



OFFICE OF THE COUNTY EXECUTIVE

Milwaukee County

CHRIS ABELE • COUNTY EXECUTIVE

1

Date: October 11, 2013

To: Marina Dimitrijevic, Chairwoman, County Board of Supervisors

From: Chris Abele, County Executive

Subject: Appointment of Mr. Bill Christofferson to the War Memorial Corporation Board of Trustees

Pursuant to the provisions set forth in Milwaukee County General Ordinance 45.058 and subject to confirmation by your honorable body, I am hereby appointing Bill Christofferson to serve on the War Memorial Corporation Board of Trustees. Mr. Christofferson's term will expire on October 31st, 2017. A copy of Mr. Christofferson's biography is attached for your review.

Your consideration and confirmation will be appreciated.

A handwritten signature in black ink, appearing to read "Chris Abele".

Chris Abele
Milwaukee County Executive

cc: Supervisor Gerry Broderick, Chair, Parks, Energy & Environment Committee
Kelly Bablitch, Chief of Staff, County Board
Dave Drent, Executive Director, War Memorial Corporation
Mr. Bill Christofferson

BILL CHRISTOFFERSON

2937 S. Superior, Milwaukee, WI 53207

Bill Christofferson is a Vietnam veteran who has retired after a career in journalism, government and politics.

For the last several years he has served as member of the board of directors of the Milwaukee Homeless Veterans Initiative (MHVI), a non-profit charitable organization dedicated to helping homeless and at-risk veterans to reach and maintain their highest levels of independence. He is the immediate past president and current development chair of MHVI.

Christofferson spent 12 years as a newspaper reporter and editor in several Midwestern states, and was a Marine Corps combat correspondent in Vietnam during a 17-month tour in 1966-67.

He has served as chief of staff to the mayor of Milwaukee and as director of research and information for the Wisconsin Department of Justice. He served five years as a member of the board of Milwaukee World Festivals and as a commissioner of the Milwaukee Metropolitan Sewerage District.

For much of the last 20 years before his retirement he was a political campaign consultant to candidates for federal, state and local office in Wisconsin.

He is the author of a biography of the late Wisconsin Gov. and U.S. Sen. Gaylord Nelson, "*The Man From Clear Lake: Earth Day Founder Gaylord Nelson*," published by the University of Wisconsin Press.

He and his wife, Karin Borgh, have lived in Bay View since 1996.



OFFICE OF THE COUNTY EXECUTIVE

Milwaukee County

CHRIS ABELE • COUNTY EXECUTIVE

Date: October 11, 2013

To: Marina Dimitrijevic, Chairwoman, County Board of Supervisors

From: Chris Abele, County Executive

Subject: Appointment of Mr. Matt Flynn to the War Memorial Corporation Board of Trustees

Pursuant to the provisions set forth in Milwaukee County General Ordinance 45.058 and subject to confirmation by your honorable body, I am hereby appointing Matt Flynn to serve on the War Memorial Corporation Board of Trustees. Mr. Flynn's term will expire on October 31st, 2017. A copy of Mr. Flynn's biography is attached for your review.

Your consideration and confirmation will be appreciated.

A handwritten signature in black ink, appearing to read "Chris Abele".

Chris Abele
Milwaukee County Executive

cc: Supervisor Gerry Broderick, Chair, Parks, Energy & Environment Committee
Kelly Bablitch, Chief of Staff, County Board
Dave Drent, Executive Director, War Memorial Corporation
Mr. Matt Flynn

ATTORNEY PROFILE



Milwaukee Office
411 East Wisconsin Avenue
Suite 2350
Milwaukee, Wisconsin 53202

Contact
(414) 277-5315
Fax: (414) 978-8914
matthew.flynn@quarles.com

RELATED PRACTICE GROUPS

Litigation & Dispute Resolution

Antitrust & Trade Regulation Litigation

Financial Institutions Litigation

Securities Litigation

Trade Secrets and Unfair Competition Litigation

Antitrust, Trade Regulation & Franchising

Lender Liability Task Force

Government Affairs Compliance

ERISA Litigation

Franchise and Distribution

Internal Investigations

Lender Liability

Matthew J. Flynn / Partner

Professional Experience

Matt Flynn is considered one of Wisconsin's foremost litigators handling highly complex and often highly controversial matters. His extensive experience includes:

- Defending individuals and corporations who are the subjects of Securities and Exchange Commission proceedings and investigations.
- Representing defendants in class action securities cases.
- Representing news organizations in cases involving libel, invasion of privacy and newsgathering torts.
- Complex commercial litigation.
- Advising Clients on Internal Investigations.

Representative Cases: Complex Commercial Litigation:

- *Johnson Controls, Inc. v. Employers Insurance of Wausau*, 264 Wis.2d 60, 665 N.W.2d 257 (July 11, 2003). Mr. Flynn successfully represented Johnson Controls when it sued its comprehensive general liability insurers to recover costs incurred for environmental cleanup of contaminated sites.
- *Lorraine Wilson, et al. v. ATM Enterprises, Inc. d/b/a First American Rental Center*, Case No. 98-CV-005945. Mr. Flynn successfully represented ATM Enterprises, Inc. in settlement of this class action in which the plaintiff class alleged that the defendant violated the Wisconsin Consumer Act and other Wisconsin laws protecting consumer interests.
- *Trickle, et al. v. Air Products and Chemicals, et al.*, Case No. 95-CV-3758. Mr. Flynn represented Air Products and Chemicals in a class action alleging defendant supplied welding products containing manganese and other metallic substances used at sites where the plaintiff class was exposed to welding emissions containing manganese and other metallic substances. Mr. Flynn's motion to dismiss, granted by the Court, dismissed Mr. Flynn's client with prejudice.
- *Pritzlaff v. Archdiocese of Milwaukee*, 194 Wis.2d 301, 533 N.W.2d 780 (June 27, 1995). In this highly emotional and controversial case, Mr. Flynn successfully defended the Archdiocese of Milwaukee against sexual abuse claims

RELATED NEWS

Thirty-Eight Quarles & Brady Attorneys Selected for Inclusion in 2012 Wisconsin Super Lawyers® - 18 Named to Rising Stars List

Quarles & Brady Attorneys Named in The Best Lawyers in America 2013® - 160 Quarles & Brady Attorneys Recognized Nationally

Thirty-Nine Attorneys Selected for Inclusion in 2011 Wisconsin Super Lawyers® - 14 Named to Rising Stars List

More 

RELATED PUBLICATIONS

Lender Liability Litigation Update - Lenders Beware: In Tough Economic Times, The Government Gets Into the Act

brought by a victim 30 years after the alleged incidents.

- *John BBB Doe v. Archdiocese of Milwaukee*, 211 Wis.2d 312, 565 N.W.2d 94 (June 27, 1997). Seven alleged victims claiming they were sexually abused by priests, while they were minors, brought damage actions against diocese, churches and priests. The Supreme Court ruled in favor of Mr. Flynn's client, the Archdiocese.
- *Annunzio C. Ferraro v. Hyatt Corporation*, 124 Wis.2d 154, 368 N.W.2d 666 (June 5, 1985). A former hotel employee brought a wrongful discharge action against Mr. Flynn's client, Hyatt Corporation. The Supreme Court held that an employee handbook may convert an employment at will relationship into one that can be terminated only by adherence to contractual terms in the handbook. However, the Court ruled in favor of Mr. Flynn's client on factual grounds.

Securities Litigation:

- *Joseph White, et al. v. Heartland High-Yield Municipal Bond Fund, et al.*, Consolidated Case No. 00-C-1388. Mr. Flynn successfully represented Heartland Group, Inc. in a class action by investors in several Heartland funds.
- *In re Van Wagoner Funds, Inc. Securities Litigation*, Master File No. C-02-03383 JSW – Consolidated. Mr. Flynn has successfully represented UMB/Sunstone, one of the defendants and the administrator of the Van Wagoner Funds, in a class action brought by disgruntled investors.
- *Decade's Monthly Income and Appreciation Fund v. W&H*, 173 Wis.2d 665, 495 N.W.2d 335 (February 18, 1993). Mr. Flynn successfully represented the limited partnership in the malpractice case brought against a law firm and its legal malpractice insurer.
- *Federal Savings and Loan Insurance Corporation v. Robert W. Quinn and Daniel J. Gannon*, 922 F.2d 1251 (January 7, 1991). In an action by FSLIC, Mr. Flynn successfully represented an officer of a failed thrift recruited by FSLIC to prepare the thrift for acquisition.

Media:

- *United States of America v. Anthony J. Peters Appeal of Hearst Corporation and Newspapers, Inc.*, 754 F.2d 753 (February 8, 1985). Mr. Flynn successfully represented the Hearst Corporation's WISN-TV affiliate in a case involving the exclusion of the public and the media from *voir dire* of prospective jurors in a criminal case, and the exclusion of a reporter from access to admitted exhibits during the pendency of the trial.
- *Bay View Packing Company vs. Jerry Taff*, 198 Wis. 2d 653, 543 N.W. 2d 522 (Ct. App. 1995). Mr. Flynn successfully represented an affiliate of the Hearst Corporation, WISN-TV, in a libel case in which the

court ruled that the plaintiff was a limited purpose public figure.

Education and Honors

- University of Wisconsin Law School (J.D., 1975)
Order of the Coif (Member), *Wisconsin Law Review* (Editor in Chief, 1974-1975).
- Yale University (B.A., 1969)

Bar Admissions

Wisconsin, 1975

Court Admissions

U.S. Supreme Court

Wisconsin Supreme Court

U.S. Court of Appeals, 7th Circuit

U.S. District Court, Eastern District of Wisconsin

Professional Recognition

Listed in *The Best Lawyers in America*[®] (2010-present: Commercial Litigation).

"Wisconsin Lawyer of the Year," *Wisconsin Law Journal*.

Selected for inclusion in the 2005-2012 *Wisconsin Super Lawyers*[®] lists (General Litigation).

Martindale-Hubbell AV[®] Peer Review Rated.

Professional and Civic Activities

- Law clerk to the Hon. Thomas E. Fairchild, Chief Judge of the U.S. Court of Appeals for the 7th Circuit, 1975-1976.
- Milwaukee Bar Association (Member).
- American Bar Association (Member).
- State Bar of Wisconsin (Member).
- Navy veteran.

Mr. Flynn has appeared in numerous other state and Federal courts including Illinois, California, South Dakota, Minnesota and Ohio.

Languages

Spanish

DATE : October 21, 2013
TO : Milwaukee County Board of Supervisors
FROM : County Board Chairwoman Marina Dimitrijevic
SUBJECT : **Appointment of James Moran to Milwaukee County Parks Advisory Commission**

Pursuant to the provisions of Adopted County Board Resolution File No. 07-170, and subject to confirmation by this honorable body, I am pleased to appoint Mr. James Moran to the Milwaukee County Parks Advisory Commission for a term expiring August 1, 2016.

Mr. Moran will fill the vacancy that has been created by the completion of Ms. Cheri Briscoe's service on the Commission. We all appreciate the leadership that Ms. Briscoe has provided for Milwaukee County Parks. Soon I will be naming a new Chair of the Parks Advisory Commission.

Mr. Moran is a Fire Protection Consultant for J.F. Ahern Co., as well as the founder of the Milwaukee Soccer Development Group. His background in working with youth sports and assisting in problem solving for the public gives him a strong basis in community involvement that will be valuable to the Commission. His private sector experience with Siemens, Inc. and Johnson Controls, Inc. brings an interesting business perspective to potential park projects and dealings with which the Commission may be charged.

The Parks Advisory Commission provides policy and funding guidance to the County Board on issues such as budget, preservation and maintenance needs of the County parks. I look forward to seeing the continued results of the work of the Commission, and I urge you to support this appointment of Mr. Moran.



Marina Dimitrijevic
Chairwoman, County Board of Supervisors

cc: James Moran
County Executive Chris Abele
Alexis Gassenhuber, Committee Clerk, Parks, Energy and Environment Committee
Jessica Janz-McKnight, Analyst, Parks, Energy and Environment Committee
John Dargle, Interim Director, Department of Parks, Recreation and Culture
Cheri Briscoe, Chair, Parks Advisory Commission

JAMES M. MORAN

SKILLS

Conflict Resolution
Relationship Building

Sales Forecasting
Prospecting

Estimating
Team Selling

PROFESSIONAL EXPERIENCE

1/2013 – Present Milwaukee Soccer Development Group Milwaukee, WI

Founder

- Increase interest and participation in the game of soccer in the Milwaukee area, particularly among its youth.
- Organize soccer events in the Milwaukee area that will pursue its mission by working to increase the availability of quality soccer equipment, facilities and instruction, as well as opportunities to watch and play soccer in the City of Milwaukee.

10/2011 – Present J.F. Ahern Co. Milwaukee, WI

Fire Protection Consultant

- Develops sales proposals, estimates, specifications and presentations and works with operations, finance, legal and other inside and outside resources as needed to obtain the sale.
- Prepares accurate and thorough sales activity reports, forecast reports and expense tracking.
- Follows through on sold projects to ensure satisfactory completion and smooth sales to operations turnover.
- Assists in resolving installation, collections and other customer satisfaction issues as needed.
- Assists customers and potential customers with problems involving the use of company products, services and recommends suitable resolutions.
- Participates in civic and professional organizations: Wisconsin Healthcare Engineers Association, WI Fire Inspectors, workshops, and seminars.

12/2009 – 10/2011 Engineered Security Solutions New Berlin, WI

Business Development Manager

- Served as the BDM in the Milwaukee and Madison offices responsible for growing the fire and security base in the region.

12/2005 – 11/2009 Siemens, Inc. Milwaukee, WI

Senior Account Executive: Service Sales

- Served as senior sales executive in the Wisconsin service department for the Building Technologies division. Prospected and sold specialized products and services in: Fire Protection, Security, Mechanical, Energy and Building Automation. Worked with end-users of various vertical markets such as, Healthcare, Bio-Tech, Higher-Ed, K12, Industrial, and Government.
- Doubled Wisconsin fire protection service agreement base and found various leads for colleagues and strategic partners.

12/2003 – 12/2005 Johnson Controls, Inc. Madison, WI

Account Executive: Service Sales

- Responsible for renewing and increasing scope of existing (Mechanical and BAS) service agreements.
- Increased customer satisfaction levels.

EDUCATION

1999 - 2003 Milwaukee School of Engineering Milwaukee, WI

- Bachelor of Science: Architectural Engineering, Building Energy Systems

1997 - 1999 Milwaukee Area Technical College Oak Creek, WI

- Associates Degree: Heating/Ventilating Air Conditioning/Refrigeration



MILWAUKEE ART MUSEUM

October 16, 2013

To: County Chairwoman Marina Dimitrijevic
County Executive Chris Abele

CC: Chairman Gerry Broderick, Committee on Parks, Energy and Environment
Co-Chairman David Cullen, Committee on Finance, Personnel and Audit
Director Don Tyler, Department of Administrative Services
Alexis Gassenhuber, Clerk, Committee on Parks, Energy and Environment
Jerome Herr, Director of Audits, Office of the Comptroller

From: Jane Wochos, CFO, Milwaukee Art Museum, Inc.

RE: Report from the Milwaukee Art Museum, Inc.
Fiscal 2013 – year end financial update

Summary

The mission of the Milwaukee Art Museum, Inc. (Art Museum) is to serve the community and present art as a vital source of inspiration and education. Through exhibitions and related programs, the Art Museum is committed to bring people together to inform, educate and engage in conversation around art.

For fiscal 2013, the Art Museum presented the following major exhibitions; Kenwood House, Color Rush, Frederick Layton -125 years of art, Amund Dietzel, Question Bridge and 30 Americans. Attendance was 21% above plan for the year, ending at just over 395,000 visitors, with approximately 45% coming from Milwaukee County. School tours welcomed over 55,000 students to the Art Museum.

Financial results (unaudited)

Attached are the unaudited financial statements for the year ended August 31, 2013. The audited financial statements, including a cash flow statement, will be available in early December, 2013. The Art Museum ended the year with a balanced operating budget. The Art Museum contributed revenue accounted for over 58% of all revenue sources. Contributed revenue was down approximately 11% from the prior year, due to the one time contribution received for capital improvements to the Kohl's education center at the Museum in fiscal 2012. The earned revenue was just over 34% of total revenue. Earned revenue was almost 6% higher than the previous year. The remaining 8% of revenue was primarily due to the distribution to operations from the endowment fund.

Looking forward

The Art Museum has begun work on assuming the duties for the mechanical systems per the new agreements with Milwaukee County and the War Memorial. The Art Museum's current exhibition is Thomas Sully: Painted Performance, which opened on October 11th and runs through January 5, 2014. Other upcoming exhibitions include Dirk Skreber, (opening November 7th) followed by Uncommon Folk: Traditions in American Art and Wassily Kandinsky: A Retrospective in partnership with the Centre Pompidou, Paris, France.

Please contact me if you have any questions or concerns with the enclosed materials.

Regards,

Jane Wochos

Jane Wochos
Chief Financial Officer
Milwaukee Art Museum, Inc.

Milwaukee Art Museum, Inc.
Statements of Financial Position
August 31, 2012 and 2013
(2013 is unaudited)

Assets	2012	2013
Cash and cash equivalents	\$ 743,680	\$ 1,228,615
Accounts receivable - Net	269,546	290,864
Pledges receivable	1,780,781	2,643,377
Investment income receivable	108,553	105,024
Inventories - Net	437,132	424,630
Prepaid expenses	583,042	535,286
Investments	42,905,598	46,720,604
Beneficial interest in assets held in trusts	763,732	846,739
Property and equipment - Net	<u>81,708,648</u>	<u>79,569,995</u>
Total Assets	\$ <u>129,300,712</u>	\$ <u>132,365,134</u>
Liabilities and Net Assets		
Accounts payable and accrued expenses	\$ 879,885	\$ 1,181,013
Deferred revenue	<u>406,879</u>	<u>581,670</u>
Total Liabilities	<u>1,286,764</u>	<u>1,762,683</u>
Net Assets		
Unrestricted:		
Board designated	2,488,281	2,036,868
Undesignated	<u>83,033,082</u>	<u>82,299,966</u>
Total unrestricted	85,521,363	84,336,834
Temporarily restricted	20,145,747	22,835,528
Permanently restricted	<u>22,346,838</u>	<u>23,430,089</u>
Total net assets	<u>128,013,948</u>	<u>130,602,451</u>
Total liabilities and net assets	\$ <u>129,300,712</u>	\$ <u>132,365,134</u>

Milwaukee Art Museum, Inc.
Statement of Revenues and Expenditures (Operating Fund)
For the Years ending August 31, 2012, 2013 and 2014

BUDGET SUMMARY

	2012 <u>Actual</u>	2013 <u>Unaudited</u> <u>Actual</u>	2014 <u>Budget</u>
<u>Expenditures</u>			
Personnel expenses	\$ 7,773,131	\$ 8,003,337	\$ 8,328,819
Professional services	391,033	310,380	345,621
Supplies	379,465	411,116	461,245
Equipment rental/maintenance	1,338,466	676,476	386,185
Building repairs/maintenance	1,169,511	1,069,505	597,121
Insurance	163,887	177,226	185,000
Utilities	494,507	472,126	1,067,613
Advertising and marketing	906,480	931,287	827,607
Postage/shipping/printing	267,349	252,477	311,178
Education programs	231,812	213,712	236,685
Exhibitions	1,295,915	1,036,339	1,640,811
Other	874,205	871,792	450,892
Fundraising/donor/volunteer	139,990	160,655	208,450
Bank fees	177,392	157,406	164,810
Total Expenditures	<u>15,603,143</u>	<u>14,743,834</u>	<u>15,212,037</u>
<u>Revenues</u>			
Annual campaign and membership	4,951,376	4,710,012	4,954,000
Grants and sponsorships	3,751,595	2,912,164	2,497,182
Admissions	1,671,940	1,453,366	1,821,169
Exhibition revenue	237,592	275,703	272,729
Facility rental	370,196	510,460	553,625
Parking	387,550	409,167	396,950
Tours	150,027	181,487	200,000
Store gross margin	885,642	708,535	716,438
Café gross margin	810,247	1,247,526	1,179,225
Other	536,136	297,781	300,219
Distribution from endowment	1,013,000	1,173,108	1,220,500
Milwaukee County War Memorial in kind	626,668	655,336	0
	0	0	0
	0	0	0
Milwaukee County Contribution	<u>212,500</u>	<u>212,500</u>	<u>1,100,000</u>
Total Revenue	\$ <u>15,604,469</u>	<u>14,747,145</u>	<u>15,212,037</u>
Budget Surplus/(Deficit):	1,326	3,311	-
County Contribution as % of Total Revenue:	1%	1%	7%

1 By Supervisor Rainey

2 File No. 13-822

3 **A RESOLUTION**

4 Authorizing the Department of Parks, Recreation and Culture (DPRC) and the
5 Department of Administrative Services-Information Management Services Division
6 (IMSD) to conduct a feasibility assessment of the County's ability to provide wireless
7 networking services throughout the Milwaukee County Parks System.

8 WHEREAS, Milwaukee County is committed to providing quality and useful
9 services to residents in order to improve accessibility to technology; and

10 WHEREAS, the Milwaukee County Parks System serves as an ideal platform to
11 offer a public amenity; and

12 WHEREAS, in 2013 the DPRC and the League of United Latin American Citizens
13 (LULAC) entered into an operating agreement to allow LULAC to install, operate, and
14 maintain computer and networking equipment donated to them by subcontractors to
15 provide wireless networking (WiFi) in Walker's Square Park; and

16 WHEREAS, expanding public WiFi access within the County Parks system will
17 align the County with other major metropolitan areas that make efforts to attract a
18 greater number of visitors with strategic placement of knowledge and economic
19 stimulating services; and

20 WHEREAS, Milwaukee County should explore building partnerships with
21 agencies that provide technology and networking services in order to maximize the
22 productivity for residents; and

23 WHEREAS, providing WiFi services will potentially increase the attendance and
24 usage of County parks; and

25 WHEREAS, an assessment of the costs, locations, equipment, providers, and
26 logistics for these services should be examined by DPRC and IMSD in order to
27 determine the County's role and incentive for pursuing WiFi installation projects; now,
28 therefore,

29 BE IT RESOLVED, that the Director of the Department of Parks, Recreation and
30 Culture and the Director of the Department of Administrative Services-Information
31 Management Services Division is hereby authorized and directed to work
32 collaboratively to conduct an informational assessment of potentially viable location
33 sites within the Parks system to house and support WiFi equipment and networking
34 feasibility ; and

35 BE IT FURTHER RESOLVED that the DPRC and IMSD will work with
36 policymakers to establish partnerships with WiFi service providers to determine the
37 potential County costs and contribution expectations for potential negotiations in the

38 future, which may include, but not be limited to, Requests for Proposals and
39 operational/management agreements; and

40
41 BE IT FURTHER RESOLVED that the DPRC shall develop the criteria and
42 procedure for conducting this assessment; and

43
44 BE IT FURTHER RESOLVED that the DPRC and IMSD will provide the
45 Committee on Parks, Energy and Environment with a written informational report on
46 the status of this assessment during the March 2014 cycle; and

47
48 BE IT FURTHER RESOLVED that any potential service or operating agreements
49 for WiFi in the parks shall be subject to approval of the County Board.

50
51

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: 10/15/13

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: A resolution authorizing DPRC and IMSD to conduct an assessment to determine the feasibility of providing WiFi services within Milwaukee County Parks.

FISCAL EFFECT:

- | | |
|--|--|
| <input checked="" type="checkbox"/> No Direct County Fiscal Impact
<input checked="" type="checkbox"/> Existing Staff Time Required
<input type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below)
<input type="checkbox"/> Absorbed Within Agency's Budget
<input type="checkbox"/> Not Absorbed Within Agency's Budget
<input type="checkbox"/> Decrease Operating Expenditures
<input type="checkbox"/> Increase Operating Revenues
<input type="checkbox"/> Decrease Operating Revenues | <input type="checkbox"/> Increase Capital Expenditures
<input type="checkbox"/> Decrease Capital Expenditures
<input type="checkbox"/> Increase Capital Revenues
<input type="checkbox"/> Decrease Capital Revenues
<input type="checkbox"/> Use of contingent funds |
|--|--|

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0
Capital Improvement Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0

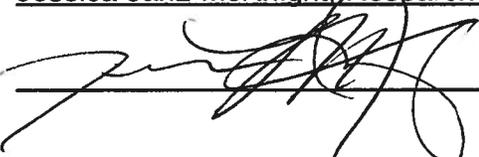
DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated.¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.

Approval of this resolution will have no fiscal impact.

Department/Prepared By Jessica Janz-McKnight, Research Analyst, County Board

Authorized Signature 

Did DAS-Fiscal Staff Review? Yes No

Did CBDP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.

² Community Business Development Partners' review is required on all professional service and public work construction contracts.

CHRIS ABELE, MILWAUKEE COUNTY EXECUTIVE
JOHN DARGLE, JR., INTERIM DIRECTOR OF PARKS, RECREATION AND CULTURE

Date: October 15, 2013

To: Chairwoman Marina Dimitrijevic, Milwaukee County Board of Supervisors

From: John Dargle, Jr., Interim Director, Department of Parks, Recreation and Culture

Subject: **A Wisconsin Electric Power Company (WE Energies) Request for Permanent Easement to Provide Underground Electric Service to Sheridan Park – ACTION**

ISSUE

The Department of Parks, Recreation and Culture (DPRC) is seeking authorization to grant WE Energies, a permanent easement to allow for the construction, operation and maintenance of underground electric power on County property located in Sheridan Park.

BACKGROUND

The DPRC has requested that WE Energies provide new underground electrical service to support lighting and existing amenities (Attachment A) in Sheridan Park located at 4800 S. Lake Drive. Since these services provide electricity solely to park facilities, WE Energies requires a permanent easement from the County for this infrastructure. WE Energies has requested that Milwaukee County grant permanent easement to allow for the construction, operation and maintenance of portions of these new services (Attachment B). All cabling and piping located on County parkland will be installed underground. Prior to execution, the DPRC, Department of Administrative Services, Corporation Counsel and other appropriate staff will review and approve all documents as required.

RECOMMENDATION

The Interim Parks Director respectfully recommends that WE Energies be granted permanent easement for the construction, operation and maintenance of underground electric power services and related improvements in Sheridan Park.

Prepared by: Jim Ciha, Landscape Architect, DPRC Planning and Development Section

Recommended by:

Approved by:

Laura Schloesser, Chief of
Administration and External Affairs

John Dargle, Jr., Interim Parks
Director

Attachment A – Sheridan Park: Easement Location

Attachment B – Draft Distribution Easement Underground

copy: County Executive Chris Abele
Amber Moreen, Chief of Staff, County Executive's Office
Kelly Bablitch, Chief of Staff, County Board
Sup. Gerry Broderick, Chair, Parks, Energy & Environment Committee
Sup. Khalif Rainey, Vice-Chair, Parks, Energy & Environment Committee
Sup. Patricia Jursik, District 8, County Board
Daniel Laurila, Fiscal Mgt. Analyst, Admin & Fiscal Affairs/DAS
Alexis Gassenhuber, Parks, Energy & Environment Committee Clerk
Jessica Janz-McKnight, Research Analyst, County Board
Scott Manske, Comptroller, Office of the Comptroller
Tonya Peters, Wisconsin Energies

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(ITEM NO.) From the Interim Director, Department of Parks, Recreation and Culture, seeking authorization to grant WE Energies Permanent Easements on County property located within Sheridan Park, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the DPRC has requested that WE Energies provide new underground electrical service to support its park facilities; and

WHEREAS, new services located within Sheridan Park will provide power to existing facilities in the park; and

WHEREAS, since these services provide electricity solely to park facilities, WE Energies requires permanent easements from the County for this infrastructure; and

WHEREAS, WE Energies has requested that Milwaukee County grant permanent easements to allow for the construction, operation and maintenance of portions of these new electric facilities; and

WHEREAS, all cabling and piping located on County parkland will be installed underground; and

WHEREAS, prior to execution, the Department of Parks, Recreation and Culture, Department of Administrative Services, Corporation Counsel and other appropriate staff will review and approve all documents as required; and

WHEREAS, the Interim Parks Director respectfully recommends that WE Energies be granted permanent easements for the construction, operation and maintenance of underground electric power services and related improvements in Sheridan Park; and

WHEREAS, the Interim Parks Director has recommended that the authority to prepare, review, approve, execute and record all documents as required to execute the requested easements be granted to the Department of Parks, Recreation and Culture, the Department of Administrative Services, Corporation Counsel, Risk Management, County Clerk, Register of Deeds, and the County Executive; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Parks Director, the Department of Administrative Services, the Register of Deeds, Corporation Counsel and Risk Management to prepare, review, approve, execute and record all documents, and take all actions as required to grant WE Energies the required permanent easements for the construction, operation and maintenance of the electric services and related improvements in Sheridan Park; and,

46

47 BE IT FURTHER RESOLVED, that the County Executive and County Clerk are
48 authorized to execute the easements and other required documents.

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: October 8, 2013

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: Authorization to grant WE Energies, a permanent easement to allow for the construction, operation and maintenance of underground electric power on County property located within Sheridan Park.

FISCAL EFFECT:

- | | |
|--|--|
| <input checked="" type="checkbox"/> No Direct County Fiscal Impact | <input type="checkbox"/> Increase Capital Expenditures |
| <input checked="" type="checkbox"/> Existing Staff Time Required | <input type="checkbox"/> Decrease Capital Expenditures |
| <input type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below) | <input type="checkbox"/> Increase Capital Revenues |
| <input type="checkbox"/> Absorbed Within Agency's Budget | <input type="checkbox"/> Decrease Capital Revenues |
| <input type="checkbox"/> Not Absorbed Within Agency's Budget | |
| <input type="checkbox"/> Decrease Operating Expenditures | <input type="checkbox"/> Use of contingent funds |
| <input type="checkbox"/> Increase Operating Revenues | |
| <input type="checkbox"/> Decrease Operating Revenues | |

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	0	0
	Revenue	0	0
	Net Cost	0	0
Capital Improvement Budget	Expenditure	0	0
	Revenue	0	0
	Net Cost	0	0

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
 - B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. ¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
 - C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
 - D. Describe any assumptions or interpretations that were utilized to provide the information on this form.
-
- A. Authorization to grant WE Energies, a permanent easement to allow for the construction, operation and maintenance of underground electric power on County property located within Sheridan Park.
 - B. None
 - C. No impact
 - D. None

Department/Prepared By Jim Ciha, DPRC

Authorized Signature _____

Did DAS-Fiscal Staff Review? Yes No

Did CDBP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.



SHERIDAN PARK - WE EASEMENT ATTACHMENT A



Notes
EASEMENT LOCATION

THIS MAP IS NOT TO BE USED FOR NAVIGATION © MCAMLIS

DISCLAIMER: This map is a user generated static output from the Milwaukee County Land Information Office Interactive Mapping Service website. The contents herein are for reference purposes only and may or may not be accurate, current or otherwise reliable. No liability is assumed for the data delineated herein either expressed or implied by Milwaukee County or its employees.



Legend 1: 3,341

- County Boundary
- Highways, to 8k
- Street Centerlines, 0k to 8k
- Railroad 8k
- Water 8k
- Rivers 8k
- Landmarks 8k
- County Parks 8k
- Municipal Subdivisions 25k
- Tax Parcels

Document Number

**DISTRIBUTION EASEMENT
UNDERGROUND**

WR NO. 3448747

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **MILWAUKEE COUNTY, a Municipal body corporate**, hereinafter referred to as "Grantor", owner of land, hereby grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within and beneath a part of Grantor's land hereinafter referred to as "easement area".

The easement area is described as strips of land twelve (12) feet wide being a part of Grantor's premises known as Sheridan Park, located in the **Northwest ¼ of Section 25 and the Southwest ¼ of Section 24, all in Township 6 North, Range 22 East**, City of Cudahy, Milwaukee County, Wisconsin. Said premises are more particularly described in that certain Warranty Deed recorded in the Office of the Register of Deeds for Milwaukee County on August 1, 1931 as Document No. **1862800**.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:
We Energies
PROPERTY RIGHTS & INFORMATION GROUP
231 W. MICHIGAN STREET, ROOM A252
PO BOX 2046
MILWAUKEE, WI 53201-2046

(Parcel Identification Number)

1. Purpose:

(a) The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy, signals, television and telecommunication services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.

(b) Grantor and Grantee understand, acknowledge and agree that this easement is non-exclusive and that Grantor will continue to use the easement area and shall have the right to make other agreements, such as leases, licenses, and easement with one or more utilities or other entities provided that any such subsequent agreements shall not interfere with Grantee's rights under this easement. Facilities and equipment other than that which is defined in this easement shall be installed only upon amendment of this easement or negotiation of an additional easement.

2. Access: Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area, subject, however, to pertinent Milwaukee County ordinances and applicable rules and regulations relating to the operation, maintenance, and control of such premises. Grantor shall waive any fees for any necessary permits required by Grantor for Grantee's access.

3. Buildings or Other Structures: Grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.

4. Elevation: Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee, request for which shall be promptly considered by Grantee and not unreasonably withheld.

5. Restoration: Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area. Grantee shall exercise reasonable care and attempt to save and preserve any existing landscaping in the easement area, including, without limitation, the trees and bushes located thereon.

6. **Indemnification:** It is understood that during the time said facilities are located on the premises of the Grantor pursuant to this grant, We Energies shall indemnify and save the Grantor harmless from any and all claims for injury or death to any person or for damage to property of any person arising out of the installation, operation, reconstruction and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of the Grantor, its employees, agents and invitees.
7. **Environmental Indemnification:** Grantee shall, to the full extent provided for under any environmental laws, rules and regulations, be responsible for any repair, cleanup, remediation or detoxification arising out of any hazardous materials brought onto or introduced into the easement area or surrounding areas by Grantee, its agents or guests. Grantee shall indemnify, defend and hold Grantor harmless from any liability, cost, damage, claim or injury (including reasonable attorney fees) arising therefrom.
8. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
9. **Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

Grantor:

MILWAUKEE COUNTY

 (Signature)
CHRIS ABELE, COUNTY EXECUTIVE
 (Print Name-Title)

 (Signature)
JOSEPH J. CZARNEZKI, MILWAUKEE COUNTY CLERK
 (Print Name-Title)

 (Date)

State of Wisconsin)
) ss.
 _____ County)

On the above date, this instrument was acknowledged before me by the named officers of Milwaukee County and that they executed the foregoing instrument by its authority.

 (Signature, Notary Public, State of Wisconsin)

 (Print or Type Name, Notary Public, State of Wisconsin)

 (Date Commission Expires)

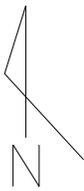
Approved as to form:

Reviewed by:

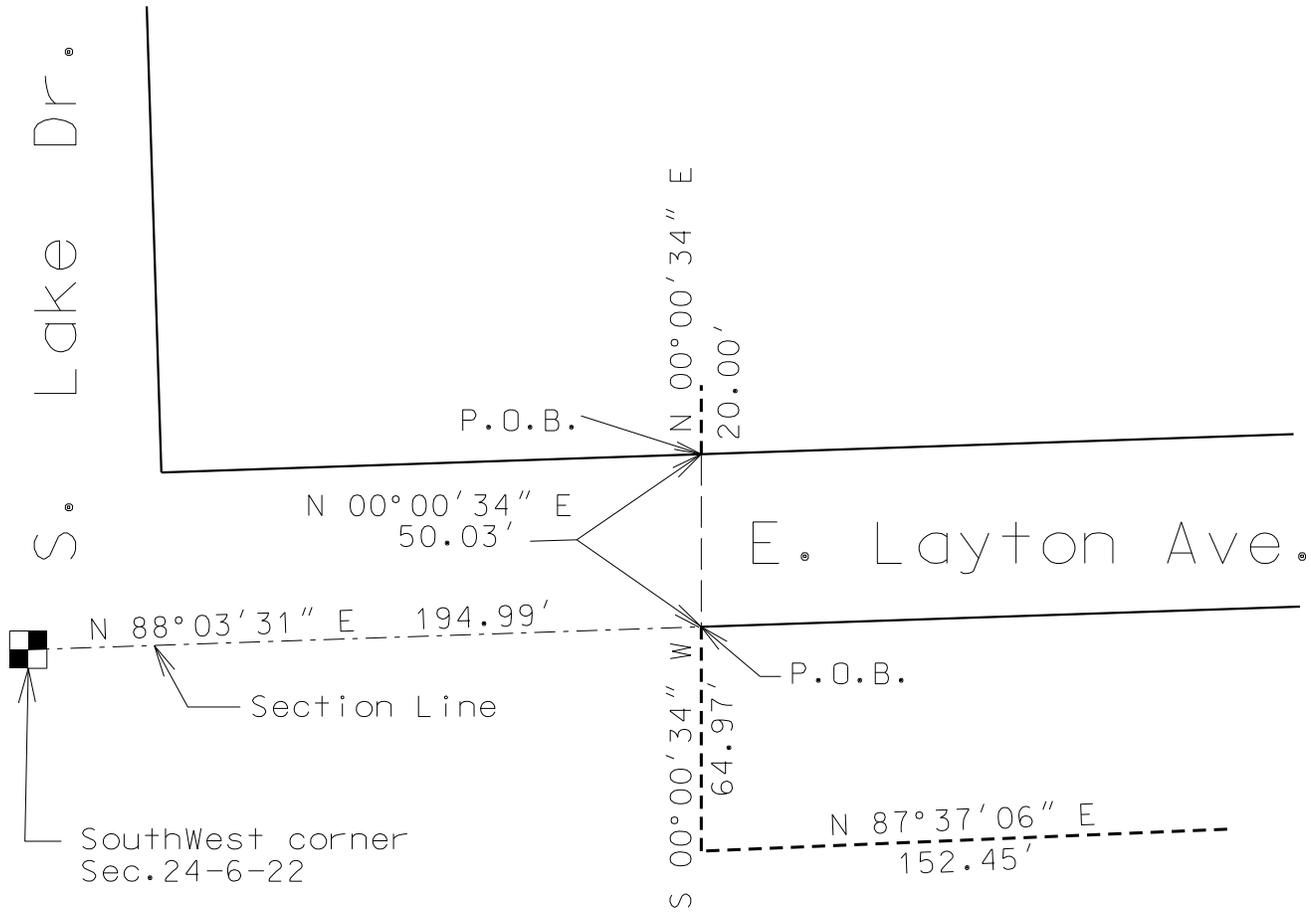
Milwaukee County Corporation Counsel

Milwaukee County Risk Management

This instrument was drafted by Tonya Peters on behalf of Wisconsin Electric Power Company, PO Box 2046, Milwaukee, Wisconsin 53201-2046.



S. Lake Dr.



----- = C/L 12' We-Energies Easement

EXHIBIT "A"



NorthWest $\frac{1}{4}$ Section 25-6-22
 SouthWest $\frac{1}{4}$ Section 24-6-22
 CITY OF CUDAHY
 MILWAUKEE COUNTY

DRAWN BY: Ras

DATE: 5/28/2013

WR NUMBER: 3448747

REVISIONS: _____



CHRIS ABELE, MILWAUKEE COUNTY EXECUTIVE
JOHN DARGLE, JR., INTERIM DIRECTOR OF PARKS, RECREATION AND CULTURE

Date: October 15, 2013

To: Gerry Broderick, Chair, Parks, Energy and Environment Committee

From: John Dargle, Jr., Interim Director, Department of Parks, Recreation and Culture

Subject: **2013 Aquatics Incentive Program at Washington Park - INFORMATIONAL**

ISSUE

A year-end review of the Aquatics Incentive Program at Washington Park where participants earned a free annual swimming pass to all Milwaukee County deep well pools for either attending a required number of swimming lessons or by participating in four (4) park volunteer opportunities.

BACKGROUND

The 2013 Adopted Budget provided funding to the DPRC to create an opportunity at Washington Park swimming pool for the community to learn how to swim. The result was the creation of the Aquatics Incentive Program approved by the County Board of Supervisors in April 2013.

Four neighborhood agencies actively participated in the program:

- Our Next Generation (ONG)
- Westside Academy
- Urban Ecology Center (UEC)
- Washington Park Partners (WPP)

ONG and Westside both incorporated the swimming lessons into their daily summer camp curriculum. ONG had 96 participants from grade 5K through 8th in an 8-week program. 75 children earned a free annual deep well swimming pass by completing at least three (3) of the eight (8) swimming lesson sessions. ONG's average attendance was approximately four (4) lessons per child (52%). ONG received many positive comments from participants (Attachment A) and recognized several with unique awards including "Most Improved" and "Most Likely to be on a Swim team."



Westside had 40 participants in 4th through 8th grades that were registered for lessons. Westside had a 6-week program that corresponded with their summer camp schedule. Westside provided the following feedback, *“the program was great and the kids loved it. They also learned a lot and looked forward to coming each week. We were impressed with the program and look forward to doing it again next summer.”*

UEC and WPP participants were children that participated in the program by performing at least four (4) hours of community service to earn their free pass. Mr. Ken Leinbach, UEC Executive Director, said of the program, *“The Urban Ecology Center is committed to the revitalization of Washington Park. With the free swimming passes in exchange for volunteer support program we are able to provide an incentive for kids in the neighborhood to give back to their park while having the opportunity to cool off in the pool throughout the summer. This summer with the introduction of the program a handful of kids (5) took advantage of this incentive. I am confident that in the summers to come there will be more kids taking advantage of the program as they find out about this fabulous opportunity.”*

At the beginning of the program the DPRC received almost two dozen registrations from members of the public although only 10 individuals participated regularly. Of the ten, two children earned “swimmer” status and were cleared to swim in the deep end. Six children increased their comfort level with water and developed basic swimming skills. Two parents participated in “Tot Time” instruction with their children.

It is evident that the participation of agencies like ONG and Westside and the inclusion of swimming lessons in their daily curriculum are critical in getting children exposed to this opportunity.

RECOMMENDATION

No action requested. Informational item unless further action required.

Prepared by: Laura Schloesser, Chief of Administration & External Affairs

Recommended by:

Approved by:

Laura Schloesser, Chief of
Administration and External Affairs

John Dargle, Jr., Interim Parks
Director

Attachment A: ONG “My Favorite Summer Ever...” forms
Attachment B: Pictures of lessons

copy: County Executive Chris Abele
Amber Moreen, Chief of Staff, County Executive’s Office
Kelly Bablitch, Chief of Staff, County Board
Sup. Gerry Broderick, Chair, Parks, Energy & Environment Committee

Sup. Khalif Rainey, Vice-Chair, Parks, Energy & Environment Committee
Sup. Russell Stamper II, District 5, County Board of Supervisors
Daniel Laurila, Fiscal Mgt. Analyst, Admin & Fiscal Affairs/DAS
Alexis Gassenhuber, Parks, Energy & Environment Committee Clerk
Jessica Janz-McKnight, Research Analyst, County Board
Scott Manske, Comptroller, Office of the Comptroller

My favorite summer ever...

Name: Danijah green

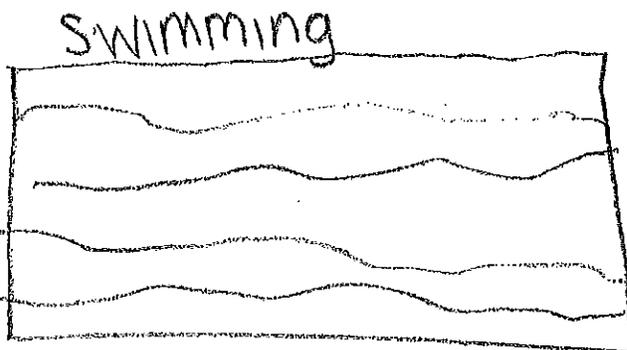
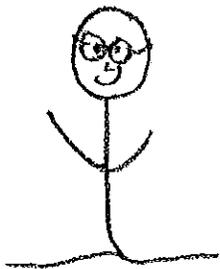
My favorite thing about Our Next Generation's Summer Camp was:

going outside and going to field Trips and going
swimming

Something I learned was:

learning how to do emotions learned new
Colors

Draw a picture of something you learned:



My favorite summer ever...

Name: Sha'Kya

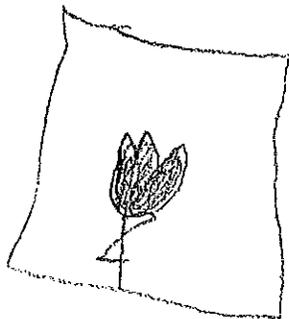
My favorite thing about Our Next Generation's Summer Camp was:

Swimming

Something I learned was:

Art

Draw a picture of something you learned:



Washington

My favorite summer ever...

Name: MARTINIS

My favorite thing about Our Next Generation's Summer Camp was:

Swimming at Washington Park

Something I learned was:-

play Foot Ball

Draw a picture of something you learned:



My favorite summer ever...

Name: Elijah Ashley

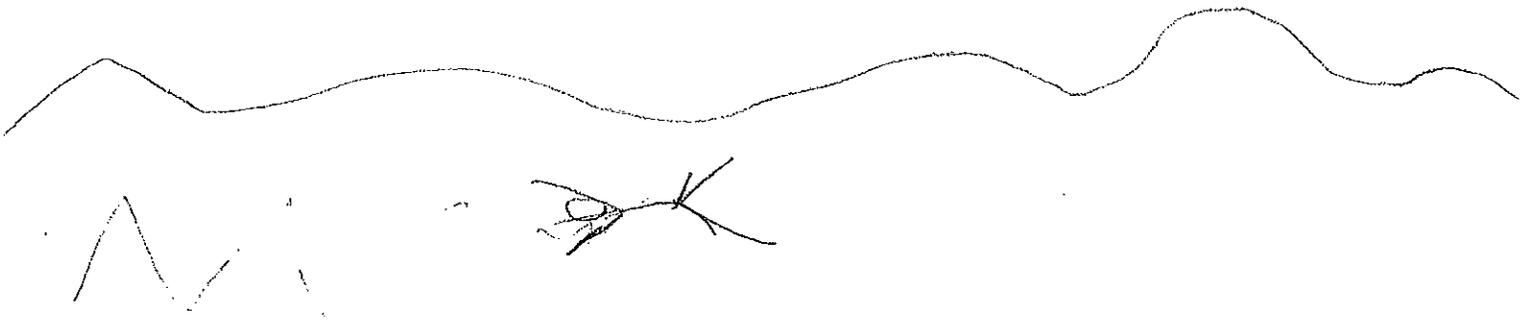
My favorite thing about Our Next Generation's Summer Camp was:

Swimming in the lift and Mrs. Anna,

Something I learned was:

My favorite thing is swimming backwards and the art museum stuff,

Draw a picture of something you learned:



My favorite summer ever...

Name: Riqvon

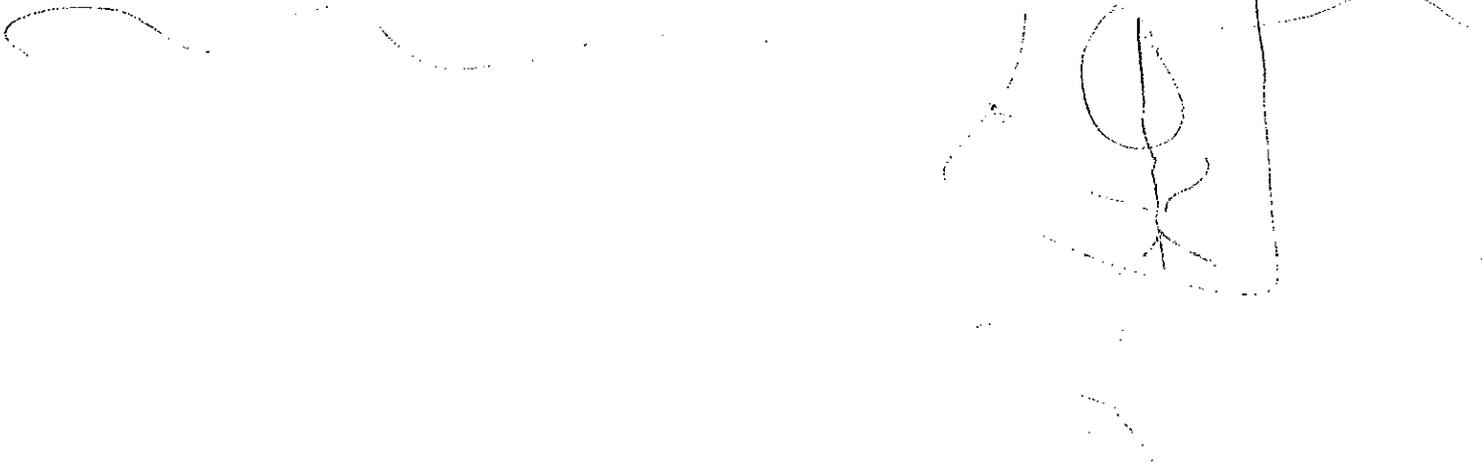
My favorite thing about Our Next Generation's Summer Camp was:

All of the writing doing
a lot of work on it was fun.

Something I learned was:

we learned about swimming.

Draw a picture of something you learned:



My favorite summer ever...

Name: Zaina

My favorite thing about Our Next Generation's Summer Camp was:

When we went to Mekaraly pool

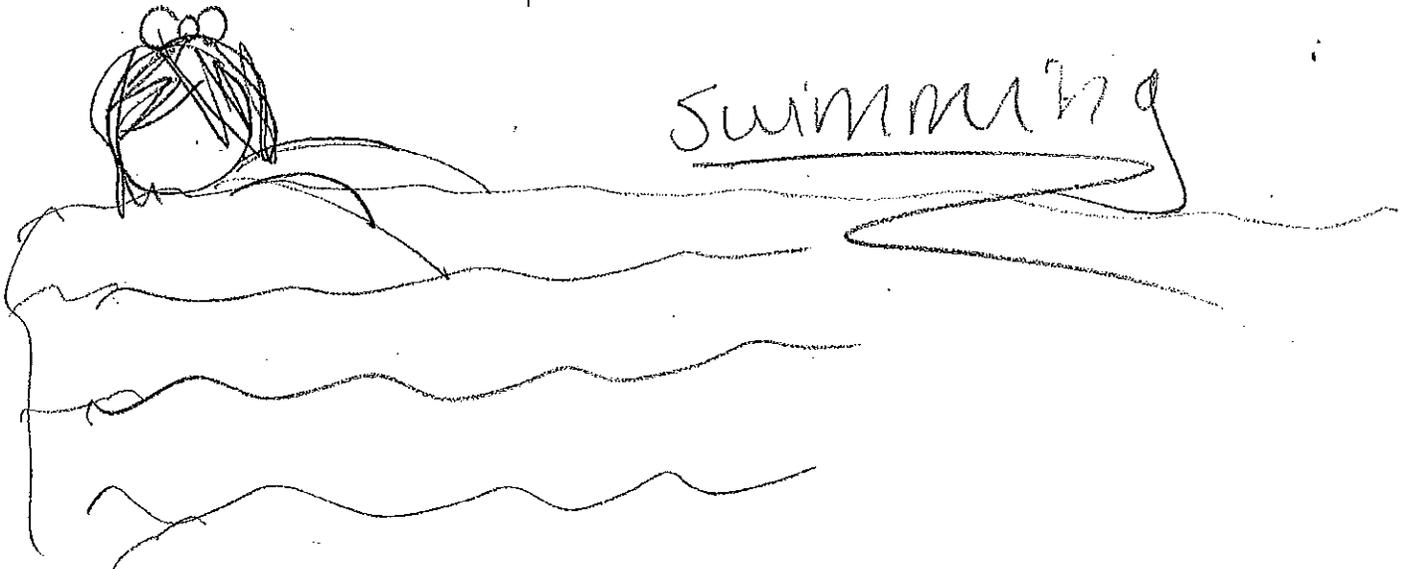
It was fun!!!

Something I learned was:

That you can have fun and
be good at the same time.

and at washing fun some they
taught me how to swim

Draw a picture of something you learned:



My favorite summer ever

Name: Briannah Davis

My favorite thing about Our Next Generation's Summer Camp was:

Swimming

Something I learned was:

how to float
but, I am still working
on it.

Draw a picture of something you learned:





