solicit assistance from  
66 the County, City of Wauwatosa, the Regional Medical Center or any other source deemed  
67 appropriate; and  
68

69 BE IT FURTHER RESOLVED, that the goal of the negotiating process shall be to  
70 present a report to the County Board and the Wauwatosa Common Council in April, 2003,  
71 with a recommended, negotiated plan to implement transfer of responsibilities and/or  
72 assets as part of the City and County 2004 Budgets.  
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75 **FISCAL NOTE:** Adoption of this resolution will require an expenditure of staff time.  
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78 In  
79 10/27/02  
80 C:\Documents and Settings\Administrator\My Documents\Finance&Audit\102402\02-541res.doc

Thereupon, **File No. 02-541 WAS LAID OVER** by the following vote:

**AYES:** Agnos, Borkowski, Broderick, Cesarz, Coggs-Jones, DeBruin, Diliberti, Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zelinski and the Chairman - 18 **NOES:** Aldrich, Bailey, Endries, Johnson T., Johnson W., White, -6

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**ADOPTION OF THE COUNTY 2003 COUNTY BUDGET**

**By Supervisor Nyklewicz, Chairperson**

**From the Committee on Finance and Audit, reporting on 1 Item.**

**File No. 02-563**

**AMENDMENT NO. 1**

WHEREAS, the County Executive's Budget submitted to the County Board of Supervisors on September 18, 2002 has been reviewed by the Committee on Finance and Audit in a series of meeting to, and including, October 20, 2002, not therefore,

BE IT RESOLVED, that the County Executive's Budget be amended as follows:  
(Please see charts on the following pages)

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BY: Supervisor Nyklewicz, Jr., Chairman  
From the Committee on Finance and Audit

File No. 02-503

AMENDMENT NO. 1

WHEREAS, the County Executive's 2003 budget, submitted to the Board of Supervisors on September 26, 2002, has been reviewed by the Committee on Finance and Audit in a series of meetings to and including October 30, 2002, now therefore,  
BE IT RESOLVED, that the County Executive's 2003 budget be amended as follows:

I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS

COUNTY BOARD

S.A. (1) To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1000 - County Board by eliminating the following language related to the 3% salary reduction for County Supervisors:

*Amendment 4-21*  
~~County Supervisor salaries are reduced an amount equal to three percent (3%), reducing the budget \$42,798. In addition, this budget includes a change to Ordinance 17,694(2)(b) and (c) reducing the annual salary of the County Board Chairman to \$24,888 and the County Supervisors to \$15,668, effective upon commencement of the term beginning in 2004.~~  
*13-12*  
~~Eliminating the 3% salary reduction for County Supervisors results in a personal services expenditure increase of \$42,798, which is offset by a corresponding increase in the County Board's personal services lump sum reduction. The lump sum reduction increases from \$439,308 to \$482,106, resulting in no net tax levy impact. (1A054) (6-1)~~  
*11-14*

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
|-----------|--------------|-------------------|----------|

1000

1000

0

0

0

COUNTY BOARD/COUNTY EXECUTIVE - INTERGOVERNMENTAL RELATIONS

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1000 - County Board and 1020 - County Executive - Intergovernmental Relations by transferring the Division of Intergovernmental Relations to the County Board.

The following language is added in the budget narrative of Org. Units No. 1000 and 1020:

The Intergovernmental Relations Division is transferred from the County Executive's Office to the County Board to reflect the Division's County-wide focus and the County Board's overall legislative and policy oversight function.

1000/1020

1000  
1020

0

0

0

*20-5*

Approval of this amendment has no tax levy impact. (1A052)(7-0)

3. To amend the County Executive Recommended 2003 Budget for Org. Unit 1000 - County Board, by restoring the Legislative Aide hours to 35 hours from the recommended 30 per week resulting in a tax levy increase of \$92,650. (1A042)(5-2)

DEPARTMENT OF AUDIT

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1001 - Department of Audit by deleting the following language and referring the items to the appropriate policy committee(s) of the County Board:

~~Working with the DAS-Division of Human Resources, DAS-Labor Relations Section, the Audit Department and County Board staff, the Department of Administrative Services-Fiscal Affairs-Division shall study the Audit Bureau recommendation to assign the County Department of Administration responsibility for drafting fiscal notes for proposed changes to the Milwaukee County Employees Retirement System (for items not requiring actuarial analysis) and to establish specific requirements for the contents of a fiscal note, including key assumptions, calculations used in estimate and one-time and ongoing costs. A report back to the County Executive and the County Board shall be submitted by May 2003. (1A003) (6-1) (Finance and Audit, Personnel)~~

~~The Department of Administrative Services, working with the Audit Department, shall establish a system to more accurately budget for the cost of accumulated sick leave at the time of retirement. This system shall be developed after review of the system used by the State of Wisconsin and other comparable governmental entities. This system shall be developed in time for use in the 2004 Budget. (1A003) (5-2) (Finance and Audit)~~

~~The Intergovernmental Relations Division shall be authorized to seek authority from the State Legislature to implement a passive review process for inter-departmental fund transfer and for increased flexibility in managing the County's finances. Specific proposals shall be developed in conjunction with the Department of Administrative Services, the Department of Audit and County Board staff for County Board and County Executive review and approval prior to submission to the Legislature. (1A003) (6-1) (Finance and Audit, Intergovernmental Relations)~~

Org. Unit      Expenditures      Revenue or Bonds\*      Tax Levy

|      |        |   |        |
|------|--------|---|--------|
| 1000 | 92,650 | 0 | 92,650 |
| 1001 | 0      | 0 | 0      |
| 1020 | 0      | 0 | 0      |

Adoption of this amendment would result in no tax levy change.

- 2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1001 - Department of Audit by reducing the Department's lump sum salary reduction by \$59,000 (from \$390,448 to \$331,448). This would enable the Department to avoid the layoff of two current employees.

Adoption of this amendment would result in a property tax levy increase of \$59,000. (1A059)(7-0)

**COUNTY EXECUTIVE - GENERAL OFFICE**

- 1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1011 - County Executive - General Office by deleting the following language and referring the items to the appropriate policy committee(s) of the County Board.

**RESPONSE TO LEGISLATIVE AUDIT BUREAU RECOMMENDATIONS**

In response to the Legislative Audit Bureau review of Milwaukee County government, the following initiatives will be undertaken. These actions do not prohibit or circumvent any findings or initiatives of the County Board that could come from the review of the Audit Bureau Report.

- 1. A Blue Ribbon Commission will be created to study the possibility of the County entering the Wisconsin Retirement System and/or other alternative to the existing Employee Retirement System (ERS) as suggested in the State Legislative Audit Bureau Report. The County Executive in consultation with the County Board will create a Blue Ribbon Commission to study the feasibility of Milwaukee County incorporating into the Wisconsin Retirement System through a comprehensive analysis of the legal, financial and administrative implications of this option. (Personnel)

- 2. Working with the DAS Division of Human Resources, DAS Labor Relations Section, the Audit Department and County Board staff, the Department of Administrative Services-Fiscal Affairs Division shall study the Legislative Audit Bureau recommendation to assign the County Department of Administrative Services responsibility for drafting fiscal notes for proposed changes to the Milwaukee County Employees Retirement System (for items not requiring actuarial analysis) and to establish specific requirements

Org. Unit      Expenditures      Revenue of Bonds      Tax Levy

| Org. Unit | Expenditures | Revenue of Bonds | Tax Levy |
|-----------|--------------|------------------|----------|
| 1001      | 59,000       | 0                | 59,000   |
| 1011      | 0            | 0                | 0        |



COUNTY EXECUTIVE - INTERGOVERNMENTAL RELATIONS/COUNTY  
TREASURER/COUNTY CLERK/REGISTER OF DEEDS

|    | 1020/3090/<br>3270/3400   | 1020/3090/<br>3270/3400 | 1020/3090/<br>3270/3400 | 1020/3090/<br>3270/3400 | 1020/3090/<br>3270/3400 |
|----|---|-------------------------|-------------------------|-------------------------|-------------------------|
|    | Org. Unit   | Expenditures            | Revenue<br>or Bonds*    | Tax Levy                |                         |
| 1. | Nos. 1020 - County Executive-Intergovernmental Relations, 3090 - County Treasurer, 3270 - County Clerk, and 3400 - Register of Deeds by deleting the following paragraph from each of the budget narratives and referring the item to the appropriate policy committee of the County Board. (Intergovernmental Relations) | 0                       | 0                       | 0                       | 0                       |
|    | 1020  | 0                       | 0                       | 0                       | 0                       |
|    | 3090  | 0                       | 0                       | 0                       | 0                       |
|    | 3270  | 0                       | 0                       | 0                       | 0                       |
|    | 3400  | 0                       | 0                       | 0                       | 0                       |

~~The Division of Intergovernmental Relations is authorized and directed to pursue state legislation to change Milwaukee County administrative constitutional officers (i.e., the County Treasurer, Clerk and Register of Deeds) to appointed rather than elected positions. Such enabling legislation should also allow Milwaukee County to combine one or more of these functions into one administrative department as deemed appropriate. It is intended that draft legislation be reviewed by the County Board Intergovernmental Relations Committee in time for consideration by the State Legislature during the early 2003 session.~~

Adoption of this amendment would result in no tax levy change. (1A001) (7-0)

2 To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1020 - County Executive - Intergovernmental Relations by reducing the salaries of the three IGR lobbyists by only one pay grade while increasing the Division's lump sum salary reduction by \$49,390 and specifying that a vacant lobbying position shall not be filled (the Recommended Budget reduces the Intergovernmental Relations Director from 919E to 917E, the Assistant Director-Intergovernmental Relations from 38M to 35M, and the existing Administrative Secretary 3 - Intergovernmental Relations from 33M to 28M - this amendment would adjust these positions to 918E, 37M and 32M respectively); and restoring funding to the Division's travel account. The above actions would be accomplished as follows:

- 1) The first Budget Highlight on Page 1020-3 shall be modified as follows:  
 Reallocation of the pay ranges for the positions of Intergovernmental Relations Director, Assistant Director-Intergovernmental Relations and two positions of Administrative Secretary 3 - Intergovernmental Relations results in a salary savings of \$60,964,19.092. ~~This savings is partially~~

~~offset by the elimination of the Department's lump sum salary reduction of \$49,390, for a net savings of \$10,674. The Division's lump sum salary reduction will be \$49,390, meaning that a vacant position of Administrative Secretary 3 - Intergovernmental Relations shall remain unfilled.~~

2) ~~The fourth Budget Highlight on Page 1020-3 shall be deleted as follows: Travel expenditures are reduced \$6,000, from \$32,000 to \$26,000.~~

Adoption of this amendment would produce a property tax levy savings of \$22,102 in salaries and \$2,466 in FICA, offset by a \$6,000 property tax levy increase for travel, for a net property tax levy savings of \$18,568. (1A0101(7-0))

3 To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1020 - County Executive - Intergovernmental Relations by deleting the following language and referring the item to the appropriate policy committees of the County Board. (Parks, Energy and Environment, Intergovernmental Relations)

~~In 2003, the Parks Department, the Department of Administrative Services and County Board staff are directed to create the framework for transferring the Parks Department to a Park District headed by an independently elected board of non-paid Park Commissioners that would be directly accountable to the public. The departments are directed to report back to the County Executive and the County Board Parks, Energy and Environment Committee by the June 2003 cycle of the County Board for inclusion in the 2004 Recommended Budget.~~

~~Corresponding to the policy initiative, the County Executive Office of Intergovernmental Relations is directed to achieve the necessary change in state law that allow for this change. It is the intention of the County Executive that legislation creating the Park District should be drafted in a manner to ensure that there would be no overall increase in tax burden as a result of the tax district creation. The legislation could require that, for the first year of existence, any tax levy imposed by the Park District to fund the park would have to be offset dollar for dollar by a corresponding cut in the County's overall tax levy. The net result would be no increase in the overall tax burden upon County residents due to the creation of a Park District. Beginning in 2004, the funding for the Parks Department would shift from Milwaukee County to the independently elected Park District as a separate taxing authority, removing funding for the Parks from ongoing fiscal constraints faced by Milwaukee County.~~

Org. Unit      Expenditures      Revenue  
or Bonds\*      Tax Levy

1020                      0                      0                      0

Adoption of this amendment would result in no tax levy change. (1A011)(7-0)  
 COUNTY EXECUTIVE - INTERGOVERNMENTAL RELATIONS/DEPARTMENT OF  
 HEALTH AND HUMAN SERVICES - BEHAVIORAL HEALTH DIVISION

4. To amend the County Executive's 2003 Recommended Budget for Org. Unit Nos. 1020 - County Executive - Intergovernmental Relations and 6300 - DHHS Behavioral Health Division by adding the following language to the narrative:

The Director, Intergovernmental Relations and the Mental Health Administrator are authorized and directed to pursue a Federal waiver to allow the DHHS Behavioral Health Division the option of directly providing inpatient mental health services to Medicaid (Title 19)-eligible individuals between the ages of 22 and 64, and billing Medicaid for these services. Currently, BHD contracts with St. Michael's Hospital for these services to this population because Federal law requires that only general hospitals can bill Medicaid for inpatient mental health services to Medicaid-eligible persons. Such a Federal waiver would allow BHD the option of providing and billing for such services directly, if it is determined that that is the most cost-effective way to provide the services.

Approval of this amendment has no tax levy impact. (1A060)(7-0)

COUNTY EXECUTIVE - DISADVANTAGED BUSINESS DEVELOPMENT/DPW - AIRPORT 1040/5040

|    |   |      |        |        |   |
|----|---|------|--------|--------|---|
| 1. | To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1040, County Executive - Disadvantaged Business Development, by increasing the appropriation for professional services to assist the Director in annual construction and concession goal setting by \$15,000, offset with a crosscharge to Org. Unit No. 5040, Department of Public Works - Airport, for no tax levy change. (1A012)(7-0) | 1040 | 15,000 | 15,000 | 0 |
|    |   | 5040 | 15,000 | 15,000 | 0 |
|    |   |      | 30,000 | 30,000 | 0 |

CORPORATION COUNSEL

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1130, Corporation Counsel, by creating a position of Clerical Assistant I to assist in an effort to increase outstanding collectible costs and fees through tax intercepts. The Clerical Assistant I position will be responsible for compiling

|      |        |         |           |
|------|--------|---------|-----------|
| 1130 | 35,441 | 135,500 | (100,059) |
|------|--------|---------|-----------|

24-1

information on persons with outstanding collectibles initially in the areas of Guardian Ad Litem Fees, bail forfeiture bonds and court appointed attorneys. (These are areas in which State Statutes provide that the Corporation Counsel must act as the agent for the courts to collect outstanding costs.) The Corporation Counsel will then determine how to proceed with collecting the outstanding amounts, either by way of a contract with a collection agency similar to the model used by the Clerk of Courts for the Fine and Cost Commitment Project, or by using a model similar to that pursued by Waukesha County using a firm such as PVA which specializes in using tax intercept for retrieving outstanding collectibles. (In six months, Waukesha County was able to collect \$109,000 in the above three identified categories through tax intercept using the PVA firm.) It is estimated that Milwaukee County may be able to collect as much as \$135,500 in outstanding collectibles in these three categories in 2003 using the tax intercept program outlined here.

This amendment will increase expenditures in Org. Unit 1130, Corporation Counsel, by \$35,441 for the Clerical Assistant I position and increase revenue from tax intercept collections by \$135,500 for a net tax levy reduction of \$100,059. (1A061)(6-1)

**DEPARTMENT OF ADMINISTRATIVE SERVICES – HUMAN RESOURCES**

1.

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1140 – Department of Administrative Services – Human Resources by adding the following modification on page 1140-7.

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
| 1140      | 0            | 0                 | 0        |

One vacant position of Administrative Coordinator in Departmental Services and 15 vacant positions of Student Intern (Info Tech) in the Director's Office are abolished for a savings of \$122,648. The Director shall prepare and submit a report to the County Board and County Executive regarding the potential establishment of an unpaid student internship program for Milwaukee County. The duties of the Administrative Coordinator have been combined with those of the Compensation Manager.

Adoption of this amendment would result in no tax levy change. (1A013)(6-1)



affected by the DAS and DHHS reorganizations should focus on the proper pay structure for these positions under the new organizational structure and be provided to the County Executive and County Board Personnel Committee in time for consideration in February 2003. The larger review of all ECP positions should be conducted with the intent of determining a fair and consistent compensation system for all managers County-wide. The review shall be presented to the County Board Personnel Committee in time for consideration at the June 2003 meeting. (Personnel)

The Division of Human Resources shall study the following recommendations of the Legislative Audit Bureau that Milwaukee County maintain eligibility lists for a maximum of one year and provide the entire list of eligible candidates to the hiring department but for positions open to continuous recruitment such as information technology and nurses, the County should consider removing the candidate from the list after one year rather than ending the entire list; create and implement a testing on demand program and eliminate the requirement that applicants apply at least five days before an examination; use the technology the County already has to allow applicants to submit applications on line to allow hiring departments to update centralized eligibility lists when they learn of applicants who are no longer interested, and to provide hiring departments electronic access to centralized eligibility lists of qualified candidates and eliminate the residency requirements for submitting an employment application. The Division of Human Resources should report back its findings to the County Executive and the County Board no later than June 2003. (Personnel)

In response to the Legislative Audit Bureau review of Milwaukee County government, the following initiatives will be undertaken:

A Blue Ribbon Commission shall be created to study and recommend changes to Milwaukee County's civil service system. The recommendations of the Commission shall be completed by June 2003 and presented to the County Board and the County Executive for their review. Upon adoption of this provision in the 2003 Budget, the County Executive shall work with the Chairman of the County Board in determining the make-up of and the procedures to be used by the Commission. (Personnel)

Pursuant to the recommendation relating to the Pension Study Commission, the County Board should take steps to ensure that it take no action or proposed retirement change until the Pension Study Commission has provided the required reports addressing actuarial effects, cost implications and desirability to the Board. (Personnel)

Org. Unit      Expenditures      Revenue or Bonds      Tax Levy

Page 12  
Org. Unit Expenditures Revenue or Bonds\* Tax Levy

A Blue Ribbon Commission will be created to study the possibility of the County entering the Wisconsin Retirement System and/or other alternatives to the existing Employee Retirement System (ERS) as suggested in the Audit Bureau Report. The County Executive in consultation with the County Board will create a Blue Ribbon Commission to study the feasibility of Milwaukee County reoperating into the Wisconsin Retirement System through a comprehensive analysis of the legal, financial and administrative implications of the option. (Personnel)

RESTRUCTURING OF THE MILWAUKEE COUNTY PENSION BOARD

Based on a review of the Milwaukee County Pension System and Pension Board requested by the County Executive and conducted by a group of business and pension professionals, the following changes are proposed relating to the structure of the Pension Board and administration of the pension system:

1. The structure of the Pension Board is changed to eliminate the Director of Human Resources as a voting member of the Pension Board, instead adding an additional independent member to the Pension Board to be appointed by the County Board. This change will make-up of the Pension Board to include four independent members and three representative members. Of the three representative members, two are to be elected by the current employees of Milwaukee County, and are themselves to be current employees of Milwaukee County. One of the representative members is to be elected by the retired employees of Milwaukee County, and is to be a retired member of Milwaukee County. The County Executive shall designate a member of the management team of Milwaukee County such as, but not limited to, the Director of Human Resources, the Director of Audit or the Director of Administrative Services to attend the open sessions of the Pension Board meetings, without voting authority, but rather to be used as a source of information for the Pension Board. In order to enhance the independence of the Pension Board, the Chairperson of the Pension Board is to be one of the appointed members of the Pension Board and not one of the elected members of the Pension Board.

2. None of the independent members of the Pension Board, nor any family members of the independent members of the Pension Board, shall be participants in, or beneficiaries of, the Milwaukee County Employee

Org. Unit      Expenditures      Revenue  
or Bonds\*      Tax Levy

Page 13

~~Retirement System. None of the independent 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. Examples of a provider of services include investment consultants, investment managers, actuarial consultants, or attorneys. At least one independent member must meet one of the following professional qualifications: 1) a minimum of five years of recent work experience in the financial industry, or a minimum of five years of recent work experience in the corporate finance division of an organization; or 2) an advanced degree that applies to the financial industry or be licensed as a Certified Public Accountant (CPA), Certified Managerial Accountant (CMA), Certified Financial Planner (CFP), or as a Certified Financial Advisor (CFA). The remaining three independent members must possess financial literacy as defined by the Securities and Exchange Commission (SEC).~~

~~3. The members of the Pension Board may not serve for more than two consecutive three year terms on the Pension Board, but a member may be eligible for re-appointment or re-election after a period of three years. If re-appointed or re-elected, the members must adhere to the same term limitation of two consecutive three-year terms.~~

~~4. No change in pension benefit may be approved without allowing the Pension Board a period of ten days to comment on the fiscal impact on the Pension Fund of the proposed changes. The County Board shall allow the Pension Board full access to the actuarial report that is used in proposing the benefit change, and the ten-day period shall not begin until the Pension Board receives that actuarial report. It is the responsibility of the Pension Board either to comment in writing on the fiscal impact on the Pension Fund of the proposed benefit change within the ten-day period, or formally to make a request to the County Board for an extension of that time period.~~

~~These changes require amendments to Chapter 201 of the Milwaukee County General Ordinances. (Personnel)~~

**Personnel Flexibility Policy**

~~The 2003 Budget includes the abolishment of a number of positions in various departments that have been vacant for a long time. Correspondingly, departmental personnel services lump sum reduction has been reduced to offset~~



Org. Unit      Expenditures      Revenue  
or Bonds\*      Tax Levy

~~These changes require amendments to Sections 11.11 and 32.82 of the Milwaukee County Ordinance. (Personnel, Finance and Audit)~~  
 Adoption of this amendment has zero tax levy effect. (1A016)(6-1)

DEPARTMENT OF ADMINISTRATIVE SERVICES – FISCAL AFFAIRS

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1151 – Department of Administrative Services – Fiscal Affairs by deleting the following language and referring the item to County Board and DAS-Fiscal Affairs staff:

STATEMENT OF FISCAL POLICIES AND PRINCIPLES – 2003 BUDGET

The 2003 Budget presents many fiscal challenges. It requires many difficult issues to be addressed including some that will have long-term ramifications for Milwaukee County government and its citizens. Milwaukee County has faced significant fiscal difficulties over the past several years. While generally responding to these difficulties with corrective actions, some past decisions and actions have left Milwaukee County fiscally vulnerable. It is impossible to turn around Milwaukee County's fiscal status overnight, however, with foresight and fortitude, steps can be taken to start taking Milwaukee County to a brighter fiscal future.

It is recognized that the 2003 Budget does not completely and adequately address all of the fiscal challenges facing the County. Two particular actions – a pension contribution of \$15 million and use of \$4.0 million from the Debt Service Reserve Fund – thereby freeing up sales tax revenue to be used for direct tax levy relief – need to be put into the larger context of the County's overall finances and are discussed more fully below. Other elements contained in the budget, such as reducing manager salaries, the use of unanticipated revenue and land sale revenue, health care benefits for employees and retirees and the financing of the capital budget should be seen as recognition of some of the factors that impact on County finances and an attempt to begin steering the County to more sound fiscal practices. In addition, the reorganization of County administrative services into a Department of Administrative Services, the plan for a reorganization of the Department of Human Services, and the possible sharing of services between the Parks and Public Works Departments all move the County toward improved administrative practices.

1151      1151      0      0      0

The following is a presentation of the policies and principles that the 2003 Budget is based on and which are suggested to be used by the County as a guideline for future fiscal decisions.

**Fiscal Policies/Principles**

1. A pension contribution of \$15 million will be the base level of funding committed by the County for the next five years. Increased funding will be provided in future years if County budget needs and priorities allow and it is clearly shown that increased funding is required to keep the pension system at an acceptable level. The commitment to fund \$15 million will continue over the five year period even if the pension system were to become fully funded. This commitment is made to assure continued County funding even in years when stock market/investment results might indicate a reduced funding requirement.
2. Funding within the fringe benefits budget for employee and retiree health care costs has been reduced by \$10 million from the requested \$13 million increase over 2002. This reduction is based on an anticipated new model for providing health care for employees and retirees and agreements with health care providers within the model. It must be recognized that continued increase in health care costs threaten County services and jobs and cooperative efforts between management, employees and unions are necessary to continue to achieve such savings and assure that reasonable increases in health care costs will be achieved in future years.
3. The capital budget places a heavy emphasis on maintenance of County infrastructure and facilities. This emphasis must continue in the short term to assure that the County's significant and highly valued assets are adequately maintained and to avoid higher long-term costs. Continued strategic planning is required to develop realistic four to five year capital plans that address maintenance of existing assets while providing for controlled growth and development of new infrastructure.
4. The capital budget is significantly smaller than any previous capital budget. This is to: 1) allow a more concentrated effort to address maintenance needs, 2) allow work to catch up with spending, thereby reducing the amount of unspent bond proceeds and, hopefully, avoiding arbitrage penalties, and 3) reduce debt service needs in 2004 and beyond.

|                  |                     |                  |                 |
|------------------|---------------------|------------------|-----------------|
| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue</u>   | <u>Tax Levy</u> |
|                  |                     | <u>or Bonds*</u> |                 |

Org. Unit Expenditures Revenue or Bonds\* Tax Levy

Page 17

5- The debt service reserve has been used extensively in recent years in order to reduce sales tax financed debt service costs. The use of \$4.0 million from the debt service reserve is contained in the 2003 Budget for the sole purpose of reducing tax levy needs in the operating Budget, thereby avoiding the need to cut services or County personnel. This is a one-time initiative that is not intended to be continued in future years. Department of Administration, Department of Audit and County Board staff have previously been directed to study the creation and use of a tax stabilization fund. This study should be expanded to include an examination of the use of the debt service reserve, the financing of the County's capital budget and the impact on debt service and the current sales tax ordinance to determine if there are more advantageous ways to utilize these vehicles in the County's overall finances.

6- Projected land sales revenue of \$4 million are included in the 2003 Budget to offset ongoing operating costs. Land sales revenue of an additional \$2 million are included in the Appropriation for Contingencies to offset potential 2003 sick leave costs. The difficulty of using land sales revenue to offset operating costs is the uncertainty of achieving them and the variance from year to year in the amount of land sales revenue that can be achieved. Ideally, land sales revenues would not be utilized to fund ongoing operational costs. Milwaukee County should strive to reduce its reliance on the use of land sales revenue for operating costs. Toward this goal, the Budget identifies several "one-time cost" items which budgeted land sales can be viewed as offsetting.

7- Milwaukee County has never had a formal policy regarding the use of unanticipated revenue beyond what is budgeted. For 2002 and beyond, it shall be the policy of Milwaukee County that any new or unanticipated revenue that is actually received in 2003 which is not identified in the 2003 budget shall be transferred to the Appropriation for Contingencies (Org. 1645). The policy shall apply to both new revenue sources, unanticipated revenue and revenue from existing sources that are in excess of the revenue amounts included in the 2003 budget. The Department of Administration is authorized and directed to process such fund transfer(s) if and when such new revenue source or excess revenue beyond the budgeted amount are identified. The first priority for use of any unanticipated revenue is to allow the County to achieve a balanced budget in the current year. The second goal will be to achieve a surplus equal to the previous year budget. Finally, if it appears that the first two goals will be achieved, then unanticipated revenue can be used for emergency

needs during the current budget year.

~~8. Any excess revenue from the Register of Deeds General Recording Fees and Real Estate Transfer Fees above the combined budgeted amount of \$3,548,279 shall be transferred to the Appropriation for Contingencies (Org-1045) in 2003. The Department of Administration is authorized and directed to process such fund transfers if and when such excess revenue are identified. The same stipulations as above will apply for any funds transferred to the Appropriation for Contingencies.~~

~~9. Revenue budgets such as sales tax and investment earnings can have a significant impact on projected tax levy needs. The higher the revenue estimate, the less need for tax levy. Departmental revenue estimates, including such large departments as the Sheriff and the Parks, can also significantly impact the need for tax levy funds within a budget. In the past, it has been shown that some departmental estimates have been overly optimistic and perhaps deliberately overstated. More conservative estimates have been used in recent years for sales tax and investment earnings revenue. It is important that reasonable revenue estimates be contained in the County's budget so as to avoid the need to make mid-year budget corrections as a result of overstated revenue.~~

Adoption of this amendment has zero tax levy effect. (1A006)(6-1)

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1151 - Department of Administrative Services - Fiscal Affairs by deleting the following language and referring the item to the appropriate policy committee(s) of the County Board.

~~Working with the DAS Division of Human Resources, DAS Labor Relations Section, the Audit Department and County Board staff, the Department of Administrative Services-Fiscal Affairs Division shall study the Legislative Audit Bureau recommendation to assign the County Department of Administrative Services responsibility for drafting fiscal notes for proposed changes to the Milwaukee County Employees Retirement System (for items not requiring actuarial analysis) and to establish specific requirements for the contents of a fiscal note, including key assumptions, calculations used in estimate and one time and ongoing costs. A report back to the County Executive and the County Board shall be submitted by May, 2003. (Finance and Audit, Personnel)~~

Org. Unit      Expenditures      Revenue      Tax Levy  
or Bonds\*

Page 18

1151                      0                      0                      0

In response to the Legislative Audit Bureau recommendation relative to fiscal notes upon adoption of the 2003 Budget beginning January 2003, all fiscal notes prepared and submitted for consideration by the County Board and the County Executive shall be required to include data on costs, any projected savings anticipated revenues, any one-time costs, and any assumptions on which it could be concluded that the proposal would have no fiscal effect and that a fiscal note shall be prepared for all proposals that may have a fiscal effect. (Finance and Audit)

The Department of Administrative Services, working with the Audit Department shall establish a system to more accurately budget for the cost of accumulated sick leave at the time of retirement as recommended by the Legislative Audit Bureau. This system shall be developed after review of the system used by the State of Wisconsin and other comparable governmental entities. The system shall be developed in time for use in the 2004 Budget. (Finance and Audit)

The Intergovernmental Relations Division shall be authorized to seek authority from the State Legislature to implement a passive review process for inter-departmental fund transfers and for increased flexibility in managing the County's finance as recommended by the Legislative Audit Bureau. Specific proposals shall be developed in conjunction with the Department of Administrative Services, the Department of Audit and County Board staff for County Board and County Executive review and approval prior to submittal to the Legislature. (Finance and Audit, Intergovernmental Relations)

In response to a Legislative Audit Bureau recommendation, the Department of Administrative Services (DAS), along with the Department of Audit and County Board staff, shall examine formalizing the role of the Information Technology Council and specify its responsibilities in establishing County-wide information technology standards and report back to the Finance and Audit Committee and the County Executive by February 2003. (Finance and Audit)

Also, as recommended in the report recommending creation of a Department of Administrative Services, the above departments shall examine reconstructing the Information Technology Council to consist primarily of departmental business managers to address high-level County-wide information technology priorities. Also, it shall be required that any future major information technology project cannot go forward without consideration of internal process improvements. (Finance and Audit)

Orig. Unit      Expenditures      Revenue or Bonds\*      Tax Levy

|                  |                     |                              |                 |
|------------------|---------------------|------------------------------|-----------------|
| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>of Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|------------------------------|-----------------|

~~As recommended in the DAS report relating to policies and procedures, the DAS-Fiscal Affairs Division shall explore the feasibility of a biennial budget process to facilitate multi-year decision making and reduce resources devoted to budget development. (Finance and Audit)~~

~~As recommended in the DAS report, the Department of Administrative Services shall negotiate reciprocal service agreements with each department for which it will be providing human resources. Budgeting information technology and procurement services (similar to those recently launched by MSD). The service agreements should outline both the level of service that each department should expect from DAS for each relevant function including areas such as timelines, staffing commitment and quality of service, and the responsibilities that department should undertake to cooperate with DAS. These agreements not only would provide benchmarks upon which the performance of DAS could be measured and for which it could be held accountable, but they also would ensure that departments do not have unrealistic expectations that fail to take into account the competing demands on DAS and its staff resources. (Finance and Audit)~~

~~The 2003 Budget includes funds in various departmental budgets for travel and conferences. Upon adoption of the budget, use of those funds will require Department of Administrative Services review and County Executive approval prior to expenditure and before the travel occurs. Departments will be able to submit blanket requests for travel and conferences if it is known in advance what travel will take place or conferences will be attended. (Finance and Audit)~~

~~The planned changes in the Behavioral Health Division for 2004, as outlined in the 2003 DHS Behavioral Health Division Budget (Org. 6300), allow for the eventual creation of a single health department within County government. The Directors of DHS, the DHS Behavioral Health Division and CHRP, along with the Director of the Department of Administrative Services and County Board staff, are hereby authorized and directed to develop a plan to establish a framework for a single County health department in 2004. The health department would incorporate the physical health care services provided under CAMMP, the EMS Program and Behavioral and Mental Health programs in one department. A report should be provided to the County Board Health & Human Needs and Finance & Audit Committee in time for consideration at their June 2003 meetings. (Health and Human Needs, Finance and Audit)~~

~~Adoption of this amendment has zero tax levy effect. (1A007)(6-1)~~



Org. Unit Expenditures Revenue or Bonds\* Tax Levy

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Budgeted revenue from the sale of County-owned land is essentially one-time revenue which should be used to offset one-time costs. The 2003 Budget includes a total of \$5 million from the sale of land (\$4 million in general revenue and \$2 million allocated to the Appropriation for Continuing Care - 1945 - and earmarked to offset retiree sick leave pay-out costs). It also includes several policy initiatives to transition the County strategically to more cost-effective provision, purchase and support of community services. The 2003 Budget commences a policy to move toward budgeting land sale revenue to offset "one-time" costs. To begin to initiate this policy, land sale revenue of \$4 million is budgeted in 2003, of which \$3.1 million is considered to offset identified "one-time" costs related to various policy initiatives as identified below.

The Emergency Medical Services (EMS) Program is funded through the Division of County Health Related Programs (Org. 7200). The 2003 Budget includes a policy to change the relationship between the County and municipalities in the operation of the EMS system. This policy anticipates that the County will provide only communication base, training and other support services to the EMS program in 2004 and beyond. This policy is estimated to save the County approximately \$2.6 million in 2004. Consequently, \$2.6 million in County EMS costs budgeted in 2003 are considered "one-time" costs and are offset by an equal amount of land sale revenue.

Other "one-time" costs in the 2003 Budget which are offset with land sales revenue include funding the 2004 National Association of Counties (NACo) conference hosted by Milwaukee County in 2004, and the DHHS Behavioral Health Division costs for operating Community Support Programs (CSPs) which are planned to be purchased rather than provided services in 2004.

The following is a summary of anticipated "one-time" costs which are intended to be offset by land sales revenue in 2003:

|   |             |
|---|-------------|
| Cost of EMS relationship with municipalities which would be changed in 2004 | \$2,600,000 |
| Economic Development 2003 NACo conference appropriation                     | 150,000     |
| DHHS Behavioral Health Division   | 350,000     |

Community-Support Program  
operating cost (planned to be purchased in 2004)

TOTAL \$3,100,000

Adoption of this amendment would result in no tax levy change. (1A021)(6-1)

STATE EXEMPT COMPUTER AID

- To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1900-2202 - State Exempt Computer Aid by increasing revenue \$73,245. (1C001)(7-0) See Note on page 56.

COUNTY SALES TAX REVENUE/APPROPRIATION FOR CONTINGENCIES

1. 

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1900-2903 - County Sales Tax Revenue and Org. Unit No. 1945 - Appropriation for Contingencies by allocating the \$3 million uncommitted balance of sales tax revenue to the Appropriation for Contingencies. This action would be effectuated as follows:

| Org. Unit      | Expenditures | Revenue or Bonds* | Tax Levy  |
|----------------|--------------|-------------------|-----------|
| 1900-2202      |              |                   |           |
| 1900-2202      | 0            | 73,245            | (73,245)  |
| 1900-2903/1945 | 0            | (3,000,000)       | 3,000,000 |
|                | 3,000,000    | 3,000,000         | 0         |
|                | 3,000,000    | 0                 | 3,000,000 |

- The table on Page 1900-2903-1 is modified as follows:

| STATISTICAL SUPPORTING DATA                                      | 2001 Actual  | 2002 Budget  | 2003 Budget  |
|--|--------------|--------------|--------------|
| Estimated County Sales Tax Collections,                          | \$60,103,346 | \$59,665,750 | \$60,683,562 |
| Excluding Retailer's Discount                                    | (1,051,809)  | (1,044,150)  | (1,051,962)  |
| State Administrative Fee   | 59,051,537   | 58,621,600   | 59,621,600   |
| Milk, County Sales Tax Collections                               | (1,110,200)  | (2,672,070)  | (2,672,070)  |
| Sales Tax Allocated to Contingency Fund                          | 0            | 0            | (3,000,000)  |
| Net County Sales Tax Revenue Available for Debt Service Expenses | 57,941,337   | 55,949,530   | 56,949,530   |

To reflect this change, the final two paragraphs on Page 1900-2903-1 also are modified:

The 2003 budget projects growth of approximately 1.7 percent in budgeted sales tax receipts, which represents an increase of approximately .96 percent over the 2001 actual of \$59,051,537. Projected revenues for 2003 total \$59,621,600. For the 2003 budget, projected sales tax collections

Org. Unit Expenditures Revenue or Bonds\* Tax Levy

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exceed debt service costs by \$5,672,070. Therefore, \$53,949,530 in net sales tax revenues are earmarked for debt service costs and \$2,672,070 is dedicated to direct financing of 2003 capital improvements. The uncommitted balance of \$3.0 million has been budgeted for general security purposes is allocated to the Appropriation for Contingencies (Org. 1945).

To effectuate this allocation of sales tax in 2003, section 22.04 of the Milwaukee County Ordinances relating to the use of sales tax proceeds exclusively for debt service costs and cash financing of capital projects is waived for the year 2003 only. It is anticipated that net debt service costs and capital cash financing needs in 2004 will offset all budgeted sales tax revenues of that year. The one-year waiver is necessitated by the need to provide substantially increased funding for the Appropriation for Contingencies in 2003 in light of the difficulty that is associated with forecasting employee health care expenditures under a new employee health care cost reduction plan. The allocation of \$3 million of sales tax revenue to the Appropriation for Contingencies is seen as a fiscally prudent action that is consistent with the intent of the original sales tax ordinance that sales tax revenue not be used to fuel greater spending.

2. The Budget Summary for Org. Unit No. 1945, Appropriation for Contingencies, is modified as follows:

**BUDGET SUMMARY**

|                   | 2001        | 2002        | 2003        |
|-------------------|-------------|-------------|-------------|
|                   | Budget      | Budget      | Budget      |
| Expenditures      | \$5,500,000 | \$5,417,022 | \$6,417,022 |
| Revenues          | 0           | 0           | 2,000,000   |
| Property Tax Levy | 5,500,000   | 5,417,022   | 4,417,022   |

In addition, the Budget Highlights section is modified as follows:

Appropriation for Contingencies expenditures for 2003 total \$6,417,022. \$3,417,022, an increase of \$1,000,000 over 2002. Included in this amount is \$2,000,000 funded with land sales revenue and specifically earmarked to offset the cost of retiree sick leave payments in 2003. If this amount of land sales revenue is not realized, in addition to the \$4,000,000 of land sales revenue budgeted in the Economic Development Division (Org. 1180), departments will absorb the cost of retiree sick leave payments for 2003. Also included is \$3,000,000 of

excess sales tax revenue that is not needed for debt service or cash financing of capital improvements.

Adoption of this amendment would result in a tax levy increase of \$3,000,000 due to the allocation of the \$3,000,000 in excess sales tax revenue to the Appropriation for Contingencies. The Recommended Budget had not allocated this excess sales tax revenue, leaving it as an offset to the property tax levy. (1C003)(5-2)

**POTAWATOMI REVENUE**

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1937 - Potawatomi Revenue by deleting the following language on page 1937-2.

Milwaukee County provides funding for a wide variety of quality of life programs and activities that promote economic development and job opportunities in numerous departmental and non-departmental budgets. The 2003 budgeted Potawatomi revenue of \$3,900,000 partially offsets tax levy funding for the following programs and services in the following amounts:

**Potawatomi Revenue Allocation**

| Program/Service                                    | Amount of Offset   |
|--|--------------------|
| Economic Development-Marketing Milwaukee County    | \$ 50,000          |
| Business Climate                                   | 250,000            |
| Milwaukee County Historical Society                | 1,000,000          |
| Milwaukee County War Memorial Center               | 200,000            |
| Vilas Terrace/Charles Allie Art Museum             | 400,000            |
| Fund for the Arts                                  | 150,000            |
| House of Correction-Job Development, Placement and | 500,000            |
| Janata Education Services                          | 500,000            |
| Department on Aging Senior Centers                 | 250,000            |
| Homeness/Domestic Abuse Shelters                   | 100,000            |
| Advocacy for Developmentally Disabled Persons      | 500,000            |
| Mitchell Park Horticulture Dome                    | 500,000            |
| Todd/Mehr Nature Center                            | 500,000            |
| <b>TOTAL</b>                                       | <b>\$3,900,000</b> |

(1C002)(7-0)

Org. Unit    Expenditures    Revenue or Bonds\*    Tax Levy

1937

1937

0

0

0

**APPROPRIATION FOR CONTINGENCIES**

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1945 - Appropriation for Contingencies by removing the following language and referring the item to the appropriate policy committee(s) of the County Board. (Finance and Audit)

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
| 1945      | 0            | 0                 | 0        |

For 2002 and beyond, it shall be the policy of Milwaukee County that any new or unanticipated revenue that is actually received in 2003 which is not identified in the 2003 budget shall be transferred to the Appropriation for Contingencies (Org. 1945). This policy shall apply to both new revenue source, unanticipated revenues and revenues from existing sources that are in excess of the revenue amounts included in the 2003 budget. The Department of Administrative Services is authorized and directed to process such fund transfers if and when such new revenue sources or excess revenues beyond the budgeted amount are identified. The first priority for use of any unanticipated revenue is to allow the County to achieve a balanced budget in the current year. The second goal will be to achieve a surplus equal to the previous year budget. Finally, if it appears that the first two goals will be achieved, then unanticipated revenue can be used for emergency needs during the current budget year.

Adoption of this amendment would result in no tax levy change. (1A057)(6-1)

**EMPLOYEE FRINGE BENEFITS/DEPARTMENT OF PARKS**

To amend the County Executive's 2003 Recommended Budget for Org. Unit 1950 - Employee Fringe Benefits by increasing revenues to take into account discounted medical services, which will be provided by St. Luke's Medical Center in accordance with a Memorandum of Understanding (MOU) the County Board approved in July of 2002. This would result in a tax levy decrease of \$150,000.

| 1950/9000 | 1950 9000 | 0       | 150,000 | 0 | (150,000) |
|-----------|-----------|---------|---------|---|-----------|
|           |           | 150,000 | 150,000 | 0 | 150,000   |
|           |           | 150,000 | 150,000 | 0 | 0         |

The Recommended Budget for Org. Unit No. 9000 - Department of Parks is amended by increasing expenditures by \$50,000 for the development of a Golf Course Master Plan and by \$100,000 for assessing water quality in all Milwaukee County lagoons, state and federal matching grants for water quality improvement, developing a lagoon management plan and implementing water quality projects with any remaining funds. This results in a tax levy increase of \$150,000 in that budget.

The Committee on Parks, Energy and Environment will determine the scope and direction of the Golf Course Master Plan at future meetings. The Parks Department will develop an RFP and will receive approval from the Committee on Parks, Energy and Environment prior to its issuance.

Funds will be expended for either the Master Plan or water quality assessment as reimbursements for discounted medical services accrue.

Adoption of this amendment will have a no net tax levy impact. (1A050)(7-0)

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1950 - Employee Fringe Benefits by directing the Department of Audit to provide monthly reports for the first quarter of 2003 and quarterly reports thereafter, unless otherwise determined, regarding the projected surplus/deficit in the Employee Health Benefits account. (1C004)(6-1)

COMBINED COURT RELATED OPERATIONS

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 2000 - Combined Court Related Operations by deleting the following language:

~~For 2003, five months of the Combined Court Related Operations budget, equal to \$12,111,963 in expenditures for Personal Services, Services and Commodities, is placed in an allocated contingency account. Courts Administration, working with the Department of Administrative Services, is requested to provide a fiscal status report to the County Executive and County Board Finance and Audit Committee in June, 2003 for consideration of action to release the allocated contingency funds. This action is intended to allow monitoring of the Courts budget to assure that spending beyond the lump sum appropriation does not occur.~~

Corresponding adjustments will be made to Org Unit No. 2000 - Combined Court Related Operations budget to reflect this change. Adoption of this amendment would result in no tax levy change. (1A004)(7-0)

**Org. Unit      Expenditures      Revenue  
or Bonds\*      Tax Levy**

|  |      |   |   |   |
|--|------|---|---|---|
|  | 1950 | 0 | 0 | 0 |
|  | 2000 | 0 | 0 | 0 |

COMBINED COURT RELATED OPERATIONS/SHERIFF/DHHS-BEHAVIORAL  
HEALTH DIVISION/GENERAL COUNTY DEBT ISSUE 2000/4000/  
6300/9980

| Org. Unit | Expenditures  | Revenue<br>of Bonds | Tax Levy        |
|-----------|---------------|---------------------|-----------------|
| 2000      | 35,441        | 4,873               | 30,568          |
| 4000      | 0             | 34,810              | (34,810)        |
| 6300      | 0             | 9,747               | (9,747)         |
| 9980      | 0             | 0                   | 0               |
|           | <u>35,441</u> | <u>49,430</u>       | <u>(13,989)</u> |

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 2000, Combined Court Related Operations by creating one additional Clerical Assistant 1 for the Fine and Cost Commitment Project to enhance the collection of outstanding fines. The Fine and Cost Commitment Project was initiated in 2002 with the creation of one position of Clerical Assistant 1 whose job is dedicated solely to processing fine and cost commitments. As of September 30, 2002, this position has issued 3,079 fine and cost commitments totaling \$1,435,489 which has generated \$174,051 in payments. Using the average formula for County/State revenue in which the County retains 30% of collections and the State receives 70%, the County has realized \$52,215 in additional revenue through September 30, 2002. Using average payments for the remainder of the year, an estimated \$58,018 will be received through December 31, 2002 for a yearly total of \$232,069. Based on these estimates, revenue to the County for 2002 will total \$69,620. The creation of one additional position of Clerical Assistant 1 to augment this project is estimated to double the number of fine and cost commitments issued by the Courts and thus double the amount of revenue received from this project.

Revenues from this program are allocated as follows: 50% to the Sheriff's Department, 29% to the Org. Unit 9980-Jail Assessment, 14% to Behavioral Health Services and 7% to the Combined Courts Budget.

This amendment will increase expenditures in the Courts budget by \$35,441, which is the cost of the new position, and increase overall collection revenue by \$69,620. The additional revenue will be distributed as follows:

- \$34,810 to the Sheriff's Department
- \$20,190 to the Jail Assessment account which will decrease the amount of funds needed from the Debt Service Reserve Account for debt service payments
- \$9,747 to Behavioral Health Services
- \$4,873 to the Combined Courts.

This amendment will result in a countywide tax levy decrease of \$13,989. (1A005(7-0))

CHILD SUPPORT ENFORCEMENT

- To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 2430 - Department of Child Support by denying the abolishment of one Child Support Specialist (listed on Page 2430-5) and instead abolishing one position of Paralegal. Total cost for the Child Support Specialist position is \$44,112 while the total cost of the Paralegal position is \$46,156. This amendment will result in a net expenditure reduction of \$2,044 and a net tax levy reduction of \$695.

The fiscal effect of this amendment is a tax levy reduction of \$695. (1A062)(7-0)

ELECTION COMMISSION

- To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 3010 - Election Commission to increase projected revenue and to delete the zero wage increase language for staff earning in excess of \$50,000 in that department.

Projected revenue is increased in Org. Unit No. 3010 - Election Commission by \$1,750 to \$47,000 representing a net reduction from 2002 of \$13,250. Personal services expenditures are increased \$1,692, resulting in a tax levy reduction of \$58. (1A063)(6-1)

REGISTER OF DEEDS

- To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 3400 - Register of Deeds by increasing General Recording Fee Revenue by \$155,784 (from \$1,898,279 to \$2,054,063), and Real Estate Transfer Fee Revenue by \$153,200 (from \$1,650,000 to \$1,803,200), for a total revenue increase of \$308,984.

Adoption of this amendment would increase revenue in Org. Unit No. 3400 by \$308,984 and reduce property tax levy by \$308,984. (1A048)(7-0)

| Org. Unit | Expenditures | Revenue of Bonds* | Tax Levy  |
|-----------|--------------|-------------------|-----------|
| 2430      | (2,044)      | (1,349)           | (695)     |
| 3010      | 1,692        | 1,750             | (58)      |
| 3400      | 0            | 308,984           | (308,984) |

- 4) Increase crosscharges to other County departments located on the County Grounds by \$118,113 as follows:
- \$17,000 to Org Unit 5300, DPW-Fleet Management Division
  - \$54,513 to Org. Unit 5700, DPW-Facilities Management
  - \$40,000 to Org. Unit 6300, DHHS-Behavioral Health Division
  - \$6,600 to Org. Unit 9000, Department of Parks

The net effect of this amendment is a tax levy increase of \$118,113, which is reflected in the crosscharges to County departments located on the County Grounds. (1A053)(5-2)

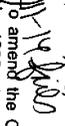
HOUSE OF CORRECTION

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300 - House of Correction by restoring the Food Services Unit for six months and providing funding for contractual services for this operation for six months. The following actions are required:

- 1) Deny the abolishment of 56.5 positions on Page 4300-7 related to the Food Services Unit with an increase in Personal Services of \$2,376,259 (which includes salary, fringe benefits and reduced unemployment costs of \$284,310) and provide an offsetting jump sum reduction of \$1,188,130.

- 2) Reduce the appropriation for contractual services by \$1,188,130.

This amendment will allow the House of Correction to provide Food Service with County employees pending implementation of a contract to provide food service for the HOC and Jail. This amendment has no net tax levy impact. (1A022)(7-0)

S.A.  to amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300 - House of Correction, by restoring funding and positions for the farm and fish hatchery programs by taking the following actions:

1) Deny the abolishment of three Correction Officer Agriculture and one Correction Officer Lieutenant Program Facilities for an increase of \$232,188 in Personal Services.

20-5

| Org. Unit | Expenditures | Revenue<br>or Bonds* | Tax Levy |
|-----------|--------------|----------------------|----------|
| 4300      | 0            | 0                    | 0        |
| 4300      | 240,473      | 0                    | 240,473  |

- 2) Increase Services and Commodities by \$95,015.
- 3) Increase abatements by \$86,730.

The effect of this amendment is a tax levy increase of \$240,473 in the House of Correction budget. (1A023)(6-1)

3. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300, House of Correction by providing \$26,668 as the 25% local match required to continue receiving Adult Education and Family Literacy Act (AEFL) funds used to provide basic skills/GED programming at the House of Correction.

The Milwaukee Area Technical College (MATC) has been receiving AEFL funds for more than 10 years to provide basic skills/GED programming at the HOC. The total grant award for the project is \$106,668, which is 75% funded (\$80,000) by AEFL. The County provides the remaining 25% match of \$26,668. In 2001, this program had 437 students enrolled and 111 passed one or more GED tests. A total of 64 students passed all five tests required to earn a GED. Since AEFL funding is budgeted on a fiscal year (July 1 through June 30), half of the required cash match was included in the HOC 2002 budget, however the 2003 budget does not contain the remaining \$13,334 required match for the first half of the fiscal year. In addition, the required match for the second half of the fiscal year is not budgeted. Therefore, an appropriation of \$26,668 must be added to the budget in order to continue these educational services.

This amendment will increase tax levy by \$26,668. (1A064)(4-3)

DISTRICT ATTORNEY/COMBINED COURT RELATED OPERATIONS/  
DEPARTMENT OF PARKS

- 1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4500 - District Attorney, Org. Unit No. 2000 - Combined Court Related Operations and Org. Unit No. 9000 - Department of Parks by the following actions to properly distribute the Local Law Enforcement Block Grant funds:
  - Increase expenditures and revenue by \$16,081 in Org. Unit 4500, District Attorney, to fund a prosecutor of gang crimes or a felony expediter
  - Increase expenditures and revenue by \$16,081 in Org. Unit 2000, Combined Court Related Operations, for equipment for the video conferencing project
  - Increase expenditures and revenue by \$3,838 in Org. Unit 9000, Parks for

Org. Unit      Expenditures      Revenue or Bonds\*      Tax Levy

4300                      26,668                      0                      26,668

4500/2000/  
9000

16,081                      16,081                      0  
16,081                      16,081                      0  
-3,838                      -3,838                      0  
36,000                      36,000                      0

additional patrols of the parks by the Sheriff's Department.

These actions will increase expenditures and revenues by \$36,000 for no net tax levy impact. (1A057)(6-0)

**MEDICAL EXAMINER**

S.A. 15-10 To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4900 - Medical Examiner by restoring the following:

15-10 **Amendment 1) Increase revenues by an additional \$41,667 over the original submission by increasing fees as follows:**

- Death Certificate by \$5 from \$50 to \$55
- Cremation Permit by \$20 from \$125 to \$145
- Referral Autopsies-Contract by \$100 from \$1,250 to \$1,350
- Referral Autopsies-60+/-year by \$50 from \$1,350 to \$1,400
- Referral Autopsies <10/year by \$50 from \$1,700 to \$1,750
- Annual Conference Registration fee by \$10 from \$185 to \$195

- 2) Increase contractual services by \$42,500 to provide funding for X-ray services, laboratory testing for bacterial and viral cultures, autopsy transcription and body transportation.
- 3) Increase Personal Services by \$224,987 to fund three positions of forensic investigator and one position of forensic assistant.

These actions will increase expenditures in the department by \$267,387 and increase revenue by \$41,667 for a net tax levy increase of \$225,720. (1A026)(5-2)

**MILWAUKEE COUNTY TRANSIT/PARATRANSIT**

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 - Milwaukee County Transit/Paratransit by adding the following route modification: Route 35 - add service south of Howard Avenue on weekdays during the A.M. peak (6 - 9 a.m.). This route modification increases operating costs \$45,900, offset with Transit revenue of \$10,600, resulting in a net tax levy increase of \$35,300. (1A008)(4-2)

15-10

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|--------------------------|-----------------|
|  | 4900             | 267,387             | 41,667                   | 225,720         |
|  | 5600             | 35,300              | 0                        | 35,300          |

2 To amend the County Executive's Recommended 2003 Budget for Org. Unit No. 5600 - Milwaukee County Transit/Paratransit by adding the following route modification:

- Route 101/104: Continue the Granville Loop of Route 104 by serving it with an extension of Route 101. This will provide an estimated 9,700 rides at no additional operating cost. This route modification will increase revenue by \$9,700 and decrease tax levy by \$9,700.

The net effect of this amendment is a tax levy reduction of \$9,700. (1A058)(7-0)

3 To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 - Department of Public Works- Transit/Paratransit System by restoring funding for Route 83, Courthouse Shuttle, as follows:

- Increase expenditures and tax levy by \$67,300 in Org. Unit 5600, Transit/Paratransit System to restore funding for Route 83, Courthouse Shuttle.
- Decrease the appropriation for Juror Fees in Org. Unit 2000, Combined Court Related Operations, by \$71,400, from \$750,000 to \$678,600, to reflect a \$3 per day transportation allowance for jurors rather than a \$5 allowance.

The net fiscal effect of this amendment is a county-wide tax levy reduction of \$4,100. (1A056)(7-0)

DHHS - BEHAVIORAL HEALTH DIVISION

- To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 6300 - Department of Health and Human Services-Behavioral Health Division by deleting the following language and referring the item to the appropriate policy committee(s) of the County Board. (Health and Human Needs, Finance and Audit)

**2004 Plan for the DHHS Behavioral Health Division**

Based on the findings of the Mental Health Strategic Plan and the current fiscal challenges faced by Milwaukee County, the 2003 Budget includes an initiative to begin to transform the programs and services of the DHHS Behavioral Health

| Org. Unit | Expenditures | Revenue of Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
| 5600      | (9,700)      | 0                 | (9,700)  |
| 5600/2000 |              |                   |          |
| 5600      | 67,300       | 0                 | 67,300   |
| 2000      | (71,400)     | 0                 | (71,400) |
|           | (4,100)      | 0                 | (4,100)  |
| 6300      |              |                   |          |
| 6300      | 0            | 0                 | 0        |

Division to programs and services operated in partnership with community providers by January 1, 2004. To allow continued operation of BHD programs and services while the initiative is implemented, one-year "bridge" funding is provided to maintain the Community Support Program (CSP) and the Adult Inpatient program at their current levels and capacities.

This initiative also includes the following tasks and steps to be taken during 2003 to lay the groundwork necessary for implementation of a community partnership-based behavioral health system effective January 1, 2004:

- Continue discussions with private providers in the community to build support and capacity of mental health acute inpatient and community-based support services in 2004.
- Refer insured patients to other available and willing providers to alleviate over-crowding at the Mental Health Complex.
- Explore alternative space arrangements for nursing home programs during 2003.
- Investigate alternative use and disposition of Mental Health Complex building and land during 2003.

The planned change in the Behavioral Health Division for 2004, as outlined in the 2003 DHHs Behavioral Health Division Budget (Org. 6300) allow for the eventual creation of a single health department within County government. The Directors of the Department of Health and Human Services, the DHHs Behavioral Health Division and the DHHs County Health Related Programs Division, along with the Director of the Department of Administrative Services and County Board staff, are hereby authorized and directed to develop a plan to establish a framework for a single County health department in 2004. This health department would incorporate the physical health care services provided under the General Assistance Medical Program (GAMP), the Emergency Medical Services (EMS) Program and Behavioral and Mental Health programs in one department. County employee health programs also could be incorporated within the department. A report should be provided to the County Board Health & Human Needs and Finance & Audit Committee in time for consideration at their June, 2003 meetings. (1A038)(7-0)

**DHHS-BEHAVIORAL HEALTH/POTENTIAL REVENUE**

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 6300 - Department of Health and Human Services - Behavioral Health Division (BHD) and Org. Unit No. 1937 - Polawatoml Revenue by restoring

| Org. Unit | Expenditures | Revenue<br>or Bonds* | Tax Levy |
|-----------|--------------|----------------------|----------|
| 6300      | 569,203      | 569,203              | 0        |
| 1937      | 337,203      | 0                    | 337,203  |
|           | 906,406      | 569,203              | 337,203  |

169



needles or other medications for intravenous drug users. In addition, the 2003 contract between Milwaukee County and the AIDS Resource Center shall delete provisions contained in previous contracts allowing for the expenditure of County funds on one-on-one street outreach HIV prevention counseling and the Lifepoint program. No County funds shall be expended on those programs in 2003. As with other contracts, the Milwaukee County Department of Audit shall have full access to all data and records of the contractor related to carrying out this contract.

This amendment will increase expenditures in Org. Unit No. 1937 - Potawatomi Revenue by \$150,000, resulting in a tax levy increase of \$150,000. Revenue and expenditures in Org. Unit No. 7200 - DHHS - County Health Related Programs increase by \$150,000, for no tax levy impact in that budget. (1A025)(6-1)

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 - DHHS-County Health Related Programs by deleting the following language and referring the item to the appropriate policy committee(s) of the County Board. (Health and Human Needs, Finance and Audit)

~~In order to contain costs over the long-term, a market-based system will be implemented as part of the contract between the County and municipalities for EMS services in the 2004 Budget. A similarly market-based approach was authorized by County Board Resolution (File No. 01-689) in 2001 as part of a pilot program with Oak Creek. The contract with the municipalities, due to expire at year end 2003, would be modified to transfer billing revenue and actual collections to the municipalities as well as build in a financial incentive for all municipalities to coordinate services and provide care outside of their boundaries.~~

~~Under the revised EMS grant program, participating municipalities would assume full responsibility for all costs associated with staffing transport units, including base costs, premiums and any necessary overtime. In addition, the new contract would recognize the County's fee structure as the uniform fee for services within the County and would maintain the County's current billing service firm and collection policies.~~

~~In turn, the County would maintain full responsibility for communication base activities, medical direction and control, medical records, basic paramedic education and continuing educational programs, costs associated with billing and collections and quality assurance. Purchases of medical supplies and~~

**Org. Unit Expenditures Revenue or Bonds Tax Levy**

7200 0 0 0

commodities would be coordinated by the County with reimbursement to the County by the municipalities from their collection revenues. Unlike the current contract, the new contract would allow the municipalities to collect revenues for services rendered, less expenses incurred by the County for medical supplies and commodities.

This policy change would not impact the 2003 Budget as it is anticipated to be implemented in 2004. However, the language is included in the 2003 Budget in order to establish the general terms of 2004 contracts with the municipalities. The estimated tax levy savings in 2003 dollars would be \$2,598,022. (1A037)(7-0)

DEPARTMENT ON AGING

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7900 - Department on Aging by increasing Capital Outlay by \$105,837 and reducing Other Charges by \$105,837, resulting in a tax levy impact of zero. This action will permit the department to purchase needed computer equipment offset by revenue contained in the State-County contract for Family Care. (1A024)(7-0)

DEPARTMENT OF HEALTH AND HUMAN SERVICES

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by denying the elimination of the Interim Disability Assistance Program (IDAP) and restoring the Economic Support Specialist position for that program.

Expenditures are increased \$679,447, including \$40,047 in personal services to restore one Economic Support Specialist position. Revenue is increased \$501,403 for a total tax levy increase in Org. Unit 8000 - Department of Health and Human Services of \$178,044. (1A027)(6-1)

2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by restoring expenditures and positions for the Delinquency and Court Services Division. The following actions are necessary to implement this amendment:

1. Deny the abolishment of one Clerical Assistant 1 for an increase of \$35,441.
2. Deny the abolishment of three Human Service Workers in Probation and

Org. Unit      Expenditures      Revenue of Bonds\*      Tax Levy

7900

7900

0

0

0

8000

8000

679,447

501,403

178,044

8000

602,145

602,145

0

3. Deny the abolishment of one Inlake Specialist CCC for the First Time Offender Program for an increase of \$52,711.
4. Increase expenditures for First Time Offender services by \$87,805.
5. Increase appropriations in Other Charges by \$150,000.
6. Increase revenues from Youth Aids by \$602,145.

This amendment will increase expenditures and revenues by \$602,145 for no net tax levy change. (1A028)(5-1)

DEPARTMENT OF HEALTH AND HUMAN SERVICES/POTAWATOMI REVENUE

14-11  
3. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit 1937 - Potawatomi Revenue by restoring funding for the First Time Juvenile Offenders Program (F1JOP) through an appropriation of Potawatomi revenue.

Approval of this amendment will increase expenditures in Org. Unit No. 1937 by \$191,320, resulting in a tax levy increase of \$191,320. Revenue and expenditures in Org. Unit 8000 - Department of Health and Human Services increase by \$191,320 for no tax levy impact in that budget. (1A029)(4-2)

| Org. Unit | Expenditures | Revenue<br>or Bonds* | Tax Levy |
|-----------|--------------|----------------------|----------|
| 8000/1937 |              |                      |          |
| 8000      | 191,320      | 191,320              | 0        |
| 1937      | 191,320      | 0                    | 191,320  |
|           | 382,640      | 191,320              | 191,320  |

S.A. 4  
1 Substitute  
Amendment  
8-17  
To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit No. 1937 - Potawatomi Revenue to fund the activities of the Milwaukee County Commission on Youth through an appropriation of \$20,000 of Potawatomi revenue in 2003.

13-12  
Approval of this amendment would increase expenditures in the Non-Departmental - Revenue Account, Org. Unit No. 1937 - Potawatomi Revenue by \$20,000, resulting in a net tax levy increase of \$20,000. Approval of this amendment would also increase expenditures and revenues in Org. Unit No. 8000 - Department of Health and Human Services by \$20,000, for no net tax levy impact in that budget. (1A032)(4-2)

5. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit 1937 - Potawatomi Revenue by adding \$350,000 for the Disabilities Services Division to continue to address lengthy waiting lists for persons with developmental

| Org. Unit | Expenditures | Revenue<br>or Bonds* | Tax Levy |
|-----------|--------------|----------------------|----------|
| 8000      | 350,000      | 350,000              | 0        |
| 1937      | 350,000      | 0                    | 350,000  |
|           | 700,000      | 350,000              | 350,000  |

disabilities who are seeking community-based care and services. Funding will be provided through an appropriation of Potawatomi revenue.

The following language would be added to the write-up for the Disabilities Services Division in Org. Unit No. 8000:

An appropriation of \$350,000 is provided for actions to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. This appropriation will enable the Division to draw down an additional \$225,000 in Federal Matching funds for a total of \$875,000. The Disabilities Services Division shall analyze the waiting list situation and develop a proposal for utilizing the \$350,000 to help address this problem. Options to be considered include rate increases for providers in order to ensure that existing adult family homes and community-based residential facilities remain fiscally solvent and/or actions that will result in an increased number of slots and providers in the community. The Division shall consult with Milwaukee disability advocates and organizers in formulating this proposal and shall present its proposal to the County Board for approval during the March 2003 committee cycle.

Approval of this amendment will increase expenditures in Org. Unit No. 1937 by \$350,000, resulting in a tax levy increase of \$350,000. Revenue and expenditures in Org. Unit 8000 - Department of Health and Human Services increase by \$350,000 for no tax levy impact in that budget. (1A0391(5-0))

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit No. 1937 - Potawatomi Revenue to restore funding for Community Relations - Social Development Commission through an appropriation of Potawatomi revenue.

\$67,247 is restored to Org Unit No. 8000 - Department of Health and Human Services to fund programs administered by Community Relations - Social Development Commission as follows:

|                           |                 |
|---------------------------|-----------------|
| Shelter Service Program   | \$20,952        |
| Victim Assistance Program | \$13,305        |
| State Head Start Program  | \$32,990        |
| <b>Total</b>              | <b>\$67,247</b> |

Expenditures in Org Unit No. 1937 - Potawatomi Revenue are increased by \$67,247, resulting in a tax levy increase of \$67,247. Revenue and expenditures

|                  |                     |                              |                 |
|------------------|---------------------|------------------------------|-----------------|
| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|------------------------------|-----------------|

|      |         |        |        |
|------|---------|--------|--------|
| 1937 | 67,247  | 0      | 67,247 |
| 8000 | 67,247  | 67,247 | 0      |
|      | 134,494 | 67,247 | 67,247 |

6. *HH*

in Org. Unit 8000 - Department of Health and Human Services increase by \$67,247 for no tax levy impact in that budget. (1A058)(4-3)

7. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by providing a \$150,000 appropriation for a Safe Homes pilot program.

The following language is added in the budget narrative of Org. Unit No. 8000:

A \$150,000 appropriation is included as seed-money to establish Safe Homes, a pilot program to provide fundamental community-based services to at-risk youth. Safe Homes would operate in five neighborhoods with high populations of at-risk youth, including three neighborhoods on the north side and two neighborhoods on the south side. This prevention program will target youth with emotional, developmental, social or other barriers that may place them at risk in their community.

Safe homes is predicated on the assumption that youth in areas with household incomes well below poverty level are exceptionally at risk of having poor physical and emotional health, being neglected or abused, performing poorly in the school system, exhibiting anti-social behavior and, ultimately, becoming involved in the criminal justice system. These youth have no financial or social resources to engage themselves in activities and environments which would enhance their well-being and allow them to avoid these at-risk situations.

To address this problem, Safe Homes will establish a series of 'homes' which will serve as havens for impoverished at-risk youth. These Safe Homes will serve as receptacles for community-donated food, clothing and other necessities; organized activities facilitated through volunteers with organizations such as the YMCA, YWCA and Boys and Girls Club; and social services through such entities as the Community Relations-Social Development Commission and various religious and social service organizations. It is also anticipated that law enforcement agencies will be involved in providing focused patrols and interaction with neighborhoods where the Safe Homes are located.

The Department of Health and Human Services is authorized and directed to work with other government and community agencies to develop a detailed implementation and operational plan for the Safe Homes pilot project as a public/private partnership project and present a report to the Health and Human Needs Committee for its April 2003 meeting. DHHS also is authorized and directed to pursue grants and/or other public/private contributions, including

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|--------------------------|-----------------|
| 8000             | 150,000             | 150,000                  | 0               |

matching corporate funds and matching funds from other governments such as the City of Milwaukee, to foster the development and future viability of the program.

Approval of this amendment increases expenditures in Org. Unit No. 8000 - Department of Health and Human Services by \$150,000. This expenditure is offset with an equal amount of State Youth Aids revenue which will be freed up by a reduction in budgeted State Department of Corrections charges for juveniles place in State custody. This reduction is based on the assumption that the investment of resources in "front-end" prevention programs will reduce the need for "back-end" institutional programs such as juvenile incarceration.

This amendment has no tax levy impact. (1A030)(6-0)

8. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services to restore full funding for the domestic violence program.

Approval of this amendment increases expenditures in Org. Unit No. 8000 - Department of Health and Human Services by \$7,500. Tax levy is increased \$7,500. (1A033)(5-1)

9. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by restoring expenditures and five positions for Disabilities Services Division, by denying the abolishment of five Human Service Worker positions and increasing the personal services budget by \$307,160, increasing the CIP 1B Waiver Expense account by \$3,658,869 and increasing the CIP 1B Waiver Revenue account by \$3,966,029 to offset the total expenditure increases. With the pending relocation of clients from the Jackson Center and Hearntside, the Disabilities Services Division will be relocating 100 additional clients. The retention of these positions will be critical for the Department to provide case management services to these clients.

Approval of this amendment increases personal service salary and wage accounts and CIP 1B Waiver expenditure accounts by \$3,966,029. This increase is covered by revenue of \$3,966,029 in CIP 1B Waiver Program revenues, resulting in no tax levy effect. (1A034)(6-0)

10. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by restoring

Org. Unit      Expenditures      Revenue of Bonds\*      Tax Levy

8000                      7,500                      0                      7,500

8000                      3,966,029                      3,966,029                      0

8000                      68,089                      68,089                      0

expenditures and a position for the Management Services Division, by denying the abolishment of one Associate Director Social Services - Operations and increasing the personal services budget by \$117,395. Of the increase in the personal services accounts, the department will seek reimbursement under the State Finance Assistance program for 58% of the salary (\$68,089) and the Vacancy and Turnover account will be increased by the remaining 42% of the salary (\$49,305). With the pending relocation of up to 100 staff from W-2 agencies and the possible relocation of the entire staff (over 200 positions) from the DHHS building at 12<sup>th</sup> and Vliet, the retention of this position has become critical for addressing the operational needs of the Department.

Approval of this amendment increases personal service salary and wage accounts, fringe benefit and social security accounts by \$123,833. This increase is covered by revenue in the Financial Assistance program and an increase in the department's vacancy and turnover account by \$52,010, resulting in no tax levy effect. (1A035)(6-0)

**DEPARTMENT OF HEALTH AND HUMAN SERVICES/DHHS-COUNTY HEALTH RELATED PROGRAMS**

11. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org Unit No. 7200 - Department of Health and Human Services - County Health Related Programs to restore three probation officers in Day Treatment and to restore funding for the Sports Authority. Funding for the restorations is achieved through a revision in the budgeted census at the Juvenile Correction Institutions (JCI).

Three Human Service Worker (HSW) positions are restored in Delinquency and Court Services. The positions will first be used to establish site-based probation services at the contracted Day Treatment sites. Positions not used at the Day Treatment sites will maintain caseloads at various schools, pending the establishment of agreements with respective school districts. The tax levy cost of these restorations is \$207,141.

To restore funding for the Sports Authority, the following language is added in the budget narrative of Org. Unit No. 7200:

\$200,000 is included for the Sports Authority for 2003. The Sports Authority will make an effort to target youth who have been involved in the juvenile justice system. The Division is directed to initiate a competitive bidding process to secure an outside entity to administer the Sports Authority in 2003. The tax

**Org. Unit Expenditures Revenue of Bonds Tax Levy**

|      |         |         |           |
|------|---------|---------|-----------|
| 8000 | 207,141 | 511,008 | (303,867) |
| 7200 | 200,000 | 0       | 200,000   |
|      | 407,141 | 511,008 | (103,867) |

levy cost of restoring the program is \$200,000.

The HSW and Sports Authority restorations are offset by a revision to the State Juvenile Corrections budget. State Department of Corrections charges for juveniles placed in State custody in the Juvenile Correction Institutions are reduced \$511,008 due to a reduction in the projected JCI census to 331.

Approval of this amendment reduces expenditures in Org Unit 8000 - Department of Health and Human Services by \$303,867, which accounts for the cost of three HSW position restorations offset by the reduction in JCI expenditures. Revenue and expenditures in Org. Unit 7200 - Department of Health and Human Services - County Health Related Programs increase by \$200,000. As a result, tax levy is reduced \$103,867. (1A055)(7-0)

12. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services by reducing appropriations for Building and Space Rental by \$500,000. This reduction is justified by the anticipated movement of all County personnel from W-2 agencies early in 2003, which is expected to significantly reduce rental payments. An appropriation of \$1.5 million had been included in the Recommended Budget for rental payments to W-2 agencies in 2003.

Adoption of this amendment would result in a tax levy decrease of \$500,000 from the amount contained in the Recommended Budget. (1A069)(7-0)

**DEPARTMENT OF PARKS**

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks by deleting the following language and referring the item to the appropriate policy committee(s) of the County Board (Parks, Energy and Environment)

~~The Friends have been discussing with the County the possibility of having the Friends assume many of the responsibilities for maintenance and operations of the Center. It has been to occur, it is expected that most expense and revenues associated with the Center's operations would shift from the County to the Friends. An agreement between the Friends and County would be structured so that the Friends would provide relief for the County's debt service cost for construction of the Center. The County and Friends will continue to explore these potential changes in the operations of the Education and Visitors Center, and any recommended resolution of these discussions, including any~~

Org. Unit      Expenditures      Revenue      Tax Levy  
or Bonds\*

|      |           |   |           |
|------|-----------|---|-----------|
| 8000 | (500,000) | 0 | (500,000) |
| 9000 |           |   |           |
| 9000 | 0         | 0 | 0         |

~~needed changes to the approved Memorandum of Understanding will be presented to the County Executive and County Board for consideration and final review and approval. (1A009)(7-0)~~

DEPARTMENT OF PARKS/DPW-ADMINISTRATION

S.A. (2) To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks (page 9000-6) and Org. Unit No. 5800 - Department of Public Works - Administration (page 5800-4) by deleting the reference to consolidation of the Parks Department and Department of Public Works as follows and referring the item to the appropriate policy committee(s) of the County Board. (Parks, Energy and Environment; Transportation, Public Works and Transit)

~~The Department of Public Works and Parks Department will pursue an initiative to examine the potential for the consolidation of these departments. (1A039)(7-0)~~

24-1  
S.A. (3) To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks by appropriating an additional \$62,932 for two Physical Fitness Instructors at Kosciuszko and Dr. Martin Luther King, Jr. Community Centers. This would be accomplished by deleting the language on page 9000-8 as follows:

~~\$ (62,932) Abolish 2 Physical Fitness Instructors~~

~~In 2003, the hours for the Community Centers are reduced to being operational from noon to 8 p.m. This results in the abolishment of two Physical Fitness Instructors for a tax levy savings of \$62,932.~~

Adoption of this amendment will result in a tax levy increase of \$62,932 over the amount requested in the County Executive's budget. (1A040)(4-3)

DEPARTMENT OF PARKS/DEPARTMENT OF AUDIT

4 To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks and Org. Unit No. 1001 - Department of Audit by directing the Department of Audit to conduct a performance audit on the profitability of the Parks Department's concessions operation. The following language shall be added to the budget narrative:

11-14

Org. Unit Expenditures Revenue or Bonds Tax Levy

9000/5800

9000 0 0 0  
5800 0 0 0

9000 62,932 0 62,932

9000/1001

9000 0 0 0  
1001 0 0 0

Based on recommendations provided in the Management Structure Review of the Department of Parks, which was conducted by the Department of Audit, and the recommendations contained in the Legislative Audit Bureau's review of Milwaukee County, the Parks Department's concessions operation, particularly at some golf courses, is unprofitable and, therefore, should be further examined.

A more in-depth review of the Parks Department's concessions operation by the Department of Audit would assist the County Board in determining the future of this operation. If appropriate, any recommendations provided by the Department of Audit could be used to develop a request for proposals for the privatization of the concessions operation.

Adoption of this amendment will result in zero tax levy increase. (1A041)(4-3)

5. 194

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks by establishing a non-resident fee at Milwaukee County's golf courses. This would be accomplished by the following:

- Increase golf permit fees for non-residents by \$3.00 per round for a revenue increase of \$189,206.

Adoption of this amendment will increase golf course revenues by \$189,206, which will result in a tax levy decrease of \$189,206. (1A043)(5-2)

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks, by providing an appropriation of \$5,382 to fund two staff positions and an hourly rental fee that will allow the gymnasium at Kosciuszko Park to remain open until 9:00 p.m. for organized, indoor youth soccer league play on Saturdays during the months of January and February of 2003.

178

6.

Adoption of this amendment will result in a net tax levy increase of \$5,382. (1A044)(6-1)

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks by modifying the Budget Highlight appearing on page 9000-8 relating to weekend golf rates as follows:

7. 211

**Org. Unit Expenditures Revenue or Bonds\* Tax Levy**

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy  |
|-----------|--------------|-------------------|-----------|
| 9000      | 0            | 189,206           | (189,206) |
| 9000      | 5,382        | 0                 | 5,382     |
| 9000      | 0            | 0                 | 0         |

Org. Unit Expenditures Revenue of Bonds Tax Levy

Page 47

In 2003, weekend golf rates will include Fridays, which results in increased revenue of \$175,000. Senior citizens groups that utilized County golf courses for group outings on Fridays in 2002 shall continue to be charged the weekday rate for such Friday outings.

This amendment would have no tax levy effect. (1A045)(7-0)

8. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 -- Department of Parks by deleting the following language and referring the item to the appropriate policy committee(s) of the County Board (Parks, Energy and Environment)

~~In 2003, the Parks Department will continue discussions with the City of Milwaukee regarding combining services at one another's Greenhouse and Nurseries for potential savings. The Parks Department will also evaluate the benefit from purchasing items from the City of Milwaukee rather than private vendors for potential savings. (1A046)(7-0)~~

9. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 -- Department of Parks by adding the following language to Page 9000-13 to reflect the payment by the City of South Milwaukee towards the operation of the Grobschmidt pool in 2002.

SPONSORSHIPS OF PARK OPERATIONS

|                                  | 2001 | 2002     |
|----------------------------------|------|----------|
| South Milwaukee Grobschmidt Pool | \$ 0 | \$15,000 |

This amendment would have no tax levy impact. (1A047)(7-0)

10. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 -- Department of Parks by initiating various position actions which will provide for more efficient Parks operations, greater public access and more frontline workers. This would be accomplished by the following:
- Abolish one position of Administrative Specialist (Park) NR for a tax levy decrease of \$37,621; and
  - Abolish one position of Administrative Assistant 1 Parks for a tax levy decrease of \$37,480; and
  - Abolish one Park Unit Coordinator 2 Concessions for a tax levy decrease of \$48,658; and
  - Reduce the vacancy and turnover deduction in Parks Concessions by

|      |   |   |   |
|------|---|---|---|
| 9000 | 0 | 0 | 0 |
|------|---|---|---|

- \$22,001 to provide for more front-line seasonal staff for a tax levy increase of \$22,001; and
- Reduce the unemployment compensation allocation by \$41,000 for a tax levy decrease of \$41,000; and
- Deny the abolishment of two positions of Office Assistant 3 for a tax levy increase of \$68,078; and
- Deny the abolishment of one position of Budget Manager – Parks for a tax levy increase of \$74,680; and
- Amend the Safety and Training Specialist and Planning Analyst 3 (NR) position actions to read "Abolish When Vacant" instead of "Abolish" for no tax levy impact.

Adoption of this amendment will result in no tax levy effect. (1A070)(7-0)

11. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by increasing revenues \$52,800 by reducing the golf discount card fee for non-residents to \$20 for one year, \$40 for two years, and \$50 for three years from January 1, 2003 through May 31, 2003. These fees do not include Brown Deer Park's golf course.

Adoption of this amendment will result in a tax levy decrease of \$52,800. (1A071)(7-0)

12. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by deleting the following language and referring the item to the appropriate policy committees of the County Board (Parks, Energy and Environment, Intergovernmental Relations)

~~Due to significant public concern about the deterioration of Milwaukee County Parks, changes to the Parks Department are recommended to begin in 2003. This is also in recognition of the concern raised in the 1996 report issued by the Milwaukee County Commission for the 21st Century which stated that "County government has difficulty in just maintaining the present park system. It faces a huge challenge in meeting the needs of the future, but it must react." The changes are intended to counter the fact that over the past ten years the proportionate share of property tax levy allocated to the Parks Department has steadily declined. In reaction to these issues, the Parks Department has created the Department of Administrative Services and County Board staff are directed to create the framework for transferring the Parks Department to a Park District headed by an independently elected board of non-paid Park Commissioners that would be directly accountable to the public. The departments are directed~~

**Org. Unit      Expenditures      Revenue or Bonds\*      Tax Levy**

9000                      0                      52,800                      (\$52,800)

9000                      0                      0                      0

to report back to the County Executive and the County Board Parks, Energy and Environment Committee by the June 2003 cycle of the County Board for inclusion in the 2004 Recommended Budget.

Corresponding to the policy initiative, the County Executive Office of Intergovernmental Relations is directed to achieve the necessary change in state law that allow for the change. It is the intention of the County Executive that legislation creating the Park District should be drafted in a manner to ensure that there would be no overall increase in tax burden as a result of the tax district creation. The legislation could require that for the first year of existence, any tax levy imposed by the Park District to fund the parks would have to be offset dollar for dollar by a corresponding cut in the County's overall tax levy. The net result would be no increase in the overall tax burden upon County residents due to the creation of a Park District. Beginning in 2004, the funding for the Parks Department would shift from Milwaukee County to the independently elected Park District as a separate taxing authority, removing funding for the Parks from ongoing fiscal constraints faced by Milwaukee County. (1A011)(7-0)

13. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks, by increasing expenditures \$34,000 to keep the Martin Luther King, Jr. Community Center open until 8:00 p.m. on Saturdays.

Adoption of this amendment will result in a tax levy increase of \$34,000. (1A074)(5-2)

**MILWAUKEE COUNTY UNIVERSITY EXTENSION SERVICE**

S.A. (1) To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9910 - Milwaukee County University Extension Service by appropriating an additional \$144,067 in tax levy to continue the contract with the Board of Regents of the University of Wisconsin System for 2003. Any reference to the abolishment of positions will be eliminated.

on budget amendment  
 on budget amendment  
 on budget amendment  
 12-13  
 15-10 / 16-98  
 change

Org. Unit      Expenditures      Revenue or Bonds\*      Tax Levy

|      |         |         |         |
|------|---------|---------|---------|
| 9000 | 34,000  | 0       | 34,000  |
| 9910 | 260,056 | 115,989 | 144,067 |

COUNTY-WIDE - OPERATING BUDGETS

Org. Unit Expenditures Revenue or Bonds\* Tax Levy

Page 50

1. To amend the County Executive's 2003 Recommended Budget for all Departmental Org Units by adding the following language to the narrative for all departmental budgets:

Each department is directed to revise their Outcomes Measures to reflect their 2003 budgeted resources, if changes are needed, consistent with the Milwaukee County Mission and Vision statements. Each department shall report its Outcomes Measures directly to the County Board by March 1, 2003.

This reporting requirement will complement the existing framework under which departments report year-end performance information for the previous year by March 1 of each year, which is then compiled by the Department of Administration and submitted as a report to the County Board by May 1 of each year. Submission of revised outcomes by March 1, at the same time departments submit year-end performance information, will allow for early review to maximize the time in 2003 when the revised outcomes measures will be in effect. Approval of this amendment will have no tax levy impact. (1A065)(7-0)

To amend the County Executive's 2003 Recommended Budget by eliminating the language appearing in all departmental budgets authorizing a 3% salary reduction for all County managers in the Executive Compensation Plan as follows:

Various 0 0 0

The 2003 Budget reflects a zero wage increase, plus a salary reduction equal to three percent (3%) for all County managers in the Executive Compensation Plan (ECP). For 2003, all personal service contracts with ECP employees are eliminated, including the provision for 90-day notice upon termination. In addition, the 2003 Budget reflects a zero wage increase for all non-represented County employees with salaries of \$50,000 or more.

The Department of Administrative Services has estimated that the savings associated with the 3% salary reduction for ECP employees total \$428,760. Salary amounts for ECP employees are not decreased in departmental budgets to reflect the 3% reduction. Instead, those savings are reflected in departmental budgets as increases in lump sum salary reduction accounts.

2.

This amendment does not authorize a reduction of lump sum salary reduction amounts in departmental budgets to reflect elimination of the 3% salary reductions for ECP employees. Consequently, departments will have to absorb the increased lump sum salary amounts without a corresponding 3% savings in ECP salaries. As a result, there is no property tax levy impact associated with this amendment.

The intent of this amendment is to allow departments to absorb costs associated with elimination of the 3% ECP salary reduction within their overall budgets, and not only within their personal services accounts. As a result, the Department of Administrative Services is authorized to process transfers between various departmental accounts for those departments that wish to utilize other sources of funding to offset increased personal services costs besides the lump sum salary reduction. (1A072)(6-1)

S.A. (3) To amend the County Executive's 2003 Recommended Budget for all  
 1 Substituted Departmental Org Units by adding the following language to the narrative for all  
 departmental budgets:

Amendment  
 12-73  
 8-17

All currently vacant positions which are in the Executive Compensation Plan (ECP) shall require a two-thirds vote of the County Board before they can be filled in 2003. ECP positions located in the County Board (Org. 1000) and the County Executive's Office (Org. 1011) are exempt from this requirement. In addition, executive appointments to vacant ECP positions which otherwise require confirmation by the County Board are exempt from this requirement. This policy will require a review process before filling County management positions which could achieve a significant salary savings during the year to offset other unbudgeted costs that may occur.

Approval of this amendment has no tax levy impact. (1A073)(5-2)

| Org. Unit | Expenditures | Revenue of Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
| Various   | 0            | 0                 | 0        |

**II. AMENDMENTS TO CAPITAL BUDGET**

**CAPITAL**

1. To amend the County Executive's 2003 Recommended Capital Improvements Budget by deleting the following language from page 4 and referring the item to the Finance and Audit Committee and also deleting any reference elsewhere in the capital budget regarding a public referendum requirement.

**Public Referendum Requirement for New Capital Projects  
Exceeding \$1 Million**

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>of Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|------------------------------|-----------------|
| All              | 0                   | 0                            | 0               |

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~~Beginning in 2003, any new capital project exceeding a \$1 million County commitment will require a public referendum to authorize the project's financing. Although the 2003 Recommended Capital Budget does not contain any projects that require a referendum in 2003, there may be projects in the future that will require such a referendum for approval. For example, capital project MH228 - North Shop, recommended for planning in 2003, requires a County commitment of over \$5.8 million for the construction of a new facility for Fleet Management and Highway Maintenance. In order for the project to proceed to construction as part of the 2004 Adopted Capital Improvements Budget, a public referendum would need to be held in 2004 prior to authorizing the project's financing.~~

~~The referendum schedule would have to be coordinated with the County's budget and financing schedule. Adopted capital projects meeting the referendum criteria would be submitted to referendum at the following spring primary or spring election. Projects subjected to referendum could not be financed unless and until the referendum approval was later obtained.~~

~~Section 50.52 (2b) of the Wisconsin Statutes authorizes the County Board to "enact a countywide referendum... for the purpose of ratifying or validating a resolution or ordinance enacted by the Board contingent upon approval in the referendum." The authority would need to be included in the initial resolution making it effective only if approved by the electors at a referendum. (1B003)(7-0)~~

PARKS INFRASTRUCTURE IMPROVEMENTS

1. ~~1510~~

To amend the County Executive's 2003 Recommended Capital Improvements Budget for WP411 - Parks Infrastructure Improvements by appropriating \$500,000 in general obligation bonds to be used for additional parks infrastructure projects. The Parks Director will determine which projects of highest priority should be funded with the additional \$500,000.

Adoption of this amendment would result in an increase of \$500,000 in general obligation bonding for the Parks Department over the amount in the County Executive's Recommended Capital Improvements Budget. (1B001)(6-1)

| Orig. Unit | Expenditures | Revenue or Bonds* | Tax Levy |
|------------|--------------|-------------------|----------|
| 1400       |              |                   |          |
| WP411      | 500,000      | 500,000*          | 0        |

2. 1510

To amend the County Executive's 2003 Recommended Capital Improvements Budget by appropriating \$50,000 for planning and initial reconstruction activities in Martin Luther King, Jr. Park to improve its safety and increase its use.

Within King Park are a number of berms and other physical features that create a natural screening from the street and sidewalk, which produces a safety problem for park users. In order to regrade the park properly, the picnic shelter, parking lot, ball fields and various utilities may need to be demolished and/or relocated. Therefore, this initial \$50,000 appropriation would allow planning for construction to occur in 2003.

It is possible that some of the \$50,000 could be used for demolishing the picnic shelter and an adjacent berm in 2003. Estimates for construction will be completed during the planning phase.

|       |        |         |   |
|-------|--------|---------|---|
| WP038 | 50,000 | 50,000* | 0 |
|-------|--------|---------|---|

Adoption of this amendment would result in an increase of \$50,000 in general obligation bonding for the Parks Department over the amount in the County Executive's Recommended Capital Improvements Budget. (1B002)(6-1)

5.A. (3) ~~178~~  
 1 Substrate  
 Amendment  
 Natural  
 178

To amend the County Executive's 2003 Recommended Capital Improvements Budget for WP017 - Countywide Trail and Hard Surface Replacement Program, by appropriating \$250,000 in general obligation bonds to be used for additional hard surface repair projects. The Parks Director will determine which projects of highest priority should be funded with the additional \$250,000.

Pending an agreement between the Wisconsin Correctional Service (WCS) and the Parks Department, the Department will employ participants of the WCS asphalt training program to repair the trail and hard surface projects funded by

|       |         |          |   |
|-------|---------|----------|---|
| WP017 | 250,000 | 250,000* | 0 |
|-------|---------|----------|---|

this additional appropriation.

The asphalt training program is funded through the Private Industry Council. Therefore, the Parks Department will not be required to fund labor costs that would otherwise be incurred through the use of Parks Department employees.

Adoption of this amendment would result in an increase of \$250,000 in general obligation bonding for the Parks Department over the amount in the County Executive's Recommended Capital Improvements Budget: (1B007)(5-2)

**HOUSE OF CORRECTION**

1. To amend the County Executive's 2003 Recommended Capital Improvements Budget by adding \$105,000 to purchase two new pieces of printing equipment for the House of Correction print shop, including an AB Dick 995 Two Color Press or Ryobi 3302 for \$65,000 and a Digital PlateMaster 2340 for \$40,000.

The 2003 Capital Improvement Budget includes funding to complete construction of the House of Correction Industries Building, Project WJ015. The Industries Building will provide program space for the rehabilitation and skills training of incarcerated individuals including expansion of the HOC's successful print shop. Construction is slated to be completed in Fall 2003.

This amendment would provide funding to purchase two pieces of equipment for the new print shop space and allow the program to bid on more lucrative printing jobs, such as community newsletters from Oak Creek, Cudahy, South Milwaukee and Greenfield. The equipment would also allow the HOC to bid on printing of park and recreational programs for these cities.

It is estimated that the cost of this equipment could be recouped within four years based on the expected additional revenue. In addition, the inmates trained on this equipment would have more marketable skills since the demand for works experienced in using these pieces of equipment is high.

This amendment will increase bonding by \$105,000. (1B005)(4-3)

**Org. Unit      Expenditures      Revenue or Bonds\*      Tax Levy**

|       |         |          |   |
|-------|---------|----------|---|
| 1800  |         |          |   |
| WJ015 | 105,000 | 105,000* | 0 |

15-10

**OTHER COUNTY AGENCIES**

178

To amend the County Executive's 2003 Recommended Capital Improvements Budget for W/O029 - Milwaukee County Historical Society Restoration by appropriating \$300,000 in general obligation bonds for pre-construction design (including the appropriate bid documents). This would allow the Department of Public Works to hire a firm that would begin design work for eventual restoration of the Historical Society's building.

Concurrently, appropriate County staff is directed to initiate due diligence procedures with the County Historical Society for its private funding raising commitment.

Adoption of this amendment would result in an increase of \$300,000 in general obligation bonding for the Milwaukee County Historical Society Restoration over the amount in the County Executive's Recommended Capital Improvements Budget. (1B006)(4-3)

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy |
|-----------|--------------|-------------------|----------|
| 1850      |              |                   |          |
| W/O029    | 300,000      | 300,000*          | 0        |

Page 55

AMENDMENT #1, COUNTY-WIDE TOTAL THROUGH 10/30/02

\$15,892,422 \$ 9,894,370 \$ 4,793,052  
1,205,000\*

AMENDMENT #2, ACTIONS THROUGH 10/30/02

\$ 49,235 \$ 13,602 \$ 35,633

APPROVED BY FINANCE COMMITTEE THROUGH 10/30/02

\$15,941,657 \$ 11,112,972 \$ 4,828,685

**III. SPECIAL LEVIES AND CHARGES**

Separate County Board action is required on the following resolution:

\$839,790 special levy for Southeastern Wisconsin Regional Planning Commission (File No. 02-414)

\* General Obligation Bond financing adjustment to the County Executive's 2003 Capital Improvements Recommended Budget.

STATE EXEMPT COMPUTER AID

1900-2202

See amendment located on page 23.

**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 4 causes that tax levy amount to change, then the computer tax exemption revenue total will be recalculated by the Department of Administration 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.

*Richard D. Nykewicz*  
Richard D. Nykewicz, Finance Committee Chairman

*Rayan P. McCue*  
Rayan P. McCue, Finance Committee Vice-Chairperson

*Roger Quindel*  
Supervisor Roger Quindel

*Jim Schmitt*  
Supervisor Jim Schmitt

*Elizabeth Groggs-Jones*  
Supervisor Elizabeth Groggs-Jones

*Michael Mayo Sr.*  
Supervisor Michael Mayo Sr.

*Joseph L. Davis, Sr.*  
Supervisor Joseph L. Davis, Sr.

**Separate action** was requested on the following items:

**I. AMENDMENTS TO OPERATING AND NON- DEPARTMENTAL BUDGETS**

**Org. Unit 1000 – County Board**

**Org. Unit 1000 and 1020 – County Executive Intergovernmental Relations**

**Org. Unit 1001 – Department of Audit**

**Org. Unit 1011 – County Executive – General Office**

Org. Units 1020, 3090, 3270 and 3400 – County Executive – Intergovernmental Relations, County Treasurer, County Clerk and Register of Deeds

Org. Unit 1130 – Corporation Counsel

Org. Unit 1140 – Department of Administrative Services – Human Resources

Org. Units 1140 and 1937 – Department of Administrative Services – Human Resources and Potawatomi Revenue

Org. Unit 1151 – Department of Administrative Services – Fiscal Affairs

Org. Unit 1180 – Department of Administrative Services – Economic Development

Org. Units 1900, 2903 and 1945 – County Sales Tax Revenue and Appropriation For Contingences

Org. Unit 1937 – Potawatomi Revenue

Org. Unit 1945 – Appropriation For Contingencies

Org. Unit 1950 and 9000 – Employee Fringe Benefits and Department of Parks

Org. Units 4000,5300,5700,6300 and 9000 – Sheriff, DPW – Fleet Management Facilities, DHHS Behavioral Health and Department of Parks

Org. Unit 4300 – House of Correction

Org. Unit 4900 – Medical Examiner

Org. Unit 5600 – Milwaukee County Transit/Paratransit

Org. Units 5600 and 2000 – DPW Transit/Paratransit and Combined Court Related Operations

Org. Units 6300 and 1937 – DHHS Behavioral- Health and Potawatomi Revenue

**Org. Units 7200 and 1937 – Department of Health and Human  
Services – County Health Related Programs and Potawatomi  
Revenue**

**Org. Unit 8000 – Department of Health and Human Services**

Org. Units 8000 and 1937 – Department of Health and Human Services and Potawatomi  
Revenue

**Org. Units 9000 and 5800 – Department of Parks and DPW Administration**

**Org. Units 9000 and 1001 – Department of Parks and Department of Audit**

**Org. Unit 9910 – Milwaukee County University Extension Service**

**I. AMENDMENTS TO CAPITAL BUDGET**

**Org. Unit 1400 – Parks Infrastructure Improvements – WP411, WP038 and WP017**

**Org. Unit 1800 – House of Correction – WJ015**

**Org. Unit 1850 – Other County Agencies WO02**

**I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS**

**Org. Unit 1000 – County Board**  
By Supervisor McDonald

**Substitute Amendment No. 1**

**To**

**Amendment No. 1A504, Org. Unit 1000**

4-21

By Supervisor McDonald  
 Substitute Amendment No. 1  
 to  
 Amendment No. 1A054, Org. Unit 1000

To amend the County Executive's 2003 recommended budget as follows:

| Description  | Org.<br>Unit<br>No. | Increase (or Decrease) |                      |             |
|--------------|---------------------|------------------------|----------------------|-------------|
|              |                     | Expenditure            | Revenue<br>or Bonds* | Tax Levy    |
| County Board | 1000                | (\$963,216)            | \$ 0                 | (\$963,216) |

To amend the County Executive's 2003 Recommended Budget for Org. Unit 1000, County Board, by reducing the salaries for County Board Supervisors, including the Board Chairman, from the current \$52,227 for Supervisors and \$72,960 for Board Chairman, to \$15,668 annually. This represents reductions of seventy percent (70%) for Supervisors and seventy-eight percent (78%) for the County Board Chairman. The salary savings for all positions of County Board Supervisors, including County Board Chair, is \$934,708 plus the cost of FICA, \$71,486, partially offset by the recommended 3% FCP reduction of \$39,924 plus FICA of \$3,054 contained in the recommended budget, for a total net tax levy savings of \$963,216.

|   |      |      |      |      |
|---|------|------|------|------|
| Note: Finance Committee change to County Executive's Budget | 1000 | \$ 0 | \$ 0 | \$ 0 |
|---|------|------|------|------|

|  |  |             |      |             |
|--|--|-------------|------|-------------|
| Fiscal Effect of this amendment compared to the Finance Committee Recommendation |  | (\$963,216) | \$ 0 | (\$963,216) |
|--|--|-------------|------|-------------|

\* Finance Committee change to the County Executive's Recommended Budget reversed the 3% reduction to the salaries for County Board Supervisors and increased the personal services lumpsum reduction for no tax levy increase.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

V:\BJOGET\DOC\BUDGET\BUDGET\AMNDMNTS\2003\SUBSTITUTE\SUBSTITUTE AMENDMENT 1000 SALARIES.DOC

①

Thereupon, **SUBSTITUTE AMENDMENT No. 1 to Org. Unit 1000 WAS NOT ADOPTED** by the following vote:

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

Thereupon, **AMENDMENT No. 1 to Org. Unit 1000 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Broderick, Coggs-Jones, Davis, Johnson, W., Drug, Mayo, Nyklewicz, Weishan, White and the Chairman – 13 **NOES:** Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson, T., Lutzka, McCue, McDonald, Quindel, Schmitt, Zielinski – 12

Supervisor Agnos **MOVED RECONSIDERATION of the motion by which Amendment No. 1 WAS ADOPTED** by the following vote:

Thereupon, **the motion to RECONSIDER FAILED** by the following vote:

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

Org. Units 1000 and 1020 – County Board and County Executive – Intergovernmental Relations

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1000 – County Board and 1020 – County Executive Intergovernmental Relations by transferring the Division of Intergovernmental Relations to the County Board.

Thereupon, **Section 2 to Org. Units 1000 and 1020 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 20 **NOES:** Bailey, Cesarz, Endries, Johnson T., McDonald - 5

**Section 3.** To amend the county Executive Recommended 2003 Budget for Org. Unit 1000 County Board, by restoring the Legislative Aide hours to 35 hours from the recommended 30 per week resulting in a tax levy increase of \$92,650 (1A042)(5-2)

Thereupon, **Section 3 to Org. Units 1000 and 1020 WAS ADOPTED** by the following vote:

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

**Org. Unit 1001- Department of Audit**

**Section 1.** To amend the County Executive 2003 Recommended Budget for Org. Unit No 1001 – Department of Audit by deleting specific language and referring the items to the appropriate policy committee(s) of the County Board. (See previous scanned documents)

Thereupon, **Section 1 to Org. Unit 1001 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executives’ 2003 Recommended Budget for Org. Unit No – 1001 – Department of Audit by reducing the Department’s lump sum salary reduction by \$59,000 (from \$390,448 to \$331,448).

Thereupon, **Section 2 to Org. Unit 1001 WAS ADOPTED** by the following vote:

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

**Org. Unit 1011- County Executive – General Office**

**Section 1.** To amend the County Executives 2003 Recommended Budget for Org. Unit No. 1011 – County Executive – General Office by deleting specific language. (see previous scanned documents)

Thereupon, **Section 1 to Org. Unit 1011 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executives 2003 Recommended Budget for Org. Unit No. 1011 - County Executive – General Office by deleting specific language ( see previous scanned documents)

Thereupon, **Section 2 to Org. Unit 1011 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson T., Johnson W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt,

Weishan, White and the Chairman - 20 **NOES**: Cesarz, Endries, McCue, McDonald, Zelinski – 5

**Org. Units 1020, 3090, 3270 and 3400**

Thereupon, **Amendment 1 to Org. Unit 1020, 3090, 3270 WAS ADOPTED** by the following vote:

**AYES**: Agnos, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Krug, Lutzka, Mayo, McCue, McDonald Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 18 **NOES**: Aldrich, Bailey, Endries, Johnson T., Johnson W., – 5

**Org. Units 1130**

Thereupon, **Amendment 1 to Org. Unit 1130 WAS ADOPTED** by the following vote:

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

**Org. Unit 1140**

Thereupon, **Amendment 1 to Org. Unit 1140 WAS ADOPTED** by the following vote:

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

**Org. Unit 1140**

Thereupon, **Amendment 1 to Org. Unit 1140 WAS ADOPTED** by the following vote:

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

**Org. Units 1140 and 1937**

**Section 1.** To amend the County Executives 2003 Recommended Budget by amending Org. Unit 1140 – Department of Administrative Services – Human Resources and Org. Unit No.1937 – Potawatomi Revenue in order to restore an appropriation of \$322,704 of Potawatomi revenue for the continuation of the Youth Employment Program in 2003.

Thereupon, **Section 1 to Org. Units 1140 and 1937 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Mayo, Zelinski and the Chairman - 11 **NOES:** Bailey, Borkowski, Cesarz, Endries, Johnson T., Krug, Lutzka, McCue, McDonald Nyklewicz, Quindel, Schmitt, Weishan, White, -14

Thereupon, Supervisor Lutzka **MOVED TO RECONSIDER the vote by which Section 1 to Org. Units 1140 and 1937 WAS ADOPTED**

Thereupon, **the motion TO RECONSIDER Section 1 to Org. Units 1140 and 1937 WAS APPROVED** by the following vote:

**AYES:** Aldrich, Bailey, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Endries, Johnson W., Lutzka, Mayo, McCue, Quindel, Weishan, White, Zelinski and the Chairman - 17 **NOES:** Agnos, Borkowski, Diliberti, Johnson T., Krug, McDonald Nyklewicz, Schmitt - 8

Thereupon, **Section 1 to Org. Units 1140 and 1937 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, Broderick, Coggs-Jones, Davis, Johnson W., Mayo, Nyklewicz, Quindel, White, and the Chairman - 11 **NOES:** Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, Lutzka, McCue, McDonald, Schmitt, Weishan, Zelinski - 12 **ABSENT:** Agnos - 1

**Section 2.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1140 – Department of Administrative Services – Human Resources by deleting specific language and referring the items to the appropriate policy committee(s) of the County Board.

Thereupon, **Section 2 to Org. Units 1140 and 1937 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson W., Johnson T., Krug, Lutzka, Mayo, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 24 **NOES:** McCue- 1

**Section 3.** To amend the County Executives 2003 Recommended Budget for Org. Unit No. 1140 – Department of Administrative Services – Human Resources by deleting specific language and referring the items to the appropriate policy committee(s) of the County Board.

Thereupon, **Section 3 to Org. Unit 1140 and 1937 WAS ADOPTED** by the following vote:

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

**Org. Unit 1151**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1151 – Department of Administrative Services – Fiscal Affairs by deleting specific language and referring the item to County Board and DAS – Fiscal Affairs staff.

Thereupon, **Section 1 to Org. Unit 1151 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No 1151 – Department of Administrative Services – Fiscal Affairs by deleting specific language and referring the item to the appropriate policy committee(s) of the County Board.

Thereupon, **Section 2 to Org. Unit 1151 WAS ADOPTED** by the following vote:

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

**Org. Unit 1180**

Thereupon, **Amendment 1 to Org. Unit 1180 WAS ADOPTED** by the following vote:

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

**Org. Units 1900, 2903 and 1945**

Thereupon, **Amendment 1 to Org. Units 1900, 2903 and 1945 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Coggs-Jones, Davis, Diliberti, Johnson W., Mayo, McCue Nyklewicz, and the Chairman – 8 **NOES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, DeBruin,

Endries, Johnson T., Krug, Lutzka, McDonald Quindel, Schmitt, White, Weishan Zelinski – 17

Supervisor Diliberti asked Council Chair for a recess

The Board reconvened at 1:36 P.M with Supervisor Holloway in the chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis DeBruin, Diliberti, Endries, T. Johnson, W. Johnson, Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 25 **ABSENT** - 0

**Org. Unit 1937**

Thereupon, **Amendment 1 to Org. Unit 1937 WAS ADOPTED** by the following vote:

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

**Org. Unit 1945**

Thereupon, **Amendment 1 to Org. Unit 1945 FAILED TO BE ADOPTED** by the following vote:

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

**Org. Units 1950 and 9000**

Thereupon, **Amendment 1 to Org. Units 1950 and 9000 WAS ADOPTED** by the following vote:

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

**Org. Units 4000, 5300, 5700, 6300, and 9000**

Thereupon, **Amendment 1 to Org. Units 4000, 5300, 6300 and 9000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Agnos, Bailey, Borkowski, Broderick, Davis, Johnson W., Lutzka, Mayo, Schmitt, Weishan, Zelinski and the Chairman - 12 **NOES:** Aldrich, Cesarz, Coggs-Jones, DeBruin, Diliberti, Endries, Johnson T., Krug, McCue, McDonald Nyklewicz ,Quindel, White – 13

Thereupon, Supervisor T. Johnson **MOVED TO RECONSIDER the vote by which Amendment No. 1 to Org. Units 4000, 5300, 6300 and 9000 FAILED TO BE ADOPTED**

Thereupon , **the motion TO RECONSIDER Amendment 1 to Org. Units 4000, 5300, 6300 and 9000 WAS ADOPTED** by the following vote:

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

Thereupon, **Amendment 1 to Org. Units 4000, 5300, 6300 and 9000 UPON RECONSIDERATION FAILED TO BE ADOPTED** by the following vote

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

**Org. Unit 4300**

**Section 1.** To amend the County Executive's 2003 Recommend Budget for Org. Unit No.4300 – House of Correction by restoring funding and positions for the farm and fish hatchery programs by taking the following actions:

- a) Deny the abolishment of three Corrections Officers Agriculture and one Correction Officer Lieutenant Program Facilities for an increase of \$232,188 in Personal Services
- b) Increase Services and Commodities by \$95,015
- c) Increase abatements by \$86,730

Thereupon, **Section 1 to Org. Unit 4300 FAILED TO BE ADOPTED** by the following vote:

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

**Section 2.** to amend the County Executives 2003 Recommended Budget for Org. Unit No. 4300 House of Correction by providing \$28,668 as the 25% local match required to continue receiving Adult Education and Family Literacy Act (AEFL) funds used to provide basic skills/ GED programming at the House of Correction.

Thereupon, **Section 2 to Org. Units 4300 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Mayo, Quindel, Schmitt, Weishan, White Zelinski and the Chairman - 16 **NOES:** Borkowski, Cesarz, Endries, Johnson T., Krug, Lutzka, McCue, McDonald Nyklewicz , - 9

#### **Org. Unit 4900**

Thereupon, **Amendment 1 to Org. Units 4900 WAS ADOPTED** by the following vote:

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

#### **Org. Unit 5600**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 - Milwaukee County Transit/ParaTransit by adding the following route modification: Route 35 - add service south of Howard Ave on weekdays during the A.M. peak (6 - 9 a.m.). This route modification increases operating costs \$45,900, offset with Transit revenue of 10,600, resulting in a net tax levy increase of \$35,300 (1A008)(4-2)

Thereupon, **Section 1 to Org. Units 5600 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executive's 2003 Recommend Budget for Org. Unit 5600 - Department of Public Works - Transit/ParaTransit System by resorting funding for Route 83 Courthouse Shuttle.

Thereupon, **Section 2 to Org. Units 5600 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Broderick, Borkowski, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White Zelinski and the Chairman - 25 **NOES:** - 0

#### **Org. Units 5600 and 2000**

Thereupon, **Amendment 1 to Org. Units 5600 and 2000 WAS ADOPTED** by the following vote:

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

**Org. Units 6300 and 1937**

Thereupon, **Amendment 1 to Org. Units 6300 and 1937 WAS ADOPTED** by the following vote:

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

**Org. Units 7200 and 1937**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 – Department of Health and Human Services – County Health Related Programs and Org. Unit 1937 – Potawatomi Revenue to restore funding for AIDS Resource Center Harm Reduction Program by appropriating \$150,000 of Potawatomi Revenue.

Thereupon, **Section 1 to Org. Units 7200 and 1937 WAS NOTADOPTED** by the following vote:

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

**Org. Unit 8000**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services by denying the elimination of the Interim Disability Assistance Program (IDAP) and restoring the Economic Support Specialist position for that program.

Thereupon, **Section 1 to Org. Unit 8000 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services by restoring expenditures and positions for

the Delinquency and Court Services Division. The following actions are necessary to implement this amendment:

- A. Deny the abolishment of one Clerical Assistant 1 for an increase of \$35,441.
- B. Deny the abolishment of three Human Service Workers in Probation and one Human Service Worker in Post Dispositional Programs for an increase of \$276,188.
- C. Deny the abolishment of one Intake Specialist CCC for the First Time Offender Program for an increase of \$52,711.
- D. Increase expenditures for the First Time Offender services by \$87,805
- E. Increase appropriations in Other Charges by \$150,000.
- F. Increase revenues from Youth Aids by \$602,145

Thereupon, **Section 2 to Org. Unit 8000 WAS ADOPTED** by the following vote:

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

### **Org. Units 8000 and 1937**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services and Org. Unit – 1937 Potawatomi Revenue by restoring funding for the First Time Juvenile Offenders Program (FTJOP) through appropriation of Potawatomi revenue.

Thereupon, **Section 1 to Org. Units 8000 and 1937 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executive's 2003 Recommended Budget for Org. Unit 1937 by \$191,320, resulting in a tax levy increase of \$191,320. Revenue and expenditures in Org. Unit 8000 – Department of Health and Human Services increase by \$191,320 for no tax levy impact in that budget. (1A029)(4-2)

Thereupon, **Section 2 to Org. Units 8000 and 1937 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones, Davis, Johnson W., Quindel, Weishan, White – 8  
**NOES:** Agnos, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Schmitt, Zelinski and the Chairman – 1

**Section 3.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services and Org. Unit 1937 – Potawatomi Revenue by adding \$350,000 for the Disabilities Services Division to continue to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. Funding will be provided through an appropriation of Potawatomi revenue.

Thereupon, **Section 3 to Org. Units 8000 and 1937 WAS ADOPTED** by the following vote:

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

**Section 4.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services and Org. Unit No. 1937 – Potawatomi Revenue to restore funding for Community Relations – Social Development Commission through and appropriation of Potawatomi revenue.

Thereupon, **Section 4 to Org. Units 8000 and 1937 FAILED TO BE ADOPTED** by the following vote:

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

**Section 5.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 Department of Health and Human Services to restore full funding for the domestic violence program.

Thereupon, **Section 5 to Org. Units 8000 and 1937 WAS ADOPTED** by the following vote:

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

### **Org. Units 9000 and 5800**

**Section 1.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks (page 9000-6) and Org. Unit No. 5800 – Department of Public Works – Administration (page 5800-4) by deleting the reference to consolidation of the Parks

Department and Department of Public Works as follows and referring the item to the appropriate policy committee(s) of the County Board (Parks, Energy and Environment, Transportation, Public Works and Transit)

Thereupon, **Section 1 to Org. Units 9000 and 5800 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson T. Johnson W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz Quindel, Schmitt, Weishan, White, Zelinski and the Chairman – 22 **NOES:** Endries – 1

**Section 2.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by appropriating an additional \$62,932 for two Physical Fitness Instructors at Kosciuszko and Dr. Martin Luther King Jr. Community Centers.

Thereupon, **Section 2 to Org. Units 9000 and 5800 FAILED TO BE ADOPTED** by the following vote:

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

#### **Org. Units 9000 and 1001**

**Section 4.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks and Org. Unit. No 1001 – Department of Audit by directing the Department of Audit to conduct a performance audit on the profitability of the Parks Department's concessions operation.

Thereupon, **Section 4 to Org. Units 9000 and 1001 FAILED TO BE ADOPTED** by the following vote:

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

**Section 5.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by establishing a non-resident fee at Milwaukee County's golf courses. This would be accomplished by the following

- Increase golf permit fees for non-residents by \$3.00 per round for a revenue increase of \$189,206.

Thereupon, **Section 5 to Org. Units 9000 and 1001 WAS ADOPTED** by the following vote:

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

**Section 6.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks, by providing and appropriation of \$5,382 to fund two staff positions and an hourly rental fee that will allow the gymnasium at Kosciuszko Park to remain open until 9:00 p.m. for organized, indoor youth soccer league play on Saturdays during the months of January and February of 2003.

Thereupon, **Section 6 to Org. Units 9000 and 1001 WAS ADOPTED** by the following vote:

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

**Section 7.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by modifying the Budget Highlight appearing on Page 9000-8 relating to weekend golf rates as follows:

In 2003, weekend golf rates will include Fridays, which results in increased revenue of \$175,000. Senior citizens groups that utilized County golf courses for group outings on Fridays in 2002 shall continue to be charged the weekday rate for such Friday outings.

Thereupon, **Section 7 to Org. Units 9000 and 1001 WAS ADOPTED** by the following vote:

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

**Section 9.** To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks by adding the following language to Page 9000 – 13 to reflect the payment by the City of South Milwaukee towards the operation of the Grobschmidt pool in 2002.

Thereupon, **Section 9 to Org. Units 9000 and 1001 WAS ADOPTED** by the following vote:

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

**Section 6.** To amend the County Executive’s 2003 Recommended Budget for Org. Unit No. 9000 – Department of Parks, by increasing expenditures \$34,000 to keep the Martin Luther King Jr. Community Center open until 8:00 p.m. on Saturdays.

Thereupon, **Section 6 to Org. Units 9000 and 1001 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti Johnson W., Krug, Mayo, McDonald, Nyklewicz, Quindel, White, Zelinski and the Chairman – 17 **NOES:** Borkowski, Johnson T., Lutzka, McCue, Schmitt, Weishan - 6

### **Org. Units 9910**

**Section 1.** To amend the County Executive’s 2003 Recommended Budget for Org. Unit No. 9910 - Milwaukee County University Extension Service by appropriating an additional \$144,067 in tax levy to continue the contract with the Board of Regents of the University of Wisconsin System for 2003. Any reference to the abolishment of positions will be eliminated.

The Chair declared Substitute Amendment No. 1 to Org. Unit 9910 Section 1 **MOOT**.

Thereupon, Substitute Amendment No. 2 to **Section 1 to Org. Unit 9910 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Diliberti Johnson W., Lutzka, Mayo, White, Weishan, Zelinski– 12 **NOES:** Agnos, Cesarz, Davis, DeBruin, Endries, Johnson T., Krug, McCue, McDonald, Nyklewicz, Quindel, Schmitt and the Chairman – 13

Thereupon, **Section 1 to Org. Unit 9910 WAS ADOPTED** by the following vote

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

### **Org. Unit 9910**

**Section 2.** To amend the County Executive’s 2003 Recommended Budget by elimination the language appearing in all departmental budgets authorizing a 3% salary reduction for all County Managers in the Executive Compensation Plan.

Thereupon, **Section 2 to Org. Unit 9910 WAS ADOPTED** by the following vote:

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

**Section 3.** To amend the County Executive's 2003 Recommended Budget for all Departmental Org. Units.

Thereupon, **Section 3 to Org. Unit 9910 WAS NOT ADOPTED** by the following vote:

**AYES:** Bailey, Borkowski, Broderick, Krug, Lutzka, Mayo, Quindel, White, Weishan and the Chairman – 12 **NOES:** Agnos, Aldrich, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti Endries, Johnson T., Johnson W., McCue, Schmitt, Zelinski – 13

**Substitute Amendment for Section 3 to Org. Units 9910 WAS SUBMITTED** as follows:

All currently vacant positions which are in the executive Compensation Plan (ECP) shall require a two-thirds vote of the County Board before they can be filled in 2003 ECP positions located in the County Board (org. 1000) and the County Executive's Office (org 1011) are exempt from this requirement. In addition, executive appointments to vacant ECP positions which otherwise required confirmation by the County Board are exempt from this requirement. This policy will require a review process before filling County management positions which could achieve a significant salary savings during the year to offset other unbudgeted costs that may occur.

Thereupon, **the foregoing Substitute Amendment WAS NOT SUBSTITUTED** for the original by the following vote:

**AYES:** Coggs-Jones, Davis, Johnson W., Krug, Mayo, White, Zelinski and the Chairman – 8 **NOES:** Agnos, Aldrich, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan – 17

The Chair called for a brief recess

The Board reconvened at 5:20 p.m. with Supervisor Holloway in the chair.

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

## **II. AMENDMENTS TO CAPITOL BUDGET**

### **Org. Unit 1400 Parks WP411, WP038 and WP017**

**Section 1.** To amend the County Executive's 2003 Recommended Capital Improvements Budget for WP411 – Parks Infrastructure Improvements by appropriating \$500,000 in general

obligation bonds to be used for additional parks infrastructure projects. The Parks Director will determine which projects of highest priority should be funded with the additional \$500,000

Thereupon, **Section 1 to Org. Unit 1400 WAS ADOPTED** by the following vote:

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

**Section 2.** To amend the County Executive's 2003 Recommended Capital Improvements Budget by appropriating \$50,000 for planning and initial reconstruction activities in Martin Luther King, Jr. Park to improve its safety and increase its use.

Thereupon, **Section 2 to Org. Unit 1400 WAS ADOPTED** by the following vote:

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

**Section 3.** To amend the County Executive's 2003 Recommended Capital Improvements Budget for WP017 – Countywide Trail and Hard Surface Replacement Program, by appropriating \$250,000 in general obligation bonds to be used for additional hard surface repair projects. The Parks Director will determine which projects of highest priority should be funded with the additional \$250,000

Thereupon, **Section 3 to Org. Unit 1400 WAS ADOPTED** by the following vote:

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

### **Org. Unit 1800 House of Correction**

Thereupon, **Amendment 1 to Org. Unit 1800 WAS ADOPTED** by the following vote:

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

### **Org. Unit 1850 Other County Agencies**

Thereupon, **Amendment 1 to Org. Unit 1850 WAS ADOPTED** by the following vote:

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

**COUNTY-WIDE OPERATING BUDGETS**

**Section 1.** Placing the funds provided for pay increases scheduled next year for represented employees into an allocated contingency account within each department.

Thereupon, **Section 1 to County – Wide Operating Budgets WAS ADOPTED** by the following vote:

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

**AMENDMENTS BY SUPERVISORS DEFEATED/DENIED BY THE COMMITTEE ON FINANCE AND AUDIT**

Supervisors McDonald, Cesarz, Endries and T. Johnson **WITHDREW the following Supervisor Substitute amendment No.1 to Org. Units 1000:**

|                     |   |                  |             |
|---------------------|---|------------------|-------------|
| Supr                | By Supervisors McDonald, Cesarz, Endries and T. Johnson   | 1                | <b>Unit</b> |
| Ther<br><b>1000</b> | To amend the County Executive Recommended 2003 Budget for Org. Unit 1000 –  | <i>Withdrawn</i> |             |
| Allo<br>to in       | County Board, by eliminating the total reimbursement allocation for automobile mileage,<br>Account 6803 – Auto Allowance, for County Board Supervisors and staff resulting in a<br>net tax levy savings of \$125. |                  | id          |
| By S                | Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)   |                  |             |
| Ame                 |   |                  |             |

2

By Supervisors McDonald, Cesarz, Endries and T. Johnson

To amend the County Executive Recommended 2003 Budget for Org. Unit 1000 –

County Board, by reducing accounts related to office and travel expenses for each County Board Supervisor as follows:

Supervisors McDonald, Cesarz, Endries and T. Johnson **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No.2 Org. Unit 1000 Account Numbers 6030, 6040, 6080 and 6409 FAILED TO BE ADOPTED** by the following vote:

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

Thereupon, **Supervisor Substitute Amendment No.2 Org. Unit 1000 Account Numbers 6809 and 6812 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor W. Johnson

Amendment No. 3

By Supervisor W. Johnson

3  
10/15

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1020 – County Executive – Intergovernmental Relations by denying the abolishment of the Administrative Secretary-Intergovernmental Relations position. This would be accomplished by deleting the Budget Highlight on Page 1020-3 as follows:

~~• \$(41,194) Abolish 1 Administrative Secretary~~

Intergovernmental Relations

~~Due to fiscal constraints, one position of Administrative Secretary-Intergovernmental Relations is abolished, resulting in a personal services reduction of \$41,194. Support services will be provided through a cooperative arrangement with the County Executive's Office.~~

Adoption of this amendment would result in a property tax levy increase of \$41,194.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

Supervisor W. Johnson **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 3 Org. Unit 1020 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Holloway

Amendment No. 4

By Supervisor Holloway

4  
223

To amend the County Executive's 2003 Recommended Budget for the Department of Administrative Services - Fiscal Affairs Division (Org. 1151) by abolishing the position of Assistant Fiscal and Budget Administrator. This action reduces personal services expenditures (including FICA) by \$94,957, offset by a decrease in the personal services lump sum reduction, resulting in a net fiscal impact of zero.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

Supervisor Holloway **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No.4 Org. Unit 1020 WAS ADOPTED** by the following vote:

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

By Supervisors McDonald, Cesarz, Endries and T. Johnson

Amendment No. 5

By Supervisors McDonald, Cesarz, Endries and T. Johnson

To amend the County Executive Recommended 2003 Budget for Org. Unit 1160 – Department of Administrative Services – Information Management Services Division (DAS - IMSD), by reducing the allocation for Account 6329 – Telephone and Telephone Outside Vendors by \$18,000, from \$1,258,080 to \$1,240,080, to eliminate the availability of cellular telephone service for County Board Supervisors and staff. This amendment would result in a net tax levy reduction of \$18,000.

This budget reduction would remove the funds from the County-wide telephone communications account that had been allocated to provide cellular telephone service for cell phone use by County Board Supervisors and staff.

Denied by Finance and Audit Committee (Vote 2-5) (Motion to Approve)

5  
114

Supervisors McDonald **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No.5 Org. Unit 1160 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Bailey, Borkowski, Broderick, Cesarz, DeBruin, Diliberti, Endries, Johnson T, McCue, McDonald, Quindel- 11 **NOES:** Agnos, Aldrich, Coggs-Jones, Davis, Johnson W., Krug, Lutzka, Mayo, Nyklewicz, , Schmitt, Weishan, White, Zelinski and the Chairman - 14

By Supervisor Mayo

Amendment No. 6

By Supervisor Mayo

Amend the County Executive's 2003 Recommended Budget for Org. Unit 1180 – Economic Development by adding an expenditure of \$300,000 as a contribution to the Economic Development Reserve to be available for use in the 2004 budget. This will be offset by an increase of revenue of \$300,000 from the sale of real estate.

Adoption of this resolution will result in a zero tax levy increase.

Denied by Finance and Audit Committee (Vote 5-2) (Motion to Deny)

By Supervisor McCue

Amendment No. 7

W/D 7

By Supervisor McCue

Amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1908 -  
Milwaukee County Historical Society by reducing expenditures and tax levy by \$30,000.

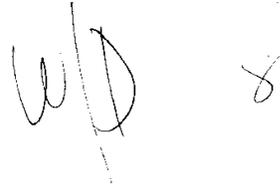
Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

Supervisor McCue **WITHDREW** the foregoing Supervisor Substitute Amendment No.7 to  
Org. Units 1908.

By Supervisor Bailey

Amendment No. 8

By Supervisor Bailey                      REVISED



To amend the County Executive's 2003 Recommended Budget for Org. Unit 1914 – War Memorial Center by placing \$1,050,922 of the WMC's \$1,575,515 appropriation in an allocated contingency account. The following language would be added to the Budget to reflect this action:

"For 2003, \$1,050,922 of the War Memorial Center's budget is placed in an allocated contingency account. This represents the entire appropriation for the WMC except for \$524,593, which is the amount that the WMC has proposed to the Milwaukee Art Museum as its direct operating support for 2003. This action results from a disagreement over current lease terms that has left the issue of WMC management unsettled. The County Board shall consider release of funds from the allocated contingency account upon receiving notice from the WMC that the lease issues and related management/governance issues have been settled in a fair and equitable manner that is consistent with the interests of Milwaukee County."

Adoption of this amendment would require modifications to line item accounts but would have no tax levy impact.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

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25

19014.

By Supervisor Krug

Amendment No. 9

*cd* \_\_\_\_\_  
*9*

By Supervisor Krug

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1950 – Employee Fringe Benefits by increasing the lump sum Retirement System Contribution by \$5 million, from \$15,003,841 to \$20,003,841. Adoption of this amendment would increase property tax levy by \$5 million.

*3-20*

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 9 Org. Unit 1160 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Bailey

Amendment No. 10

By Supervisor Bailey

10

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1950 – Employee Fringe Benefits by increasing expenditures for employee health benefits by \$1,471,237 in order to fully fund projected 2003 costs associated with the County's HMO health benefits plan. Under the Medical Insurance Cost Reduction Plan proposed by the Department of Human Resources, the 2003 contract with Humana for the County's self-funded HMO plan calls for a 12% increase for 2003. However, the County also would be responsible for an additional amount of up to 6% plus a 1% interest charge depending on Humana's actual 2003 experience. This additional amount – which could total up to \$1,746,365 – would be payable in six equal monthly installments beginning in July 2004.

118

This amendment would provide sufficient funding to enable the County to compensate Humana for an 18% increase in 2003, which would eliminate the deferral of 2003 employee health care expenditures until 2004 and enable the County to avoid a potential interest payment of \$275,128. County staff and officials from Humana still would meet in 2004 to determine Humana's actual 2003 experience, but under the new arrangement the County would be reimbursed by Humana for any payments that exceeded actual experience by up to 6%. As a result, Humana still would receive a minimum increase of 12% and a maximum increase of 18% based on actual experience, but all potential 2003 County costs would be budgeted in 2003. The County's ability to structure its payment in this manner would be dependent upon an agreement with Humana.

Adoption of this amendment would result in a tax levy increase of \$1,471,237 in 2003 above the amount contained in the Recommended Budget. However, 2004 employee health care expenditures could be reduced by up to \$1,746,365 (\$1,421,237 in actual expenditures plus a 1% interest charge of \$275,128).

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

Supervisor Bailey, **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 10 Org. Unit 1160 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Diliberti

Amendment No. 11

By Supervisor Diliberti



To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4000, Sheriff, Org. Unit No. 1151, Department of Administrative Services-Administration and Fiscal Affairs, and Org. Unit No. 1001, Department of Audit, to include language requiring the departments to work together to develop a reimbursement formula/rate setting policy to insure that the Sheriff recovers all costs associated with providing security and traffic control services for special events such as local festivals, celebrity visits, Milwaukee Brewers baseball games, etc. Such recoverable costs should include all expenses incurred in the course of providing these services, including 1) actual salaries of deputies on duty including the cost of "backfilling" posts vacated by deputies assigned to special events; overtime; vacation paid leave; sick leave; fringe benefits and retirement benefits for deputies and other assigned command staff and any other managerial and support staff that are used in the administration of these services, 2) overhead costs including crosscharges and overtime costs involved in deputies court appearances for contested tickets and any related court costs, 3) clerical and other administrative costs, 4) vehicle costs including depreciation and mileage and 5) training and equipment costs involved in the performance of these duties.

Adoption of this amendment will have no tax levy impact.

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400

Denied by Finance and Audit Committee (Vote 5-2) (Motion to Deny)

S

By Supervisor Zielinski

Amendment No. 12

By Supervisor Zielinski

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300 – House of Correction, by denying the abolishment of one position of Director of Industries and reducing the appropriation for contractual services in the Food Services Unit. The following actions are required:

- 1) Deny the abolishment of one position of Director of Industries with a corresponding increase in Personal Services of \$97,960, which includes salary and fringe benefits.
- 2) Reduce the appropriation for contractual service by \$97,960.

This amendment has no net tax levy impact.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

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Thereupon, **Supervisor Substitute Amendment No. 12 Org. Unit 1160 WAS ADOPTED** by the following vote:

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

By Supervisors Krug and Diliberti

Amendment No. 13

By Supervisors Krug and Diliberti

B  
817

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5300 – Department of Public Works – Fleet Management by inserting language in the Budget calling for a "Six Sigma" demonstration project that will allow the County to evaluate the viability of the Six Sigma methodology as a means of improving County service delivery, increasing cost efficiency and promoting greater accountability to the taxpayers of Milwaukee County. The language shall read as follows:

"A pilot demonstration project that will test the viability of the 'Six Sigma' methodology as a means of improving County service delivery, increasing cost efficiency and promoting greater accountability to the taxpayers of Milwaukee County will be established in the Fleet Management Division in 2003. Six Sigma is a proven methodology for improving process quality and efficiency and establishing accountability. It was developed at Motorola in the late 1970s and popularized by Jack Welch, former CEO of General Electric. Six Sigma is now at the forefront of quality technologies being applied in government and has produced impressive results in municipalities such as the City of Fort Wayne. The demonstration project will be implemented with the assistance of the American Society for Quality (ASQ), a world leader in quality technology development, training, and certification, which is headquartered in downtown Milwaukee. ASQ is a leading proponent of Six Sigma and has offered to assist the County in developing a pilot project at no charge. The Division will work with ASQ to incorporate Six Sigma into its various services and processes and

shall establish a means of measuring the effectiveness of Six Sigma in promoting higher quality service delivery, efficiency and accountability. Reports on the results of the pilot project shall be provided to the Committees on Transportation, Public Works and Transit and Finance and Audit in July 2003 and January 2004.”

Adoption of this amendment will have no property tax levy impact.

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

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32

Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 13 Org. Unit 5300 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, DeBruin, Diliberti, Johnson W., Krug, Weishan, Zelinski - 8  
**NOES:** Agnos, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, Endries, Johnson T, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White and the Chairman - 17

By Supervisor Mayo

Amendment No.14

By Supervisor Mayo

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 – Milwaukee County Transit/Paratransit by modifying routes 1/23 by operating Route 1 from Mill Road Transit Center to the Downtown Transit Center during weekday a.m./p.m. peak periods (6-9 a.m. and 3-6 p.m.). The annual operating cost is \$703,800, offset with annual revenue estimate of \$101,400, resulting in a tax levy increase of \$602,400 for this service modification.

14  
6-19

Denied by Finance and Audit Committee (Vote 2-4) (Motion to Approve)

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33

Supervisor Mayo **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 14 Org. Unit 5600 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Cesarz  
Amendment No. 15

By Supervisor Cesarz

15

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 – Milwaukee County Transit System by restoring weekday service on Route 64 between Southridge and the Village of Hales Corners. This would be accomplished by extending current budgeted service to Hales Corners. This would increase headways on Route 64 from approximately 29 minutes to 44 minutes, which would result in an approximate loss of 60,200 riders and reduce revenue by \$48,000. There would be no increase in operating expenditures.

9-16

Adoption of this amendment would decrease MCTS revenue by \$48,000 and increase property tax levy by \$48,000.

Denied by Finance and Audit Committee (Vote 6-0) (Motion to Deny)

by the following vote:

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

By Supervisors Krug, Bailey and Aldrich  
Amendment No. 16

By Supervisors Krug, Bailey and Aldrich

To amend the County Executive's Recommended 2003 Budget for Org. Unit 5700, Department of Public Works-Facilities Management Division, by no longer requiring perimeter security screening at the Courthouse Complex but instead providing screening at the level which was in effect prior to September 11, 2001 enhancements. Screening would be provided on the 5<sup>th</sup> and 7<sup>th</sup> floors of the Courthouse as well as at the skywalk to the Criminal Justice Facility and the Safety Building.

Actions required to implement this level of security screening include denying the creation of seven Facility Worker Security positions at a cost of \$251,837 (including salary, social security and fringe benefits) and related costs of \$8,163 for a tax levy reduction of \$260,000.

This amendment will reduce tax levy by \$260,000.

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

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Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 16 Org. Unit 5700 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey Borkowski, Broderick, Cesarz, DeBruin, Endries, Johnson T., Krug, McDonald, Weishan, White – 12 **NOES:** Agnos, Coggs-Jones, Davis, Diliberti, Johnson W, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Zelinski and the Chairman - 13

By Supervisors Krug, Bailey and Aldrich  
Amendment No. 17

By Supervisors Krug, Bailey and Aldrich

To amend the County Executive's Recommended 2003 Budget for Org. Unit 5700, Department of Public Works-Facilities Management Division, by no longer requiring perimeter security screening at the Courthouse Complex but instead instituting a security screening program calling for screening of the 4<sup>th</sup> through 7<sup>th</sup> floors of the Courthouse plus the skywalk to the Criminal Justice Facility and the Safety Building.

Implementation of this security program would require the following:

- Infrastructure changes totaling about \$125,000 including reprogramming Courthouse elevators in the two car groups at a cost of about \$70,000, improvements to secure the stairwells between the 3<sup>rd</sup> and 4<sup>th</sup> floors of the Courthouse at a cost of about \$35,000 and structural modifications required to install the security stations at a cost of about \$20,000. Funds for this infrastructure work are available in the 2002 Capital Improvement Account WC017-Courthouse Perimeter Security Upgrade, thus requiring no additional 2003 capital improvement appropriations.
- Deny the creation of three Facility Worker Security positions included in the recommended budget and instead create four Facility Worker Security positions at a cost of \$143,907 (including salary, social security and fringe benefits), \$2,500 for wearing apparel, \$1,998 for radios and \$167 for sundry costs. Total cost of these positions is \$148,571.

The net effect of this amendment is a tax levy reduction of \$111,429.

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

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17  
14-11

36

Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 17 Org. Unit 5700 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey Borkowski, Broderick, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, McDonald, Weishan, White – 14 **NOES:** Coggs-Jones, Davis, Johnson W, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Zelinski and the Chairman -

By Supervisors McDonald, Cesarz, Endries and T. Johnson  
Amendment No. 18

By Supervisors McDonald, Cesarz, Endries and T. Johnson

To amend the County Executive Recommended 2003 Budget for Org. Unit No. 5700 – Department of Public Works – Facilities Management Division, by requiring the County Executive and County Board of Supervisors to pay for parking in the Annex Parking facility. This would generate \$18,720 annually in new revenue resulting in a net tax levy reduction of \$18,720.

18  
5-17

This amendment would require the adoption of the attached ordinance amendment which would designate that the County Executive and County Board of Supervisors are not excluded from the monthly fee of \$60 each for the use of a parking stall in the Annex Parking facility. This monthly amount would be automatically deducted from payroll checks on a pre-tax basis.

Denied by Finance and Audit Committee (Vote 5-2) (Motion to Deny)

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37

Supervisor McDonald **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 18 Org. Unit 5700 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisors Diliberti  
Amendment No. 19

By Supervisor Diliberti

W/D 19

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 6300 – Department of Health and Human Services – Behavioral Health Division (BHD) by inserting language in the budget narrative for that department.

Insert the following language as a budget highlight in the section entitled "Alcohol and Other Drug Abuse (AODA) Services":

- Expenditures in the AODA-TANF program are limited to the amount contained in the AODA-TANF grant. For 2003, the AODA-TANF program is limited to \$4.6 million. The Department is prohibited from supplementing AODA-TANF services with funds designated for the AODA Voucher Treatment Program.

Approval of this amendment will have no tax levy impact.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

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40

Supervisor Diliberti **WITHDREW** the foregoing Supervisor Substitute Amendment No. 19 to Org. Unit 6300.

By Supervisor Weishan  
Amendment No. 20

By Supervisors Weishan

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 – Department of Health and Human Services – County Health Related Programs by deleting the \$35 GAMP application fee.

Approval of this amendment reduces revenue in Org. Unit No. 7200 – Department of Health and Human Services – County Health Related Programs by \$980,000, resulting in a tax levy increase of \$980,000.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

20  
W/S

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(41)

Supervisor Weishan **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 20 Org. Unit 7200 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Broderick, Coggs-Jones, Johnson W., Mayo, Weishan, White –6 **NOES:** Agnos, Aldrich, Borkowski, Cesarz, Davis, DeBruin, Diliberti, Endries, Johnson T., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Zelinski and the Chairman - 18 **ABSENT:** Bailey – 1

By Supervisor Broderick  
Amendment No. 21

By Supervisor Broderick

21

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 –  
Department of Health and Human Services – County Health Related Programs by  
reducing the GAMP application fee to \$10.

8/16

Approval of this amendment reduces revenue in Org. Unit 7200 No. – Department of  
Health and Human Services – County Health Related Programs by \$700,000, for a net tax  
levy increase of \$700,000.

Denied by Finance and Audit Committee (Vote 2-5) (Motion to Approve)

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(42)

Supervisor Broderick **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 21 Org. Unit 7200 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Broderick, Coggs-Jones, Johnson W., Mayo, Weishan, White and the Chairman–7  
**NOES:** Agnos, Aldrich, Borkowski, Cesarz, Davis, DeBruin, Diliberti, Endries, Johnson T., Krug,  
Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Zelinski - 17 **ABSENT:** Bailey – 1

By Supervisor Mayo  
Amendment No. 22

By Supervisor Mayo

22

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 –  
Department of Health and Human Services – County Health Related Programs by  
reducing the GAMP application fee to \$20, which fee is waived for homeless individuals  
and those individuals in homeless shelters.

400  
519

Approval of this amendment reduces revenue in Org. Unit No. 7200 – Department of  
Health and Human Services – County Health Related Programs by \$420,000, resulting in  
a tax levy increase of \$420,000.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

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Supervisor Mayo **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 22 Org. Unit 7200 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Coggs-Jones, Johnson W Mayo, Nyklewicz, and the Chairman –5 **NOES:**  
Agnos, Aldrich, Borkowski, Broderick, Cesarz, Davis, DeBruin, Diliberti, Endries, Johnson T.,  
Krug, Lutzka, McCue, McDonald, Quindel, Schmitt, Weishan, White, Zelinski - 19 **ABSENT:**  
Bailey – 1

By Supervisor Aldrich  
Amendment No. 23

By Supervisor Aldrich

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 – Department of Health and Human Services – County Health Related Programs by reducing the GAMP application fee to \$25.

Approval of this amendment reduces revenue in Org. Unit No. 7200 – Department of Health and Human Services – County Health Related Programs by \$280,000 to \$700,000, resulting in a tax levy increase of \$280,000.

Denied by Finance and Audit Committee (Vote 5-2) (Motion to Deny)

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44

Supervisor Aldrich **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 23 Org. Unit 7200 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Broderick, Coggs-Jones, Davis, Johnson W., White –5 **NOES:** Borkowski, Cesarz, Diliberti, Endries, Johnson T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zelinski and the Chairman - 18 **ABSENT:** Bailey, DeBruin – 2

By Supervisors W. Johnson and Coggs-Jones  
Amendment No. 24

By Supervisors W. Johnson and Coggs-Jones

24

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services and Org. Unit No. 1937 – Potawatomi Revenue to restore two Human Service Worker positions in the Delinquency and Court Services Division through an appropriation of Potawatomi revenue.

32

Two Human Service Worker positions are restored in Org Unit No. 8000 – Department of Health and Human Services – Delinquency and Court Services at a total cost of \$122,848. Approval of this amendment will increase expenditures in Org Unit No. 1937 – Potawatomi Revenue by \$122,848, resulting in a tax levy increase of \$122,848. Revenue and expenditures in Org. Unit 8000 – Department of Health and Human Services increase by \$122,848 for no tax levy impact in that budget.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

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45

Supervisor W. Johnson **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 24 Org. Unit 8000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Agnos, Coggs-Jones Johnson W –3 **NOES:** Aldrich, Borkowski, Broderick, Cesarz, Davis, DeBruin Diliberti, Endries, Johnson T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White Zelinski and the Chairman - 21  
**ABSENT:** Bailey, – 1

By Supervisor W. Johnson  
Amendment No. 25

By Supervisor W. Johnson

25  
400

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 –  
Department of Health and Human Services and Org. Unit No. 1937 – Potawatomi  
Revenue to restore one Human Services Supervisor position in the Delinquency and  
Court Services Division.

One Human Services Supervisor- Probation is restored in Org Unit No. 8000 –  
Department of Health and Human Services at a cost of \$75,217. Approval of this  
amendment will increase expenditures in Org Unit No. 1937 – Potawatomi Revenue by  
\$75,217, resulting in a tax levy increase of \$75,217. Revenue and expenditures in Org.  
Unit 8000 – Department of Health and Human Services increase by \$75,217 for no tax  
levy impact in that budget.

Denied by Finance and Audit Committee (Vote 2-5) (Motion to Approve)

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46

Supervisor W. Johnson **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 25 Org. Unit 8000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Broderick, Coggs-Jones Johnson W., White –4 **NOES:** Agnos, Aldrich, Borkowski, Cesarz, Davis, DeBruin Diliberti, Endries, Johnson T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, Zelinski and the Chairman - 20 **ABSENT:** Bailey– 1

By Supervisor Davis  
Amendment No. 26

By Supervisor Davis

24

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services to restore the Volunteer Coordinator position in the Delinquency and Court Services Division.

11-13

One Volunteer Coordinator position is restored in Org Unit No. 8000 – Department of Health and Human Services for an increase in personal services of \$57,098. Approval of this amendment will result in a tax levy increase of \$57,098.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

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47

Supervisor Davis **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 26 Org. Unit 8000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones Davis, Johnson W., Mayo, Quindel, Schmitt, Weishan, White and the Chairman – **11 NOES:** Agnos, Borkowski, Cesarz, DeBruin Diliberti, Endries, Johnson T., Krug, Lutzka, McCue, McDonald, Nyklewicz, Zelinski - **13 ABSENT:** Bailey– 1

By Supervisor W. Johnson  
Amendment No. 27

By Supervisor W. Johnson

W/D 27

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 – Department of Health and Human Services and Org. Unit No. 1937 – Potawatomi Revenue to restore one Program Coordinator – DD, one Administrative Coordinator – ASD and one Office Support Assistant I, and to deny the creation of one Long Term Support Manager and one Quality Assurance Coordinator in the Disabilities Services Division through an appropriation of Potawatomi revenue.

Approval of this amendment will restore one Program Coordinator – DD at a cost of \$86,058, one Administrative Coordinator – ASD at a cost of \$71,117 and one Office Support Assistant I at a cost of \$40,614 (a total of \$197,789). The creation of one Long Term Support Manager and one Quality Assurance Coordinator is denied, resulting in a tax levy reduction totaling \$156,586. Revenue is increased in Org Unit No. 8000 – Department of Health and Human Services through an appropriation of Potawatomi revenue of \$41,203 to offset the position costs for no tax levy impact in that budget. Expenditures in Org Unit No. 1937 – Potawatomi Revenue are increased by \$41,203, resulting in a tax levy increase of \$41,203.

Denied by Finance and Audit Committee (Vote 2-5) (Motion to Approve)

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48

Supervisor W. Johnson **WITHDREW** the foregoing Supervisor Substitute Amendment No. 27 to Org. Unit 8000.

By Supervisors Diliberti and Aldrich  
Amendment No. 28

By Supervisors Diliberti and Aldrich

28

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Department of Parks, by decreasing the Department's lump sum salary reduction by \$1,185,108. The proposed Parks Department budget includes a 4.3% increase in the lump sum salary reduction allocation. This equates to a \$1,185,108 reduction in salaries for a department that already is hard pressed to meet staffing needs. This amendment eliminates the additional vacancy and turnover allocation included in the 2003 Recommended Budget.

679

Adoption of this resolution will result in a tax levy increase of \$1,185,108 over the amount in the County Executive's 2003 Recommended Budget.

Denied by Finance and Audit Committee (Vote 6-1) (Motion to Deny)

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49

Supervisor Diliberti **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 28 Org. Unit 9000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones Diliberti, Johnson W., Weishan, -6 **NOES:** Agnos, Bailey Borkowski, Cesarz, Davis, DeBruin Endries, Johnson T., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White Zelinski and the Chairman - 19

By Supervisor Quindel  
Amendment No. 29

By Supervisor Quindel

29

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 –  
Department of Parks, by denying the abolishment of lifeguards at Bradford Beach. This  
would be accomplished as follows:

11-14

~~\$(3,624) Abolish 13 FTE Head Lifeguard (Seasonal)~~  
~~-(2,780) Abolish 13 FTE Assistant Head Lifeguard (Seasonal)~~  
~~-(30,466) Abolish 1.6 FTE Lifeguard (Seasonal)~~  
~~\$(36,870) Tax Levy Effect~~

~~Due to fiscal constraints, the Parks Department will no longer provide lifeguard  
staffing at Bradford Beach. Of the five Milwaukee County Parks beaches, only  
Bradford was supervised."~~

Adoption of this resolution will result in a tax levy increase of \$36,870 above the County  
Executive's Recommended Budget.

Denied by Finance and Audit Committee (Vote 3-4) (Motion to Approve)

Thereupon, **Supervisor Substitute Amendment No. 29 Org. Unit 9000 FAILED TO  
BE ADOPTED** by the following vote:

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

By Supervisor McCue  
Amendment No. 30

W/D 30

By Supervisor McCue

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Department of Parks, by increasing expenditures \$2,000 for a pilot urban garden program at the garden plots located near General Mitchell International Airport, which would be administered by the Department. Staff costs would include delineating the plots and registering participants. Program costs would be offset by \$2,000 in revenues from garden plot rental fees. The Parks Department would be responsible for determining a fee structure.

Adoption of this amendment will result in no tax levy effect.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

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(S)

Supervisor McCue **WITHDREW** the foregoing Supervisor Substitute Amendment No. 30 to **Org. Unit 9000.**

By Supervisor Bailey  
Amendment No. 31

By Supervisor Bailey

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Department of Parks, by deleting the language on page 9000-7 that refers to adding sales tax to goods sold by the Parks Department and by increasing user fees to offset the loss of sales tax revenue for no tax levy effect. The language to be deleted is as follows:

31

10/15

~~"In 2003, the sales tax that is paid to the State of Wisconsin will be included in the price of items rather than as a payment made by Milwaukee County to the State. This payment had previously been budgeted as a reduction to revenue to reflect the payment by Milwaukee County to the State of its sales tax share of prices and goods sold by the Parks Department. This change in policy results in an increase in revenue of \$878,301 by eliminating the payment to the State."~~

User fees will be increased accordingly at the discretion of the Parks Director. However, the Director should first consider increasing fees for non-residents.

Adoption of this amendment will have no net tax levy impact.

Denied by Finance and Audit Committee (Vote 7-0) (Motion to Deny)

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(52)

Supervisor Bailey **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 31 Org. Unit 9000 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Krug  
Amendment No. 32

By Supervisor Krug

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 –  
Parks Department, by closing all Milwaukee County pools with the exception of Noyes  
indoor pool, Pulaski indoor pool and Cool Waters for a cost savings of \$735,392.

Adoption of this amendment will result in a tax levy decrease of \$735,392.

Denied by Finance and Audit Committee (Vote 6-0) (Motion to Deny)

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32  
e-22  
(53)

Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 32 Org. Unit 9000 FAILED TO BE ADOPTED** by the following vote:

**AYES:** Krug, Weishan –2 **NOES:** Aldrich, Agnos, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin Diliberti, Endries, Johnson T., Johnson W., Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, White Zelinski and the Chairman - 22 **ABSENT:** Bailey - 1

By Supervisors Aldrich, Diliberti and Weishan  
Amendment No. 33

By Supervisors Aldrich, Diliberti and Weishan

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 - Parks Department, by increasing the pool hours to a seven-day/week operation, providing for the closure of Grobschmidt and Hales Corners pools, and providing funds for developing action plans for the Moody, Grobschmidt and Hales Corners pools. This would be accomplished as follows:

- 1) • Increase Personal Services by \$52,926 to keep the pools open seven days/week until 5 p.m. for a tax levy increase of \$52,926; and
- 2) • Close Grobschmidt and Hales Corners pools for a tax levy decrease of \$120,777; and
- 3) • Develop action plans for Moody, Grobschmidt and Hales Corners pools for a tax levy increase of \$67,851.

(33)  
 Aldrich  
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 18-5  
 Aldrich  
 mwe  
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 on motion  
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Adoption of this amendment will result in no tax levy effect.

Denied by Finance and Audit Committee (Vote 6-1) (Motion to Deny)

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(54)

Supervisor Aldrich moved that amendment No. 33 of Org. Unit 9000 BE LAID OVER UNTIL LATER IN THE MEETING.

Thereupon, THE MOTION FAILED by the following vote:

**AYES:** Agnos, Aldrich, Borkowski, Davis, DeBruin Diliberti, Johnson T., Johnson W., Mayo, Quindel, Weishan -11 **NOES:** Broderick, Cesarz, Coggs-Jones, , Endries Krug, Lutzka, McCue, McDonald, Nyklewicz, Schmitt, White Zelinski and the Chairman - 13 **ABSENT:** Bailey - 1

Supervisor Aldrich moved for a **DIVISION OF THE QUESTION**

Thereupon, the motion to **DIVIDE THE QUESTION on Supervisor Substitute Amendment No. 33 Org. Unit 9000 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin Diliberti, Johnson T., Johnson W. Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Weishan White, Zelinski and the Chairman – 18 **NOES:** Cesarz, Endries, McDonald, Schmitt - 5 **ABSENT:** Agnos, Bailey – 2

Thereupon, **Supervisor Substitute Amendment No. 33 Org. Unit 9000 WAS DIVIDED** as follows:

**Section 1.** Increase Personal Services by \$52,926 to keep the pools open seven days/week until 5 p.m. for a tax levy increase of \$52,926.

Thereupon, **Section 1. To Supervisor Substitute Amendment No. 33 Org. Unit 9000 WAS ADOPTED** by the following vote:

**AYES:**– Aldrich, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin Johnson T., Johnson W., Krug, Lutzka, Mayo, McCue, Nyklewicz, Quindel, Weishan White Zelinski and the Chairman - 18 **NOES:** Cesarz, Diliberti, Endries, McDonald, Schmitt - 5 **ABSENT:** Agnos, Bailey - 2

**Section 2.** Close Grobschmidt and Hales Corners pools for a tax levy decrease of \$120,777.

Thereupon, **Section 2. to Supervisor Substitute Amendment No. 33 Org. Unit 9000 WAS ADOPTED** by the following vote:

**AYES:**– Agnos, Aldrich, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson T., Johnson W., Krug, Mayo, Quindel, Schmitt, Weishan, White Zelinski - 17 **NOES:** Cesarz, Endries, Lutzka, McCue, McDonald, Nyklewicz, and the Chairman - 7 **ABSENT:** Bailey - 1

**Section 3.** Develop action plans for Moody, Grobschmidt and Hales Corners pools for a tax levy increase of \$67,851.

Thereupon, **Section 3. to Supervisor Substitute Amendment No. 33 Org. Unit 9000 WAS ADOPTED** by the following vote:

**AYES:**– Aldrich, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson W., Lutzka, Mayo, McCue, Schmitt, Weishan, and the Chairman - 15 **NOES:** Agnos, Borkowski, Johnson T., Krug, McDonald, Nyklewicz, Quindel, White Zelinski - 9 **ABSENT:** Bailey – 1

By Supervisor Quindel  
Amendment No. 34

W/D 34

By Supervisor Quindel

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Parks Department, by increasing the pool hours to a seven-day/week operation and providing for the closure of Hales Corners Park pool. This would be accomplished as follows:

- Increase Personal Services by \$52,926 to keep the pools open seven days/week until 5 p.m. for a tax levy increase of \$52,926; and
- Close Hales Corners Park pool for a tax levy decrease of \$63,860.

Adoption of this amendment will result in a tax levy decrease of \$10,934.

Denied by Finance and Audit Committee (Vote 2-5) (Motion to Approve)

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(55)

Supervisor Quindel **WITHDREW** the foregoing Supervisor Substitute Amendment No. 34 to **Org. Unit 9000.**

By Supervisor Krug  
Amendment No. 35

By Supervisor Krug

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 –  
Department of Parks, by reducing expenditures by \$11,560 through the abolishment of  
one Aquatic Program Supervisor (Seasonal) position.

Adoption of this amendment will result in a tax levy savings of \$11,560.

Denied by Finance and Audit Committee (Vote 6-0) (Motion to Deny)

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35  
17-7  
56

Supervisor Krug **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 35 Org. Unit 9000 WAS ADOPTED** by the following vote:

**AYES:**– Borkowski, Broderick, Cesarz, Coggs-Jones, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, McCue, McDonald, Quindel, Schmitt, Weishan, White, Zelinski - 17 **NOES:** Agnos, Aldrich, Davis, Lutzka, Mayo, Nyklewicz and the Chairman - 7 **ABSENT:** Bailey - 1

November 4, 2002

By Supervisor Zielinski  
Amendment No. 36

By Supervisor Zielinski

w/d 36

To amend the County Executive Recommended 2003 Budget County-wide by further reducing by 6% the amount allocated for salary and FICA costs for vacant but funded Executive Compensation Plan (ECP) positions resulting in a net savings of \$122,000.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

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(57)

Supervisor Zielinski **WITHDREW** the foregoing Supervisor Substitute Amendment No. 36 to Org. Unit 9000.

By Supervisor Zielinski  
Amendment No. 37

By Supervisor Zielinski

WLD 37

To amend the County Executive Recommended 2003 Budget County-wide by further reducing by 3% the amount allocated for salary and FICA costs for vacant but funded Executive Compensation Plan (ECP) positions resulting in a net savings of \$61,000.

Denied by Finance and Audit Committee (Vote 4-3) (Motion to Deny)

By Supervisor Zielinski

38  
4-16

To amend the County Executive Recommended 2003 Budget County-wide by requiring the appointment of all new employees to positions in the Executive Compensation Plan (ECP) at the first rate step of the pay range. In addition, a further wage reduction of 3% shall be applied only to the following vacant but funded ECP positions for 2003:

| Title Code                            | No. of Pos. | Title                            | ECP Grade | 3% Reduction*         |
|---------------------------------------|-------------|----------------------------------|-----------|-----------------------|
| 84793                                 |             | Adm. Sec. Dir. Comm. Relations   | 913E      | \$1,347               |
| 88870                                 |             | Dir. Labor Relations             | 919E      | \$2,678               |
| 76980                                 |             | Accounting Mgr. DOA              | 915E      | \$1,673               |
| 88530                                 |             | Asst. Fiscal Budget Admin.       | 917E      | \$2,131               |
| 88600                                 |             | Asst. Purchasing Admin.          | 915E      | \$1,673               |
| 77130                                 |             | Sheriff's Dept. Bureau Dir.      | 916E      | \$1,884               |
| 88670                                 |             | Sheriff's Dept. Admin.           | 918E      | \$2,429               |
| 89540                                 |             | Facility Admin.                  | 918E      | \$2,429               |
| 89590                                 |             | Dir. Emergency Government        | 916E      | \$1,884               |
| 77010                                 |             | Adm. Support Services HOC        | 917E      | \$2,131               |
| 77040                                 |             | Facilities Manager HOC           | 916E      | \$1,884               |
| 77110                                 | 4 Pos.      | Corrections Manager              | 915E      | (\$1,673 x 4) \$6,692 |
| 89800                                 |             | Director DPW/Transportation      | 920E      | \$2,975               |
| 87930                                 |             | Asst. Dir. Dept. on Aging LtSup. | 916E      | \$1,884               |
| 76320                                 |             | Collections Mgr. - DSS           | 913E      | \$1,347               |
| 78840                                 |             | Section Manager Financial FCMB   | 913E      | \$1,347               |
| 78870                                 |             | Section Manager Financial FCM    | 914E      | \$1,497               |
| 78890                                 |             | Section Manager ESAC             | 914E      | \$1,497               |
| 88570                                 |             | Dir. Human Services              | 920E      | \$2,975               |
| <b>Total Savings (including FICA)</b> |             |                                  |           | <b>\$42,357</b>       |

The first part of this amendment will require the appointment of all new employees to positions in the Executive Compensation Plan (ECP) at the first rate step of the pay range and while it has the potential to generate substantial tax levy savings an exact amount cannot be determined at this point.

November 4, 2002

The second part of this amendment would generate a tax levy savings of \$42,357 by removing the amounts delineated above from the appropriate departmental budgets.

This amendment will require a revision to the County General Ordinances 17.265(7) Executive Compensation Plan (ECP) and is attached.

\* The second part of this amendment contains salaries for ECP positions based upon the amounts allocated for the first step of each Grade effective June 24, 2001. This amendment would allow for adjusted salaries containing no wage increases, a 3% reduction from 2002 salary levels consistent with the Recommended Budget for ECP salaries and an additional reduction of 3% for new appointments to the vacant positions indicated.

Denied by Finance and Audit Committee (Vote 1-6) (Motion to Approve)

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60

Supervisor Zelinski **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 38 Org. Unit 9000 FAILED TO BE ADOPTED** by the following vote:

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

The Chair called for a brief recess

The Board Reconvened at 10.04 P.M. with Supervisor Holloway in the chair.

**PRESENT:** Agnos, Borkowski, Coggs-Jones, Davis, Diliberti, Endries, Johnson T., Johnson W., Lutzka, McCue, Nyklewicz, Quindel, Weishan, Zelinski and the Chairman - 15  
**ABSENT;** Aldrich, Bailey Broderick, Cesarz, DeBruin, Krug, Mayo, McDonald, Schmitt, White, – 10

**III. AMENDMENTS TO CAPITAL BUDGET**

By Supervisor McCue  
Amendment No. 39

By Supervisor McCue

To amend the County Executive's 2003 Recommended Capital Improvements Budget by deleting the language for WO021 - Milwaukee County Public Art Program on pages 140 and 141 of the Capital Budget.

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9-16

Adoption of this amendment will result in a decrease of sales tax expenditures by \$19,657 and a decrease in bonding of \$78,627. In the Airport capital budget, expenditures will decrease by \$89,150. In addition, adoption of this resolution will allow the \$19,657 of sales tax revenue to be used as an offset to the Capital Improvements Budget and reduce G.O. bonding by the same amount.

Denied by the Finance and Audit Committee (Vote 2-5) (Motion to Approve)

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(62)

Supervisor McCue **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 39 Org. Unit 9000 FAILED TO BE ADOPTED** by the following vote:

**AYES:**- Agnos, Borkowski, Cesarz, Endries, Johnson T., McCue, McDonald, Nyklewicz, and the Chairman - **9 NOES:** Aldrich, Bailey Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Krug, Lutzka, Mayo, Quindel, Schmitt, Weishan, White, Zelinski- 16

By Supervisor Aldrich and Broderick  
Amendment No. 40

By Supervisors Aldrich and Broderick

To amend the County Executive's 2003 Recommended Capital Improvements Budget for  
WO021 - Milwaukee County Public Art Program. by appropriating an additional \$47,382  
in general obligation bonds for the following projects:

| <u>Project No.</u> | <u>Project</u>                      | <u>Budget</u>      | <u>% of Art</u> |
|--------------------|-------------------------------------|--------------------|-----------------|
| WP017              | Countywide Trail & Hard Surface     | \$1,199,840        | \$11,998        |
| WG008              | Milwaukee County Grounds Roadway    | \$1,344,000        | \$13,440        |
| WZ011              | Feline Building Renovation          | \$500,000          | \$5,000         |
| SA(WC016)          | Courthouse Roof Replacement         | \$1,044,417        | \$10,444        |
| WS005              | 12 <sup>th</sup> & Vliet Renovation | <u>\$650,000</u>   | <u>\$6,500</u>  |
| <b>TOTAL</b>       |                                     | <b>\$4,738,257</b> | <b>\$47,382</b> |

In reviewing the 2003 Recommended Capital Improvements Budget, the Public Art  
Committee found additional projects that, according to the program's guidelines, meet  
the eligibility requirements. To be eligible, a project must (1) have a construction budget  
of more than \$500,000 and (2) be a structure, facility, roadway, highway, trail or other  
property which has public purpose or provides general public access.

This appropriation will fund the cost of construction and other costs associated with the  
public art projects.

Adoption of this amendment will result in an increase of \$47,382 in general obligation  
bonding for the Milwaukee County Public Art Program over the amount in the County  
Executive's Recommended Capital Improvements Budget.

Denied by the Finance and Audit Committee (Vote 2-5) (Motion to Approve)

Thereupon, the motion to **DIVIDE THE QUESTION on Supervisor Substitute  
Amendment No. 40 to Capital Improvements Budget for WO021 FAILED TO BE  
ADOPTED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones, Davis, DeBruin Johnson W. Krug, White -8  
**NOES:** Agnos, Bailey, Borkowski, Cesarz, Diliberti, Endries, Johnson T., Lutzka, Mayo,  
McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan Zelinski and the Chairman - 17

Supervisor Broderick, **MOVED ADOPTION**

Thereupon, **Supervisor Substitute Amendment No. 40 to Capital Improvements Budget for WO021 FAILED TO BE ADOPTED** by the following vote:

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

By Supervisor Weishan and Aldrich  
Amendment No.41

By Supervisors Weishan and Aldrich

To amend the County Executive's 2003 Recommended Capital Improvements Budget by appropriating \$1,197,500 to the War Memorial Center, Inc. for renovation of the heating, ventilating and cooling system for the War Memorial Building, which includes the Art Museum.

Adoption of this amendment would result in an increase of \$1,197,500 in general obligation bonding for the War Memorial Center, Inc. over the amount in the County Executive's Recommended Capital Improvements Budget.

Denied by the Finance and Audit Committee (Vote 7-0) (Motion to Deny)

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(64)

Thereupon, **Supervisor Substitute Amendment No. 41 to Capital Improvements Budget for War Memorial Center FAILED TO BE ADOPTED** by the following vote:

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

AMENDMENT NO. 2

AMENDMENT NO. 2

File No. 02-503  
(Journal, September 26, 2002)

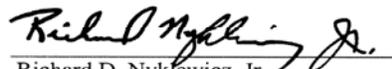
Amendment No. 2

85-10  
WHEREAS, the County Board in meetings held up to and including October 31, 2002 authorized salary changes, reclassifications, and new positions which are not included in the County Executive's recommended 2003 budget, the detail of which is on file with the Department of Administration; now therefore,

BE IT RESOLVED, the County Executive's 2003 recommended budget for General Purposes be amended as follows:

County Board Actions

|              | Actions         |                 |               |
|--------------|-----------------|-----------------|---------------|
|              | Prior to        | Through         |               |
|              | <u>10/31/02</u> | <u>10/31/02</u> | <u>Total</u>  |
| Expenditures | \$ 49,235       | \$ 7,403        | \$ 56,638     |
| Revenues     | <u>13,602</u>   | <u>0</u>        | <u>13,602</u> |
| Tax Levy     | \$ 35,633       | \$ 7,403        | \$ 43,036     |

  
Richard D. Nyklewicz, Jr.  
Finance & Audit Committee Chairman

Thereupon, **Amendment No.2 WAS ADOPTED** by the following vote:

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

ORDINANCES FROM THE  
COMMITTEE ON FINANCE AND AUDIT

Thereupon, the following ordinances **WERE SUBMITTED** for approval by the council:

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File No. 02-503  
(Journal, September 26, 2002)

(ITEM 6A) To conform to an amendment to the County Executive's 2003 recommended budget for Org. Units 1000 - County Board and 1020 - County Executive-Intergovernmental Relations, by recommending adoption of the following:

**AN ORDINANCE**

to amend Chapter 7 of the General Ordinances of Milwaukee County

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

**SECTION 1.** Chapter 7 of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_, is hereby amended as follows:

**7.01 Creation.**

There is hereby created, in the office of the county executive board, a division of intergovernmental relations whose general purpose shall be to obtain a greater share of federal and state funds for the county.

**7.02 Authority.**

The division of intergovernmental relations shall have authority to make studies and investigations as directed by ~~the county executive and~~ the county board, and to provide information with respect to fiscal matters related to the securing of a greater share of federal and state funds, and to do whatever may be required in promoting for the county a greater share of federal and state fund distributions.

**7.03 Personnel.**

(1) *Director.* The division of intergovernmental relations shall be under the direction and supervision of a director of intergovernmental relations appointed by the county executive board chairman and confirmed by the county board. The director shall have the responsibility for the operation of the ~~department~~ division and shall be authorized to discharge all duties and responsibilities in connection with such division so as to effectively attain the objectives and purposes for which this ~~department~~ division is created. The director shall be authorized to represent the county before legislative bodies of both the federal government and the state, as well as other political subdivisions of this state. The director may confer with officials and representatives of the federal government, and with officials and representatives of other political subdivisions of this state and other

44 states, for the purpose of securing assistance and cooperation in effectuating the purposes  
45 and objectives for which the ~~department~~ division is created. The director may carry on  
46 educational programs, communicate in writing and make personal appearances, and  
47 perform such other duties and responsibilities as in the judgment of the director shall be  
48 most beneficial to the accomplishment of the purposes and objectives herein provided.  
49

50 (2) *Additional personnel.* An administrative secretary (assistant director  
51 intergovernmental relations) shall be appointed by the director. The assistant director shall  
52 be subordinate to the director. The county board shall provide such additional personnel,  
53 as may be required in the administration of this chapter, which shall include two (2)  
54 administrative secretaries III (intergovernmental coordinator). Intergovernmental  
55 coordinators shall be appointed by the director for four-year terms commencing on the  
56 dates of the confirmation of their respective appointments by the county board ~~and, with~~  
57 the current terms ending on November 1, ~~1992~~ 2004, provided, however, that each shall  
58 serve at the pleasure of the director during their terms and may be removed by the director  
59 without cause at any time. The assistant director and the two (2) intergovernmental  
60 coordinators may be appointed by the director in any pay step within their respective pay  
61 ranges.  
62

63 (3) *Terms of director and assistant director.* The director and assistant director shall  
64 serve four-year terms commencing on the dates of confirmation of their respective  
65 appointments by the county board and ending on November 1 of the general election year,  
66 with the ~~first~~ current terms ending November 1, ~~1992~~ 2004, provided, however, that the  
67 assistant director serves at the pleasure of the director during any term and may be  
68 removed from office at any time by the county executive board chairman with concurrence  
69 by the majority of the members of the county board, or by the county board with  
70 concurrence by the county executive board chairman. ~~In the event the county executive~~  
71 ~~vetoes an action by the board dismissing the director, said veto can be overridden by the~~  
72 ~~vote of two thirds of the members elect of the county board.~~ They shall not continue in  
73 office beyond the end of their respective terms unless reappointed by the county executive  
74 board chairman or director, respectively, and confirmed by the county board.  
75

76 (4) *Duties.* The director, and additional personnel assigned to that office, shall  
77 primarily concentrate their efforts on programs to obtain greater share of federal and state  
78 funds for the county. They shall, from time to time as they determine most appropriate or  
79 as directed by the county executive board chairman or the county board or its committees,  
80 submit reports with reference to the operations of the division. This division shall support  
81 all positions on legislation and other intergovernmental policies that have been adopted by  
82 the committee on legislature unless such positions are changed by the county board and  
83 approved by the county executive or, if not approved by the county executive, have  
84 become effective by lapse of time or by further action of the county board.  
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File No. 02-503  
(Journal, September 26, 2002)

3 (ITEM 6B) To conform to the County Executive's 2003 recommended budget for Org. Unit  
4 1040 - County Executive-Disadvantaged Business Development, by recommending  
5 adoption of the following:

6

**AN ORDINANCE**

7 To amend Section 42.03 of the County General Ordinances to change the reference  
8 to the organizational hierarchy of the office of Disadvantaged Business Development.

9 **SECTION 1.** Section 42.03 of the General Ordinances of Milwaukee County, as  
10 amended to and including \_\_\_\_\_, is hereby amended as follows:

11 *42.03 Enforcing division.* The disadvantaged business development division of the  
12 ~~department of public works~~ County Executive's office will be the enforcing division and is  
13 hereinafter referred to as "DBD division".

**SECTION 2.** This ordinance shall take effect on January 1, 2003.

14 **FISCAL NOTE:** Adoption of this ordinance will have no fiscal effect.

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File No. 02-503  
(Journal, September 26, 2002)

(ITEM 6C) To conform to the County Executive's 2003 recommended budget for Org. Unit 1140-Department of Administrative Services-Human Resources-Labor Relations, by recommending adoption of the following:

**AN ORDINANCE**

To amend Section 79.01 of the County General Ordinances to change the appointing and reporting authority of the director of labor relations.

**SECTION 1.** Section 79.01 of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_, is hereby amended as follows:

*79.01 Created; director.* There is hereby created a "~~department~~ section of labor relations" for the county within the Division of Human Resources of the Department of Administrative Services. ~~The~~ departmental policies of ~~which~~ this section shall be subject to the jurisdiction of the county executive and the committee on personnel of the county board. The ~~department~~ section shall be in charge of an administrator designated as "director of labor relations" who shall be appointed by the county executive and whose appointment shall require confirmation by the county board. The director of labor relations may be dismissed at any time by the county executive with concurrence by the majority of the members of the county board, or by the county board with concurrence by the county executive. In the event the county executive vetoes an action by the county board dismissing the director, said veto can be overridden by a vote of two-thirds of the members-elect of the county board. The director shall be provided with an adequate number of staff assistants and such other personnel, as in the opinion of the county board, are required to carry out the functions and purposes of the ~~department~~ section. Such staff positions shall be appointed under the county's civil service system by the director of labor relations. The position of director and all other positions in the department shall be compensated at a rate fixed by the county board.

**SECTION 2.** This ordinance shall take effect on January 1, 2003.

**FISCAL NOTE:** Adoption of this ordinance will have no fiscal effect.

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34 32.27(3) Such purchases shall not include materials and supplies available in central  
35 stationery stores or department storerooms.

36 32.27(4)(3) This authority shall not be used to circumvent bulk purchases of any  
37 item by repeated purchases in the amounts of ~~five hundred dollars (\$500.00)~~ two thousand  
38 dollars (\$2000.00) or less.

39 32.27(5)(4) All procurement forms and procedures shall be approved by the  
40 purchasing administrator prior to use. The purchasing card is an acceptable alternative to  
41 written forms if approved by the purchasing administrator.

42 **SECTION 3.** Sections 32.50(1) and (2) of the General Ordinances of Milwaukee  
43 County are hereby amended as follows:

44 32.50(1) All unsuccessful offerors shall be notified ~~in writing by certified mail return~~  
45 ~~receipt requested~~ or by fax machine transmission of the pending contract award. Protest to  
46 the award must be delivered to the purchasing administrator within seventy-two (72) hours  
47 after receipt of notice. The purchasing administrator's copy of the fax transmission cover  
48 sheet, or the departments fax log, shall be conclusive proof of the time and date of receipt  
49 by the offeror.

50 32.50(2) A protest must be in writing and clearly state the reason for it. The  
51 purchasing administrator shall review the protest and notify the protestor of a decision, ~~in~~  
52 ~~writing, by certified mail return receipt requested~~ or by fax machine transmission within  
53 five (5) days. No contract shall be awarded while a protest is pending. A protest that is  
54 untimely or fails to clearly state the reason for the protest is invalid. The purchasing  
55 administrator's copy of the fax transmission cover sheet, or the departments fax log, shall  
56 be conclusive proof of the time and date of receipt by the offeror.

**SECTION 4.** This ordinance shall take effect on January 1, 2003.

57 **FISCAL NOTE:** Adoption of this ordinance will allow the Procurement Division to  
58 decrease expenditures by reducing staff, advertising and mailing costs  
59 to meet the 2003 budget target.

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1  
2 File No. 02-503  
3 (Journal, September 26, 2002)  
4 (ITEM 6D) To conform to the County Executive's 2003 Recommended Budget for Org. Unit  
5 1152 – Department of Administrative Services-Procurement Division, by recommending  
6 adoption of the following:

7 AN ORDINANCE

8 To amend Section 32.25 of the County General Ordinances in order to raise the  
9 limits for open market purchases, informal and formal bids and change the method used  
10 for public notice.

11 To amend Section 32.27 of the County General Ordinances to increase the limit for  
12 delegation of purchasing authority and include the purchasing card as one of the  
13 procurement methods.

14 To amend Section 32.50 of the County General Ordinances to allow fax  
15 transmissions for award notices and protest responses.

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

18 SECTION 1. Sections 32.25(2) and (3) of the General Ordinances of Milwaukee  
19 County, as amended to and including \_\_\_\_\_, are hereby amended as  
20 follows:

21 32.25(2) *Discretionary Purchases*: Any procurement having an estimated aggregate  
22 value in excess of ~~five thousand dollars (\$5,000.00)~~ ten thousand dollars (\$10,000.00) or  
23 less shall be made at the discretion of the buyer.

24 32.25(3) *Open Market Purchase*: Any procurement having an estimated aggregate  
25 value in excess of ~~Five Thousand Dollars (\$5,000) and less than Twenty five Thousand~~  
26 ~~Dollars (\$25,000)~~ Ten Thousand Dollars (\$10,000) and less than Twenty-five Thousand  
27 Dollars (\$25,000) shall be made by solicitation of three quotations documented by the  
28 buyer.

29 SECTION 2. Section 32.27 of the General Ordinances of Milwaukee County, as  
30 amended to and including \_\_\_\_\_, is hereby amended as follows:

31 32.27(1) No procurement shall exceed ~~One Thousand (\$1,000)~~ Two Thousand  
32 Dollars (\$2,000), including any freight and any handling charges.

33 32.27(2) Purchasers shall use county-wide blanket contracts.

Thereupon, **Ordinances 6A through 6D (File No. 503) WERE ADOPTED** by the following vote:

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

The Chair called for a brief recess

The Board Reconvened at 11:38 PM with Supervisor Holloway in the chair.

**PRESENT:** Agnos, Aldrich, Bailey Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 25 **ABSENT** -0

Thereupon, the following ordinance (**File No. 503 Item 6E**) WAS SUBMITTED

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File No. 02-503  
(Journal, September 26, 2002)

(ITEM 6E) To conform to an amendment to the County Executive's 2003 Recommended Budget for Org. Unit 1900-2903 – County Sales Tax Revenue, by recommending adoption of the following:

**AN ORDINANCE**

Amending Section 22.04 of the General Ordinances of Milwaukee County relating to Sales and Use Taxes.

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

**SECTION 1.** Section 22.04 of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_, is hereby amended as follows:

**22.04 Application of Sales and Use Tax Revenue Capital funding.**

Sales and use tax revenues shall be applied toward county capital expenditures as follows:

- (1) County sales and use tax revenues shall be dedicated to pay general obligation debt service costs; and
- (2) Any surplus county sales and use tax revenues shall be used to:
  - (a) Supplement the Appropriation for Contingencies;
  - (b) cash-finance capital improvement projects; or
  - (c) prepay outstanding bonds.

**SECTION 2.** This ordinance shall become effective in calendar year 2003 only.

**SECTION 3.** Effective January 1, 2004, Section 22.04 of the Ordinance is hereby amended as follows:

**22.04: Application of Sales and Use Tax Revenue Capital funding.**

Sales and use tax revenues shall be applied toward county capital expenditures as follows:

- (1) County sales and use tax revenues shall be dedicated to pay general obligation debt service costs; and

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(2) Any surplus county sales and use tax revenues shall be used to:

- ~~(a) Supplement the Appropriation for Contingencies;~~
- ~~(b) cash finance capital improvement projects; or~~
- ~~(c) prepay outstanding bonds.~~

**FISCAL NOTE:** Adoption of this ordinance will not require an additional expenditure of funds in the current budget year.

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10/31/2002  
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Thereupon, **File No. 503 6E FAILED TO BE ADOPTED** by the following vote:

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

**SPECIAL LEVIS**

**FILE NO. 02-414**

1  
 2 File No. 02-414  
 (Journal, September 26, 2002)

3 From Chairman, Southeastern Wisconsin Regional Planning Commission (SEWRPC),  
 4 submitting the property tax levy required in partial support of regional planning in South-  
 5 eastern Wisconsin in calendar year 2003, by recommending adoption of the following:

**A RESOLUTION**

7 WHEREAS, in accordance with Section 66.0309(14)(b) of the Wisconsin Statutes,  
 8 SEWRPC has submitted its budget for aid for the calendar year 2003 in the amount of  
 9 \$2,317,515 and the allocation of said amount to each of the seven counties in the  
 10 Southeastern Wisconsin Regional Planning Commission area on the basis of the equalized  
 11 value of each county as of January 1, 2001, to the total equalized value of the seven  
 12 counties as of January 1, 2001, as follows:

| 13 | County     | January 1, 2001<br>Equalized Valuation | Tax Levy<br>Percent | Apportionment<br>Amount |
|----|------------|--|---------------------|-------------------------|
| 15 | Kenosha    | \$ 8,542,688,500                       | 7.4103%             | \$171,735               |
| 16 | Milwaukee  | 41,744,112,500                         | 36.2367%            | 839,790                 |
| 17 | Ozaukee    | 7,345,148,900                          | 6.3715%             | 147,660                 |
| 18 | Racine     | 9,517,488,900                          | 8.2558%             | 191,330                 |
| 19 | Walworth   | 7,939,464,400                          | 6.8871%             | 159,610                 |
| 20 | Washington | 8,345,423,700                          | 7.2392%             | 167,770                 |
| 21 | Waukesha   | <u>31,816,827,400</u>                  | <u>27.5994%</u>     | <u>639,620</u>          |
| 22 | TOTAL      | \$115,251,154,300                      | 100.0000%           | \$2,317,515             |

23 now, therefore,

24 BE IT RESOLVED, that there is hereby levied upon all taxable property within  
 25 Milwaukee County \$839,790 as the County's proper portion of the 2003 budget of the  
 26 Southeastern Wisconsin Regional Planning Commission, said amount to be transmitted to  
 27 the Treasurer of said Commission, after January 1, 2003, upon demand of said Treasurer;  
 28 and

29 BE IT FURTHER RESOLVED, that the proper County officers are directed to distribute  
 30 to each municipality within the County, its share of the above \$839,790 based on the ratio  
 31 of each municipality's equalized value to the total equalized value of the County.  
 32

33 **FISCAL NOTE:** Adoption of this resolution will require an appropriation of tax levy in the amount  
 34 of \$839,790. This amount is levied separately from, and not considered part of,  
 35 the tax levy appropriated for general operating purposes but is a part of the  
 36 County's operating levy that is applied towards the operating levy limit.  
 37

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Thereupon, **the foregoing File No. 02-414 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, Lutzka, McCue, McDonald Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman -23 **NOES** Cesarz, Mayo - 2

**COUNTY BOARD CITATIONS**

Thereupon, **the citations submitted to the County Board on November 4, 2002 WERE APPROVED** by a voice vote.

**FINAL 2002 TAX LEVY FOR 2003 GENERAL COUNTY PURPOSES**

Supervisor Nyklewicz **MOVED ADOPTION** of the following **TAX LEVY FOR 2003 GENERAL COUNTY PURPOSES:**

NOV -4 2002

*fails*

*11-14*

*Lutzka moved reconsideration*

*35-0*

*on adoption 13-12*

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File No. 02-503  
(Journal, September 26, 2002)

From the Committee on Finance & Audit

**FINAL 2002 TAX LEVY FOR 2003 GENERAL COUNTY PURPOSES**

WHEREAS, the County Executive's Budget for General County Purposes as submitted to the County Board on September 26, 2002, 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 \$ 220,213,968 on all taxable property in the County of Milwaukee for General County Purposes.

*Richard Nyklewicz Jr.*  
Richard D. Nyklewicz, Jr.  
Finance & Audit Committee Chairman

Thereupon, **the 2002 Tax Levy for 2004 General County Purposes FAILED TO BE ADOPTED** by the following vote:

**AYES:** Broderick, Coggs-Jones, Davis, Johnson W., Mayo, McCue, Nyklewicz, Quindel, Schmitt, White, and the Chairman -11 **NOES** Agnos, Aldrich, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, Lutzka, McDonald, Weishan, Zelinski - 14

The Chair called for a brief recess.

The Board Reconvened at 12:46 AM with Supervisor Holloway in the chair.

**PRESENT:** Agnos, Aldrich, Bailey Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 25 **ABSENT** -0

Supervisor Lutzka, **MOVED FOR RECONSIDERATION on the 2002 Tax Levy for 2003 General County Purposes:**

Thereupon, **THE MOTION TO RECONSIDER WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Bailey Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson T., Johnson W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zelinski and the Chairman - 25 **NOES** -0

Thereupon, **the 2002 Tax Levy for 2003 General County Purposes WAS ADOPTED** by the following vote:

**AYES:** Agnos, Broderick, Coggs-Jones, Davis, Johnson W., Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, White, and the Chairman -13 **NOES** Aldrich, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, McDonald, Weishan, Zelinski -12

**FINAL 2002 EXPENDITURE FOR 2003**  
**GENERAL COUNTY PURPOSES**

Supervisor Nyklewicz **MOVED ADOPTION** of the **2003 Budget as Amended:**

NOV -4 2002  
Adopted 1  
13-12 2

File No. 02-503  
(Journal, September 26, 2002)

3 From the Committee on Finance & Audit

4 FINAL 2002 EXPENDITURE FOR 2003 GENERAL COUNTY PURPOSES

5 WHEREAS, the County Executive's Budget for General County Purposes as submitted to  
6 the County Board on September 26, 2002, has been amended by amendments detailed in the  
7 minutes of this meeting, now, therefore,

8 BE IT RESOLVED, that the amended budget for General County Purposes as shown in  
9 summary form in the minutes of this meeting and totaling \$ 1,113,075,536 be and the same  
10 is hereby adopted.

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Richard D. Nyklewicz, Jr.  
Finance & Audit Committee Chairman

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Thereupon, the **Budget for 2003 as Amended WAS ADOPTED** by the following vote:

**AYES:** Agnos, Broderick, Coggs-Jones, Davis, Johnson W., Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, White, and the Chairman - 13 **NOES** Aldrich, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, McDonald, Weishan, Zelinski - 12

**ADJOURNMENT**

Supervisor Diliberti Moved at 1:30 PM that the board be adjourned to November 13, 2002 for possible consideration of vetoes or December 19, 2002 if there are no vetoes to be considered.

Thereupon, **the Board WAS ADJOURNED** by a voice vote.

---



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**Lee Holloway**  
Chairman

## Members of the Board

| District         |                                  |
|------------------|----------------------------------|
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>PETER AGNOS</b>               |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**ANNUAL MEETING (CONTINUED) NOVEMBER 13, 2002**

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

Milwaukee, Wisconsin, (Wednesday, November 13, 2002, 1:30 PM)

Supervisor Holloway in the Chair.

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

**REPORTS OF COUNTY OFFICERS**

**PARTIAL VETO ACTIONS TAKEN BY THE COUNTY EXECUTIVE**

November 13, 2002

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**COUNTY OF MILWAUKEE**  
INTER-OFFICE COMMUNICATION

---

**DATE:** November 13, 2002  
**TO:** The Honorable County Board of Supervisors  
**FROM:** Mark Ryan, County Clerk  
**SUBJECT:** Veto File Returned

The County Executive has returned to my office File No. 02-503, a resolution adopting a 2003 amended budget for general county purposes and the final 2002 tax levy.

He has partially vetoed this resolution and attached is a copy of his veto message wherein he states his objections.

This resolution was adopted by your honorable body on November 4, 2002 by a vote of 13 ayes - 12 noes.

Your reconsideration is required.



Mark Ryan,  
County Clerk



OFFICE OF THE COUNTY EXECUTIVE  
*Milwaukee County*  
SCOTT WALKER • COUNTY EXECUTIVE

DATE : November 12, 2002  
TO : The Honorable County Board of Supervisors  
FROM : Scott K. Walker, County Executive  
SUBJECT : **PARTIAL VETO OF FILE NUMBER 02-503**

I am returning County Board File Number 02-503. I am partially vetoing this resolution pursuant to the authority granted to me by Article IV, Section 23 (a) of the Wisconsin Constitution and Sections 59.031 (5) and (6) of the Wisconsin State Statutes.

When I set out to develop the 2003 Milwaukee County Budget, I sought to change the way Milwaukee County does business. Milwaukee County government cannot be all things to all people. With that in mind, I began a process of prioritizing the core functions of County government. Next, I worked to determine the programs and services that Milwaukee County must provide, those that Milwaukee County should partner with other organizations to provide, and those that are best provided by some other entity.

The balance of the 2003 Milwaukee County Budget has been approved. I am returning those parts of the Budget upon which I have exercised my veto authority.

**AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS**

**COUNTY BOARD/COUNTY EXECUTIVE—INTERGOVERNMENTAL RELATIONS**

*Item 2* has been vetoed, along with the ordinance change, to allow the Intergovernmental Relations Office to continue to be a part of the Executive branch of government. The role of the Executive branch is to administer policy. Since the staff in the Division of Intergovernmental Relations does not make policy, but administers the policy set by the County Board and agreed to by the County Executive, it should remain within the Executive branch. Similar offices in the City of Milwaukee and in the State of Wisconsin report to the Mayor and to the Governor.

*Item 3.* The final budget request submitted by the County Board included the recommendation of 30 hours per week for legislative aides. I believe that it is prudent to maintain that request in the budget.

ROOM 306, COURTHOUSE • 901 NORTH 9TH STREET • MILWAUKEE, WISCONSIN 53233  
PHONE: 414-278-4244 • FAX: 414-223-1375

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 2

**DEPARTMENT OF AUDIT**

*Item 2.* Given the significant reductions that other departments throughout County government have made, including fiscal and accounting staff, it is appropriate to also reduce funding for the Audit Department, as contained in the department's original budget request.

**CORPORATION COUNSEL**

*Item 1.* While I agree with the intent of creating a position to increase the amount of outstanding collectible costs and fees through tax intercepts, I believe that we must give Corporation Counsel the flexibility needed to fill a position that is best suited to accomplish this goal. Funding for the position remains the same.

**DEPARTMENT OF ADMINISTRATIVE SERVICES--HUMAN RESOURCES/  
POTAWATOMI REVENUE — YOUTH EMPLOYMENT PROGRAM**

*Item 2.* Considering the fiscal situation of the County, it is appropriate to address whether or not a program or service meets the core function of County government. This program does not meet those criteria.

**EMPLOYEE FRINGE BENEFITS/DEPARTMENT OF PARKS**

*Item 1.* I am vetoing the use of revenue from St. Luke's for golf course and lagoon studies. The staff of the Department of Parks is directed to work with the University of Wisconsin-Milwaukee to analyze golf course operations and to analyze lagoons within the Park System – in return for parking space at the lakefront that is already provided for UWM. I am, instead, proposing to utilize this funding of \$150,000 in the contingent fund.

**ELECTION COMMISSION**

*Item 1.* I am restoring the zero wage increase language in this budget to maintain consistency with all other departments throughout County government. It is not appropriate to treat one single position differently than all others in County government.

**HOUSE OF CORRECTION**

*Item 2.* Considering the financial situation of the County, it is appropriate to reduce expenditures that are not core functions of County government. To improve the fiscal situation of the County in 2003, funding for \$240,473 for the Farm and Fish Hatchery is instead placed in the contingency fund.

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 3

**MEDICAL EXAMINER**

*Item 1.* Because of fiscal constraints, it is necessary to reduce expenditures in this area. The additional funding of \$41,667 generated from fees will be used to increase contractual services.

**MILWAUKEE COUNTY TRANSIT/PARATRANSIT**

*Item 1.* Given a fixed amount of property tax levy, the management of the Milwaukee County Transit System should be given the flexibility to determine specific route modifications within their current budget. Fiscal constraints do not allow increased funding to be provided for Route 35 service.

**DHS-BEHAVIORAL HEALTH/POTAWATOMI REVENUE—  
TARGETED CASE MANAGEMENT**

*Item 2.* Increased funding of \$337,203 for Targeted Case Management (TCM) is vetoed. While this budget calls for more thought and study to be done in 2003 before contracting out for the acute inpatient care facility and the Community Support Program, the department has made a strong case that the services provided by Targeted Case Management will be better provided by private agencies. Currently, 77% of TCM services are provided in the private sector. The quality of service to clients will most likely increase under this proposal.

**DEPARTMENT OF HUMAN SERVICES – COUNTY HEALTH RELATED  
PROGRAMS/POTAWATOMI REVENUE -- AIDS RESOURCE CENTER**

*Item 1.* Considering the financial situation of the County, it seems appropriate to reduce direct expenditures to organizations that operate outside of County government. Furthermore, it seems appropriate that many County Board Supervisors feel that the previous policy prohibited support for the needle exchange program. It became clear during the budget debate, however, that the original program does provide staff support to continue the needle exchange program.

**DEPARTMENT OF HUMAN SERVICES/POTAWATOMI REVENUE**

*Item 4.* A partial veto is used to adjust the amount for the Youth Commission. I am maintaining funding for the Youth Commission because I am in support of providing opportunities to engage young people in meaningful decision making in Milwaukee County government. I do believe, however, that more must be done to specifically address the role and responsibility of the Commission, as well as to provide a detailed budget request. Additional funding requests might be considered once a detailed budget is presented for the Commission.

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 4

**DHS/POTAWATOMI REVENUE**

I am vetoing specific reference to the Disabilities Division to allow the department the ability to address waiting lists for persons with developmental disabilities. The funding of \$350,000 is maintained in the budget.

**DEPARTMENT OF PARKS**

*Item 3.* The management of the Department of Parks should determine specific decisions on specific positions within the Parks System.

**MILWAUKEE COUNTY UNIVERSITY EXTENSION SERVICE**

*Item 1.* Considering the fiscal situation of the County, it is appropriate to reduce expenditures for programs that are not core functions of County government.

**AMENDMENTS TO CAPITAL BUDGET**

**PARKS INFRASTRUCTURE IMPROVEMENTS—TRAIL AND HARD SURFACE REPLACEMENT**

*Item 3.* The Department of Parks should not be required to utilize criminal offenders within positions that will place them in the Milwaukee County Parks System.

Instead, the Department of Parks should be directed to look to target the hiring of young people through this program.

**HOUSE OF CORRECTION**

*Item 1.* The Capital budget was developed by prioritizing projects that focus on maintenance and upkeep of existing infrastructure. New printing equipment was not a capital budget request of the House of Corrections.

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 5

**INDIVIDUAL SUPERVISORS' AMENDMENTS**

**Supervisor Holloway Amendment—Abolish Assistant Fiscal and Budget Administration**

The Department of Administrative Services should have the flexibility to fill existing positions within the approved budget.

**Supervisor Zielinski Amendment—House of Correction—Director of Industries**

The position added in the amendment was not in the original request of the House of Corrections.

**Supervisors Aldrich, Diliberti and Weishan Amendment--Pools**

A partial veto allows all existing pools to stay open seven days a week until 5:00 p.m. while not closing the Grobschmidt and Hales Corners pools. The Board should debate and pass an aquatics master plan so that future budgets do not include disputes over specific pool closing and so the battle does not pit one side of the County against the other.

**Supervisors Krug, Bailey and Aldrich Amendment—Courthouse Security**

See next item.

**ADDITIONAL CHANGES**

**Veto of County Executive 2003 Recommended Budget—Courthouse Security**

A review of the report on courthouse security provided by a national security expert shows that the County can provide perimeter screening with 20 less contract positions and seven additional County employee positions. Instead of hiring seven new employees, putting exit alarms at doors that do not provide screening as an entrance reduces three new positions. Four positions will transfer from the 12<sup>th</sup> and Vliet Street building.

The veto maintains perimeter screening while saving \$260,000.

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 6

**Veto of County Executive 2003 Recommended Budget—Structure of Pension Board**

The County Board removed language on proposed changes to the Pension Board from the Human Resources section of the proposed budget, but overlooked removing the same language from the Employee Fringe Benefits section. With the hope that the members of the Board will be willing to bring up the resolutions related to the proposed reforms to the Pension Board, we are willing to use the veto to reflect the intent of the County Board action.

**Veto of County Executive 2003 Recommended Budget—Fund for the Arts**

A partial veto will reduce funding by \$5,000.

**Veto of County Executive 2003 Recommended Budget**

A partial veto will reduce major maintenance funding for tree planting by \$32,516. The Parks Department intends to use the Metro Milwaukee Sewerage District Tree Fund to supplement the remaining budgeted funds for tree plantings.

In addition to the changes presented here, I believe there are two other potential sources of funding that, if realized, can be used to increase the contingent fund in 2003. These are not part of the veto action, nor are they proposed to be included in the Adopted Budget. Instead, if they come to fruition, they can be placed in the contingent fund. The first is a potential increase in sales tax revenue of \$900,000. This is based on the latest projections of the Department of Administration and reflects the fact that 2002 sales tax collections have gone from a deficit situation in July to a surplus in October. This change, though small, projects to increase sales tax revenue \$900,000 over the amount included in the 2003 Recommended Budget. Because of the volatility involved with sales tax revenues, it would not be prudent to budget this increased revenue. If, however, the increased revenue should occur, it can and should be used to increase the County contingent fund.

The Finance and Audit Committee and County Board adopted a budget amendment that reduced by \$500,000 the amount of rent payments paid to W-2 agencies for housing of County employees at their locations. It is my hope and expectation that actual payments made by Milwaukee County can be reduced further, perhaps by as much as \$500,000. (If this cannot be achieved, the County has the option of moving its employees from the W-2 agency sites.) If these savings can be accomplished, the freed up funds that would result could also be placed in the contingent fund.

November 12, 2002  
The Honorable County Board of Supervisors  
**Partial Veto of File Number 02-503**  
Page 7

I am also pleased to be able to maintain funding for many programs and services not originally included in my Recommended Budget, including \$350,000 to address developmental disabilities waiting lists, \$500,000 for AODA, \$200,000 for the Youth Sports Authority Program, and \$178,044 for the Interim Disability Assistance Program, to name a few.

The 2003 Milwaukee County budget has reshaped the debate over property taxes and the role of County government in our community. I believe that this budget accomplishes three goals including balancing a \$51 million deficit with no increase in the property tax levy, restoring the core functions of County government to serve those most in need in our community, and creating fiscal stability for 2003 and beyond.

I encourage members of the County Board of Supervisors to sustain these vetoes.

A handwritten signature in black ink, appearing to read 'SKW', with a long horizontal stroke extending to the right.

Scott K. Walker  
Milwaukee County Executive

SKW:hmf

Attachment

**Summary - Fiscal Effect of Vetoes**

|   |               |         |
|---|---------------|---------|
| 2002 Tax Levy                                     | \$218,734,713 |         |
| County Executive's 2003 Recommended Tax Levy      | \$218,708,524 |         |
| County Executive's Recommended Decrease Over 2002 | (\$26,189)    | -0.012% |
| County Board Adopted 2003 Tax Levy                | \$220,213,968 |         |
| County Board Increase Over 2002                   | \$1,479,255   | 0.676%  |
| Revised 2003 Levy With County Executive Vetoes*   | \$218,734,713 |         |
| Revised Decrease Over 2002                        | \$0           | 0.000%  |

\* This includes a decrease of \$22,438 in State Exempt Computer Aid revenue resulting from the County Executive vetoes. If any action by the County Board on November 13 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.

**I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS**

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|------------------------------|-----------------|
| COUNTY BOARD/COUNTY EXECUTIVE - INTERGOVERNMENTAL RELATIONS  | 1000/1020        |                     |                              |                 |
| 2. <del>To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1000 - County Board and 1020 - County Executive Intergovernmental Relations by transferring the Division of Intergovernmental Relations to the County Board.</del> | 1000<br>1020     | 0<br>0              | 0<br>0                       | 0<br>0          |

The following language is added in the budget narrative of Org. Unit No. 1000 and 1020:

The Intergovernmental Relations Division is transferred from the County Executive's Office to the County Board to reflect the Division's County-wide focus and the County Board's overall legislative and policy oversight function.

Approval of this amendment has no tax levy impact.

Veto No. /

COUNTY BOARD

- 3. ~~To amend the County Executive Recommended 2003 Budget for Org. Unit 1000 - County Board by restoring the Legislative Aide hours to 35 hours from the recommended 30 per week resulting in a tax levy increase of \$92,650.~~

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|--------------------------|-----------------|
| 1000             | 92,650              | 0                        | 92,650          |

Veto No. 2

DEPARTMENT OF AUDIT

- 2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1001 Department of Audit by reducing the Department's lump sum salary reduction by \$59,000 (from \$390,448 to \$331,448). This would enable the Department to avoid the layoff of two current employees.

Adoption of this amendment would result in a property tax levy increase of \$59,000.

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|--------------------------|-----------------|
|  | 1001             |                     |                          |                 |
|  | 1001             | 59,000              | 0                        | 59,000          |

Veto No. 3

CORPORATION COUNSEL

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1130, Corporation Counsel, by creating a position of ~~Clerk Assistant~~ to assist in an effort to increase outstanding collectible costs and fees through tax intercepts. ~~The Clerk Assistant~~ position will be responsible for compiling information on persons with outstanding collectibles initially in the areas of Guardian Ad Litem Fees, bail forfeiture bonds and court appointed attorneys. (These are areas in which State Statutes provide that the Corporation Counsel must act as the agent for the courts to collect outstanding costs.) The Corporation Counsel will then determine how to proceed with collecting the outstanding amounts, either by way of a contract with a collection agency similar to the model used by the Clerk of Courts for the Fine and Cost Commitment Project, or by using a model similar to that pursued by Waukesha County using a firm such as PVA which specializes in using tax intercept for retrieving outstanding collectibles. (In six months, Waukesha County was able to collect \$109,000 in the above three identified categories through tax intercept using the PVA firm.) It is estimated that Milwaukee County may be able to collect as much as \$135,500 in outstanding collectibles in these three categories in 2003 using the tax intercept program outlined here.

This amendment will increase expenditures in Org. Unit 1130, Corporation Counsel, by \$35,441 for the ~~Clerk Assistant~~ position and increase revenue from tax intercept collections by \$135,500 for a net tax levy reduction of \$100,059. (1A061)(6-1)

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|--------------------------|-----------------|
|  | 1130             | 35,441              | 135,500                  | (100,059)       |

Veto No. 4

By Supervisor Cogg-Jones

Amendment No. 1  
to  
Amendment No. 1A014, Org. Unit 1140 and Org. Unit 1937

To amend the County Executive's 2003 Recommended Budget as follows:

| Description   | Org.<br>Unit<br>No. | Increase (or Decrease)     |                        |                    |                        |
|---|---------------------|----------------------------|------------------------|--------------------|------------------------|
|   |                     | Expenditure                | Revenue                | Bonds              | Tax Levy               |
| To amend the County Executive's 2003 Recommended Budget for Org. Unit 1140— Department of Administrative Services Human Resources, and Org. Unit 1937— Potawatomi Revenue, in order to restore funding for the After School Program and Summer Program components of the Youth Employment Program, by increasing expenditures and revenues \$250,000 each in Org. Unit 1140 Department of Administrative Services Human Resources, for no tax levy impact, and increasing expenditures \$250,000 in the non departmental Org. Unit 1937 Potawatomi Revenue, resulting in a net tax levy increase of \$250,000 in that budget. | 1140<br>1937        | \$ 250,000<br>\$ 250,000   | \$ 250,000<br>\$ ———0  | \$ ———0<br>\$ ———0 | \$ ———0<br>\$ 250,000  |
| Note: Finance and Audit Committee Change to County Executive's Budget   | 1140<br>1937        | \$ 322,704<br>\$ 322,704   | \$ 322,704<br>\$ ———0  | \$ ———0<br>\$ ———0 | \$ ———0<br>\$ 322,704  |
| Fiscal Effect of this Amendment Compared to Finance and Audit Committee Recommendation  | 1140<br>1937        | \$ (72,704)<br>\$ (72,704) | \$ (72,704)<br>\$ ———0 | \$ ———0<br>\$ ———0 | \$ ———0<br>\$ (72,704) |

Veto No. 5

STATE EXEMPT COMPUTER AID

|   | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|---|------------------|---------------------|------------------------------|-----------------|
|   | 1900-2202        |                     |                              |                 |
| 1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 1900-2202 - State Exempt Computer Aid by increasing revenue \$0. | 1900-2202        | 0                   | 22,438                       | (22,438)        |

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 4 causes that tax levy amount to change, then the computer tax exemption revenue total will be recalculated by the Department of Administration 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.

The levy increase of \$1,479,255 by the County Board of Supervisors has been vetoed. The overall impact of the veto actions is \$0, which maintains the 2003 levy at the 2002 adopted budget level. The 2003 County Executive Recommended Budget levy was \$26,189 below the 2002 Adopted Budget. Therefore, the computer exemption amount is an increase of \$398 over the 2003 County Recommended Budget.

Veto No. 6

EMPLOYEE FRINGE BENEFITS/DEPARTMENT OF PARKS

- To amend the County Executive's 2003 Recommended Budget for Org. Unit 1950 - Employee Fringe Benefits by increasing revenues to take into account discounted medical services, which will be provided by St. Luke's Medical Center in accordance with a Memorandum of Understanding (MOU) the County Board approved in July of 2002. This would result in a tax levy decrease of \$150,000.

| Org. Unit | Expenditures | Revenue or Bonds* | Tax Levy  |
|-----------|--------------|-------------------|-----------|
| 1950/9999 |              |                   |           |
| 1950      | 0            | 150,000           | (150,000) |
| 9999      | 150,000      | 0                 | 150,000   |
| 1945      | 150,000      | 0                 | 150,000   |
|           | 150,000      | 150,000           | 0         |

The Recommended Budget for Org. Unit No. 9999 - Department of Parks is amended by increasing expenditures by \$50,000 for the development of a Golf Course Master Plan and by \$100,000 for assessing water quality in all Milwaukee County lagoons, state and federal matching grants for water quality improvement, developing a lagoon management plan and implementing water quality projects with any remaining funds. This results in a tax levy increase of \$150,000 in that budget.

The Committee on Parks, Energy and Environment will determine the scope and direction of the Golf Course Master Plan at future meetings. The Parks Department will develop an RFP and will receive approval from the Committee on Parks, Energy and Environment prior to its issuance.

Funds will be expended for either the Master Plan or water quality assessment as reimbursements for discounted medical services accrue.

Adoption of this amendment will have a no net tax levy impact.

Veto No. 7

ELECTION COMMISSION

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|------------------------------|-----------------|
| 3010             | 1,692               | 1,750                        | (58)            |
|                  |                     |                              | (1,750)         |

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 3010 - Election Commission to increase projected revenue and to delete the zero-wage increase language for staff earning in excess of \$50,000 in that department.

Projected revenue is increased in Org. Unit No. 3010 - Election Commission by \$1,750 to \$47,000 representing a net reduction from 2002 of \$13,250. Personal services expenditures are increased \$1,692, resulting in a tax levy reduction of \$58.

Veto No. 8

HOUSE OF CORRECTION

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|------------------------------|-----------------|
|  | 4300             |                     |                              |                 |
| 2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300—House of Correction, by restoring funding and positions for the farm and fish hatchery programs by taking the following actions: | 4300-1945        | 240,473             | 0                            | 240,473         |

- 1) ~~Beny the abolishment of three Correction Officer Agriculture and one Correction Officer Lieutenant Program Facilities for an increase of \$232,198 in Personal Services.~~
- 2) ~~Increase Services and Commodities by \$95,015.~~
- 3) ~~Increase abatements by \$86,730.~~

The effect of this amendment is a tax levy increase of \$240,473 in the House of Correction budget.

Veto No. **9**

MEDICAL EXAMINER

1. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4900 – Medical Examiner by restoring the following:

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|------------------------------|-----------------|
|  | 4900             |                     |                              |                 |
|  |                  | <del>267,987</del>  | 41,667                       | 225,720         |
|  |                  | 41,667              |                              | 0               |

- 1) Increase revenues by an additional \$41,667 over the original submission by increasing fees as follows:

- Death Certificate by \$5 from \$50 to \$55
- Cremation Permit by \$20 from \$125 to \$145
- Referral Autopsies-Contract by \$100 from \$1,250 to \$1,350
- Referral Autopsies-60+/Year by \$50 from \$1,350 to \$1,400
- Referral Autopsies <10/year by \$50 from \$1,700 to \$1,750
- Annual Conference Registration fee by \$10 from \$185 to \$195

- 2) Increase contractual services by \$42,500 to provide funding for X-ray services, laboratory testing for bacterial and viral cultures, autopsy transcription and body transportation.

- 3) ~~Increase Personal Services by \$224,987 to fund three positions of forensic investigator and one position of forensic assistant.~~

These actions will increase expenditures in the department by ~~\$267,987~~ and increase revenue by \$41,667, for a net tax levy increase of ~~\$225,720~~.

Veto No. *10*

MILWAUKEE COUNTY TRANSIT/PARATRANSIT

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|------------------------------|-----------------|
| 4. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 5600 - Milwaukee County Transit/Paratransit by adding the following route modification: Route 35 - add service south of Howard Avenue on weekdays during the A.M. peak (6 - 9 a.m.). This route modification increases operating costs \$45,000, offset with Transit revenue of \$10,600, resulting in a net tax levy increase of \$35,300. | 5600             | 35,300              | 0                            | 35,300          |

Veto No. //

DHHS-BEHAVIORAL HEALTH/POTAWATOMI REVENUE

|   | <u>Org. Unit</u> | <u>Expenditures</u>                  | <u>Revenue<br/>or Bonds*</u>   | <u>Tax Levy</u>                |
|---|------------------|--------------------------------------|--------------------------------|--------------------------------|
|   | 6300/1937        |                                      |                                |                                |
| 2. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 6300 - Department of Health and Human Services - Behavioral Health Division (BHD) and Org. Unit No. 1937 - Potawatom Revenue by restoring funding for Targeted Case Management services and positions through an appropriation of Potawatom revenue. | 6300<br>1937     | 569,203<br><u>337,203</u><br>906,406 | 569,203<br><u>0</u><br>569,203 | 0<br><u>337,203</u><br>337,203 |

Approval of this amendment will restore funding for all positions and services in the Targeted Case Management program except one position of Community Service Nurse and one position of Mental Health Assistant. Expenditures in Org. Unit No. 6300 - Department of Health and Human Services - Behavioral Health Division increase \$569,203. Patient revenue increases \$232,000 and Potawatom revenue of \$337,203 is added for no tax levy impact in that budget. Expenditures in Org. Unit No. 1937 - Potawatom Revenue are increased by \$337,203, resulting in a tax levy increase of \$337,203.

Veto No. 12

DEPARTMENT OF HEALTH AND HUMAN SERVICES - COUNTY HEALTH RELATED PROGRAMS/POTAWATOMI REVENUE 7200/1937

|  | <u>Org. Unit</u> | <u>Expenditures</u>           | <u>Revenue or Bonds*</u> | <u>Tax Levy</u>         |
|--|------------------|-------------------------------|--------------------------|-------------------------|
| 4-   |                  |                               |                          |                         |
| To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 7200 - Department of Health and Human Services - County Health Related Programs and Org. Unit 1937 - Potawatom Revenue to restore funding for the AIDS Resource Center Harm Reduction Program by appropriating \$150,000 of Potawatom Revenue. | 7200<br>1937     | 150,000<br>150,000<br>300,000 | 150,000<br>0<br>150,000  | 0<br>150,000<br>150,000 |

The following language is added in the budget narrative of Org. Unit No. 7200 to reflect the restoration:

\$150,000 of Potawatom revenue is included for the AIDS Resource Center Harm Reduction Program for preventative educational efforts to reduce HIV infection and increase Hepatitis C prevention. Any funding for this program provided by Milwaukee County including Potawatom revenue, shall not be used directly or through program offsets to purchase, distribute or dispose of needles or other medications for intravenous drug users. In addition, the 2003 contract between Milwaukee County and the AIDS Resource Center shall delete provisions contained in previous contracts allowing for the expenditure of County funds on one-on-one street outreach HIV prevention counseling and the Lifepoint program. No County funds shall be expended on those programs in 2003. As with other contracts, the Milwaukee County Department of Audit shall have full access to all data and records of the contractor related to carrying out this contract.

This amendment will increase expenditures in Org. Unit No. 1937 - Potawatom Revenue by \$150,000, resulting in a tax levy increase of \$150,000. Revenue and expenditures in Org. Unit No. 7200 - DHHS - County Health Related Programs increase by \$150,000, for no tax levy impact in that budget.

Veto No. 13

DEPARTMENT OF HEALTH AND HUMAN SERVICES/POTAWATOMI REVENUE

|    | <u>Org. Unit</u>  | <u>Expenditures</u> | <u>Revenue<br/>or Bonds</u>   | <u>Tax Levy</u>   |
|----|---|---------------------|---|---|
|    | 8000/1937   |                     |   |   |
| 4. | To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit No. 1937 - Potawatommi Revenue to fund the activities of the Milwaukee County Commission on Youth through an appropriation of \$20,000,000 of Potawatommi revenue in 2003. | 8000<br>1937        | <del>20,000</del> 10,000<br><del>20,000</del> 10,000<br>40,000 20,000 | <del>20,000</del> 10,000<br><del>0</del><br>20,000 10,000 |

Approval of this amendment would increase expenditures in the Non-Departmental - Revenue Account, Org. Unit No. 1937 - Potawatommi Revenue by \$20,000, resulting in a net tax levy increase of \$20,000. Approval of this amendment would also increase expenditures and revenues in Org. Unit No. 8000 - Department of Health and Human Services by ~~\$20,000~~10,000, for no net tax levy impact in that budget. (1A032)(4-2)

Veto No. 14

DEPARTMENT OF HEALTH AND HUMAN SERVICES/POTAWATOMI REVENUE

5. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 8000 - Department of Health and Human Services and Org. Unit 1937 - Potawatomii Revenue by adding \$350,000 for the Disabilities Services Division to continue to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. Funding will be provided through an appropriation of Potawatomii revenue.

The following language would be added to the write-up for the Disabilities Services Division in Org. Unit No. 8000:

An appropriation of \$350,000 is provided for actions to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. This appropriation will enable the Division to draw down an additional \$525,000 in Federal Matching funds for a total of \$875,000. The Disabilities Services Division shall analyze the waiting list situation and develop a proposal for utilizing the \$350,000 to help address this problem. Options to be considered include rate increases for providers in order to ensure that existing adult family homes and community-based residential facilities remain fiscally solvent and/or actions that will result in an increased number of slots and providers in the community. The Division shall consult with Milwaukee disability advocates and organizers in formulating this proposal and shall present its proposal to the County Board for approval during the March 2003 committee cycle.

Approval of this amendment will increase expenditures in Org. Unit No. 1937 by \$350,000, resulting in a tax levy increase of \$350,000. Revenue and expenditures in Org. Unit 8000 - Department of Health and Human Services increase by \$350,000 for no tax levy impact in that budget.

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u>    |
|------------------|---------------------|------------------------------|--------------------|
| 8000             | 350,000             | 350,000                      | 0                  |
| 1937             | <del>350,000</del>  | <u>0</u>                     | <del>350,000</del> |
|                  | <u>700,000</u>      | <u>350,000</u>               | <u>350,000</u>     |

Veto No. 15

DEPARTMENT OF PARKS/DPW-ADMINISTRATION

|   | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|---|------------------|---------------------|------------------------------|-----------------|
|   | 9000/5800        |                     |                              |                 |
| 3. To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9000 - Department of Parks by appropriating an additional \$62,932 for two Physical Fitness Instructors at Kosciuszko and Dr. Martin Luther King Jr. Community Centers. This would be accomplished by deleting the language on page 9000-8 as follows: | 9000             | 62,932              | 0                            | 62,932          |

~~\$(62,932) Abolish 2 Physical Fitness Instructors~~

~~In 2003, the hours for the Community Centers are reduced to being operational from noon to 8 p.m. This results in the abolishment of two Physical Fitness Instructors for a tax levy savings of \$62,932.~~

~~Adoption of this amendment will result in a tax levy increase of \$62,932 over the amount requested in the County Executive's budget.~~

Veto No. 16

MILWAUKEE COUNTY UNIVERSITY EXTENSION SERVICE

|   | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|---|------------------|---------------------|------------------------------|-----------------|
|   | 9910             |                     |                              |                 |
| 4 | 9910             | 260,056             | 115,989                      | 144,067         |

To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 9910 Milwaukee County University Extension Service by appropriating an additional \$144,067 in tax levy to continue the contract with the Board of Regents of the University of Wisconsin System for 2003. Any reference to the abolishment of positions will be eliminated.

Adoption of this amendment will result in a tax levy increase of \$144,067 for the Milwaukee County University Extension Service over the amount in the County Executive's 2003 Recommended Budget.

Veto No. 17

PARKS INFRASTRUCTURE IMPROVEMENTS

| <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue<br/>or Bonds*</u> | <u>Tax Levy</u> |
|------------------|---------------------|------------------------------|-----------------|
| 1400             |                     |                              |                 |
| WP017            | 250,000             | 250,000*                     | 0               |

3. To amend the County Executive's 2003 Recommended Capital Improvements Budget for WP017 – Countywide Trail and Hard Surface Replacement Program, by appropriating \$250,000 in general obligation bonds to be used for additional hard surface repair projects. The Parks Director will determine which projects of highest priority should be funded with the additional \$250,000.

~~Pending an agreement between the Wisconsin Correctional Service (WCS) and the Parks Department, the Department will employ participants of the WCS asphalt training program to repair the trail and hard surface projects funded by the additional appropriation.~~

The asphalt training program is funded through the Private Industry Council. Therefore, the Parks Department will not be required to fund labor costs that would otherwise be incurred through the use of Parks Department employees.

Adoption of this amendment would result in an increase of \$250,000 in general obligation bonding for the Parks Department over the amount in the County Executive's Recommended Capital Improvements Budget.

Veto No. 18

HOUSE OF CORRECTION

1. To amend the County Executive's 2003 Recommended Capital Improvements Budget by adding \$105,000 to purchase two new pieces of printing equipment for the House of Correction print shop, including an AB Dick 995 Two Color Press or Ryobi 3302 for \$65,000 and a Digital PlateMaster 2340 for \$40,000.

|  | <u>Org. Unit</u> | <u>Expenditures</u> | <u>Revenue or Bonds*</u> | <u>Tax Levy</u> |
|--|------------------|---------------------|--------------------------|-----------------|
|  | 1800             |                     |                          |                 |
|  | WJ015            | 105,000             | 105,000                  | 0               |

The 2003 Capital Improvement Budget includes funding to complete construction of the House of Correction Industries Building, Project WJ015. The Industries Building will provide program space for the rehabilitation and skills training of incarcerated individuals including expansion of the HOC's successful print shop. Construction is slated to be completed in Fall 2003.

This amendment would provide funding to purchase two pieces of equipment for the new print shop space and allow the program to bid on more lucrative printing jobs, such as community newsletters from Oak Creek, Cudahy, South Milwaukee and Greenfield. The equipment would also allow the HOC to bid on printing of park and recreational programs for these cities.

It is estimated that the cost of this equipment could be recouped within four years based on the expected additional revenue. In addition, the inmates trained on this equipment would have more marketable skills since the demand for works experienced in using these pieces of equipment is high.

This amendment will increase bonding by \$105,000.

Veto No. 19

By Supervisor Holloway

~~To amend the County Executive's 2003 Recommended Budget for the Department of Administrative Services—Fiscal Affairs Division (Org. 1151) by abolishing the position of Assistant Fiscal and Budget Administrator. This action reduces personal services expenditures (including FICA) by \$94,957, offset by a decrease in the personal services lump sum reduction, resulting in a net fiscal impact of zero.~~

Veto No. 20

By Supervisor Zielinski

~~To amend the County Executive's 2003 Recommended Budget for Org. Unit No. 4300—  
House of Correction, by denying the abolishment of one position of Director of Industries  
and reducing the appropriation for contractual services in the Food Services Unit. The  
following actions are required:~~

- ~~1) Deny the abolishment of one position of Director of Industries with a  
corresponding increase in Personal Services of \$97,960, which includes salary  
and fringe benefits.~~
- ~~2) Reduce the appropriation for contractual service by \$97,960.~~

~~This amendment has no net tax levy impact.~~

Veto No. *21*

By Supervisors Aldrich, Diliberti and Weishan

To amend the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Parks Department, by increasing the pool hours to a seven-day/week operation, ~~providing for the closure of Grobschmidt and Hales Corners pools, and providing funds for developing action plans for the Moody, Grobschmidt and Hales Corners pools.~~ This would be accomplished as follows:

- 1) Increase Personal Services by \$52,926 to keep the pools open seven days/week until 5 p.m. for a tax levy increase of \$52,926; and
- 2) ~~Close Grobschmidt and Hales Corners pools for a tax levy decrease of \$120,777; and~~
- 3) ~~Develop action plans for Moody, Grobschmidt and Hales Corners pools for a tax levy increase of \$67,851.~~

~~Adoption of this amendment will result in no tax levy effect.~~

Veto No. 22

By Supervisors Krug, Bailey and Aldrich

~~To amend the County Executive's Recommended 2003 Budget for Org. Unit 5700, Department of Public Works Facilities Management Division, by no longer requiring perimeter security screening at the Courthouse Complex but instead instituting a security screening program calling for screening of the 4th through 7th floors of the Courthouse plus the skywalk to the Criminal Justice Facility and the Safety Building. Implementation of this security program would require the following:~~

- ~~• Infrastructure changes totaling about \$125,000 including reprogramming Courthouse elevators in the two car groups at a cost of about \$70,000, improvements to secure the stairwells between the 3rd and 4th floors of the Courthouse at a cost of about \$35,000 and structural modifications required to install the security stations at a cost of about \$20,000. Funds for this infrastructure work are available in the 2002 Capital Improvement Account WC017 Courthouse Perimeter Security Upgrade, thus requiring no additional 2003 capital improvement appropriations.~~
- ~~• Deny the creation of three Facility Worker Security positions included in the recommended budget and instead create four Facility Worker Security positions at a cost of \$143,907 (including salary, social security and fringe benefits), \$2,500 for wearing apparel, \$1,998 for radios and \$167 for sundry costs. Total cost of these positions is \$148,571.~~

~~The net effect of this amendment is a tax levy reduction of \$111,429.~~

Veto No. 23

**Veto of County Executive 2003 Recommended Budget**

To partially veto the County Executive's 2003 Recommended Budget for Org. Unit 5700 – DPW – Facilities Management by denying the creation of seven Facility Worker Security positions and related appropriations to provide enhanced security at the Courthouse Complex following the September 11, 2001 terrorist attacks for a total reduction of \$260,000 from this budget. The \$260,000 total reduction reflects appropriation savings in Personal Services for salaries and social security (\$188,916) and benefits (\$62,921); Commodities for wearing apparel (\$4,375) and law enforcement supplies, including radios (\$3,496), and Services for sundry costs (\$292). The Department of Public Works will continue to provide perimeter screening in the Courthouse within the revised budgeted amount through redeployment of existing personnel and other programmatic and structural changes. Funds for possible infrastructure work are available in the 2002 Capital Improvement Account WC017 – Courthouse Perimeter Security, requiring no additional 2003 capital improvement appropriations.

The net effect of this veto is a tax levy reduction of \$260,000.

Veto No. 24

**Veto of County Executive's 2003 Recommended Budget**

To partially veto the County Executive's 2003 Recommended Budget for Org. Unit 1950 – Employee Fringe Benefits. The Recommended Fringe Benefits Budget included language to restructure the Milwaukee County Pension Board. That language is vetoed as follows:

**~~RESTRUCTURING OF THE MILWAUKEE COUNTY PENSION BOARD~~**

~~Based on a review of the Milwaukee County Pension System and Pension Board requested by the County Executive and conducted by a group of business and pension professionals, the following changes are proposed relating to the structure of the Pension Board and administration of the pension system:~~

- ~~1. The structure of the Pension Board is changed to eliminate the Director of Human Resources as a voting member of the Pension Board, instead adding an additional independent member to the Pension Board to be appointed by the County Board. This changes the make up of the Pension Board to include four independent members and three representative members. Of the three representative members, two are to be elected by the current employees of Milwaukee County, and are themselves to be current employees of Milwaukee County. One of the representative members is to be elected by the retired employees of Milwaukee County, and is to be a retired member of Milwaukee County. The County executive shall designate a member of the management team of Milwaukee County such as, but not limited to, the Director of Human Resources, the Director of Audit, or the Director of Administrative Services to~~

~~attend the open sessions of the Pension Board meetings, without voting authority, but rather to be used as a source of information for the Pension Board. In order to enhance the independence of the Pension Board, the Chairperson of the Pension Board is to be one of the appointed members of the Pension Board, and not one of the elected members of the Pension Board.~~

~~2. None of the independent members of the Pension Board, nor any family members of the independent members of the Pension Board, shall be participants in, or beneficiaries of the Milwaukee County Employee Retirement System. None of the independent 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. Examples of a provider of services include investment consultants, investment managers, actuarial consults, or attorneys. At least one independent member must meet one of the following professional qualifications: 1) a minimum of five years of recent work experience in the financial industry, or a minimum of five years of recent work experience in the corporate finance division of an organization; or, 2) an advanced degree that applies to the financial industry or be licensed as a Certified Public Accountant (CPA), Certified Managerial Accountant (CMA), Certified Financial Planner (CFP), or as a Certified Financial Advisor (CFA). The remaining three independent members must possess "financial literacy" as defined by the Securities and Exchange Commission (SEC).~~

~~3. The members of the Pension Board may not serve for more than two consecutive three year terms on the Pension Board, but a member may be eligible for re-appointment or re-election after a period of three years. If re-appointed or re-elected, the members must adhere to the same term limitation of two consecutive three year terms.~~

~~4. No changes in pension benefits may be approved without allowing the Pension Board a period of ten days to comment on the fiscal impact on the Pension Fund of the proposed changes. The County Board shall allow the Pension Board full access to the actuarial report that is used in proposing the benefit changes, and the ten day period shall not begin until the Pension Board receives that actuarial report. It is the responsibility of the Pension Board either to comment in writing on the fiscal impact on the Pension Fund of the proposed benefit changes within the ten day period, or formally to make a request to the County Board for an extension of that time period.~~

~~These changes require amendments to Chapter 201 of the Milwaukee County General Ordinances.~~

This veto has no fiscal effect.

Veto No. 25

**Veto of County Executive 2003 Recommended Budget**

To partially veto the County Executive's 2003 Recommended Budget for Org. 1974 –  
Fund for the Arts by reducing funding by \$5,000.

The net effect of this veto is a tax levy reduction of \$5,000.

Veto No. *26*

**Veto of County Executive 2003 Recommended Budget**

To partially veto the County Executive's 2003 Recommended Budget for Org. Unit 9000 – Parks by reducing \$32,484 in Major Maintenance funding designated for tree "planting". This will leave a balance of \$32,516 of budgeted funds designated for tree planting. The Parks Department intends to use the Metropolitan Milwaukee Sewerage District Tree Fund to supplement the remaining budgeted funds which results in no reduction in funding for tree planting in 2003.

The net effect of this veto is a tax levy reduction of \$32,484.

Veto No. 27

**PARTIAL VETO ACTIONS TAKEN BY THE COUNTY EXECUTIVE**

**File No. 02-503 (2003 Budget):**

**Veto 1.** Denying transfer of Division of Intergovernmental Relations to the County Board.  
[Ordinance also vetoed.]

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 1 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 1 WAS OVERRIDDEN** by the following vote:

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

**Veto 2.** Denying restoration of the County Board Legislative Aide hours to 35 hours.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 2 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 2 WAS SUSTAINED** by the following vote:

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

**Veto 3.** Denying the amendment to reduce the Department of Audit's lump sum salary reduction by \$59,000.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 3 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 3 WAS OVERRIDDEN** by the following vote:

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

**Veto 4.** Deleting reference to the type of position to be created in the Corporation Counsel's office to assist in an effort to increase outstanding collectible costs and fees through tax intercepts. (Funding for a non-specific position is retained.)

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 4 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 4 WAS SUSTAINED** by the following vote:

**AYES:** Aldrich, Borkowski, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Krug, Mayo, Quindel, Weishan, Zielinski – 13. **NOES:** Agnos, Bailey, Cesarz, Endries, Johnson T., Lutzka, McCue, McDonald, Nyklewicz, Schmitt, White, and the Chairman – 12.

**Veto 5.** Denying restoration of funding for the Youth Employment Program.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 5 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 5 WAS SUSTAINED** by the following vote:

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

**Veto 6.** Denying the increase in State Exempt Computer Aid.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 6 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 6 WAS OVERRIDDEN** by the following vote:

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

**Veto 7.** Deleting language increasing expenditures in the Parks Department by \$50,000 for the development of a Golf Course Master Plan and by \$100,000 for assessing water quality in all Milwaukee County lagoons, etc. and instead increasing expenditures in the contingent fund by \$150,000.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 7 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 7 WAS OVERRIDDEN** by the following vote:

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

**Veto 8.** Denying an amendment eliminating the zero wage increase language for staff earning in excess of \$50,000 in the Election Commission budget. (Revenue increase of \$1,750 is retained.)

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 8 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 8 WAS SUSTAINED** by the following vote:

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

**Veto 9.** Denying restoration of funding for the House of Correction farm and fish hatchery and instead recommending that expenditures in the contingent fund be increased by \$240,473.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 9 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 9 WAS OVERRIDDEN** by the following vote:

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

**Veto 10.** Denying the restoration of \$224,887 in Personal Services in the Medical Examiner's office to fund three positions of forensic investigator and one position of forensic assistant.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 10 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 10 WAS OVERRIDDEN** by the following vote:

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

**Veto 11.** Denying restoration of Route 35 bus service.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 11 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 11 WAS SUSTAINED** by the following vote:

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

**Veto 12.** Denying restoration of Targeted Case Management services and positions.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 12 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 12 WAS OVERRIDDEN** by the following vote:

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

**Veto 13.** Denying restoration of funding for the AIDS Resource Center Harm Reduction Program.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 13 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 13 WAS SUSTAINED** by the following vote:

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

**Veto 14.** Deleting the \$20,000 for the Milwaukee County Commission on Youth and instead appropriating \$10,000.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 14 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 14 WAS SUSTAINED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones, Davis, Johnson W., Mayo, Nyklewicz, Quindel, Weishan, White, Zielinski, and the Chairman – 12. **NOES:** Agnos, Bailey, Borkowski, Cesarz, DeBruin, Diliberti, Endries, Johnson T., Krug, Lutzka, McCue, McDonald, Schmitt – 13.

**Veto 15.** Deleting reference to the Disabilities Services Division in regard to the expenditure of \$350,000 to address waiting lists for persons with developmental disabilities. (The \$350,000 appropriation is retained.)

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 15 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 15 WAS SUSTAINED** by the following vote:

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

**Veto 16.** Denying restoration of funding for two Physical Fitness Instructors at Kosciuszko and Dr. Martin Luther King, Jr. Community Centers.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 16 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 16 WAS SUSTAINED** by the following vote:

**AYES:** Aldrich, Broderick, Coggs-Jones, Diliberti, Johnson W., Lutzka, Mayo, McCue, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 15. **NOES:** Agnos, Bailey, Borkowski, Cesarz, DeBruin, Endries, Johnson T., Krug, McDonald – 9.  
**Excused:** Davis

**Veto 17.** Denying restoration of funding for the Milwaukee County University Extension Service.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 17 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 17 WAS OVERRIDDEN** by the following vote:

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Diliberti, DeBruin, Johnson W., Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White, and the Chairman – 17. **NOES:** Cesarz, Endries, Johnson T., Krug, McCue, McDonald, Zielinski – 7.

**Veto 18.** Deleting language relating to a pending agreement between the Wisconsin Correctional Service and the Parks Department regarding an asphalt training program. (The \$250,000 appropriation for additional hard surface repair projects is retained.)

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 18 WAS SUSTAINED** by the following vote:

Thereupon, **the Chairman put the question:** “Shall the foregoing resolution, File No. 02-503 Veto No. 18 be adopted, notwithstanding the objection of his honor the County Executive?”

**AYES:** Aldrich, Bailey, Broderick, Diliberti, Endries, Johnson W., Krug, McCue, Nyklewicz, Schmitt, Weishan, White, Zielinski – 13. **NOES:** Agnos, Borkowski, Cesarz, Coggs-Jones, Davis, DeBruin, Johnson T., Lutzka, Mayo, McDonald, Quindel, and the Chairman – 12.

**Veto 19.** Eliminating funding for the purchase or printing equipment for the House of Correction print shop.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 19 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 19 WAS SUSTAINED** by the following vote:

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

**Veto 20.** Denying the abolishment of the Assistant Fiscal and Budget Administrator position in the Department of Administrative Services – Fiscal Affairs Division.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 20 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 20 WAS SUSTAINED** by the following vote:

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

**Veto 21.** Denying restoration of the Director of Industries position at the House of Correction.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 21 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 21 WAS SUSTAINED** by the following vote:

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

**Veto 22** Denying closure of Grobschmidt and Hales Corners pools and the provision of funds for developing action plans for the Moody, Grobschmidt and Hales Corners pools. (Funding to keep pools open seven days/week is retained.)

On a motion by Supervisor Aldrich, Veto 22 was divided into two parts by a voice vote:

Part 1: Closure of Grobschmidt and Hales Corners pools.

Part 2: Denying the provision of funds for developing action plans for Moody, Grobschmidt and Hales Corners pools.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 22, Part 1, be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 22, Part 1, WAS SUSTAINED** by the following vote:

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

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 22, Part 2, be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 22, Part 2, WAS SUSTAINED** by the following vote:

**AYES:** Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Davis, Diliberti, Johnson W., Lutzka, Mayo, Schmitt, White, Zielinski – 13. **NOES:** Agnos, Cesarz, DeBruin, Endries, Johnson T., Krug, McCue, McDonald, Nyklewicz, Quindel, Weishan, and the Chairman – 12.

**Veto 23.** Denying proposal to eliminate perimeter security screening at the Courthouse Complex and institute a security screening program calling for screening of the 4<sup>th</sup> through 7<sup>th</sup> floors of the Courthouse plus the skywalk to the Criminal Justice Facility and the Safety Building.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 23 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 23 WAS SUSTAINED** by the following vote:

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

**Veto 24.** Denying creation of seven Facility Worker Security positions and related appropriations to provide enhanced security at the Courthouse Complex.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 24 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 24 WAS SUSTAINED** by the following vote:

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

**Veto 25.** Eliminating language in the Employee Fringe Benefits Budget relating to Restructuring of the Milwaukee County Pension Board.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 25 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 25 WAS SUSTAINED** by the following vote:

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

**Veto 26.** Reducing funding for the Milwaukee County Fund for the Arts by \$5,000.

Thereupon, the Chairman put the question: "Shall the foregoing resolution, File No. 02-503 Veto No. 26 be adopted, notwithstanding the objection of his honor the County Executive?"

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 26 WAS OVERRIDDEN** by the following vote:

**AYES:** Aldrich, Bailey, Broderick, Coggs-Jones, Davis, DeBruin, Diliberti, Johnson W., Krug, Lutzka, Mayo, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 18.

**NOES:** Agnos, Borkowski, Cesarz, Endries, Johnson T., McCue, McDonald – 7.

**Veto 27.** Reducing Parks Major Maintenance funding designated for “tree planting” by \$32,484.

Thereupon, the Chairman put the question: “Shall the foregoing resolution, File No. 02-503 Veto No. 27 be adopted, notwithstanding the objection of his honor the County Executive?”

Thereupon, **the veto action of the County Executive relative to File No. 02-503 Veto No. 27 WAS SUSTAINED** by the following vote:

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

#### **COUNTY BOARD CITATIONS**

Thereupon, **the citations submitted to the County Board on November 13, 2002, WERE APPROVED** by a voice vote.

MILWAUKEE COUNTY CITATIONS

File No. 02-2-365

On motion by Supervisors Diliberti, Agnos, Aldrich, Bailey, Borkowski, Broderick, Coggs-Jones, Johnson, Lutzka, Nyklewicz, Schmitt, Weishan, Zielinski and Holloway, the Board approved a Citation congratulating Blessed Sacrament Church for its contributions to the community and wishing it continued success.

File No. 02-2-366

On motion by Supervisors Weishan, Agnos, Aldrich, Coggs-Jones, Diliberti, Johnson, Lutzka, Schmitt, Zielinski and Holloway, the Board approved a Citation commending Debra Dahms for her many years of faithful and distinguished County service, thanking her for her contributions on behalf of the citizens of Milwaukee County and wishing her a future filled with health, happiness and continued success.

File No. 02-2-367

On motion by Supervisors Johnson, Agnos, Broderick, Borkowski, Cesarz, Coggs-Jones, Diliberti, Johnson, Lutzka, McCue, McDonald, Schmitt, Weishan and Zielinski, the Board approved a Citation congratulating Kurt Healy on attaining the rank of Eagle Scout, thanking him for his good work on behalf of the citizens of Milwaukee County and wishing him continued success in future endeavors.

File No. 02-2-368

On motion by All Supervisors, the Board approved a Citation honoring Penny Podell for her achievement, commending her dedicated efforts and contributions to the community and wishing her continued health, happiness and success in future endeavors.

File No. 02-2-369

On motion by Supervisors Coggs-Jones, Davis, Johnson, Mayo, Aldrich, Broderick, Schmitt, Weishan, Zielinski and Holloway, the Board approved a Citation expressing extreme sorrow at the passing of Vanessa Wilson-Johnson, a friend to the community who has left a legacy of success and service and who was a role model to many and touched the lives of those who had the privilege to know her.

File No. 02-2-370

On motion by Supervisors Weishan, Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Diliberti, Johnson, Johnson, Lutzka, McDonald, Schmitt and Zielinski, the Board approved a Citation commending Mary Sage for her 27 years of faithful and distinguished County service, thanking her for her contributions on behalf of the citizens of Milwaukee County and wishing her a future filled with health, happiness and continued success.

File No. 02-2-371

On motion by Supervisor McCue, the Board approved a Citation congratulating Ronald Kujawa for his years of dedicated service to his country, community and industry and wishing him continued prosperity and fulfillment in all future endeavors.

File No. 02-2-372

On motion by Supervisor McCue, the Board approved a Citation congratulating the South Milwaukee Railroad Depot for their historical importance in Milwaukee County.

File No. 02-2-373

On motion by Supervisor McCue, the Board approved a Citation congratulating the Lawson Aircraft/Continental Tile and Faience Building for their historical importance in Milwaukee County.

November 13, 2002

**ADJOURNMENT**

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 6:40 p.m. to Thursday, December 19, 2002, at 9:30 a.m. by a voice vote.

**Milwaukee County Clerk's Office**



# OFFICIAL PROCEEDINGS - 2002

**Board of Supervisors**  
Courthouse, Milwaukee, Wisconsin

**Lee Holloway**  
Chairman

## Members of the Board

|                  |                                  |
|------------------|----------------------------------|
| District         |                                  |
| 1st              | <b>JAMES G. WHITE</b>            |
| 2nd              | <b>JOE DAVIS, SR.</b>            |
| 3rd              | <b>GERRY BRODERICK</b>           |
| 4th              | <b>SHEILA AL ALDRICH</b>         |
| 5th              | <b>LEE HOLLOWAY</b>              |
| 6th              | <b>ROB MCDONALD</b>              |
| 7th              | <b>MICHAEL MAYO, SR.</b>         |
| 8th              | <b>DANIEL J. DILIBERTI</b>       |
| 9th              | <b>ROBERT KRUG</b>               |
| 10th             | <b>ELIZABETH M. COGGS-JONES</b>  |
| 11th             | <b>MARK A. BORKOWSKI</b>         |
| 12th             | <b>T. ANTHONY ZIELINSKI</b>      |
| 13th             | <b>WILLIE JOHNSON, JR. .</b>     |
| 14th             | <b>RICHARD D. NYKLEWICZ, JR.</b> |
| 15th             | <b>TIM JOHNSON</b>               |
| 16th             | <b>LYNNE DE BRUIN.</b>           |
| 17th             | <b>LORI LUTZKA</b>               |
| 18th             | <b>ROGER H. QUINDEL</b>          |
| 19th             | <b>BUD ENDRIES</b>               |
| 20th             | <b>JAMES "LUIGI" SCHMITT</b>     |
| 21st             | <b>PETER AGNOS</b>               |
| 22nd             | <b>JOHN F. WEISHAN, JR.</b>      |
| 23rd             | <b>PAUL CESARZ</b>               |
| 24th             | <b>RYAN P. MCCUE</b>             |
| 25 <sup>th</sup> | <b>THOMAS A, BAILEY</b>          |

**PREPARED BY THE OFFICE OF THE MILWAUKEE COUNTY CLERK**

**ANNUAL MEETING (CONTINUED) DECEMBER 19, 2002**

**Milwaukee, Wisconsin, Thursday, December 19, 2002, 9:41 a.m.**

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **ABSENT:** Davis and Mayo – 2.

**INVOCATION**

Chairman Holloway opened the meeting with the recitation of the Pledge of Allegiance and one minute of silent meditation.

**APPROVAL/CORRECTION OF JOURNAL OF PROCEEDINGS**

On a motion by Supervisor Broderick, the Journal of Proceedings of September 28, 2002 **WAS APPROVED** by a voice vote.

**UNFINISHED BUSINESS**

The County Board Chairman **PLACED ON FILE/REFERRED THE FOLLOWING COMMUNICATIONS TO THE PROPER STANDING COMMITTEE(S) OF THE COUNTY BOARD:**

- 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. **(Judiciary)**
- 02-565 From **Renee Lewis**, submitting a claim for injuries and damages allegedly sustained while bicycle riding through Esterbrook Park. **(Judiciary)**
- 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. **(Judiciary)**
- 02-567 From the **City of Milwaukee**, submitting a claim for damages allegedly sustained to a traffic signal which was struck by a Milwaukee County Sheriff's vehicle. **(Judiciary)**
- 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.  
**(Judiciary)**

- 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.  
**(Judiciary)**
- 99-350 From Acting Director of Economic Development, requesting approval of the  
(a)(b) City Redevelopment Plan for those lands resulting from the termination and removal of the Park East Freeway (STH 145) in the City of Milwaukee.  
(Economic and Community Development)
- 02-73 From Director of Audits, recommending revisions to the Milwaukee County  
(a)(a) Ethics Code. (Judiciary, Finance and Audit)
- 02-570 From the District Attorney, requesting authorization to increase a Half-Time  
Paralegal position for child support prosecutions to a Full-Time position,  
effective January 5, 2003. (Finance and Audit)
- 02-571 Resolution by Supervisor Endries to authorize and direct the Director,  
Department of Audit, to conduct a performance audit on the Parks  
Department's golf course concessions operations and to make recommendation  
to improve management, generate greater revenue and reduce expenditures.  
(Finance and Audit, Parks, Energy and Environment)
- 02-572 Resolution by Supervisors T. Johnson, Agnos, McCue and Broderick,  
authorizing and directing the County Board Research Division to conduct an  
analysis of potential alternative means of conducting votes of the Board of  
Supervisors. (Finance and Audit)
- 02-573 Resolution by Supervisor Zielinski, authorizing the Director, Department of  
Administrative Services, to immediately explore expanded use of the tax  
refund intercept program in areas of County government not currently  
benefiting from this activity, including possible use of an outside consultant to  
assist the County in its tax refund intercept efforts, and to initiate such a  
program if, in her judgment, it will produce significant additional revenue for  
Milwaukee County. (Finance and Audit)
- 02-574 From Risk Manager, requesting authorization to enter into an insurance  
purchase agreement with ASU-Local Government Property Insurance Fund for  
property insurance, at a cost of \$444,284. (Finance and Audit)
- 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. (Finance and Audit)

- 02-576 Resolution by Supervisor Quindel, endorsing revisions in the goals and funding priorities of the Sports Authority Board for the process of distributing Sports Authority Funds and endorsing revisions in the length of terms served by Sports Authority Board members. (Health and Human Needs)
- 02-577 From Legal Aid Society of Milwaukee, Inc. (LASM) requesting approval of a proposed 2003-2004 Guardian ad Litem Services Fee agreement between LASM and Milwaukee County. (Judiciary)
- 02-578 From City of Cudahy, submitting a claim for damages allegedly sustained to a light pole that was knocked down by a Milwaukee County employee while mowing the grass on the median. (Judiciary)
- 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. (Judiciary)
- 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. (Judiciary)
- 02-581 Resolution by Supervisor Broderick, to name the community center at Gordon Park the Podell Pavilion. (Parks, Energy and Environment)
- 02-582 From Director of Parks, Recreation and Culture, requesting authorization to enter into an agreement with the Friends of Boerner Botanical Gardens to operate the new Education and Visitors Center for one year. (Parks, Energy and Environment, Finance and Audit)
- 02-583 From Parks Marketing Director, requesting approval to permit the two events of the International Cycling Classic to take place on Lincoln Memorial Drive on an annual basis. (Parks, Energy and Environment)
- 02-584 From the Zoo Director, requesting authorization to execute an exhibition agreement with Dino-MAE Creations, Inc. for a presentation of a robotic dinosaur exhibit at the Zoo during the summer of 2004. (Parks, Energy and Environment)
- 02-585 From President, Visiting Nurse Association of Wisconsin, requesting authorization to begin reviewing with the Parks Department easement(s) requirements for the property proposed for the Center for Hospice Care, 7620 Honey Creek Parkway, Wauwatosa, WI. (Parks, Energy and Environment)

- 02-586 From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for, and if awarded, accept a State of Wisconsin, Department of Natural Resources grant for the development of a wildlife plan to address urban deer and waterfowl in Milwaukee County Parks. (Parks, Energy and Environment)
- 02-587 From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for, and if awarded, accept Wisconsin Coastal Management Grant funding for the construction of a containment system that will reduce the amount of contaminants entering Lake Michigan. (Parks, Energy and Environment)
- 02-588 From Director, Department of Parks, Recreation and Culture, requesting authorization to enter into a long term lease with Milwaukee Kickers Soccer Club, Inc. for the "Melody Top" property located at 7201 W. Good Hope Road, adjacent to Uihlein Soccer Park. (Parks, Energy and Environment)
- 02-589 From Director, Department of Parks, Recreation and Culture, requesting authorization to expand services provided through the License Agreement with Fairway Systems, Inc. for the Automated Golf Reservation System to include integrated Internet reservations and Point of Sale capability. (Parks, Energy and Environment)
- 02-590 From Director, Department of Parks, Recreation and Culture, requesting authorization to grant an easement to the City of Oak Creek to install a water main parallel to Ryan Road in the Oak Creek Parkway. (Parks, Energy and Environment)
- 02-591 From Acting Director of Public Works, requesting authorization to enter into an agreement with Unison-Maximus, Inc. for financial consulting services for General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-592 From Acting Director of Public Works, requesting authorization to enter into an agreement with Rockwell Automation, Inc. for the lease of land at General Mitchell International Airport. (Transportation, Public Works and Transit)
- 02-593 From Acting Director of Public Works, recommending approval for payment of a not to exceed one time only expenditure of \$3,000 for moving expenses of Mr. Russell Couchman, candidate for the Noise Abatement Analyst position at General Mitchell International Airport. (Transportation, Public Works, and Transit, Personnel)
- 02-594 From Acting Director of Public Works, recommending to amend the agreement with Gran Aire, Inc. for the lease of land and buildings at Lawrence J. Timmermann Airport. (Transportation, Public Works and Transit)

- 02-595 Resolution by Supervisors Krug and Diliberti, authorizing and directing the Fleet Management Division to undertake a pilot demonstration project effective January 1, 2003, in which it will test the viability of "Six Sigma" or an alternative quality improvement methodology as a means of improving service delivery, increasing cost efficiency and promoting greater accountability to the taxpayers of Milwaukee County. (Transportation, Public Works and Transit, Finance and Audit)
- 02-596 From Acting Director of Public Works, requesting authorization to notify the following eleven (11) agencies that Milwaukee County has no objection to their request to the Wisconsin Department of Transportation for Federal Transit Administration (FTA) Section 5310 funds: [1] Curative Rehabilitation Services; [2] Goodwill Industries of Southeastern Wisconsin; [3] United Community Center; [4] Jewish Community Center of Milwaukee; [5] The Red Bus; [6] Women United for Action, Ltd; [7] Milwaukee Center for Independence; [8] Lutheran Home for the Aging; [9] T.W. Transport; [10] Transitional Living Services; [11] Franciscan Sisters of Saint Clare. (Transportation, Public Works and Transit)
- 02-597 From Acting of Economic Development, recommending a disposition plan for County-owned properties obtained through tax deed foreclosure action by the County Treasurer. (Economic and Community Development)
- 02-598 Resolution by Supervisor Krug, 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 next elections and indicating the intent of the County Board to reduce its size to either 19 or 17 members should such legal authority be granted. (Intergovernmental Relations)
- 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. (Intergovernmental Relations)
- 02-588 From the County Executive, appointing William Domina to the position of Corporation Counsel for Milwaukee County. (Judiciary)
- 02-600 From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000. (Finance and Audit)
- 02-601 From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of General Obligation Corporate Purpose

Refunding Bonds, Series 2003A, in an amount not to exceed \$115,000,000.  
(Finance and Audit)

- 02-602 From Manager, Information Management Services Division, requesting authorization to use the County's Disadvantaged Business Development (DBD) certified Information Technology vendors and the State of Wisconsin's Bulletin for Information Technology Contract Services. (Finance and Audit)
- 02-603 From Director, Office for Persons with Disabilities, requesting authorization to enter into a contract with Kindcare, Inc. for integrated community recreation and center-based programming, including summer camp, at the two Wil-O-Way facilities. (Health and Human Needs)
- 02-604 From Acting Director – Health and Human Services, requesting authorization to execute a contract with Aurora Occupational Health Services for the provision of employee occupational health services for the period of January 1, 2003 through December 31, 2004 at a cost estimate of \$80,000 per year. (Health and Human Needs)
- 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. **(Health and Human Needs)**
- 02-605 From Acting Director, Department of Human Services, requesting authorization to use detention as a disposition for youth in Wrap Expansion Project. **(Health and Human Needs)**
- 02-606 From Acting Director, Department of Human Services, requesting authorization to enter into a Professional Service Agreement with SFS Group, Ltd, Certified Public Accountants, in the amount of \$116,380 for calendar year 2003. **(Health and Human Needs)**
- 02-607 From Acting Director, Department of Human Services, requesting approval of lease amounts for the Northside and Downtown Community Support Programs in the amount of \$157,380. **(Health and Human Needs)**
- 02-608 From Acting Director, Department of Human Services, requesting authorization for the Economic Support Division to enter into Professional Service Agreements for the year 2003 with Community Vendors for various programs. **(Health and Human Needs)**
- 02-609 From Acting Director, Department of Human Services, requesting authorization and approval for the Behavioral Health Division to enter into a Fifth-Year Contract with the State of Wisconsin – Division of Children and

Family Services to provide the Safety Service Programs in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare in the amount of \$2,837,640. **(Health and Human Needs)**

- 02-610 From Acting Director, Department of Human Services, requesting approval to award loans through the Milwaukee County Child Day Care Capital Loan Fund. **(Health and Human Needs)**
- 02-611 From Acting Director, Department of Human Services, requesting approval to enter into Professional Service Contracts for 2003 in the amount of \$1,235,706. **(Health and Human Needs)**
- 02-612 From Acting Director, Department of Human Services, requesting authorization for the Delinquency and Court Services Division to enter into Professional Service Agreements with community vendors for various Children's Court Programs. **(Health and Human Needs)**
- 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. **(Judiciary)**
- 02-614 From the County Executive, appointing Troy M. Hamblin to the position of Director of Labor Relations of the Department of Administrative Services, Division of Human Resources. **(Personnel)**
- 02-615 From the District Attorney, requesting the creation of a new position of Secretarial Assistant for Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases in the juvenile division at the Childrens Court Center. **(Finance and Audit, Personnel, Div. Of Human Resources and Dept. of Administrative Servs.)**
- 02-616 From Acting Director of Economic Development, requesting authorization to enter into negotiations with Children's Hospital of Wisconsin for the purchase of a 42-acre parcel of vacant land on County Grounds it currently leases from Milwaukee County. **(Economic and Community Development)**
- 02-617 From Acting Director of Economic Development, submitting request from the Village of West Milwaukee and Real Estate Recycling LLC for a Brownfield Redevelopment grant to be used for costs associated with remediation of a property located at 44<sup>th</sup> and Burnham Streets. **(Economic and Community Development)**
- 02-618 From County Board Chairman, appointing Supervisor Gerry Broderick to the Charles Allis/Villa Terrace Art Museums for a term of four years. **(Confirmation)**

- 02-622 From Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services to serve as a resource center under Family Care for the period January 1, through December 31, 2003 and to accept the funding provided thereunder. (Health and Human Needs)
- 02-623 From Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services to serve as a Care Management Organization (CMO) under Family Care for the period January 1, through December 31, 2003 and to accept the funding provided thereunder. (Health and Human Needs)
- 02-624 From Director, Department on Aging, requesting authorization to amend the 2002-2003 Professional Services contract with KeyLink Solutions, Inc., to provide Third Party Administrator (TPA) Services for the Care Management Organization (CMO) pilot under Family Care, for the period January 1, 2002 to December 31, 2003 and to award \$96,044,690 for the period January 1, 2003 through December 31, 2003, including \$2,160,900 in vendor service fees and \$93,883,790 in client service payments. (Health and Human Needs)
- 02-625 From Director, Department on Aging, requesting authorization to submit the 2003-2005 Milwaukee County Plan for Older People to the Wisconsin Bureau on Aging and Long Term Care Resources and to accept the federal and state revenues provided thereunder. (Health and Human Needs)
- 02-626 From Director, Department on Aging, requesting authorization to increase from \$59,409,000 to \$77,852,237, the Department on Aging's 2002 award within the 2002-2003 Professional Services contract with KeyLink Solutions, Inc., to provide Third Party Administrator (TPA) Services for the Department's Care Management Organization (CMO), including \$2,013,560 in vendor service fees and \$75,838,677 in client service payments. (Health and Human Needs)
- 02-627 From Director, Department on Aging, requesting authorization to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc. for \$20,000 to provide after hours coverage to ElderLink, the Information and Assistance Program of the Milwaukee County Department on Aging, for the period January 1, through December 31, 2003. (Health and Human Needs)
- 02-619 From Director, Child Support Enforcement, requesting authorization to execute the 2003 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs. (Judiciary)
- 02-620 From Criminal Justice Program Manager, House of Correction (HOC),

- 02-621 requesting approval to apply for and accept a federal grant for jail literacy programming at the Milwaukee County Jail. (Judiciary)  
From Uniformed Services Bureau, Patrol Division, requesting authority to apply for grant funding for 2002/2003 to participate in the Wisconsin Department of Transportation's CLICK IT! - WHY RISK IT? Program.(Judiciary)
- 02-628 From Acting Director, Department of Human Services, requesting authorization to enter into a 2003 contract with the State Department of Administration for the operation of the Wisconsin Home Energy Assistance Program for the period October 1, 2002 through September 30, 2003 in the amount of \$2,362,236. (Health and Human Needs)
- 02-629 From Director of Parks, Recreation and Culture, requesting authorization to enter into a Memorandum of Understanding (MOU) with the Private Industry Council for summer youth employment in the year 2003. (Parks, Energy and Environment)
- 02-630 From Director, Intergovernmental Relations, requesting authorization to execute an agreement with Waterman Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C., for the period of January 1 through December 31, 2003. (Intergovernmental Relations)
- 02-631 From Director, Intergovernmental Relations, submitting the 2003-05 Milwaukee County Legislative Package. (Intergovernmental Relations)
- 02-324 From Fiscal and Budget Administrator, Department of Administration,  
(a)(a) 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. (Finance and Audit)
- 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. (Parks, Energy and Environment)

## **REPORTS OF COUNTY OFFICERS**

### **CONFIRMATION OF APPOINTMENTS AND REAPPOINTMENTS**

**File No. 02-618**

From County Board Chairman, appointing Supervisor Gerry Broderick to the Charles Atlas/Villa Terrace Art Museum's Board of Directors for a term of four years.

Thereupon, the foregoing appointments and reappointments **WERE ADOPTED** by the following vote:

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

**By the Committee on Personnel  
Reporting 6 Items**

**(Item 1)**

**(File No. 02-614)  
(Journal, December 19, 2002)**

From the County Executive, appointing Troy M. Hamblin to the position of Director of Labor Relations of the Department of Administrative Services, Division of Human Resources.

**(Item 2)**

**(File No. 02-503(a)(b))  
(Journal, October 31, 2002)**

An adopted resolution approving classifications and rates of compensation for positions recommended for creation in the County Executive's 2003 Recommended Budget.

File No. 02-503(a)(b)  
(Journal, November 4, 2002)

(ITEM NO. 2) An adopted resolution approving classifications and rates of compensation for positions recommended for creation in the County Executive's 2003 Recommended Budget, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Director, Department of Human Resources, in a report dated December 3, 2002 ( a copy of which is attached herein in File No. 02-503) reviewed the position creations contained in the 2003 Adopted Budget, including amendments involving personnel changes approved by the Committee on Finance and Audit and County Board, relative to classification and rate of compensation for those positions; and

WHEREAS, the creation of positions in the 2003 Adopted Budget, including relevant amendments approved by the Committee on Finance and Audit and County Board, require action by the Committee on Personnel as to classification and rate of compensation; and

WHEREAS, on December 13, 2002, the Committee on Personnel, by a vote of 7-0, recommended approval of the recommendations relative to the classification and rate of compensation for the creation of positions in the 2003 Adopted Budget, as follows:

| Department   | Org. Unit | Title Code | Title                                 | Pay Range | Cre<br>ate | Range/ Rate         |
|--|-----------|------------|---------------------------------------|-----------|------------|---------------------|
| Combined Court Related Operations                  | 2000      | 00042      | Clerical Assistant 1                  | 3P        | 1          | \$23,977 - \$30,747 |
| Sheriff  | 4039      |            | LPN (Sheriff)(Pool)                   | 51        | 20         | \$19,6373           |
| Public Works – Airport                             | 5040      | 20230      | Airport Control Center Clerk          | 15M       | 2          | \$31,071 - \$34,759 |
| Department of Public Works – Facilities Management | 5700      | 13620      | Facilities Worker 4                   | 16F       | 5          | \$32,157 - \$35,984 |
| Department of Human Services                       | 8400      | 55920      | Program Analyst (DHS)                 | 18M       | 6          | \$33,804 - \$38,632 |
|  | 8400      | 04042      | Fiscal Specialist                     | 5P        | 1          | \$27,589 - \$35,378 |
|  | 8400      | 56100      | Economic Support Training Assistant   | 20M       | 1          | \$35,765 - \$41,518 |
|  | 8300      | 56690      | Unit Supervisor (LTS)                 | 26M       | 2          | \$44,306 - \$52,416 |
|  | 8300      | 56300      | Human Service Worker                  | 16C       | 5          | \$28,808 - \$46,148 |
|  | 8400      |            | Program Coordinator (ASD)             | 29M       | 1          | \$50,035 - \$59,967 |
|  | 8400      |            | Planning Analyst (ASD)                | 26M       | 1          | \$44,306 - \$52,416 |
|  | 8400      |            | Quality Assurance Specialists (ASD)   | 16C<br>M  | 1          | \$28,808 - \$46,148 |
|  | 8400      |            | Program Coordinator (Resource Center) | 29M       | a          | \$50,035 - \$59,967 |

; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Department of Human Resources, to implement the classifications and rates of compensation (as delineated above and as contained in a report from the Director of Human Resources dated December 3, 2002) for the positions recommended for creation in the 2003 Adopted Budget.

**(Item 3)**

**(File No. 02-15(a)(g))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman relative to reports from the Director of Human Resources relative to Emergency and Temporary Appointments presently in existence and extension of Emergency and Temporary Appointments.

**(Item 4)**

**(File No. 02-428(d))  
(Journal, September 26, 2002)**

Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission.

FILE NO. 02-428(D)  
(JOURNAL, SEPTEMBER 26, 2002)

(ITEM 4) Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission, by recommending adoption of the following:

**A RESOLUTION**

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 Employees' Retirement System, amendments to include a retiree member as a voting member and to add the Directors of Audits 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, on July 11, 2002, the Judiciary Committee reviewed the staff report and found the staff recommendations favorable and included for consideration a request from one of the Election Commission members to expand the Commission membership from three to five Commissioners; 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

WHEREAS, on July 19, 2002, the Committee on Personnel reviewed the report, including consideration of a request from an elected member of the Pension Board to expand the number of elected members by one to allow for the inclusion of a retiree instead of using one of the existing employee-elected positions; and

WHEREAS, the Personnel Committee concurred with the recommendation of 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, on September 12, 2002, the Judiciary Committee reviewed a resolution (File No. 02-428) by Supervisors Diliberti and Agnos to implement most of the recommendations contained in a County Board staff report dated July 1, 2002, and then referred the resolution to Corporation Counsel and County Board staff to develop implementing language for each of the four proposed recommendations (Election Commission, Ethics Board, Pension Board and Pension Study Commission) and to address legal concerns in terms of proposed changes; and

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the same resolution (File No. 02-428) and concurred with the actions of the Judiciary Committee; and

WHEREAS, the Select Committee on Milwaukee County Government has reached a tentative agreement on some recommendations but has not yet finalized its recommendations; and

WHEREAS, the County Executive's 2003 Recommended Budget contained the following recommendations for the County Board and the Department of Audit:

“Working with the DAS-Division of Human Resources, DAS-Labor Relations Section, Audit Department and County Board staff, the Department of Administrative Services-

Fiscal Affairs Division shall study the Legislative Audit Bureau recommendation to assign the County Department of Administration responsibility for drafting fiscal notes for proposed changes to the Milwaukee County Employees' Retirement System (for items not requiring actuarial analysis) and to establish specific requirements for the contents of a fiscal note, including key assumptions, calculations used in estimates and one-time and ongoing costs. A report back to the County Executive and the County Board shall be submitted by May 2003."

; and

WHEREAS, the Recommended 2003 Budget contained the following recommendations for restructuring the County Pension Board based upon a review by a group of business and pension professionals at the request of the County Executive:

- Eliminate the Director of Human Resources as a voting member and instead add an additional independent member, who would be appointed by the County Executive. This would provide for four independent members and three representative members;
- Of the three representative members, two would be elected from among and by current employees of Milwaukee County and one would be elected from among and by retired employees of Milwaukee County;
- One of the independent members would have to possess qualifications based upon certain types of work experience in the finance industry or have an advanced degree in the field; and the remaining three appointees must possess "financial literacy;"
- Terms would be limited to two consecutive, three-year terms with eligibility to return after a three-year period;
- The County Executive would designate, as a non-voting member, a department administrator to help as a source of information;
- The Pension Board Chairperson would be from among those appointed by the County Executive;
- Independent members of the Board and their family members would be prohibited from participating in or being beneficiaries of the Pension System and none of the Board members could have relationships or ties to any of the providers of services to the Employees' Retirement System; and
- The Pension Board would be entitled to a ten-day period to review any proposed changes to the Employees' Retirement System following the fulfillment by the County to any Pension Board request for actuarial information by the County Board. The Pension Board could response in writing or request an extension of time.

and;

WHEREAS, the County Board deleted the above language from the Recommended 2003 Budget and instead referred the items to the appropriate policy committee(s) of the County Board; and

WHEREAS, the staff report shall be incorporated herein in file no. 02-428; and

WHEREAS, the Judiciary Committee, at its meeting on December 5, 2002, recommended approval of a resolution related to political activity of election board officials (vote 7-0), a resolution related to solicitation of campaign contributions by county officials or candidates for county office (vote 7-0), and an ordinance related to the Pension Board (vote 6-1); and

WHEREAS, the Judiciary Committee, at its meeting on December 5, 2002, laid over two recommended resolutions related to the Pension Board and Employees' Retirement System (vote 7-0) for consideration by the Committee on Personnel at its meeting on December 13, 2002; and

WHEREAS, the Committee on Personnel, at its meeting of December 13, 2002, voted 7-0 to concur in the recommendations of the Judiciary Committee to approve the three recommended resolutions, and to approve the remaining two recommended resolutions relating to the Employee's Retirement Division (vote 7-0) and the Pension Study Commission (vote 6-1); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the staffs of County departments and the County Board, with cooperation of the Pension Board, to implement the provisions of Chapter 58 that were recreated in February 2001, and further authorizes and directs the Pension Board and Division of Human Resources to provide a framework for the supervision and lines of responsibility for the Employees Retirement System to include the person(s) responsible to respond to information requested from the County Board or its standing committees and to report back to the Personnel Committee by June 2003 on the progress of these efforts; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and direct that the provisions contained in Milwaukee County General Ordinances (CGO) Chapters 58 and 201.24 shall be reviewed by staff of the Department of Administrative Services, Corporation Counsel and County Board, with the cooperation of the staff of the Division of Human Resources and Pension Board, for proper departmental structure and administrative responsibility and responsiveness, since both imply some control for the administrative operation of the Employees' Retirement Division, and to report back to the Personnel Committee by June 2003; and

BE IT FURTHER RESOLVED, that the Division of Human Resources and the Pension Board are directed to prepare and submit a report to the Committee on Judiciary, Safety and General Services, and the Committee on Personnel regarding the types of meeting minutes, records/information and other materials that will be maintained by the Pension Board and/or Employees' Retirement System, including how long materials will be maintained, a description of the procedures that will be followed in response to requests for information or documents, the person(s) responsible for responding and when and how that information will be provided; and

BE IT FURTHER RESOLVED, that the Pension Board should review its policies and procedures to develop and implement an appropriate and timely process for informing the County Board of disagreements occurring among Pension Board members related to the administration or investments of the Employees' Retirement System, especially when these

matters may have a major impact on Milwaukee County, and to report back to the Personnel Committee by June 2003 on this review; and

BE IT FURTHER RESOLVED, that the Pension Board and the Employees' Retirement System of Department of Human Resources shall develop a format and procedure to provide, at least annually, a written report to the Finance and Audit and Personnel Committees that would inform them of the Pension Board's activities, especially pertaining to rules and procedural changes; and

BE IT FURTHER RESOLVED, that the Pension Board should establish a mechanism beyond bulletin boards to inform the members of Employees' Retirement System of rules or procedural changes being contemplated by the Pension Board so as to provide Employees' Retirement System members an opportunity for input.

**(Item 5)**

**(File No. 02-428(e))  
(Journal, September 26, 2002)**

Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission.

File No. 02-428(e)  
(Journal, September 26, 2002)

(ITEM 5) Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission, by recommending adoption of the following:

### **A RESOLUTION/ORDINANCE**

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 resolution and voted to concur with the Committee on Judiciary and refer the resolution 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, on July 11, 2002, the Judiciary Committee reviewed the staff report and found the staff recommendations favorable and included for consideration a request from one of the Election Commission members to expand the Commission membership from three to five Commissioners; 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

WHEREAS, on July 19, 2002, the Committee on Personnel reviewed the report, including consideration of a request from an elected member of the Pension Board to expand the number of elected members by one to allow for the inclusion of a retiree instead of using one of the existing employe-elected positions; and

WHEREAS, the Personnel Committee concurred with the recommendation of 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, on September 12, 2002, the Judiciary Committee reviewed a resolution (File No. 02-428) by Supervisors Diliberti and Agnos to implement most of the recommendations contained in a County Board staff report dated July 1, 2002, and then referred the resolution to Corporation Counsel and County Board staff to develop implementing language for each of the four proposed recommendations (Election Commission, Ethics Board, Pension Board and Pension Study Commission) and to address legal concerns in terms of proposed changes; and

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the same resolution (File No. 02-428) and concurred with the actions of the Judiciary Committee; and

WHEREAS, the Select Committee on Milwaukee County Government has reached a tentative agreement on some recommendations, but has not yet finalized its recommendations; and

WHEREAS, State Senate Bill 480, Chapter 405, Laws of 1965, called for the creation of a commission to be known as the "Pension Study Commission" with the intended purpose of safeguarding the stability of the funds vested in the Milwaukee County Employees' Retirement System, and designed the Commission membership to consist of five members (three of which were to be county supervisors and two public members who were residents of the county) appointed for a five-year term by the Chairman of the County Board, subject to confirmation by the County Board; and

WHEREAS, on February 8, 1966, the County Board adopted a resolution (File No. 66-79) appointing the five members to the Pension Study Commission and appropriating funds, and

on May 24, 1966, the County Board adopted an ordinance (File No. 66-394) creating Chapter 200 of the Milwaukee County Code of General Ordinances (CGO) relating to the Pension Study Commission; and

WHEREAS, CGO, Chapter 200 titled "Pension Study Commissions" contains provisions for the purpose and membership of the Commission; and

WHEREAS, some of the recommendations in the staff report relating to changes to the Pension Study Commission would require State Legislation prior to the County being able to initiate such changes; and

WHEREAS, the staff report shall be incorporated herein in file no. 02-428; and

WHEREAS, the Judiciary Committee, at its meeting on December 5, 2002, recommended approval of a resolution related to political activity of election board officials (vote 7-0), a resolution related to solicitation of campaign contributions by county officials or candidates for county office (vote 7-0), and an ordinance related to the Pension Board (vote 6-1); and

WHEREAS, the Committee on Personnel, at its meeting of December 13, 2002, voted 7-0 to concur in the recommendations of the Judiciary Committee to approve the three recommended resolutions, and to approve the remaining two recommended resolutions relating to the Employee's Retirement Division (vote 7-0) and the Pension Study Commission (vote 6-1); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct that a request be submitted to the Pension Board calling upon it to provide \$25,000 annually, if needed, to enable the Pension Study Commission to meet its statutory duties or to obtain an independent actuarial analysis or other financial calculations deemed desirable, and that the Pension Board and Department of Human Resources shall provide a report within 90 days to the Committee on Personnel as to what they feel would be prudent information for the Pension Study Commission to obtain to fulfill its statutory duties; and

BE IT FURTHER RESOLVED, that contingent upon the Pension Board responding favorably to the above request, the Department of Human Resources and Corporation Counsel shall provide the Committee on Personnel with a proposed revision to the Milwaukee County Code of General Ordinances to permit the Commission expenditure authority of up to \$25,000 without prior County Board approval when circumstances necessitate the Commission to obtain independent actuarial analysis, financial analysis and calculations or actuarial advice, and to permit the Commission the discretion of either obtaining an independent review of any actuarial analysis or assumptions presented by the Pension Board actuary or relying upon information provided by the Pension Board actuary; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is hereby authorized and directed to seek State Legislation to permit Milwaukee County the ability to appoint Pension Study Commission members to staggered terms; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby adopt the following ordinance amendments to revise the membership of the Pension Study Commission:

**AN ORDINANCE**

to amend Section 200.01(2) of the General Ordinances of Milwaukee County relating to the Pension Study Commission

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

**SECTION 1.** Sections 200.01(2) of the General Ordinances of Milwaukee County, as amended to and including \_\_\_\_\_, is hereby amended as follows:

(2) Created a pension study commission having jurisdiction over all proposed changes in the sheriffs' annuity and benefit fund of the county to consist of five (5) members appointed by the chairperson of the county board subject to confirmation by the county board; three (3) to be members of the county board and two (2) to be public members who are residents of the county but not elective officials or employes of the county **and at least one of whom may not be an Employees' Retirement System member nor related to an Employees' Retirement System member and may not have any vested interest in the pension system.** Terms shall be for five (5) years or for an unexpired term, except that the initial terms for the first five (5) members so appointed shall be for one (1), two (2), three (3), four (4) and five (5) years, respectively.

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

**(Item 6)**

**(File No. 02-593)  
(Journal, December 19, 2002)**

From Acting Director of Public Works, recommending approval for payment of a not to exceed one time only expenditure of \$3,000 for moving expenses of Mr. Russell Couchman, candidate for the Noise Abatement Analyst position at General Mitchell International Airport.

File No. 02-593  
(Journal, December 19, 2002)

(ITEM NO. 6) From Acting Director of Public Works, recommending approval for payment of a not to exceed one time only expenditure of \$3,000 for moving expenses of Mr. Russell Couchman, candidate for the Noise Abatement Analyst position at General Mitchell International Airport, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Noise Abatement Analyst position at General Mitchell International Airport (GMIA) has been allowed to remain vacant for more than one year as a cost-saving measure; and

WHEREAS, work in that office is increasing due to major noise studies and projects which are now underway; and

WHEREAS, the Airport Director undertook a recruitment process to fill the position and, based on that process, the Airport wishes to hire Mr. Russell Couchman to fill the position; and

WHEREAS, Mr. Couchman is the most qualified candidate selected from a certification list who possesses almost three years airport management and noise abatement experience at a busy commercial service airport (McClellan-Palomar Airport, Carlsbad, CA); and

WHEREAS, Mr. Couchman has the ability to be immediately effective as the Noise Abatement Analyst; and

WHEREAS, Mr. Couchman will face significant moving expenses to relocate his family from San Marcos, California to Milwaukee County in order to accept the position at GMIA, particularly in relation to the wage rate established for the position, which is Pay Range 18M; and

WHEREAS, the difference in pay between Mr. Couchman's current salary (\$17.71/hour) and the top pay rate available in the Pay Range 18M position (\$18.50/hour) is only \$0.79/hour; and

WHEREAS, in an effort to mitigate Mr. Couchman's expenses, the Airport Director has recommended that the Airport reimburse Mr. Couchman for up to \$3,000 in moving expenses; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on December 4, 2002, recommended to the Committee on Personnel, by a vote of 6-1, approval of the recommendation with a stipulation that Mr. Couchman be required to repay these moving expenses should he leave Milwaukee County employment before completing one year of service; and

WHEREAS, the Committee on Personnel, at its meeting on December 13, 2002, recommended approval of the recommendation from the Committee on Transportation, Public Works and Transit (vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Airport Director to pay a not to exceed amount of \$3,000 for moving expenses to Mr. Russell Couchman should he accept the position of Noise Abatement Analyst for General Mitchell International Airport; and

BE IT FURTHER RESOLVED, that should Mr. Couchman leave Milwaukee County employment before completing one year of service, he shall be required to reimburse Milwaukee County for all payments made to him in conjunction with his moving expenses.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1, 4, 5 and 6.**

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

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

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

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

Thereupon, **Item 4 WAS ADOPTED** by the following vote:

**AYES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **NOES:** Mayo – 1. **EXCUSED:** Bailey – 1.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

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

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

**AYES:** 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 – 21. **NOES:** Agnos, Davis, DeBruin and Mayo – 4.

**From the Committee on Finance and Audit  
Reporting 14 Items**

(Item 1 requires three-fourths vote; Items 2 and 3 require two-thirds vote)

**(Item 1)**

**(File No. 02-600)  
(Journal, December 19, 2002)**

From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000.

File No. 02-600(a)  
(Journal, December 19, 2002)

(ITEM 1A) From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000, by recommending adoption of the following:

**A RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the County Board of Supervisors of Milwaukee County, Wisconsin, as follows:

That there shall be issued general obligation bonds of said County in a principal amount not to exceed \$680,000 for the public purpose of providing for the construction, improvement and maintenance of highways and bridges. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on such bonds.

File No. 02-600(b)  
(Journal, December 19, 2002)

(ITEM 1B) From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000, by recommending adoption of the following:

**A RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the County Board of Supervisors of Milwaukee County, Wisconsin, as follows:

That there shall be issued general obligation bonds of said County in a principal amount not to exceed \$25,190,000 for the public purpose of financing general capital improvement projects, including the acquisition, replacement and improvement of buses and other equipment and facilities for the mass transit transportation system; the development, construction, improvement, renovation and equipping of park, recreational and cultural facilities; health and human services projects, including the renovation and improvement of buildings and the

rehabilitation of roadways; and the construction, renovation, improvement and equipping of public safety facilities, general government buildings and other County buildings and related improvements and the acquisition of capital equipment. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on such bonds.

File No. 02-600(c)  
(Journal, December 19, 2002)

(ITEM 1C) From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000, by recommending adoption of the following:

**A RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the County Board of Supervisors of Milwaukee County, Wisconsin, as follows:

That there shall be issued general obligation bonds of said County in a principal amount not to exceed \$80,000 for the public purpose of financing the construction, acquisition and development of public art projects. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on such bonds.

File No. 02-600(d)  
(Journal, December 19, 2002)

(ITEM 1D) From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000, by recommending adoption of the following:

**A RESOLUTION  
DIRECTING PUBLICATION OF NOTICE TO ELECTORS**

WHEREAS, this County Board has adopted an initial resolution for an issue of bonds for the public purpose of providing for the construction, improvement and maintenance of highways and bridges; and

WHEREAS, Section 67.05(4) provides the electors of the County with an opportunity to submit a petition requesting submission of such initial resolution to the electors for approval, and it is necessary to provide the electors with notice of this right;

NOW, THEREFORE, BE IT RESOLVED that the County Clerk shall, within 15 days, cause a notice to electors in substantially the following form to be published in the Milwaukee Journal-Sentinel and The Daily Reporter, the official County newspaper:

NOTICE TO ELECTORS OF MILWAUKEE COUNTY, WISCONSIN

NOTICE IS HEREBY GIVEN that the following initial resolution has been adopted at the meeting of the County Board of Supervisors of Milwaukee County, held December 19, 2002:

BE IT AND IT IS HEREBY RESOLVED by the County Board of Supervisors of Milwaukee County, Wisconsin, as follows:

That there shall be issued general obligation bonds of said County in a principal amount not to exceed \$680,000 for the public purpose of providing for the construction, improvement and maintenance of highways and bridges. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on such bonds.

Wisconsin Statutes [s. 67.05(4)] provide that the initial resolution need not be submitted to the electors unless within 30 days after adoption of the initial resolution a petition is filed in the County Clerk's office requesting a referendum. This petition must be signed by electors numbering at least 10% of the votes cast in the County for governor at the last general election.

File No. 02-600(e)  
(Journal, December 19, 2002)

(ITEM 1E) From Fiscal and Budget Administrator, submitting initial authorizing resolutions for issuance and sale of General Obligation Corporate Purpose Bonds, Series 2003A, in an amount not to exceed \$25,950,000, by recommending adoption of the following:

**A RESOLUTION  
COMBINING BOND ISSUES AND PROVIDING FOR THE SALE OF  
GENERAL OBLIGATION CORPORATE PURPOSE BONDS,  
SERIES 2003A**

WHEREAS this County Board has adopted initial resolutions authorizing the issuance of the County's general obligation bonds in the following amounts for the following public purposes:

| <u>PURPOSE</u>                       | <u>AMOUNT</u> |
|--------------------------------------|---------------|
| Highways and Bridges                 | \$ 680,000    |
| General Capital Improvement Projects | 25,190,000    |
| Public Art Projects                  | 80,000        |

NOW, THEREFORE, BE IT RESOLVED, that:

**Section 1. Combination of Issues.** Said County issues are hereby combined into one issue of "General Obligation Corporate Purpose Bonds, Series 2003A," which shall be issued in the amount of \$25,900,000 (the "Bonds").

**Section 2. Official Terms of Offering.** The Director of the Department of Administrative Services shall cause copies of the Official Terms of Offering to be forwarded to prospective bidders, which Official Terms of Offering shall be in substantially the form attached to this resolution, and the details pertaining to the Bonds specified in said Official Terms of Offering are adopted as and for the details for the Bonds.

**Section 3. Official Statement.** The Director of the Department of Administrative Services shall cause an Official Statement concerning this issue to be prepared. 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.

**Section 4. Published Notice of Bond Sale.** The Director of the Department of Administrative Services is hereby directed to cause a Notice of Bond Sale to be published in The Bond Buyer, a newspaper devoted substantially to the publication of notices to bidders, and in such other newspaper or newspapers as the Director of the Department of Administrative Services may determine. The Notice of Bond Sale shall be in substantially the form attached to this resolution.

**Section 5. Payment of Issuance Expenses.** 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. The issuance expenses are estimated to total approximately \$113,000 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 and financial auditor services.

(Form of published notice of corporate purpose bond sale)

## NOTICE OF BOND SALE

\$25,950,000

GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2003A

MILWAUKEE COUNTY, WISCONSIN

Until Thursday, January 23, 2003, at 10:00 A.M., Central Time, bids, for not less than \$25,742,800, will be received for the above issue to be dated February 1, 2003 and to mature on August 1 in each of the years and in the following amounts:

| <u>Year</u> | <u>Amount</u> | <u>Year</u> | <u>Amount</u> |
|-------------|---------------|-------------|---------------|
| 2004        | \$1,725,000   | 2012        | \$1,725,000   |
| 2005        | 1,725,000     | 2013        | 1,725,000     |
| 2006        | 1,725,000     | 2014        | 1,725,000     |
| 2007        | 1,725,000     | 2015        | 1,725,000     |
| 2008        | 1,725,000     | 2016        | 1,750,000     |
| 2009        | 1,725,000     | 2017        | 1,750,000     |
| 2010        | 1,725,000     | 2018        | 1,750,000     |
| 2011        | 1,725,000     |             |               |

Interest is payable semiannually on February 1 and August 1 of each year, commencing February 1, 2004. The Bonds are issued to finance public purpose projects within the County, including construction, improvement and maintenance of highways and bridges, general capital improvement projects and public art projects.

The purchaser will be furnished, without cost, the approving legal opinion of Quarles & Brady LLP and the usual bond transcript. The Depository Trust Company book-entry-only system will be utilized in connection with the issuance of the Bonds. A copy of the Preliminary Official Statement and complete Official Terms of Offering, which include additional details concerning the Bonds and limitations on the bids to be received, may be obtained from Robert W. Baird & Co., 777 East Wisconsin Avenue, Milwaukee, Wisconsin 53202 (414/765-3827), or the Milwaukee County Department of Administrative Services- Fiscal Affairs Division, 901 North 9th Street, Milwaukee, Wisconsin 53233 (414/278-4396).

**(Item 2)****(File No. 02-1)****(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 3)****(File No. 02-1)****(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 4)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 5)** **(File No. 02-1)**  
**(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson relative to 2002 fund transfers.

**(Item 6)** **(File No. 02-601(a))**  
**(Journal, December 19, 2002)**

From Fiscal and Budget Administrator, submitting initial authorization resolution for issuance and sale of General Obligation Corporate Purpose Refunding Bonds, Series 2003A, in an amount not to exceed \$115,000,000.

File No. 02-601(a)  
(Journal, December 19, 2002)

(ITEM 6) From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of General Obligation Corporate Purpose Refunding Bonds, Series 2003A, in an amount not to exceed \$115,000,000, by recommending adoption of the following:

**A RESOLUTION  
AUTHORIZING THE ISSUANCE AND SALE OF  
GENERAL OBLIGATION REFUNDING BONDS,  
SERIES 2003A**

WHEREAS, Milwaukee County, Wisconsin (sometimes hereinafter called the "County"), has outstanding its General Obligation Corporate Purpose Bonds, Series 1997A, dated May 1, 1997 (the "1997 Corporate Purpose 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") and its General Obligation Corporate Purpose Bonds, Series 2002A, dated February 1, 2002 (the "2002 Bonds") (collectively, the "Outstanding Bonds"); and

WHEREAS, due to current interest rates for municipal bonds, the County may be able to achieve interest cost savings by refunding some or all of the callable maturities of Outstanding Bonds which are described on Exhibit A to this Resolution, if favorable investment rates can also be obtained; and

WHEREAS, because of the potential for refunding Outstanding Bonds, the County Board of Supervisors of the County deems it necessary and in the best interest of the County that the

issuance of general obligation refunding bonds be authorized pursuant to the provisions of Section 67.04, Wis. Stats., which bonds would be issued only upon the terms and on the conditions hereinafter provided; now, therefore,

BE IT RESOLVED, that the County be authorized to borrow an amount not to exceed \$115,000,000 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 negotiate the sale of its General Obligation Refunding Bonds, Series 2003A, in a principal amount not to exceed \$115,000,000 (the "Bonds"), to \_\_\_\_\_, the underwriter which submitted the best proposal for the purchase of the Bonds in response to the Request for Proposals issued by the County (the "Underwriter"). The purchase price to be paid for the Bonds shall be such that (a) the Underwriter's discount on the Bonds shall not exceed 0.65% of the principal amount of the Bonds and (b) any premium bid for the Bonds shall not exceed 1% 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 calendar month in which the Bonds are issued.

The Bonds shall be issued in such principal amount (not to exceed \$115,000,000) as is necessary to produce sufficient funds to provide for the payment of the principal and interest on the portions of the Outstanding Bonds to be refunded (the "Refunded Bonds"). The Outstanding Bonds to be refunded shall be selected based on the criteria set forth in Section 16(b) of this Resolution and shall be subject to approval by the Finance and Audit Committee as provided in Section 16(a). The Bonds shall mature or be subject to mandatory redemption on October 1 in such years and in such amounts as will produce annual debt service payments which will not exceed the aggregate annual debt service on the Refunded Bonds.

The Bonds shall bear interest at rates per annum, which will produce a true interest rate on the Bonds not in excess of 3.90%. Interest on the Bonds shall be payable on April 1 and October 1 of each year, commencing October 1, 2003.

Bonds maturing in the year 2014 and thereafter shall be subject to call and redemption prior to maturity at the option of the County in whole or from time to time in part on October 1, 2013 or on any day thereafter at the price of par plus accrued interest to the date of redemption. The amounts and maturities of the Bonds to be redeemed shall be selected by the County. If less than the entire principal amount of any maturity is to be redeemed, the Bonds of that maturity that are to be redeemed shall be selected by lot.

**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 2003A'" (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, as provided in Section 12 hereof. 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. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603 (1m), 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 the call of the Refunded Bonds shall be given by the Escrow Agent on behalf of the County, as provided in 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 Outstanding Obligations to be refunded and of the definitive interest rates, maturity schedule and purchase price for the Bonds.

(b) Achievement of net present value savings (as calculated by the Department of Administrative Services) of at least 3.00% 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. Sale of the Bonds.**

(a) The Director of the Department of Administrative Services shall cause an Official Statement with respect to the Bonds to be prepared.

(b) The Director of the Department of Administrative Services is authorized to negotiate the sale of the Bonds to the Underwriter on behalf of the County. The determination of which Outstanding Obligations shall be refunded and the details of the Bonds and the sale of the Bonds shall be subject to approval by the Finance and Audit Committee as provided in Section 16 of this Resolution.

**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.

The officers of the County are further authorized and directed to deposit all monies which represent savings realized from the refunding of the Refunded Bonds into the County's debt service reserve.

**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 (the "Qualified 501(c)(3) Bonds"). A public hearing with respect to the issuance of Bonds to refund the Qualified 501(c)(3) Bonds was held by the Finance and Audit Committee on December 6, 2002. This Resolution constitutes public approval by the County of the projects financed by the Qualified 501(c)(3) Bonds and the issuance of the Qualified 501(c)(3) Bonds therefor, for purposes of Section 147(f) of the Code.

**Section 21. Publication of Notice.** The Director of the Department of Administrative Services 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 E. Michigan, 4<sup>th</sup> Floor, Milwaukee, WI 53201, Attention: Marcus Johnson.

**(Item 7)**

**(File No. 02-570)**

**(Journal, December 19, 2002)**

From the District Attorney, requesting authorization to increase a Half-Time Paralegal position for child support prosecutions to a Full-Time position, effective January 5, 2003.

File No. 02-570

(Journal, December 19, 2002)

(ITEM 7) From the District Attorney, requesting authorization to increase a Half-Time Paralegal position for child support prosecutions to a Full-Time position, effective January 5, 2003, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the 2003 Adopted Budget for the District Attorney creates a half-time position of Paralegal (Title Code 86160) dedicated to criminal child support prosecutions, while abolishing a half-time position of Secretarial Assistant; and

WHEREAS, this action reduces the District Attorney's 2003 property tax levy because the costs of the Paralegal position will be charged to the Department of Child Support Enforcement, which will receive 66% Federal reimbursement for the position; and

WHEREAS, since 1990, the District Attorney also has crosscharged the Department of Child Support Enforcement for the services of an Assistant District Attorney who prosecutes child support cases; and

WHEREAS, the current Criminal Child Support Prosecutor resigned, effective November 29, 2002, and the salary and fringe benefits of that individual's successor will be approximately \$28,860 lower than those of the current prosecutor; and

WHEREAS, the District Attorney has requested authorization to use the savings associated with the hiring of a new Criminal Child Support Prosecutor to increase the half-time Paralegal position to a full-time position; and

WHEREAS, according to the District Attorney, this request also is supported by the Department of Child Support Enforcement, because the assignment of a full-time Paralegal to criminal child support cases will allow the department to refer more serious cases of failure to pay child support to the District Attorney's office for criminal prosecution; and

WHEREAS, at its meeting on December 6, 2002, the Committee on Finance and Audit recommended approval of the District Attorney's request by a vote of 7 to 0; now, therefore,

BE IT RESOLVED, that the District Attorney is hereby authorized to increase the position of half-time Paralegal that was created in the 2003 Adopted Budget (Title Code 86160) to a full-time position.

**(Item 8)**

**(File No. 02-541)**

**(Journal, November 4, 2002)**

Report, referred back 11/4/02, recommending adoption of an amended resolution authorizing and directing the Director of the Department of Administrative Services, the Director of Public Works and the Office of Corporation Counsel to begin negotiations with the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds and present a recommended negotiated plan to implement transfer of responsibilities and/or assets as part of the City and County 2004 Budgets in April 2003.

(ITEM 8) Report, referred back, recommending adoption of an amended resolution authorizing and directing the Director of the Department of Administrative Services, the Director of Public Works and the Office of Corporation Counsel to begin negotiations with the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds and present a recommended negotiated plan to implement transfer of responsibilities and/or assets as part of the City and County 2004 Budgets in April 2003, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Milwaukee County is responsible for providing various services at the County Grounds in its role as landlord of the more than 1,000 acres located in the City of Wauwatosa; and

WHEREAS, services provided by Milwaukee County include sector and parking patrol by the Sheriff's Department, maintenance of roads, walkways, sanitary storm sewers and the water utility by the Department of Public Works; and

WHEREAS, these various services are provided at a substantial cost to the County including a significant amount of tax levy; and

WHEREAS, City officials testified that they would be willing to meet with County officials to discuss how responsibility for these police services as well as other County-provided services could be assumed by the City under an orderly transition process; and

WHEREAS, it is in the best interest of Milwaukee County to begin a dialogue with the City of Wauwatosa regarding these important issues; and

WHEREAS, the City and Milwaukee County should begin a dialogue regarding how an orderly transfer should take place for policing and other landlord responsibilities on the County Grounds; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Administrative Services, the Director of Public Works and the Office of Corporation Counsel to begin negotiations with the City of Wauwatosa for the City of Wauwatosa to assume responsibility for municipal and support services currently provided by Milwaukee County on the County Grounds; and

BE IT FURTHER RESOLVED, that such negotiations shall include, but not be limited to, fire protection services, police protection services, ownership and maintenance of roads and walkways, storm and sanitary sewer systems and the water utility; and

BE IT FURTHER RESOLVED, that such negotiated agreement shall address a phased-in implementation plan which is compatible with the 2004 City of Wauwatosa and Milwaukee County budget processes; and

BE IT FURTHER RESOLVED, that such negotiated agreement shall recognize Milwaukee County's commitments to occupants of the County Grounds and strive to accomplish a consensus of the major stakeholders; and

BE IT FURTHER RESOLVED, that the Director of Administrative Services, the Director of Public Works and the Office of Corporation Counsel may solicit assistance from the County, City of Wauwatosa, the Regional Medical Center or any other source deemed appropriate; and

BE IT FURTHER RESOLVED, that the goal of the negotiating process shall be to present a report to the County Board and the Wauwatosa Common Council in April, 2003, with a recommended, negotiated plan to implement transfer of responsibilities and/or assets as part of the City and County 2004 Budgets.

**(Item 9)**

**(File No. 02-572)**

**(Journal, December 19, 2002)**

Resolution by Supervisors T. Johnson, Agnos, McCue, and others, authorizing and directing the County Board Research Division to conduct an analysis of potential alternative means of conducting votes of the Board of Supervisors.

**(Item 10)**

**(File No. 02-573)**

**(Journal, December 19, 2002)**

Resolution by Supervisor Zielinski, authorizing the Director, Department of Administrative Services, to immediately explore expanded use of the tax refund intercept program in areas of County government not currently benefiting from this activity, including possible use of an outside consultant to assist the County in its tax refund intercept efforts, and to initiate such a program if, in her judgment, it will produce significant additional revenue for Milwaukee County.

**(Item 11)**

**(File No. 02-571)**

**(Journal, December 19, 2002)**

Resolution by Supervisor Endries to authorize and direct the Director, Department of Audit, to conduct a performance audit on the Parks Department's golf course concessions operations and to make recommendations to improve management, generate greater revenue and reduce expenditures.

File No. 02-571  
(Journal, December 19, 2002)

(ITEM 11) Resolution by Supervisor Endries to authorize and direct the Director, Department of Audit, to conduct a performance audit on the Parks Department's golf course concessions

operations and to make recommendations to improve management, generate greater revenue and reduce expenditures, by recommending adoption of the following:

**AN AMENDED RESOLUTION**

WHEREAS, the State of Wisconsin Legislative Audit Bureau conducted an audit of Milwaukee County that included a review of golf course concession stand sales and its audit indicated that nine of the ten concessions stands at major County golf courses operated at a loss ranging from \$7,347 to \$64,172; and

WHEREAS, the audit attributed labor costs as the largest controllable cost of concession stands and recommended discontinuing the practice of selling prepared food, and instead relying exclusively on selling prepackaged foods, which would reduce the need for employing cooks; and

WHEREAS, the state audit suggested that if reducing staff could not generate profits, perhaps the County should considering closing the concession stands and contracting with a vending machine operator to supply food and beverage machines; and

WHEREAS, a task force created by a County Board resolution initially convened in May 2002 to study alternative sources for the Milwaukee County Parks, and that task force has suggested one method to address cost savings should be the elimination of unprofitable activities, including unprofitable concession activities; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Audit, to conduct a performance audit on the Parks Department's concessions operations and to make recommendations to improve management, generate greater revenue and reduce expenditures.

**(Item 12)**

**(File No. 02-602)  
(Journal, December 19, 2002)**

From Manager, Information Management Services Division, requesting authorization to use the County's Disadvantaged Business Development (DBD) certified Information Technology vendors and the State of Wisconsin's Bulletin for Information Technology Contract Services.

File No. 02-602  
(Journal, December 19, 2002)

(ITEM 12) From Manager, Information Management Services Division, requesting authorization to use the County's Disadvantaged Business Development (DBD) certified Information Technology vendors and the State of Wisconsin's Bulletin for Information Technology Contract Services, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, County departments currently use a County Information Technology Contract Services procedure to obtain technology contractual services; and

WHEREAS, the Information Management Services Division (IMSD) has requested authorization for County departments to use County-certified Disadvantaged Business Development (DBD) Information Technology vendors and the State of Wisconsin's Bulletin for Information Technology Contract Services in order to discontinue administration of a process that is also administered by the State; and

WHEREAS, use of the State Bulletin for Information Technology Contract Services would eliminate the duplication of the Request for Bid process, pre-qualification of vendors and final vendor selection on State and County levels; now, therefore,

BE IT RESOLVED, that the Manager, Information Management Services Division, is hereby authorized to work with the Disadvantaged Business Development Division and the Procurement Division to issue procedures that will enable departments to use the County's DBD-certified information technology vendors and the State of Wisconsin's Bulletin for Information Technology Contract Services beginning January 1, 2003; and

BE IT FURTHER RESOLVED, that the Purchasing Administrator is authorized to issue price agreements to DBD-certified information technology vendors and to vendors authorized by the State Bulletin for Information Technology Contract Services for the engagements entered into as a result of this procedure; and

BE IT FURTHER RESOLVED, that existing price agreements with Milwaukee County's list of Information Technology Contract Services vendors shall remain in effect until December 31, 2003, to provide a period of transition for departments with existing engagements that support critical systems in the County.

**(Item 13)**

**(File No. 02-574)**

**(Journal, December 19, 2002)**

From Risk Manager, requesting authorization to enter into an insurance purchase agreement with ASU-Local Government Property Insurance Fund for property insurance, at a cost of \$444,284.

**File No. 02-574**

**(Journal, December 19, 2002)**

(ITEM 13) From Risk Manager, requesting authorization to enter into an insurance purchase agreement with ASU-Local Government Property Insurance Fund for property insurance, at a cost of \$444,284, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, at its meeting on February 18, 1993, the Milwaukee County Board of Supervisors adopted Resolution File No. 93-168, which specified that the Department of Administration shall use a Request for Proposal (RFP) process for the solicitation of all insurance services, and that County Board approval is required before any coverage is purchased; and

WHEREAS, this resolution also required the Department of Administration to prepare a communication to the Finance Committee establishing a schedule of insurance service purchases, and this schedule was provided and subsequently revised with the Finance Committee's approval; and

WHEREAS, in accordance with Resolution File No. 93-168 and the modified schedule of insurance purchases, the Risk Manager prepared and solicited 19 RFP's for purchase of Property Insurance; and

WHEREAS, one response was received to the various RFP's from the Local Government Property Insurance Company, and that response was evaluated by the Evaluation Review Committee; and

WHEREAS, the Risk Manager has substantiated that the response of the Local Government Property Insurance Company meets the necessary criteria, the proposed policy provides very broad coverage, and claim and underwriting services are excellent; now, therefore,

BE IT RESOLVED, that the Risk Manager is authorized to enter into the following insurance purchase agreement:

| <u>Coverage</u>    | <u>Broker</u> | <u>Insurance Company</u>                 | <u>Premium</u> |
|--------------------|---------------|--|----------------|
| Property Insurance | ASU           | Local Government Property Insurance Fund | \$444,284      |

**(Item 14)**

**File No. 02-601(b)  
(Journal, December 19, 2002)**

From Fiscal and Budget Administration, submitting initial authorizing resolution for issuance and sale of General Obligation Corporate Purpose Refunding Bonds, Series 2003A, in an amount not to exceed \$115,000,000.

File No. 02-601(b)  
(Journal, December 19, 2002)

(ITEM 14) From Fiscal and Budget Administrator, submitting initial authorizing resolution for issuance and sale of General Obligation Corporate Purpose Refunding Bonds, Series 2003A, in an amount not to exceed \$115,000,000, by recommending adoption of the following:

**RESOLUTION APPROVING UNDERWRITER FOR  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003A**

WHEREAS the County Board of Supervisors of Milwaukee County, Wisconsin (the "County") has authorized the issuance and sale of not to exceed \$115,000,000 General Obligation Refunding Bonds, Series 2003A (the "Refunding Bonds") pursuant to a resolution adopted on December 19, 2002 (the "Bond Resolution"); and

WHEREAS the County has 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 which submitted the best proposal for the purchase of the Bonds; and

WHEREAS, 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 Loop Capital Markets, LLC and Stifel Nicolaus & Company, Incorporated, 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 Loop Capital Markets, LLC and Stifel Nicolaus & Company, Incorporated, 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 E. Michigan, 4<sup>th</sup> Floor, Milwaukee, WI 53201, Attention: Karma Rodgers.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1c, Item 3 (Sec. 6), 8, 9 and 11.**

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

**AYES:** Agnos, Aldrich, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, 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 1c WAS ADOPTED** by the following vote:

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

Supervisor Nyklewicz moved to refer **Item 3(Sec. 6)** back to committee. Thereupon, the motion **PREVAILED** by the following vote:

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

On a motion by Supervisor Coggs-Jones, **Item 8 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisor DeBruin submitted the following Amendment to **Item 8:**

|   |
|---|
| In the 2 <sup>nd</sup> BE IT RESOLVED clause, delete the word “services.” |
|---|

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

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

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

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

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

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

Supervisor Aldrich moved to refer **Item 11** to the Committee on Parks, Energy and Environment.

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

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

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

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

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**From the Committee on Health and Human Needs  
Reporting 31 Items**

**(Item 1)**

**(File No. 02-576)**

**(Journal, December 19, 2002)**

Resolution by Supervisor Quindel endorsing revisions in the goals and funding priorities of the Sports Authority Board for the process of distributing Sports Authority Funds and endorsing revisions in the length of terms served by Sports Authority Board members.

**(Item 2)**

**(File No. 02-603)**

**(Journal, December 19, 2002)**

From Director, Office for Persons with Disabilities, requesting authorization to enter into a contract with Kindcare, Inc. for integrated community recreation and center-based programming, including summer camp, at the two Wil-O-Way facilities.

File No. 02-603

(Journal, December 19, 2002)

(ITEM NO. 2) From Director, Office for Persons with Disabilities, requesting authorization to enter into a contract with Kindcare, Inc. for integrated community recreation and center-based programming, including summer camp, at the two Wil-O-Way facilities, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the 2003 Adopted Budget for the Milwaukee County Executive Office for Persons with Disabilities allocates revenues and expenditures for the purchase of integrated recreation programming for Milwaukee County's individuals with disabilities during 2003; and

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 Director of the Office for Persons with Disabilities has recommended a contract with a community agency for integrated recreation programming for the period January 1, through December 31, 2003, including summer camp; now, therefore,

BE IT RESOLVED that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Office for Persons with Disabilities to enter into a contract with the following agency for the following amount:

| <u>Provider Agency</u> | <u>Program Service</u>            | <u>Recommended Contract Award</u> |
|------------------------|-----------------------------------|-----------------------------------|
| Kindcare, Inc.         | Integrated Recreation Programming | \$ 215,000                        |

**(Item 3)**

**(File No. 03-35(a)(a))  
(Journal, December 19, 2002)**

Reference file established by County Board Chairman, relative to 2003 Purchase of Human Service Contracts for the Disabilities Services Division.

**(Item 4)**

**(File No. 02-607)  
(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting approval of lease amounts for Community Support Programs in the amount of \$157,380.

File No. 02-607  
(Journal, December 19, 2002)

(ITEM NO. 4) From the Acting Director, Department of Human Services, requesting approval of lease amounts for Community Support Programs in the amount of \$157,380 by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Behavioral Health Division currently operates the Northside and Downtown Community Support Programs at 2266 North Prospect Avenue and 734 North Fourth Street, respectively; and

WHEREAS, the leases currently in place for the Northside and Downtown Community Support Programs allow for extensions through December 21, 2003; and

WHEREAS, the Behavioral Health Division wishes to continue to provide community support program services to persons with serious and persistent mental illness at the above sites; now, therefore,

BE IT RESOLVED, that the Administrator of the Behavioral Health Division is authorized to extend existing leases from January 1, 2003 through December 2003 for the following programs at the stated costs: Northside CSP, 2266 North Prospect Avenue, Suite 608, \$5,933 per month, and Downtown CSP, 734 North Fourth Street, Suite 300, \$7,182 per month.

**(Item 5)**

**(File No. 02-611)**

**(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting approval to enter into Professional Service Contracts for 2003 in the amount of \$1,235,706.

**(Item 6)**

**(File No. 02-609)**

**(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting authorization for the Behavioral Health Division to enter into a Fifth-Year Contract with the State of Wisconsin – Division of Health and Family Services to provide the Safety Service Programs in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare (BMCW) in the amount of \$2,837,640.

December 19, 2002

File No. 02-609

(Journal, December 19, 2002)

(ITEM NO. 6) From the Acting Director, Department of Human Services, requesting authorization for the Behavioral Health Division to enter into a Fifth-Year Contract with the State of Wisconsin – Division of Health and Family Services to provide the Safety Service Programs in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare (BMCW) in the amount of \$2,837,640, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Section 56.06 of the Milwaukee County Code of General Ordinances requires that the Milwaukee County Board of Supervisors approve applications for State and Federal funds; and

WHEREAS, the Milwaukee County Department of Human Services – Behavioral Health Division was awarded the Safety Service contract in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare by the State Division of Health and Family Services to serve intact families where there has been a substantiated allegation of child maltreatment; and

WHEREAS, the Behavioral Health Division has effectively developed, implemented, and managed the Safety Services Program in Sites 2 and 5 and the Division of Health and Family Services desires to enter into another contract with the Behavioral Health Division to provide these services in 2003; now, therefore,

BE IT RESOLVED, that the Administrator of the Mental Health Division is hereby authorized and directed to enter into a contract with the Department of Health and Family Services in the amount of \$2,837,640 to provide safety services to families in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare for the period January 1, 2003 to December 31, 2003.

**(Item 7)**

**(File No. 03-5(a)(a))**

**(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Behavioral Health Division.

**(Item 8)**

**(File No. 03-34(a)(a))**

**(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to 2003 Department on Aging contracts with service providers.

**(Item 9)**

**(File No. 03-33(a)(a))**

**(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to 2003 State/County Contracts covering Department on Aging services.

**(Item 10)**

**(File No. 02-622)  
(Journal, December 19, 2002)**

From the Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services to serve as a resource center under Family Care for the period January 1 through December 31, 2003, and to accept the funding provided thereunder.

**(Item 11)**

**(File No. 02-623)  
(Journal, December 19, 2002)**

From the Director, Department on Aging requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services to serve as a Care Management Organization (CMO) under Family Care for the period January 1 through December 31, 2003, and to accept the funding provided thereunder.

File No. 02-623  
(Journal, December 19, 2002)

(ITEM NO. 11) From the Director, Department on Aging, requesting authorization to execute a contract with the Wisconsin Department of Health and Family Services to serve as a Care Management Organization (CMO) under Family Care for the period January 1, through December 31, 2003 and to accept the funding provided thereunder, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Wisconsin Department of Health and Family Services (DHFS) has engaged for the last eight years 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 presently being piloted in several 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 combines the long term care services that are currently funded under the state's Medical Assistance Program – such as nursing home care, Personal Care and

Transportation – with the state's community-based Long Term Support Programs – such as the Community Options Program (COP), the Community Options Program Waiver (COP Waiver) the Community Integration Programs (CIP) and the state's Community Aids program – into a single long term care benefit program; and

WHEREAS, the major disadvantage of the State's traditional long term care programs is that they are funded through a fixed annual allocation, which serves only a limited number of eligible persons each year and has led to the wait listing of people in need of services throughout the State; and

WHEREAS, Family Care has eliminated waitlists by becoming an entitlement for all eligible persons; 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 authorized the Department on Aging to participate as a CMO pilot in 2000 (File No. 00-279), 2001 (File No. 00-735), and 2002 (File No. 01-731); and

WHEREAS, the Wisconsin Department of Health and Family Services has transmitted a contract to the Milwaukee County Department on Aging to continue to serve as a CMO under Family Care for the period January 1 through December 31, 2003; and

WHEREAS, the state will reimburse the Department on Aging's CMO on the basis of a Prospective Payment Per Member Per Month (PMPM) based on the average acuity of the clients served; and

WHEREAS, the estimated payment will be \$1,755.81 per member per month in 2003; now, therefore,

BE IT RESOLVED, that the Milwaukee County Executive, or his designee, is hereby authorized and directed to execute a contract with the Wisconsin Department of Health and Family Services to serve as a Care Management Organization (CMO) pilot under Family Care for the period January 1 through December 31, 2003, and to accept the funding awarded thereunder.

**(Item 12)**

**(File No. 02-624)  
(Journal, December 19, 2002)**

From the Director, Department on Aging, requesting authorization to amend the 2002-2003 Professional Services contract with KeyLink Solutions, Inc. to provide Third Party Administrator (TPA) Services for the Care Management Organization (CMO) pilot under Family Care, for the period January 1, 2002 to December 31, 2003 (File No. 01-568), and to award \$96,044,690 for the period January 1, 2003 through December 31, 2003, including \$2,160,900 in vendor services fees and \$93,883,790 in client service payments.

**(Item 13)**

**(File No. 02-625)  
(Journal, December 19, 2002)**

From the Director, Department on Aging, requesting authorization to submit the 2003-2005 Milwaukee County Plan for Older People to the Wisconsin Bureau on Aging and Long Term Care Resources and to accept the federal and state revenues provided thereunder.

**(Item 14)**

**(File No. 02-626)  
(Journal, December 19, 2002)**

From the Director, Department on Aging, requesting authorization to increase, from \$59,409,000 to \$77,852,237, the Department on Aging's 2002 award within the 2002-2003 Professional Services contract with KeyLink Solutions, Inc. to provide Third Party Administrator (TPA) Services for the Department's Care Management Organization, including \$2,013,560 in vendor service fees and \$75,838,677 in client service payments.

**File No. 02-626  
(Journal, December 19, 2002)**

(ITEM NO. 14) From the Director, Department on Aging, requesting authorization to increase from \$59,409,000 to \$77,852,237, the Department on Aging's 2002 award within the 2002-2003 Professional Services contract with KeyLink Solutions, Inc., to provide Third Party Administrator (TPA) Services for the Department's Care Management Organization, including \$2,013,560 in vendor service fees and \$75,838,677 in client service payments, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on December 20, 2001, the Milwaukee County Board of Supervisors authorized the Department on Aging to serve as a care management organization (cmo) pilot under the state of Wisconsin's family care pilot for the period January 1 through December 31, 2002 (file no. 01-731); and

WHEREAS, on September 28, 2001, the Milwaukee County Board of Supervisors authorized the Department on Aging to execute a professional services contract with KeyLink Group, LLC, to provide Third Party Administrator (TPA) services on behalf of the Care Management Organization (CMO) pilot for the period January 1, 2002 through December 31, 2003, and awarded \$53,253,000 for the period January 1 through December 31, 2002 (File No. 01-568); and

WHEREAS, KeyLink is responsible for reimbursing service providers on behalf of the Department on Aging's CMO, including payments for services provided in 2001 but billed in 2002 for which the Department has accrued sufficient funds from the 2001 budget; and

WHEREAS, on July 1, 2002, services under Family Care became a state and federal entitlement for any eligible resident of Milwaukee County aged 60 or older; and

WHEREAS, as a result of entitlement, enrollment of older persons into Family Care was anticipated to increase throughout 2002, resulting in increased reimbursements for client services under the Department on Aging's 2002 contract with Keylink Solutions, Inc.; and

WHEREAS, to provide KeyLink with sufficient funds to reimburse the CMO's vendors for services provided on a timely basis, the Milwaukee County Board of Supervisors on July 25, 2002, authorized the Director, Department on Aging, to increase from \$53,253,000 to \$59,409,000, the Department's 2002 contract with KeyLink Group, LLC, now renamed KeyLink Solutions, Inc. (File No. 02-402); and

WHEREAS, since July 1, additional increases in Family Care enrollments have resulted in anticipated client service expenditures that will eventually exceed the amount authorized for KeyLink's contract on July 25, 2002; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to increase from \$59,409,000 to \$77,852,237 the Department on Aging's 2002 award within the 2002-2003 Professional Services contract with KeyLink Solutions, Inc., to provide Third Party Administrator Services for the Department's Care Management Organization, including \$2,013,560 in vendor service fees and \$75,838,677 in client service payments.

**(Item 15)**

**(File No. 02-627)**

**(Journal, December 19, 2002)**

From the Director, Department on Aging, requesting authorization to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc. for \$20,000 to provide after hours coverage to ElderLink, the Information and Assistance program of the Milwaukee County Department on Aging, for the period January 1 through December 31, 2003.

**File No. 02-627**

**(Journal, December 19, 2002)**

(ITEM NO. 15) From the Director, Department on Aging, requesting authorization to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., for \$20,000 to provide after hours coverage to ElderLink, the Information and Assistance program of the Milwaukee County Department on Aging, for the period January 1, through December 31, 2003, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, since March 1997, the Department on Aging has operated an ElderLink after hours program to provide older persons in need of services with information and/or on-site assistance through an answering service and an on-call staff of Department on Aging human service workers and their supervisors; and

WHEREAS, part of the vision for Wisconsin's Family Care Resource Centers is to provide Wisconsin consumers access to information and services to prevent disability, improve functioning, and lessen the need for formal long term care; and

WHEREAS, to improve the quality of after hours coverage available to older persons, their families, and caregivers, the Department, in 2001, identified the 24-hour Community Information Line operated by IMPACT Alcohol and Other Drug Abuse Services, Inc. as an appropriate vehicle for enhancing after hours coverage; and

WHEREAS, in 2002, the County Board authorized the Director, Department on Aging, to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc. [File No. 02-34 (a)(b)] to provide after hours coverage between 7:00 p.m. and 7:00 a.m., Monday through Friday, and from 7:00 p.m. Friday to 7:00 a.m. Monday; and

WHEREAS, during those hours the Community Information Line: (1) answers all incoming ElderLink calls; (2) provides information on programs and/or resources for older persons; (3) notifies the stand-by Department on Aging human service worker or supervisor in the event of an emergency requiring on-site intervention; and (4) refers, as needed, calls requiring 9-1-1 or psychiatric crisis intervention; and

WHEREAS, the Community Information Line has answered approximately 800 calls to ElderLink during evenings, weekends, and holidays through November 2002 responding to a variety of critical service needs, including, but not limited to, adult protective services, transportation, in-home services, prescription drugs, and emergency food; and

WHEREAS, the Department believes IMPACT will continue providing quality after hours coverage in 2003 to older persons, their families, and caregivers; now, therefore,

BE IT RESOLVED, that the Director, Department on Aging, is hereby authorized to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc. for \$20,000 to provide ElderLink after hours coverage for the period January 1 through December 31, 2003; and

BE IT FURTHER RESOLVED, that, contingent upon the acceptable performance of the contractor [File No. 98-197 (a)(a)] and the inclusion of sufficient funds in the County Budget, this contract may be extended for one additional year without a Request for Proposals.

**(Item 16)**

**(File No. 02-604)  
(Journal, December 19, 2002)**

From Acting Director, Department of Human Services, requesting authorization to execute a contract with Aurora Occupational Health Services for the provision of Employee Occupational Health Services for the period January 1, 2003 through December 31, 2004 at a cost estimate of \$80,000 per year.

File No. 02-604  
(Journal, December 19, 2002)

(ITEM NO. 16) From the Acting Director, Department of Human Services, requesting authorization to execute a contract with Aurora Occupational Health Services for the provision

of occupational health services for County Departments and their employees for the period of January 1, 2003 through December 31, 2004 at a cost estimate of \$80,000 per year, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, pursuant to Chapter 56.30 of the Milwaukee County General Ordinances, County departments must submit for review and approval all Professional Service contracts in excess of \$50,000 to the Milwaukee County Board of Supervisors; and

WHEREAS, Milwaukee County requires work-related health care services for its employees such as TB screenings, vaccinations, pre-placement physical exams, and other medical, laboratory and diagnostic procedures in order to comply with various regulatory and accreditation bodies; and

WHEREAS, the Division of County Health Programs issued a Request for Proposals in September 2002 soliciting proposals from various service providers of Occupational Medicine which generated responses from five different providers of service; and

WHEREAS, the review committee comprised of staff from the Division of County Health Programs, Department of Human Services, Behavioral Health Division, Department of Public Works, Department of Parks Recreation and Culture, Sheriff's Department, Department of Administration and Risk Management reviewed the responses to the Request for Proposals and rated said proposals based on range of services, service location, costs and DBE participation; and

WHEREAS, of the five responses, Aurora Occupational Health Services submitted a response to the RFP which met the requirements of the County and which received the highest ranking according to the individual responses submitted by the review committee; and

WHEREAS, the review committee recommended to the Division of County Health Programs that the contract for occupational health services be awarded to Aurora Occupational Health Services for services during 2003 and 2004; now, therefore,

BE IT RESOLVED, that the Director of the Division of County Health Programs is hereby authorized to execute a contract with Aurora Occupational Health Services for occupational health services provided to County departments during the period of January 1, 2003 through December 31, 2004 at the projected cost of \$80,000 per year.

**(Item 17)**

**(File No. 02-8(a)(d))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Juvenile Delinquency and Court Services Division.

December 19, 2002

**(Item 18)**

**(File No. 02-605)  
(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting authorization to use detention as a disposition for youth in Wrap Expansion Project.

File No. 02-605  
(Journal, December 19, 2002)

(ITEM NO. 18) From the Acting Director, Department of Human Services, requesting authorization to use detention as a disposition for youth in Wrap Expansion Project, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Milwaukee County has been awarded a \$294,000 federal grant for the Disproportional Minority Confinement Project (DMC) to address minority over-representation placement issues within juvenile secure detention and state correction facilities (File No. 02-494); and

WHEREAS, one of the goals of the grant is to divert youth from these institutions into a structured supervision project that combines community residential placement and services available through the Wraparound program; and

WHEREAS, it will be necessary to maintain strict and immediate control of these youth in the community, even to the extent that immediate placement into secure detention may be necessary at times during this project; and

WHEREAS, up to 30 days in detention may be ordered by the Juvenile Court Judiciary as an order at the time of disposition, except that, pursuant to s. 938.34 (3)(f) of the Wisconsin Statutes, the capacity of the Court to issue such an order as a disposition must be authorized by resolution of the County Board of Supervisors; now, therefore,

BE IT RESOLVED, that pursuant to s. 938.34 (3)(f) and in conjunction with the Disproportional Minority Confinement Project, Milwaukee County Circuit Court judges who hear juvenile cases are hereby authorized to issue an order at disposition for up to 30 days in detention.

**(Item 19)**

**(File No. 02-612)  
(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting authorization for Delinquency and Court Services Division to enter into Professional Service Agreements with community vendors for Children's Court Programs as specified in the report.

December 19, 2002

File No. 02-612  
(Journal, December 19, 2002)

(ITEM NO. 19) From the Acting Director, Department of Human Services, requesting authorization for Delinquency and Court Services Division to enter into Professional Service Agreements with community vendors for Children's Court Programs as specified in the report, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Section 56.30 of the Milwaukee County Code of General Ordinances requires approval of all professional service contracts of \$50,000 or more by the Milwaukee County Board of Supervisors and the County Executive; and

WHEREAS, the Department of Human Services has contracted with outside vendors since the mid-1990s for medical screening and mental health services for adolescents housed at the Detention Center; and

WHEREAS, the Delinquency and Court Services Division (DCS) is in the second year of a three-year contract cycle with the Medical College of Wisconsin for the provision of medical services for adolescent youth in detention, including physicals and any necessary follow-up care; and

WHEREAS, DCS is also in the second year of a three-year contract cycle with Alternatives in Psychological Consultation for the provision of mental health services for adolescent youth in detention, including psychiatric nursing services and screenings, with follow-up provided when necessary; and

WHEREAS, DCS was not required to publish a Request for Proposals during 2002 for medical and mental health services, as both current providers are in the second year of a three-year contract cycle to provide these services to the Detention Center, and

WHEREAS, DCS recommends that the Medical College of Wisconsin continue performing the medical services, and that Alternatives in Psychological Consultation continue providing the mental health services during 2003; and

WHEREAS, both proposed contracts were referred to the Disadvantaged Business Development (DBD) Division for a waiver and waivers for both were approved in November 2002; now therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized and directed to sign professional service contracts with the Medical College of Wisconsin, Inc. in the amount of \$83,918 for the provision of medical services in the Detention Center, and with Alternatives in Psychological Consultation,

S.C. in the amount of \$125,187 for mental health services in the Detention Center, for calendar year 2003.

**(Item 20)**

**(File No. 03-8(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts for the Juvenile Delinquency and Court Services Division.

**(Item 21)**

**(File No. 03-29(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to 2003 Community Youth and Family Aids Contract with the State Department of Corrections (DOC).

**(Item 22)**

**(File No. 02-606)  
(Journal, December 19, 2002)**

From the Acting Director, DHS, requesting approval to enter into a Professional Service Agreement with SFS Group, Ltd. in the amount of \$116,380 for CY 2003.

**File No. 02-606  
(Journal, December 19, 2002)**

(ITEM NO. 22) From the Acting Director, Department of Human Services, requesting approval to enter into a Professional Service Agreement with SFS Group, Ltd. In the amount of \$116,380 for Calendar Year 2003, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Section 56.30 of the Milwaukee County Code of General Ordinances requires approval by the County Board and County Executive of professional service contracts of \$50,000 or more; and

WHEREAS, the Department of Human Services annually enters into millions of dollars of purchase of service contracts or fee-for-service agreements for the provision of human services; and

WHEREAS, State and Federal guidelines require the county to review audits of all agencies that receive state funding of \$25,000 or more, and/or federal funding of \$300,000 or more; and

WHEREAS, Milwaukee County would be at risk of losing significant state revenue if the audits of these agencies were not reviewed for allowable costs, adequate financial systems, records and practices; and

WHEREAS, the Department of Human Services initiated a Request for Proposals in 2001 for a vendor to conduct such reviews, and a contract subsequently was awarded

in 2002 to SFS Group, Ltd., a DBE vendor, with an option to extend this contract on a yearly basis for an additional two years; now, therefore,

BE IT RESOLVED, that the Acting Director of the Department of Human Services is hereby authorized to enter into a Professional Service Agreement with SFS Group, Ltd., *Certified Public Accountants*, in the amount of \$116,380 for calendar year 2003.

**(Item 23)**

**(File No. 03-32(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to a contract for State Social Services and Community Programs (including the Behavioral Health Division) with the State Department of Health and Family Services (DHFS).

**(Item 24)**

**(File No. 02-608)  
(Journal, December 19, 2002)**

From the Acting Director, Department of Human Services, requesting authorization for the Economic Support Division to enter into Professional Service Agreements for 2003 with community vendors for programs as specified in the report.

File No. 02-608  
(Journal, December 19, 2002)

(ITEM NO. 24) From the Acting Director, Department of Human Services, requesting authorization for the Economic Support Division to enter into Professional Service Agreements for 2003 with community vendors for programs as specified in the report, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Section 56.30 of the Milwaukee County Code of General Ordinances requires approval of all professional services contracts which exceed \$50,000 by the Milwaukee County Board of Supervisors and the County Executive; and

WHEREAS, the Department of Human Services – Division of Economic Support (DES) is responsible for administering medical assistance, food stamps, child care and energy assistance programs in Milwaukee County; and

WHEREAS, DES has a continuous need for Spanish translation services to assist in the eligibility determination process for monolingual Spanish speakers; and

WHEREAS, DES, in conjunction with the Child Care Advisory Committee, has also identified a need for technical assistance for child care providers to improve the overall quality of child care in Milwaukee County; and



WHEREAS, the State has provided a contract for the operation of the Wisconsin Home Energy Assistance Program for the period of October 1, 2002 through September 30, 2003 in the amount of \$2,362,236; and

WHEREAS, WHEAP funding will permit Milwaukee County to operate energy assistance programs that provide heating and electrical bill payment assistance to approximately 40,000 households for the 2002-2003 winter season; now, therefore,

BE IT RESOLVED, that the Director of the Department of Human Services is authorized to enter into a 2003 contract with the State Department of Administration for the operation of the Wisconsin Home Energy Assistance Program for the period October 1, 2002 through September 30, 2003 in the amount of \$2,362,236.

**(Item 26)**

**(File No. 03-20(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to Child Care Contracts with State Department of Workforce Development.

**(Item 27)**

**(File No. 02-610)  
(Journal, December 19, 2002)**

From Acting Director, Department of Human Services, requesting authorization to award loans through the Milwaukee County Child Day Care Capital Loan Fund.

File No. 02-610  
(Journal, December 19, 2002)

(ITEM NO. 27) From the Acting Director, Department of Human Services, requesting authorization to award loans through the Milwaukee County Child Day Care Capital Loan Fund, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the allocation of Community Development Block Grant Funds awarded to the Milwaukee County Department of Human Services (DHS) requires the approval of the County Board of Supervisors and County Executive; and

WHEREAS, the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF) was created by the County Board in 1989 as a means to provide no-interest, time limited loans to licensed day care providers for specified capital projects; and

WHEREAS, there currently is a pool of approximately \$111,000 for the purpose of continuing the Milwaukee County Child Day Care Capital Loan Fund (CDCCLF); and

WHEREAS, DHS staff published the availability of these funds to licensed group providers and solicited applications in accordance with the guidelines set forth by the County Board, and in

concert with the requirements associated with the disbursement of Community Development Block Grant Funds; and

WHEREAS, the Acting Director, DHS, has recommended granting \$70,000 to the Penfield Children's Center and \$30,000 to Neighborhood House of Milwaukee, Inc. from the CDCCLF, contingent upon the credit status of the applicants; and

WHEREAS, the Acting Director, DHS, also has recommended the continuation of an agreement with the Milwaukee County Department of Administration – Division of Housing and Community Development for consultation and assistance in implementation of the CDCCLF; now, therefore

BE IT RESOLVED, that the Acting Director of the Department of Human Services, or her designee, is hereby authorized to allocate interest-free, time-limited loans in the amounts of \$70,000 to Penfield Children's Center, Inc., and \$30,000 to Neighborhood House of Milwaukee, Inc., contingent upon the creditworthiness of the applicants; and

BE IT FURTHER RESOLVED, that the Director of the Department of Human Services, or her designee, is hereby authorized to continue a written agreement with the Milwaukee County Department of Administration – Housing & Community Development Division in the amount of \$5,000 for 2003 to provide consultation and assistance to department staff implementing the CDCCLF.

**(Item 28)**

**(File No. 03-31(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Economic Support Division.

**(Item 29)**

**(File No. 03-21(a)(a))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman, relative to Income Maintenance Administration with the State.

**(Item 30)**

**(File No. 02-556(a)(a))  
(Journal, October 31, 2002)**

An adopted resolution authorizing and directing the Department of Human Services and Corporation Counsel to develop a one-step administrative fair hearing process on Day Care Certification appeals.

File No. 02-556(a)(a)  
(Journal, October 31, 2002)

(ITEM 30) An adopted resolution authorizing and directing the Department of Human Services and Corporation Counsel to develop a one-step administrative fair hearing process on Day Care Certification appeals, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Milwaukee County Department of Human Services (MCDHS) has the responsibility to certify child day care providers under Wis. Stat. s. 48.651 and implementing regulations promulgated by the Department of Workforce Development; and

WHEREAS, under those regulations, a decision by MCDHS to deny, suspend or revoke a certification is reviewable under Wis. Stat. ch. 68; and

WHEREAS, Milwaukee County has elected to not to be governed by ch. 68 by the enactment of ch. 110 of the Milwaukee County Code of General Ordinances (M.C.G.O.), which provides procedures for administrative review of Milwaukee County determinations; and

WHEREAS, the procedure described in ch. 110, M.C.G.O., generally contemplates a two-step appeal process, under which the determination is reviewed first by an administrator within the County department where the initial determination was made, and that administrator's decision is then subject to review by the standing Committee of the County Board having jurisdiction over that department; and

WHEREAS, the two-step procedure described in ch. 110, M.C.G.O., when applied to appeals of child day care certification decisions, has proved to be awkward and unduly time-consuming, and has also given rise to issues of adherence to requirements of procedural due process; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby adopt the following ordinance:

**AN ORDINANCE**

To create Section 110.02(c)(9) of the General Ordinances of Milwaukee County relating to administrative review of child day care certification decisions of the Department of Human Services under Wis. Stat. s. 48.651.

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

**SECTION 1.** Section 110.02(c)(9) of the General Ordinances of Milwaukee County is created as follows:

(9) A decision of the Department of Human Services to deny, suspend or revoke a child day care certification under Wis. Stat. s. 48.651, or a decision of the Director of that Department under Wis. Stat. s. 48.685(5c)(b) to uphold a determination that a person desiring certification has failed to demonstrate that he or she has been rehabilitated. The Department of Human Services shall adopt and implement policies and procedures for the review of those decisions, which procedures shall include an evidentiary hearing which substantially meets the requirements of Wis. Stat. s. 68.11.

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

**(Item 31)**

**(File No. 03-5(a)(b))  
(Journal, December 19, 2002)**

Reference file established by the County Board Chairman relative to Purchase of Human Service Contracts for the Behavioral Health Division.

File No. 03-05(a)(b)  
(Journal, December 19, 2002)

(ITEM NO. 31) Reference file established by the County Board Chairman relative to Purchase of Human Service Contracts for the Behavioral Health Division, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Section 46.09 of the Milwaukee County Code of General Ordinances requires County Board approval of purchase of service contracts to provide services under Sec. 51.42 and 51.437 of the Wisconsin Statutes; and

WHEREAS, the Behavioral Health Division has recommended approval of a series of purchase of service agreements for 2003, and at the December 11, 2002 meeting of the Committee on Health and Human Needs, the Committee voted 6-0 to lay over a portion of those recommended agreements related to care coordination; and

WHEREAS, the Committee voted to approve the balance of the purchase of service agreements by a vote of 6-0; and

WHEREAS, the care coordination component of Wraparound Milwaukee allows treatment providers to facilitate treatment and obtain treatment resources necessary for the care of children and adolescents in need of services; and

WHEREAS, approval of the recommended care coordination contract allocations will allow the Behavioral Health Division to provide a broad range of rehabilitation and support services to children with serious emotional disturbances; and

WHEREAS, approval of the recommended contract allocations will allow for the continued provision of and limited expansion of identified high priority community based services for children having a serious and persistent mental illness or emotional disturbance or substance abuse disorder; and

WHEREAS, at the December 18, 2003 special meeting of the Committee on Health and Human Services, the Committee considered the care coordination contracts that had been laid over from the December 11, 2003 meeting and approved an amendment that authorizes contracts for ten agencies; and

WHEREAS, at the special meeting the Committee further directed the Department to review the performance of the Center for Child and Family Services, Inc., from January 1, 2003 through March 31, 2003 and to make a recommendation to the Committee at the April 2003 meeting regarding the continuation of funding for the Center for the remainder of the year; now, therefore,

BE IT RESOLVED that the Administrator of the Behavioral Health Division, or her designee, is authorized to enter into CY 2003 purchase of service contracts with the following provider agencies for the period of January 1, 2003 through December 31, 2003 (unless otherwise specified), in the amounts specified below:

|              |  |                       |
|--------------|--|-----------------------|
| 1.           | Alternatives in Psychological Consultation                                       | \$451,310             |
| 2.           | Willowglen Community Care Center   | \$451,310             |
| 3.           | St. Aemilian Lakeside, Inc.  | \$451,310             |
| 4.           | Aurora Family Service  | \$451,310             |
| 5.           | AJA Enterprise, LLC  | \$243,860             |
| 6.           | My Home, Your Home   | \$243,860             |
| 7.           | Children's Service Society   | \$451,310             |
| 8.           | La Causa, Inc.   | \$451,310             |
| 9.           | St. Charles Youth and Family Services  | \$451,310             |
| 10.          | Center for Child and Family Services, Inc.<br>(January 1, 2003 – March 31, 2003) | \$112,827.50          |
| <b>Total</b> |  | <b>\$3,759,717.50</b> |

and,

BE IT FURTHER RESOLVED, that the Director, Department of Human Services is directed to appoint an independent performance review team from within DHS to conduct a review in April 2003 of the performance of the Center for Child and Family Services, Inc. on the basis of that agency's performance from January 2003 through March 2003; and,

BE IT FURTHER RESOLVED that the Director, Department of Human Services is directed to report the performance review team's findings to the Committee on Health and Human Needs at its April 2003 meeting, and to make a recommendation regarding the extension of the contract for the Center for Child and Family Services, Inc. for the remaining nine months of 2003; and,

BE IT FURTHER RESOLVED that, pending the findings of the performance review team, the Center for Child and Family Services, Inc. will be eligible to receive up to \$338,482.50 in additional funding for the period April 1, 2003 through December 31, 2003.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 8, 18, and 31.**

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

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

Supervisor Coggs-Jones moved to **LAY OVER Item 18** until later in the meeting. There being no objections, **Item 18 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **Item 18 WAS ADOPTED** by the following vote:

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

Supervisor Coggs-Jones asked for a brief recess.

The Board **RECOVERED** at 2:00 p.m. this same day.

Supervisor Holloway in the Chair.

**PRESENT:** Agnos, Bailey, Borkowski, Broderick, Cesarz, Coggs-Jones, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 23. **ABSENT:** Aldrich and Davis.

Supervisors Aldrich and Davis are hereinafter noted present.

An Amendment was submitted to **Item 31.**

Thereupon, the foregoing Amendment to **Item 31 WAS ADOPTED** by the following vote:

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

Thereupon, **Item 31 WAS ADOPTED** by the following vote:

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

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**From the Committee on Judiciary, Safety and General Services  
Reporting 11 Items**

**(Item 1)**

**(File No. 02-588)**

**(Journal, December 19, 2002)**

From the County Executive, appointing Mr. William Domina to the position of Corporation Counsel for Milwaukee County.

**(Item 2)**

**(File No. 02-619)**

**(Journal, December 19, 2002)**

From Director, Child Support Enforcement, requesting authorization to execute the 2003 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs.

File No. 02-619

(Journal, December 19, 2002)

(ITEM NO. 2) From Director, Child Support Enforcement, requesting authorization to execute a 2003 State/County contract, effective January 1, 2003, to ensure continued administrative reimbursement for the Department, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Director of Child Support Enforcement has requested permission to execute the 2003 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs; and

WHEREAS, the contract is necessary to ensure continued administrative reimbursement for the Department of Child Support Enforcement effective January 1, 2003; and

WHEREAS, the contract is substantially the same as 2002 and provides funding of 66% federal match and the balance based upon performance in establishment of paternity, establishment of support orders and rate of collection of current support; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on December 5, 2002, recommended approval of the contract execution (vote 7-0); now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Child Support Enforcement to execute the 2003 State/County contract for Child Support Enforcement to ensure continued administrative reimbursement for the Department effective January 1, 2003.

**(Item 3)**

**(File No. 02-577)  
(Journal, December 19, 2002)**

From Legal Aid Society of Milwaukee, Inc. (LASM) requesting approval of a proposed 2003-2004 Guardian ad Litem Services Fee agreement between LSM and Milwaukee County.

File No. 02-577  
(Journal, December 19, 2002)

(ITEM NO. 3) From Legal Aid Society of Milwaukee, Inc. (LASM) requesting approval of a proposed 2003-2004 Guardian ad Litem Services Fee agreement between LASM and Milwaukee County, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Milwaukee County has had a long-standing relationship with the Legal Aid Society of Milwaukee, Inc. (LASM) to provide guardian ad litem and other court-appointed counsel services; and

WHEREAS, LASM has proposed continuation of its services for the 2003-2004 period; and

WHEREAS, terms of the proposed Guardian ad Litem Services Contract submitted by LASM maintain an annual targeted caseload of 2,800 cases per year with a modest 2% increase for 2003, and with an additional increase in 2004 based on the Consumer Price Index; and

WHEREAS, the cost of the contract in 2003 is estimated to be \$1,439,648, and these funds have been included in the 2003 budget for the Combined Courts; and

WHEREAS, the Chief Judge has recommended approval of the two-year contract; and

WHEREAS, the Judiciary, Safety, and General Services Committee, at its meeting on December 5, 2002, recommended approval of the two-year contract (vote 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 2003 and 2004 under terms and conditions as proposed by the Society in its letter and draft contract dated October 18, 2002 and October 21, 2002, which is attached herein in File No. 02-577.

**(Item 4)**

**(File No. 02-620)**

**(Journal, December 19, 2002)**

From Criminal Justice Program Manager, House of Corrections (HOC), requesting approval to apply for and accept a federal grant for jail literacy programming at the Milwaukee County Jail.

File No. 02-620

(Journal, December 19, 2002)

(ITEM NO. 4) From Criminal Justice Program Manager, House of Correction, requesting approval to apply for and accept a federal grant for jail literacy programming at the Milwaukee County Jail, by recommending adoption of the following:

#### **A RESOLUTION**

WHEREAS, the Milwaukee County Sheriff's Office is requesting authorization to apply for and accept funds awarded by the State of Wisconsin, Office of Justice Assistance in the amount of \$60,299 for Jail Literacy services; and

WHEREAS, grant funds will be available January 1, 2003; and

WHEREAS, the Sheriff's Department will be required to provide a 10% match totaling \$6,699; and

WHEREAS, the Sheriff's Department has been the recipient of Jail Literacy grant awards since 2001; and

WHEREAS, these funds will be used to continue existing educational programming offered by the Milwaukee Area Technical College (MATC) at the Jail; and

WHEREAS, funds awarded by the Office of Justice Assistance have allowed the Jail to expand services by creating programming for low-level basic skills students and students in need of English as a second language classes; and

WHEREAS, these funds allow for the assignment of two part-time instructors from MATC as well as educational materials to provide services to a total of 140 students during the grant year; and

WHEREAS, the grant requires program staff to track the students for one year to report the rate of recidivism, in addition to student progress; and

WHEREAS, the Sheriff's Department has requested funds to provide a 10% match totaling \$6,699 in its 2003 budget; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on December 5, 2002, recommended approval of the request (vote 7-0); now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Sheriff's Department to apply for and accept (if awarded) federal grant funds available for Jail Literacy Programming from the State of Wisconsin, Office of Justice Assistance, in the amount of \$60,299, and to provide the required match of \$6,699; and

BE IT FURTHER RESOLVED, that the Sheriff's Department is hereby authorized to enter into a contract with the Milwaukee Area Technical College to provide these educational services; and

BE IT FURTHER RESOLVED, that the Sheriff's Department is hereby authorized to apply for and accept these same grant funds in 2004 if they become available and to renew its contract with MATC for these services if a grant is awarded in 2004.

**(Item 5)**

**(File No. 02-621)  
(Journal, December 19, 2002)**

From Uniformed Services Bureau, Patrol Division, requesting authorization to apply for grant funding for 2002/2003 to participate in the Wisconsin Department of Transportation's CLICK IT! – WHY RISK IT? Program.

File No. 02-621  
(Journal, December 19, 2002)

(ITEM NO. 5) From Uniformed Services Bureau, Patrol Division, requesting authority to apply for grant funding for 2002/2003 to participate in the Wisconsin Department of Transportation's CLICK IT! – WHY RISK IT? Program, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Sheriff's Department has been a long-time participant in Wisconsin's efforts to increase seat belt use through its participation in the CLICKIT! – WHY RISK IT? Program; and

WHEREAS, the Wisconsin Department of Transportation, Bureau of Transportation Safety (BOTS) has solicited support for its CLICK IT! – WHY RISK IT? Program; and

WHEREAS, BOTS is soliciting grant applications for participation in this program by Wisconsin law enforcement agencies; and

WHEREAS, the Sheriff has requested authorization to apply for and accept grant funds from the Wisconsin Department of Transportation, Bureau of Transportation Safety, to undertake this program in Milwaukee County; and

WHEREAS, the grant amount of \$8,000 would be used to fund overtime expenses and the purchase of speed enforcement equipment for use in squad cars during the planned enforcement period of November 24, 2002 through March 1, 2003; and

WHEREAS, the statewide program is aimed at increasing the use of seat belts through traffic enforcement and education of students in grades K-12 about safety belts and child safety seats; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on December 5, 2002, recommended approval of the grant application (vote 4-2); now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Sheriff to apply for and accept (if awarded) grant funds from the Wisconsin Department of Transportation, Bureau of Transportation Safety, for the CLICK IT – WHY RISK IT? Program, which is designed to increase seat belt enforcement and educational efforts in Milwaukee County for the grant period beginning November 24, 2002 through March 1, 2003.

**(Item 6)**

**(File No. 02-428(a))  
(Journal, September 26, 2002)**

Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission.

File No. 02-428(a)  
(Journal, September 26, 2002)

(ITEM 6) Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission, by recommending adoption of the following:

#### **A RESOLUTION**

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 resolution and voted to concur with the Judiciary Committee to refer the resolution to staff for further study; and

WHEREAS, on March 21, 2002, the County Board adopted (Vote 24-0) the resolution 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, on July 11, 2002, the Judiciary Committee reviewed the staff report and found the staff recommendations favorable and included for consideration a request from one of the Election Commission members to expand the Commission membership from three to five Commissioners; 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, File No. 02-130; and

WHEREAS, on July 19, 2002, the Committee on Personnel reviewed the report, including consideration of a request from an elected member of the Pension Board to expand the number of elected members by one to allow for the inclusion of a retiree instead of using one of the existing employee-elected positions; and

WHEREAS, the Committee on Personnel concurred with the recommendation of 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, on September 12, 2002, the Judiciary Committee reviewed a resolution (File No. 02-428) by Supervisors Diliberti and Agnos to implement most of the recommendations contained in a County Board staff report dated July 1, 2002, and then referred the resolution to Corporation Counsel and County Board staff to develop implementing language for each of the four proposed recommendations (Election Commission, Ethics Board, Pension Board and Pension Study Commission) and to address legal concerns in terms of proposed changes; and

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the same resolution (File No. 02-428) and concurred with the actions of the Judiciary Committee; and

WHEREAS, the Select Committee on Milwaukee County Government has reached a tentative agreement on some recommendations, but has not yet finalized its recommendations; and

WHEREAS, some of the recommendations in the staff report would require State Legislation prior to the County being able to enact changes to the size of the board of election commissioners or to prohibit certain types of political activities by election commissioners; and

WHEREAS, the staff report shall be incorporated herein in File No. 02-428; and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, recommended approval of a resolution related to political activity of election board officials (vote 7-0), a resolution related to solicitation of campaign contributions by county officials or candidates for county office (vote 7-0), and an ordinance related to the Pension Board (vote 6-1); and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, laid over two recommended resolutions related to the Pension Board and Employees' Retirement System (vote 7-0) for consideration by the Committee on Personnel at its meeting of December 13, 2002; and

WHEREAS, the Committee on Personnel, at its meeting of December 13, 2002, voted 7-0 to concur in the recommendations of the Judiciary Committee to approve the three recommended resolutions, and to approve the remaining two recommended resolutions relating to the Employee's Retirement Division (vote 7-0) and the Pension Study Commission (vote 6-1); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the formation of a work group consisting of staff from the County Board, Corporation Counsel, and Election Commissioners to review the restrictions on political activity contained in the report Voting in America: Final Report of the NCSL (National Conference of State Legislatures) Elections Reform Task Force, which recommended that election officials be prohibited "from participating or engaging in any political activity, making or soliciting any contributions for any political party, faction, or candidate, or taking active part in the management of the affairs of a political party, faction, candidate, or any political campaign in any election that is supervised, regulated, or conducted by the official's office," and to report back to the Committee on Judiciary, Safety and General Services with recommendations concerning the legality and desirability of such restrictions; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is authorized and directed to seek State Legislation to grant Milwaukee County the ability to expand the size of the Election Commission from three to five Commissioners.

**(Item 7)**

**(File No. 02-428(b))  
(Journal, September 26, 2002)**

Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission.

File No. 02-428(B)  
(Journal, September 26, 2002)

(ITEM 7) Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission, by recommending adoption of the following:

**A RESOLUTION**

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 resolution and voted to concur with the Judiciary Committee and refer the resolution 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, on July 11, 2002, the Judiciary Committee reviewed the staff report and found the staff recommendations favorable and included for consideration a request from one of the Election Commission members to expand the Commission membership from three to five Commissioners; 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

WHEREAS, on July 19, 2002, the Committee on Personnel reviewed the report, including consideration of a request from an elected member of the Pension Board to expand the number of elected members by one to allow for the inclusion of a retiree instead of using one of the existing employee-elected positions; and

WHEREAS, the Personnel Committee concurred with the recommendation of 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, on September 12, 2002, the Judiciary Committee reviewed a resolution (File No. 02-428) by Supervisors Diliberti and Agnos to implement most of the recommendations

contained in a County Board staff report dated July 1, 2002, and then referred the resolution to Corporation Counsel and County Board staff to develop implementing language for each of the four proposed recommendations (Election Commission, Ethics Board, Pension Board and Pension Study Commission) and to address legal concerns in terms of proposed changes; and

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the same resolution (File No. 02-428) and concurred with the actions of the Judiciary Committee; and

WHEREAS, the Select Committee on Milwaukee County Government has reached a tentative agreement on some recommendations but has not yet finalized its recommendations; and

WHEREAS, the staff report shall be incorporated herein in File No. 02-428; and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, recommended approval of a resolution related to political activity of election board officials (vote 7-0), a resolution related to solicitation of campaign contributions by county officials or candidates for county office (vote 7-0), and an ordinance related to the Pension Board (vote 6-1), and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, laid over two recommended resolutions related to the Pension Board and Employees' Retirement System (vote 7-0) for consideration by the Committee on Personnel at its meeting of December 13, 2002; and

WHEREAS, the Committee on Personnel, at its meeting of December 13, 2002, voted 7-0 to concur in the recommendations of the Judiciary Committee to approve the three recommended resolutions, and to approve the remaining two recommended resolutions relating to the Employee's Retirement Division (vote 7-0) and the Pension Study Commission (vote 6-1); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the formation of a work group consisting of the Executive Director, Ethics Board; Director, Department of Administration; Corporation Counsel; Director, Department of Audit; and the Director, Department of Human Resources to review ethics code guidelines ("Guidelines for the Code") adopted by the International City Management Association (ICMA), especially Tenet 7 (which recommends a prohibition of any activity of a political nature by ethics board members), and to report back its findings to the Committee on Judiciary, Safety and General Services; and

BE IT FURTHER RESOLVED, that the work group shall examine and provide recommendations about possibly prohibiting County elected officials or candidates for County office from soliciting campaign contributions from exempt County employees or their spouses and from individuals with business transactions pending or having been transacted with the County during the twelve months prior to the solicitation, and shall report back to the Committee on Judiciary, Safety and General Services on how such guidelines could be applied to County administrators; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Ethics Board to develop a requirement that elected or public county officials submit a form indicating that they have a working knowledge and understanding of the County's Code of Ethics and to report back its recommendations, including the proposed form, to the Committee on Judiciary, Safety and General Services; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Ethics Board to develop a procedure for providing annual training on the Code of Ethics for interested elected or public county officials and, if necessary, to request additional funds should the Ethics Board feel it would be necessary to develop this initiative; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Ethics Board to examine whether members of the Ethics Board should be allowed to engage in the election campaign of any candidate for any elective office whose activities are regulated by the Ethics Board and specifically, whether they should be able to endorse candidates, make financial contributions, sign or circulate petitions, or participate in fund-raising activities for individuals seeking or holding elected office, and to report back its recommendations to the Committee on Judiciary, Safety and General Services; and

BE IT FURTHER RESOLVED, that the work group shall examine and provide recommendations relative to the following proposed ordinance changes to reflect the recommendations regarding the Ethic Board:

9.07. Ethics board.

- (1) There is hereby created an ethics board, consisting of six (6) residents of the county (**at least one of whom shall have experience with laws related to government ethics**), to be appointed by the county executive and confirmed by the county board. The members shall be appointed initially for staggered terms of one (1) to six (6) years. Upon expiration of initial terms, all appointments shall be for a term of six (6) years.
- (2) No member may hold any other office or employment in the government of the county **nor run for elected office or become involved in political activities related to running for elected office, including seeking political endorsements, financial contributions or engaging in other campaign activities of any political office governed by the Ethics Board, while a member of the Ethics Board.**
- (3) No member when appointed, for one (1) year immediately prior to the date of appointment or while serving on the ethics board, may have been a member of a political party, an officer or member of a committee in any partisan political club or organization, or a candidate for any partisan elective public office. No member may become a candidate for or hold any such office while serving on the ethics board.
- (4) The county executive shall appoint, subject to confirmation by the county board, an executive director who shall perform such duties as the ethics board assigns to him/her. The county board shall provide such additional personnel as may be required in the administration of this chapter.
- (5) Any action by the ethics board shall require an affirmative vote of four (4) members.
- (6) No later than April 1 of each year, the ethics board shall report to the county executive and the county board concerning its actions in the preceding calendar year, including a

summary of its determinations and the current and complete text of all guidelines issued by the ethics board.

- (7) A brief resume of each appointee to the ethics board, including his/her past affiliations, shall be furnished by the county executive to every member of the county board at least thirty (30) days prior to county board action on confirmation of the appointee.

**(Item 8)**

**(File No. 02-428(c))  
(Journal, September 26, 2002)**

Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission.

**FILE NO. 02-428(C)  
(JOURNAL, SEPTEMBER 26, 2002)**

(ITEM 8) Resolution by Supervisors Diliberti and Agnos, to implement most of the recommendations contained in a County Board staff report on the duties and composition of Milwaukee County's Election Commission, Ethics Board, Pension Board and Pension Study Commission, by recommending adoption of the following:

**A RESOLUTION**

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 Employees' Retirement System, amendments to include a retiree member as a voting member and to add the Directors of Audits 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, on July 11, 2002, the Judiciary Committee reviewed the staff report and found the staff recommendations favorable and included for consideration a request from one of the Election Commission members to expand the Commission membership from three to five Commissioners; 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

WHEREAS, on July 19, 2002, the Committee on Personnel reviewed the report, including consideration of a request from an elected member of the Pension Board to expand the number of elected members by one to allow for the inclusion of a retiree instead of using one of the existing, employe-elected positions; and

WHEREAS, the Committee on Personnel concurred with the recommendation of 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, one of the staff recommendations called for granting the County Board Chairman the ability to submit a list of ten names from which the County Executive would appoint two of the four members of the Pension Board, but current State Statutes governing the duties and powers of the County Executive do not permit any restrictions to be imposed on appointments to board and commissions; and

WHEREAS, on September 12, 2002, the Judiciary Committee reviewed a resolution (File No. 02-428) by Supervisors Diliberti and Agnos to implement most of the recommendations contained in a County Board staff report dated July 1, 2002, and then referred the resolution to Corporation Counsel and County Board staff to develop implementing language for each of the four proposed recommendations (Election Commission, Ethics Board, Pension Board and Pension Study Commission) and to address legal concerns in terms of proposed changes; and

WHEREAS, on September 20, 2002, the Committee on Personnel reviewed the same resolution (File No. 02-428) and concurred with the actions of the Judiciary Committee; and

WHEREAS, the Select Committee on Milwaukee County Government has reached a tentative agreement on some recommendations, but has not yet finalized its recommendations; and

WHEREAS, the Recommended 2003 Budget contained the following recommendations for restructuring of the County Pension Board based upon a review by a group of business and pension professionals at the request of the County Executive:

- Eliminate the Director of Human Resources as a voting member and instead add an additional independent member, who would be appointed by the County Executive. This would provide for four independent members and three representative members;

- Of the three representative members, two would be elected from among and by current employees of Milwaukee County and one would be elected from among and by retired employees of Milwaukee County;
- One of the independent members would have to possess qualifications based upon certain types of work experience in the finance industry or have an advanced degree in the field; and the remaining three appointees must possess “financial literacy;”
- Terms would be limited to two consecutive three-year terms with eligibility to return after a three-year period;
- The County Executive would designate, as a non-voting member, a department administrator to help as a source of information;
- The Pension Board Chairperson would be from among those appointed by the County Executive;
- Independent members of the Board and their family members would be prohibited from participating in or being beneficiaries of the Pension System and none of the Board members could have relationships or ties to any of the providers of services to the Employees’ Retirement System; and
- The Pension Board would be entitled to a ten-day period to review any proposed changes to the Employees’ Retirement System following the fulfillment by the County to any Pension Board request for actuarial information by the County Board. The Pension Board could response in writing or request an extension of time.

and;

WHEREAS, the County Board deleted the above language from the Recommended 2003 Budget and instead referred the item to the appropriate policy committee(s) of the County Board; and

WHEREAS, the Adopted 2003 Budget transfers the Department of Human Resources (DHR) into a new Department of Administrative Services (DAS), and the Director, Division of Human Resources, will report to the Director, DAS; and

WHEREAS, staff previously recommended that the Directors, DHR and Audits, should be permitted to attend “closed sessions” of the Pension Board, except for the discussion of medical disability pensions, but since the Director, DHR, is now under the administrative direction of the Director, DAS, it would be more appropriate to grant this authority to the Director, DAS; and

WHEREAS, some of the recommendations in the staff report would require State Legislation prior to the County being able to initiate such changes; and

WHEREAS, the staff report shall be incorporated herein in File No. 02-428; and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, recommended approval of a resolution related to political activity of election board officials (vote 7-0), a resolution related to solicitation of campaign contributions by county officials or candidates for county office (vote 7-0), and an ordinance related to the Pension Board (vote 6-1), and

WHEREAS, the Judiciary Committee, at its meeting of December 5, 2002, laid over two recommended resolutions related to the Pension Board and Employees' Retirement System (vote 7-0) for consideration by the Committee on Personnel at its meeting of December 13, 2002; and

WHEREAS, the Committee on Personnel, at its meeting of December 13, 2002, voted 7-0 to concur in the recommendations of the Judiciary Committee to approve the three recommended resolutions, and to approve the remaining two recommended resolutions relating to the Employee's Retirement Division (vote 7-0) and the Pension Study Commission (vote 6-1); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the formation of a work group to review and report back to the County Board relative to the following recommended ordinance revisions:

To amend Section 201.24 (8.2) and to create Sections 57.02 (6) and 34.04 (4) of the General Ordinances of Milwaukee County relating to the Milwaukee County Employees' Retirement System, the Director of Audit and Director of Administration.

**SECTION 1.** To amend Section 201.24 (8.2) of the General Ordinances of Milwaukee County as follows:

**Membership: The membership of the Board shall consist of the following:**

- (a) ~~Three (3)~~ **Four (4)** members to be appointed by the County Executive (subject to the confirmation of the county board), for a term of three (3) years.
- (b) ~~Director of human resources; ex officio.~~
- (~~e~~) **(b)** Three (3) employee members who shall be members of the system and who shall be elected by members of the system for a term of three (3) years. The board may adopt rules and regulations governing such election including a division of county employes into groups for the purpose of electing one (1) employe member of the board from among the employes of each group. Appointing authorities shall ensure that the employe 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.
- (c) **One (1) retiree member elected by retired members only for a term of three (3) years.**

**SECTION 2.** To create Section 57.02 (6) of the General Ordinances of Milwaukee County as follows:

57.02. Duties of director of audits.

**(6) The director of audits, or his or her designee, shall have the authority to attend “closed sessions” of the Pension Board, except for the discussion of medical disability pensions, when he/she feels it is necessary and appropriate to fulfill his/her administrative responsibilities.**

**SECTION 3.** To create Section 32.04 (4) of the General Ordinances of Milwaukee County as follows:

32.04 Director

**(4) The director of administration, or his or her designee, shall have the authority to attend “closed sessions” of the Pension Board, except for the discussion of medical disability pensions, when he/she feels it is necessary and appropriate to fulfill his/her administrative responsibilities.**

**(Item 9)**

**(File No. 02-161)  
(Journal, March 12, 2002)**

From Law Office of Daniel R. McCormick, submitting a claim in behalf of Linda Canada for injuries and damages allegedly sustained when a door fell off the hinges at the 12<sup>th</sup> & Vliet Department of Social Services Building.

File No. 02-161  
(Journal, March 21, 2002)

(ITEM NO. 9) From Law Office of Daniel R. McCormick, submitting a claim in behalf of Linda Canada for injuries and damages allegedly sustained when a door fell off the hinges at the 12<sup>th</sup> & Vliet Department of Social Services Building, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, on December 3, 2001, Ms. Linda Canada was exiting the Department of Human Services (DHS) building at 1220 West Vliet Street when the top hinge on the exterior door failed, causing the door to fall and strike Ms. Canada on her head, neck and back; and,

WHEREAS, Ms. Canada received medical treatment for her injuries totaling \$4,825.93; and,

WHEREAS, negotiations between the attorney representing Ms. Canada and the County's adjuster have resulted in a tentative agreement to settle all claims upon the payment of \$8,500, and Corporation Counsel recommends payment; and,

WHEREAS, the Committee on Judiciary, Safety and General Services at its meeting on December 5, 2002, by a vote of 7-0 recommended approval of the recommended payment; now, therefore,

BE IT RESOLVED, that the Wisconsin County Mutual Insurance Corporation is hereby authorized to pay \$8,500 to Linda Canada and Attorney Daniel McCormick as settlement in full of all claims arising out of the December 3, 2001, incident.

**(Item 10)**

**(File No. 02-509)  
(Journal, October 31, 2002)**

From Jeff Langer, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle occurring on September 4, 2002.

File No. 02-509  
(Journal, October 31, 2002)

(ITEM NO. 10) From Jeff Langer, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle occurring on September 4, 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on September 4, 2002, Marci Langer was stopped for a red light at the intersection of West Good Hope Road and Highway 100 when her vehicle was rear-ended by a Milwaukee County truck operated by County employee John Brown, who was cited for inattentive driving, and,

WHEREAS, the vehicle operated by Ms. Langer, a 2000 Saab 93 is owned by her father, Jeff Langer; and,

WHEREAS, the County adjuster has appraised the cost to repair the damage at \$6,067.99 with an additional \$420 needed for a rental vehicle, bringing the total of the claim to \$6,487.99, which has been recommended for approval by Corporation Counsel; and,

WHEREAS, the Committee on Judiciary, Safety and General Services at its meeting on December 5, 2002, by a vote of 7-0 recommended approval of the payment; now, therefore,

BE IT RESOLVED, that the Wisconsin County Mutual Insurance Corporation is hereby authorized to pay on behalf of Milwaukee County \$6,487.99 to Jeff Langer as settlement in full of Mr. Langer's claim arising out of the September 4, 2002, motor vehicle accident.

**(Item 11)**

**(File No. 01-703)  
(Journal, December 20, 2001)**

From Attorneys David M. Dziobkowski and Frederick A. Moegenburg, submitting a claim in behalf of Jerome Reed for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on September 7, 2001.

December 19, 2002

File No. 01-703  
(Journal, December 20, 2001)

(ITEM NO. 11) From Attorneys David M. Dziobkowski and Frederick A. Moegenburg, submitting a claim in behalf of Jerome Reed for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on September 7, 2001, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, on September 7, 2001, Milwaukee County Deputy Sheriff Richard Angeles while on patrol in a marked squad north bound on I-43 in the vicinity of West Locust Avenue struck the left rear of a 1988 Ford Crown Victoria owned and operated by Jerome Reed, and an investigation conducted by the Sheriff's Department determined that Deputy Angeles was primarily at fault for this accident; and,

WHEREAS, it has been determined by the County's adjuster that the damage to Mr. Reed's vehicle exceeded the value of the vehicle and that the property damage portion of Mr. Reed's claim against Milwaukee County totaled \$2,200, which included the value of his vehicle, plus towing and storage charges; and,

WHEREAS, Mr. Reed suffered an injury to his neck which required medical treatment with the cost for that treatment totaling \$1,015; and,

WHEREAS, the County adjuster has reached a tentative agreement with Mr. Reed's attorney to settle the bodily injury portion of his claim against Milwaukee County for \$3,800, resulting in a proposed total payment to Mr. Reed of \$6,000, which has been recommended for approval by Corporation Counsel; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on December 5, 2002, voted 7-0 to recommend approval of the payment; now, therefore,

BE IT RESOLVED, that the Wisconsin County Mutual Insurance Corporation is hereby authorized to pay \$6,000 to Jerome Reed and Attorney Kevin Kukor as settlement in full of all claims arising out of the September 7, 2001 motor vehicle accident.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 1, 5, 6, 7 and 8.**

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

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

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

**AYES:** Aldrich, Bailey, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Lutzka, McCue, McDonald, Nyklewicz, Quindel, Weishan, White, Zielinski, and the Chairman – 24. **NOES:** Agnos, Borkowski, Broderick, Krug, Schmitt – 5.

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

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

Supervisor Cesarz submitted the following Amendment to **Item 8, File No. 02-428(c)**:

**ADD and/or DELETE as follows:**

Starting on page 4, with line 149, **DELETE** the “BE IT RESOLVED” clause and instead **INSERT** the following “BE IT RESOLVED” clause (with changes underlined for clarification):

BE IT RESOLVED, the County Board of Supervisors does hereby authorize and direct the formation of a work group consisting of County Board staff, Corporation Counsel and Pension Board staff to review the recommendations contained in this resolution, as well as other recommendations they deem appropriate, and report back to the County Board relative to the following recommended ordinance revisions:

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

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

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

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

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**From the Committee on Parks, Energy and Environment  
Reporting on 10 Items**

**(Item 1)** **(File No. 02-584)**  
**(Journal, December 19, 2002)**

**(Item 2)** **(File No. 02-583)**  
**(Journal, December 19, 2002)**

From Parks Marketing Director, requesting approval to permit the two events of the International Cycling Classic to take place on Lincoln Memorial Drive on an annual basis.

**(Item 3)** **(File No. 02-532)**  
**(Journal, December 19, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to enter into a long term lease with Milwaukee Kickers Soccer Club, Inc. for the “Melody Top” property located at 7201 W. Good Hope Road, adjacent to Uihlein Soccer Park.

**(Item 4)** **(File No. 02-590)**  
**(Journal, December 19, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to grant an easement to the City of Oak Creek to install a water main parallel to Ryan Road in the Oak Creek Parkway.

**(Item 5)** **(File No. 02-582)**  
**(Journal, December 19, 2002)**

From Director of Park, Recreation and Culture, requesting authorization to enter into an agreement with the Friends of Boerner Botanical Gardens to operate the new Education and Visitors Center for one year.

**(Item 6)**

**(File No. 02-589)  
(Journal, December 19, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to expand services provided through the License Agreement with Fairway Systems, Inc. for the Automated Golf Reservation System to include integrated Internet reservations and Point of Sale capability.

**(Item 7)**

**(File No. 02-587)  
(Journal, December 19, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for, and if awarded, accept Wisconsin Coastal Management Grant funding for the construction of a containment system that will reduce the amount of contaminants entering Lake Michigan.

**(Item 8)**

**(File No. 02-586)  
(Journal, December 19, 2002)**

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for, and if awarded, accept a State of Wisconsin, Department of Natural Resources grant for the development of a wildlife plan to address urban deer and waterfowl in Milwaukee County Parks.

**(Item 9)**

**(File No. 02-581)  
(Journal, December 19, 2002)**

Resolution by Supervisors Broderick and Aldrich, to name the community center at Gordon Park the Podell Pavilion.

**(Item 10)**

**(File No. 01-482)  
(Journal, September 26, 2002)**

Report, referred back to the Committees on Parks and Finance, recommending approval of the Aquatics Master Plan, in concept, for the Milwaukee County Parks Department.

The question was on adoption.

**SEPARATE ACTION** was requested on **Items 5, 9, and 10.**

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

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

On a motion by Supervisor Cesarz, **Item 5 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisor Cesarz submitted the following Amendment to **Item 5, File No. 02-582**:

Delete the 2<sup>nd</sup> Paragraph

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

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

Supervisor Weishan motioned to move **Item 5 BACK TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**

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

**AYES:** Mayo, Weishan, White – 3. **NOES:** Agnos, Aldrich, Borkowski, Broderick, Cesarz, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Zielinski, and the Chairman – 21. **EXCUSED:** Bailey – 1.

Thereupon, **Item 5**, as amended, **WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Mayo, **Item 9 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisor Broderick motioned to move **Item 9 BACK TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**

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

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

Supervisor Nyklewicz submitted the following Amendment to **Item 10, File No. 01-482**:

**ADD a BE IT FURTHER RESOLVED CLAUSE** after line 62 as follows:

“BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Department of Parks, Recreation and Culture to re-evaluate the closing of the Wilson Park pool, as recommended in the Aquatic Master Plan, since it is the only heated Olympic-size swimming pool in the park system and is capable of hosting swimming competitions. The pool provides lap swimming to the general public as well.

Thereupon, the Amendment **WAS ADOPTED** by the following vote:

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

Supervisor McCue submitted the following Amendment to **Item 10, File No. 01-482:**

**AMEND the BE IT FURTHER RESOLVED** clause beginning on line 52 as follows:

“**BE IT FURTHER RESOLVED**, that the Milwaukee County Board of Supervisors does hereby approve the Aquatics Master Plan for the Milwaukee County Parks Department in concept, with the exception that Grobschmidt pool will continue to remain in operation; and”

Thereupon, the Amendment **FAILED** by the following vote:

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

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

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

**From the Committee on Transportation, Public Works and Transit,  
Reporting 4 Items**

**(Item 1)**

**(File No. 02-596)  
(Journal, December 19, 2002)**

From Acting Director of Public Works, requesting authorization to notify the following eleven (11) agencies that Milwaukee County has no objection to their request to the Wisconsin Department of Transportation for Federal Transit Administration (FTA) Section 5310 funds: [1] Curative Rehabilitation Services; [2] Goodwill Industries of Southeastern Wisconsin; [3] United Community Center; [4] Jewish Community Center of Milwaukee; [5] The Red Bus; [6] Women United for Action, Ltd., [7] Milwaukee Center for Independence ; [8] Lutheran Home for the Aging ; [9] T.W. Transport; [10] Transitional Living Services; [11] Franciscan Sisters of Saint Claire.

**(Item 2)**

**(File No. 02-594)  
(Journal, December 19, 2002)**

From Acting Director of Public Works, recommending to amend the agreement with Gran Aire, Inc. for the lease of land and buildings at Lawrence J. Timmerman Airport.

File No. 02-594  
Journal, December 19, 2002

(ITEM NO. 2) From the Acting Director of Public Works, recommending that Gran Aire be allowed to correct the deficiencies in the I-J row of hangars by performing a major maintenance project to restore the building to a tenable condition and that rent for the I-J row of hangars be abated for not to exceed four years of \$57,600 by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, Gran-Aire, Inc. serves as the fixed base operator at Lawrence J. Timmerman Airport providing aircraft hangar service, maintenance, charter service, flight instruction and other aircraft services for transient general aviation; and

WHEREAS, for the first time in many years, vacancies exist in hangars at Timmerman Airport due to a general downturn in general aviation activity; and

WHEREAS, the vacancies now provide an opportunity for Gran-Aire to undertake much needed maintenance work on the older, deteriorating block of hangar buildings in the I-J row at Timmerman Airport; and

WHEREAS, once the improvements are completed, the hangars will be more readily marketable for tenant use; and

WHEREAS, in exchange for completing the improvements, which are estimated to cost \$57,600, Gran-Aire has requested an abatement of monthly rental payments until such time as the renovation work is completed and the building is once again made usable for tenants; and

WHEREAS, the abatement would be approximately \$1,200 per month for a period not to exceed four years, or \$57,600; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on December 4, 2002, recommended approval of the request; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Airport Director to allow Gran Aire, Inc. to undertake maintenance improvements to the I-J row of hangars at Lawrence J. Timmerman Airport at an approximate cost of \$57,600; and

BE IT FURTHER RESOLVED, that in exchange for performing this work, rental payments owed to Milwaukee County by Gran Aire Inc. for the I-J row of hangars shall be abated by approximately \$1,200 per month for a not to exceed period of four years to cover the \$57,600 project cost.

**(Item 3)**

**(File No. 02-592)  
(Journal, December 19, 2002)**

From Acting Director of Public Works, requesting authorization to enter into an agreement with Rockwell Automation, Inc. for the lease of land at General Mitchell International Airport.

File No. 02-592  
Journal, December 19, 2002

(ITEM NO. 3) From the Acting Director of Public Works, recommending that Milwaukee County enter into an agreement with Rockwell Automation, Inc. for the lease of land at General Mitchell International Airport (GMIA) containing standard terms and conditions for continuing hangar tenants, by recommending adoption of the following.

**A RESOLUTION**

WHEREAS, on February 16, 1994, Milwaukee County entered into Airport Agreement No. HP-1119 with Allen-Bradley Company, Inc. for the lease of land at GMIA on which the Allen-Bradley hangar was located; and

WHEREAS, the agreement was for a period of ten (10) years, commencing on June 15, 1992 and ending on June 14, 2002; and

WHEREAS, through a series of mergers, on March 31, 2002 Allen-Bradley Company, Inc. became Rockwell Automation, Inc.; and

WHEREAS, Rockwell Automation, Inc. is now requesting to enter into a five (5) year agreement with Milwaukee County for the lease of land on which the Rockwell hangar is located at GMIA; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on December 4, 2002, concurred with Airport staff's recommendation to enter into a new agreement with Rockwell Automation for the lease of land at GMIA on which the Rockwell hangar is located; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Acting Director of Public Works and the County Clerk to enter into a new agreement with Rockwell Automation, Inc. for the lease of land at GMIA containing standard terms and conditions for continuing hangar tenants, including the following:

1. The agreement shall be for a term of five (5) years, commencing on June 15, 2002 and ending on June 14, 2007.
2. Rental for the approximately 95,200 square feet of land shall be at the land rental rate of 20.14¢ from June 15, 2002 through June 30, 2002, which shall be adjusted to the land rental rate in effect for similar tenants of 20.39¢ per square foot per annum as of June 2002, and shall be subject to further adjustment each subsequent July 1 based on the percentage increase or decrease in the January Consumer Price Index (all Urban Consumers) for the Milwaukee Area.
3. The agreement shall contain the current standard insurance and environmental language for protection of the County as it pertains to hangar and lease agreements.

**(Item 4)**

**(File No. 02-591)  
(Journal, December 19, 2002)**

From Acting Director of Public Works, requesting authorization to enter into an agreement with Unison-Maximus, Inc. for financial consulting services for General Mitchell International Airport.

File No. 02-591  
Journal, December 19, 2002

(ITEM NO. 4) From Acting Director of Public Works, recommending that an agreement with Unison-Maximus, Inc. be approved for a five (5) year period commencing January 1, 2003 at the hourly rates and fees proposed in its proposal dated October 24, 2002, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, at its meeting of December 19, 1996, the Milwaukee County Board of Supervisors authorized the execution of Agreement between Milwaukee County and Unison Consulting Group, Inc. (now Unison-Maximus, Inc.) for financial consulting services for General Mitchell International Airport (GMIA); and

WHEREAS, the original term of that agreement was five (5) years, which was ultimately extended after the events of September 11, 2001 for an additional one (1) year period, concluding on December 31, 2002; and

WHEREAS, Airport staff issued a Request for Proposals for financial consulting services to begin on January 1, 2003 for a five-year period; and

WHEREAS. Five (5) firms responded to the Airport's RFP, including:

John F. Brown Company, Cincinnati, OH;  
Landrum and Brown, Chicago, IL;  
Ricondo and Associates, Chicago, IL;  
Infrastructure Management Group, Inc., Bethesda, MD;  
Unison-Maximus, Inc., Chicago, IL

;and

WHEREAS, a five-member evaluation committee consisting of a representative of the Department of Administration, the County Board staff, the Disadvantaged Business Enterprise (DBE) Division, and the Airport Division carefully evaluated each proposal based upon the six criteria outlined in the RFP documents; and

WHEREAS, based upon the independent review of each member of the evaluation committee, Unison-Maximus was unanimously selected as having submitted the best proposal; and

WHEREAS, the evaluation committee and Airport Staff have recommended award of the five (5) year Financial Consultant Agreement for GMIA to Unison-Maximus, Inc; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on December 4, 2002, recommended approval of the recommendation; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Deputy Director of Public Works and the County Clerk to enter into an agreement with Unison-Maximus, Inc. for financial consulting services for GMIA; and

BE IT FURTHER RESOLVED, that the agreement shall be for a five (5) year period commencing January 1, 2003 at the hourly rates and fees proposed in the Unison-Maximus proposal dated October 24, 2002.

The question was on adoption.

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

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

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**From the Committee on Economic and Community Development  
Reporting 4 Items**

**(Item 1)**

**(File No. 02-502)  
(Journal, December 9, 2002)**

From Director of Economic Development, submitting request from the City of Cudahy and Cudahy's Gateway Real Estate, LLC, for Brownfield Redevelopment grant funding for [property adjacent to] the former George Meyer Company located in the heart of downtown Cudahy.

File No. 02-502  
(Journal, December 9, 2002)

(ITEM 1) From Director of Economic Development, submitting request from the City of Cudahy and Cudahy's Gateway Real Estate, LLC, for Brownfield Redevelopment grant funding for [property adjacent to] the former George Meyer Company located in the heart of downtown Cudahy, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, the Economic Development Division has received a request from the City of Cudahy and Cudahy's Gateway Real Estate, LLC (CGRE) for a \$75,000 grant from the County's Brownfield Redevelopment Fund to assist with the remediation and redevelopment of the property located at 4958 South Whitnall Avenue; and

WHEREAS, the site is adjacent to the former George C. Meyer Company (Meyer Property) in downtown Cudahy; and

WHEREAS, the former Meyer Property is a 34-acre parcel on Layton Avenue in Cudahy which has been used for a variety of industrial manufacturing purposes since the late 1800s, employing as many as 1,400 workers; and

WHEREAS, the City had developed a plan to redevelop the property as a \$40,000,000 integrated sports facility (5 sheet ice rink), hotel and retail development; and

WHEREAS, in order for the development to go forward, the existing Cudahy Self Storage business must be demolished and reconstructed (a \$2,000,000 project) on the adjacent abandoned 9-acre landfill; and

WHEREAS, the City of Cudahy will use TIF funding to provide \$400,000 of the \$500,000 needed for the remediation and redevelopment of the 9-acre landfill; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on December 9, 2002, by a vote of 7-0, approved awarding a Brownfield Redevelopment grant in the amount of \$50,000 to the City of Cudahy and Cudahy's Gateway Real Estate LLC as recommended by the Division of Economic Development; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Acting Director of Economic Development to enter into a grant agreement with the City of Cudahy and Cudahy's Gateway Real Estate, LLC, in the amount of \$50,000 from the Brownfield Redevelopment Fund to be used for remediation and redevelopment of the property located at 4958 South Whitnall Avenue.

**(Item 2)**

**(File No. 02-597)  
(Journal, December 19, 2002)**

From Acting Director of Economic Development, recommending a disposition plan for County-owned properties obtained through tax lien foreclosure action by the County Treasurer.

File No. 02-597  
(Journal, December 19, 2002)

(ITEM 2) From Acting Director of Economic Development, recommending a disposition plan for County-owned properties obtained through tax lien foreclosure action by the County Treasurer, by recommending adoption of the following:

**RESOLUTION**

WHEREAS, Chapter 6.03 of the Milwaukee County Ordinances authorizes the Real Estate Section of the Department of Administration, Economic Development Division, to recommend a disposition plan for County-owned property obtained through tax lien foreclosure action by the County Treasurer; and

WHEREAS, the Real Estate Section of the Economic Development Division has received two tax deed properties from the County Treasurer through a tax lien foreclosure action; and

WHEREAS, the two properties are located at 5414-22 South Packard Avenue in the City of Cudahy (Tax Key No. 635-0421) and 8700-99 West Mitchell Street in the City of West Allis (Tax Key No. 451-0432); and

WHEREAS, in accordance with Chapter 6 of the County Ordinances, staff has notified the appropriate County departments of the availability of the two properties prior to recommending a disposition plan; and

WHEREAS, no County departments expressed an interest in the two properties; and

WHEREAS, staff recommended, in a disposition plan, that the two properties be declared excess and offered for sale; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on December 9, 2002, recommended to the County Board of Supervisors that the two above-described properties be declared excess and offered for sale; now, therefore,

BE IT RESOLVED, that the two aforementioned properties acquired through tax lien foreclosure action by the County Treasurer be and the same are declared excess and are to be offered for sale.

**(Item 3)**

**(File No. 02-14(a)(v))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

**(Item 4)**

**(File No. 02-14(a)(w))  
(Journal, December 20, 2001)**

Reference file established by the County Board Chairperson, relative to offers to purchase on lands under County control with an undesignated use.

The question was on adoption.

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

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

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**From the Committee on Intergovernmental Relations,  
Reporting 2 Items**

**(Item 1)**

**(File No. 02-630)  
(Journal, December 19, 2002)**

From Director, Intergovernmental Relations, requesting authorization to execute an agreement with Waterman & Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C., for the period of January 1 through December 31, 2003.

December 19, 2002

File No. 02-630

(Journal, December 19, 2002)

(ITEM NO. 1) From Director, Intergovernmental Relations, requesting authorization to execute an agreement with Waterman & Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C., for the period of January 1 through December 31, 2003, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, in accordance with Section 56.30 of the Milwaukee County Code of General Ordinances, the Director of Intergovernmental Relations has requested authorization to execute an agreement with Waterman & Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C.; and

WHEREAS, this contract is an extension of the services that Waterman & Associates has provided since April 1984; and

WHEREAS, it was not deemed to be cost-effective to solicit proposals for this service, since Waterman & Associates has unique credentials and provides very satisfactory work; and

WHEREAS, the 2003 Adopted Budget contains \$50,000 for a professional services contract to provide the County with representation in Washington, D.C., which is a reduction of approximately \$29,000 from 2002; and

WHEREAS, the proposed contract consequently provides for a maximum sum of \$50,000 to be paid to Waterman & Associates for the period from January 1, 2003 through December 31, 2003; and

WHEREAS, in light of this reduction, the proposed 2003 contract included language indicating that Waterman & Associates will work with the County to "develop and implement a legislative and/or regulatory strategy for advocacy for up to four issues that are of significance to the County"; and

WHEREAS, at its meeting on December 16, 2002, the Committee on Intergovernmental Relations approved, by a vote of 7 to 0, an amendment that deletes reference in the contract to "up to four" issues, so that the contract will instead indicate that Waterman & Associates will work with the County to "develop and implement a legislative

or regulatory strategy for advocacy for issues that are of significance to the County," and testimony was received indicating that Waterman & Associates had agreed to this modification to the contractual language; and

WHEREAS, the Committee on Intergovernmental Relations then recommended approval of the contract as amended by a vote of 5 to 2; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve a contract between Milwaukee County and Waterman & Associates for the purpose of providing Milwaukee County with representation with the Federal Government in Washington, D.C. for the period of January 1, 2003 through December 31, 2003, with a maximum retainer of \$50,000, as recommended by the Committee on Intergovernmental Relations; and

BE IT FURTHER RESOLVED, that the Director of Intergovernmental Relations is hereby authorized and directed to execute said contract on behalf of Milwaukee County.

**(Item 2)**

**(File No. 02-631)**  
**(Journal, December 19, 2002)**

From Director, Intergovernmental Relations, submitting the 2003-05 Milwaukee County Legislative Package.

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, Coggs-Jones, Davis, DeBruin, 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, Coggs-Jones, Davis, DeBruin, Diliberti, Endries, Johnson, T., Johnson, W., Krug, Lutzka, Mayo, McCue, McDonald, Nyklewicz, Quindel, Schmitt, Weishan, White, Zielinski, and the Chairman – 24.  
**NOES:** Cesarz – 1.

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**TRANSIT CLAIMS**

Supervisor White **ASKED UNANIMOUS CONSENT TO SUSPEND** any and all rules interfering with the consideration of the foregoing Transit System 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.

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**COUNTY BOARD CITATIONS**

Thereupon, the foregoing citations **WERE APPROVED** by a voice vote.

On a motion by Supervisor White, the board **ADJOURNED** at 4:36 p.m. to Thursday, January 23, 2003 at 9:30 a.m., by a voice vote.

**Office of the Milwaukee County Clerk**