



Milwaukee County Board of Supervisors

Lee Holloway

Chairman of the Board

December 2, 2009

Caryn A. Stone
Department of Commerce, Division of Housing & Community Development
201 W. Washington Ave.
Madison, WI 53707-7970

Subject: Application for LiDAR data acquisition to be used to update Floodplain Mapping

Dear Ms. Stone,

Please accept this letter as part of Milwaukee County's application for Community Development Block Grant funds to be used for the acquisition of LiDAR derived elevation data. I understand that funds are available through the 2nd 2008 Federal Supplemental Allocation for the 2008 flooding events. Milwaukee County proposes to use these funds to acquire new elevation data that meet all the FEMA standards for floodplain mapping. The intention is that these data will be used to increase the accuracy of the floodplain maps so that they better reflect the minor changes in the topography along stream corridors in our county.

The cost to collect, process and document these data are based on \$330 per square mile for a total cost of \$79,860 based on 242 square miles in Milwaukee County. There will also be an additional fee to create accuracy and quality control reports that meet FEMA criteria and this has a flat fee of \$14,520.

I realize the accuracy and quality control reports are an essential deliverable for this project and it is critical that they are collected and produced following FEMA standards outlined in Appendix A of their Guidelines and Specifications for Mapping Partners. Final data deliverables will include:

- 1st through 3rd returns at Nominal Pulse Spacing (NPS) of .7m
- Digital Elevation Model (DEM) and Digital Surface Model (DSM)
- Hydro enforced breaklines, Plainmetric breaklines and 1 ft. contours
- Bare earth points and breaklines certified to a exceed vertical accuracy of 1.2ft at 95-percent confidence level and compiled to exceed a minimum 19-foot horizontal accuracy at 95-percent confidence level.
- FGDC compliant metadata
- An accuracy report that follows FEMA guidelines meeting NSSDA standards with the correct number and type of ground control points.

Many of my colleagues on the County Board and I feel that the following circumstances make Milwaukee County a good candidate for these funds:

1. Floodplain and floodway studies are currently underway and funded locally (over \$464,000 will be contributed to floodplain and floodway mapping through 2010)
2. High-precision LiDAR data will compliment and improve the utility of planned 2010 orthophotography
3. LiDAR project costs included in this request are reasonable and of high-precision due to leveraging related projects funded separately for the capture of 2010 orthophotography and oblique imagery
4. Milwaukee County's record of high quality mapping project management for more than 15 years
5. Capability to readily use maps.milwaukeecounty.org to immediately display and deploy improved basemap products and FEMA reports

Sincerely,

A handwritten signature in black ink that reads "Lee Holloway".

Lee Holloway,
Chairman, Milwaukee County Board of Supervisors

Courthouse - Room 201 • 901 North 9th Street • Milwaukee, WI 53233

Phone: 414-278-4261 • Fax: 414-223-1935 • E-Mail: lee.holloway@milwcnty.com

Cc: Jack Takarian, Interim Director Milwaukee County DTPW
Fay Roberts, Assistant Director Milwaukee County DTPW
MCAMLIS Steering Committee
Milwaukee County Board

Attach::

1. A copy of the Citizen Participation Plan
2. Combined Citizen Participation Plan adoption resolution and applicant authorizing submission of the application resolution
3. A copy of the notice for the public hearing scheduled for 1/6/2010
4. A copy of the current, adopted Fair Housing Resolution
5. A copy of the Potential Fair Housing Actions sheet with at least one activity circled
6. A signed copy of the Statement of Assurances
7. A signed copy of the Certification for Contracts, Grants, Loans and Cooperative Agreements (lobbying certification)
8. A map of the community indicating where the proposed activities will take place.

SECTION V

APPLICATION FOR CDBG-EAP FUNDS

Applicant(s) Name: MILWAUKÉE COUNTY

Check here if you are submitting a joint application

FEIN #: 396005720

E-mail: bill.shaw@milwcnty.com Fax: (414) 223-1982

Date of Disaster: June 5 through July 25, 2008

Mailing Address:

<u>2711 W. Wells St</u>	<u>Milwaukee, WI</u>	<u>53208</u>
Street/Box	City/Village	Zip

Physical Location, if different from above:

Street/Box	City/Village	Zip	Phone
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Contact Person:

<u>William Shaw</u>	<u>MCAMLIS PROJECT MANAGER</u>
Name	Title

Address:

<u>2711 W. Wells St</u>	<u>Milwaukee, WI</u>	<u>53208</u>	<u>(414) 278-2176</u>
Street/Box	City/Village	Zip	Phone

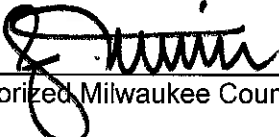
E-mail: bill.shaw@milwcnty.com

Application Prepared By: William Shaw

The amount requested for Floodplain \$ \$94,380, Housing \$0, Public Facilities \$0, and/or Business \$0 repairs not covered by other funding sources (e.g., FEMA, insurance, SBA, donations, etc.).

Please Note: The potential shortage of CDBG-EAP funds due to the scope of this disaster may result in an award less than the requested amount.

Chief Elected Official:

	<u>12/3/01</u>
Authorized Milwaukee County Representative	Date

A. PROJECT DESCRIPTION

1. LiDAR image data collection will be employed to capture high-precision elevation data and later used in the update of Floodplain Mapping throughout Milwaukee County. Milwaukee County proposes to use CDBG-EAP funds to acquire new elevation data that meet all the FEMA standards for floodplain mapping. The intention is that these data will be used to increase the accuracy of the floodplain maps so that they better reflect the minor changes in the topography along stream corridors in our county. In addition, Milwaukee County and its partners intend to share and collaborate on a multitude of projects utilizing the unique properties of LiDAR e.g., urban forest tree canopy and inventory assessment, planimetric feature identification, roof angle and solar incidence assessments etc.

2. To accomplish the project objective Milwaukee County intends to obtain grant funding approval, collect public input regarding the proposed remapping activities, extend our existing contracts to a certified LiDAR acquisition vendor and obtain additional LiDAR deliverables listed below. Further, evaluate and provide feedback and acceptance review once data is captured and delivery begins. Post and distribute new map products via website access, downloads and hardcopy where applicable e.g., certified accuracy reports.

LiDAR Deliverables

.7M Point Spacing LiDAR/suitable for 1' contours
 Contour Data (1 foot contours)
 Voids, Slopes, Intensity Grids
 Hydro Enforced Breaklines
 Planimetric Breaklines

FEMA Accuracy Assessment Report
 FEMA Quality Control report

3. As Milwaukee County was not on the list of CDBG Entitlement Communities when the grant funding was announced, we did not seek funding but passed the application information on to the municipalities that were eligible for CDBG funds. Milwaukee County's funding commitment to this project includes all reasonable administrative costs attributed to project management, operations and final deployment.

B. PROJECT TIMETABLE

Quarter	Action
Jan-Mar 2010	Implement Citizen Participation Plan
	Contract, schedule and acquire LiDAR data
Apr-Jun 2010	Implement quality and data acceptance procedures

C. CAPACITY

Who will be responsible for program administration? (check all that apply)

- 1. Applicant staff
 Consultant staff
 Other (specify) _____

2. Identify the personnel and the percentage of time that will be involved with carrying out the program activities.

Name: William Shaw _____

Title: MCAMLIS Project Manager _____

Current/ongoing duties: Supervises and manages the Milwaukee County Land Information Office (MCLIO). This includes day-to-day operations of the MCLIO visioning and website along with staff work allocation and project oversight.

Estimated percent of time to be devoted to CDBG-EAP program activities:

Less than 10% _____

3. In 3-4 sentences, identify the relevant experiences of the person/agency that will administer the proposed activities.

The MCLIO currently manages countywide spatial data assets in excess of 2 terabyte. These data are available in a multitude of formats and applications including but not limited to website and data streaming access through public and secure site access methods. The GIS staff assigned to the office has over 45 years of experience in Geo-Spatial project design and implementation including Statewide Natural Resource inventories, Urban GIS management and large Electric and Gas Utility asset and facility project management. The project manager currently serves as the president of the Wisconsin Chapter of Geospatial Information & Technology (GITA) where members conducted a seminar on image technology this past summer. Recently MCLIO staff successfully conducted a LiDAR pilot study through the spring and summer of 2009 resulting in the publication of two technical reports and recommendations to the MCAMLIS Steering Committee to take advantage of opportunities to expand the use of LiDAR within Milwaukee County.

D. CDBG-EAP BUDGET

In the table on the following page, list the amount of funds requested for each proposed activity (e.g., housing rehabilitation, demolition, public facilities, administration, etc.).

For Public Facilities, identify the specific public facility and the cost for that facility for each planned project to be financed by these funds.

For Business Assistance, attach a complete list showing business names and addresses for each planned project to be financed by these funds. Please identify the need, whether it is repairs to the building or loss of equipment and/or inventory.

The Budget and CDBG-EAP request should reflect an amount necessary to meet the unmet need in your municipality. While it is unlikely that Commerce will be able to fully fund all requests, it is important that Commerce gather the information on unmet needs as a result of this disaster. This data will be used to document gaps remaining after FEMA, SBA and other local, state and federal funds assistance has been provided which may help in responding to future disaster recovery requests.

CDBG-EAP dollars may be used for the administration of your proposed program. The amount of CDBG-EAP funds granted for administration will take into consideration the amount of local funds committed to administration and will also be based on Commerce experience and cost comparisons with other similar projects.

<u>PROGRAM COMPONENT ACTIVITIES</u>	<u>CDBG-EAP \$ Amount</u>	<u>ADMIN</u>	<u>UNITS</u>	<u>LMI</u>
1. Owner-occupied Rehab and/or Replacement	\$ _____	\$ _____	_____	_____
2. Renter-occupied Rehab and/or Replacement	_____	\$ _____	_____	_____
3. Acquisition/Demolition/Relocation As part of an HMGP Buyout Program to remove properties from the floodplain	_____	\$ _____	_____	_____
4. Public Facilities	_____	\$ _____	_____	_____
5. Business Assistance	_____	\$ _____	_____	_____
6. Affordable Rental Housing	_____	\$ _____	_____	_____
7. Floodplain Mapping (LiDAR Data Acquisition)	_____ <u>94,360</u> _____	\$ _____	_____	_____
TOTAL:	\$ _____ <u>94,360</u> _____	\$ _____		

Budget Items 1., 2., and 3. are eligible for ADMIN funds up to 10 percent of the “CDBG-EAP \$ Amount”.

Budget Item 4. is eligible for \$6,000 of ADMIN funds.

For Budget Items 1., 2., 3., 4. and 6. please indicate the number of housing units that will directly benefit from the activity and the estimated LMI percentage of those units.

For Budget Items 5., please indicate the number of persons that will directly benefit from the activity and the estimated LMI percentage of those persons.

Citizen Participation Plan Floodplain Mapping Improvement Program

MILWAUKEE COUNTY

PURPOSE

In order for the Floodplain Mapping Improvement Program to operate effectively, and to address the needs of the citizens of Milwaukee County, consideration must be given to allow that the citizens of Milwaukee County are informed. The decision-making process must be open and consistent with State and Federal regulations. To accomplish this, the following plan will be followed:

PROGRAM OVERSIGHT

1. The Milwaukee County Automated Mapping and Land Information System (MCAMLIS) Steering Committee shall oversee the preparation of the Community Development Block Grant - Emergency Assistance Program grant application.
2. To insure responsiveness to the needs of its citizens, the MCAMLIS Steering Committee shall provide for and encourage citizen participation. Particular emphasis shall be given to participation by persons of low- and moderate- income (LMI).

CITIZEN PARTICIPATION

1. The MCAMLIS Steering Committee shall direct the MCAMLIS Project Manager to formulate a committee composed of persons representative of Milwaukee County demographics. This committee must include at least one LMI person.

The committee members should also include representatives from the local government, real estate, banking and labor communities whenever possible. This committee will assume responsibility for coordinating all required elements of the citizen participation plan. All committee members must be residents of Milwaukee County.

NOTICE OF HEARINGS

1. Official notice of hearings will be by public notice in the Daily Reporter at least two weeks prior to the hearing. In addition, the public notice shall be posted at the Milwaukee County municipal building. These notices will include time, place and date of meetings, as well as a brief agenda.
2. All notifications of meetings and available assistance must be worded in such a way as to encourage LMI participation. In addition, all meeting announcements shall include, where and during what hours information and records relating to the proposed and actual use of funds may be found.

REQUIRED PUBLIC HEARINGS

Public hearings shall be held to obtain citizen views and to enable them to respond to proposals at all stages of the Community Development Program, including the

development of needs, the review of proposed activities and the review of program performance. Hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries and with accommodations for the handicapped, and, if needed, for non-English speaking persons.

1. The first hearing will receive citizens views and provide an explanation of:
 - a. Community development needs, objectives and strategies.
 - b. The Community Development Block Grant - Emergency Assistance Program (CDBG-EAP) including goals, objectives, application process, amount of funds available, timetable, eligible activities, etc.
2. The second hearing will receive citizen views and provide a review of the performance of the funded activities.
3. The first public hearing shall be held during the development of the application for funds. The second public hearing shall be held during the implementation of the program. Milwaukee County will attempt to have at least one of the public hearings in the target area (if applicable).

PROGRAM INFORMATION / FILES / ASSISTANCE

1. Technical assistance will be provided to any citizen who requests information about program requirements. Assistance with the application process will be provided by MCAMLIS staff. The MCAMLIS Project Manager or staff member will meet with citizens on request.
2. Milwaukee County will maintain, in the City Campus Building a record of all citizen participation efforts including minutes of meetings, newspaper clippings, and copies of notices and brochures.
3. Citizens will be invited to make proposals regarding the application. If suitable proposals are submitted in writing, a written response will be provided within 15 days. Every effort will be made to respond to all proposals prior to the final action on the subject.
4. Citizens may petition or request in writing assistance or changes. The MCAMLIS Project Manager will respond to all such requests within 15 days after the MCAMLIS Steering Committee has met to discuss the request.

COMPLAINTS

The MCAMLIS Project Manager will handle citizen complaints about the program in a timely manner. The MCAMLIS Project Manager will respond in writing to all written letters of complaint within 15 days after receipt of the complaint. The nature and disposition of verbal complaints will be reported in a complaint log. The first contact for complaints should be made to the MCAMLIS Project Manager.

In addition to the above procedure, any citizen wishing to object may complain directly to the following address:

Department of Commerce
Bureau of Community Finance
P. O. Box 7970
Madison, WI 53707-7970

NON-ENGLISH SPEAKING PERSONS

The MCAMLIS Project Manager will attempt to identify all persons having an interest in participating in the planning for this project and provide them equal opportunity in the citizens participation process.

1 * To be presented at the next scheduled meeting in January 2010 of the
2 Milwaukee County Board

3
4 From the Committee on Transportation & Public Works

5
6 File No. 10-
7 (Journal, *)
8

9 (ITEM NO. *) From the Interim Director of Transportation and Public Works
10 requesting authority to apply for and accept a Wisconsin Community
11 Development Block Grant Supplemental Disaster Allocation Emergency
12 Assistance Program for Floodplain Mapping Improvements, by recommending
13 adoption of the following:
14

15
16 **A RESOLUTION**
17

18 WHEREAS, Federal monies are available under the Wisconsin Small Cities
19 Community Development Block Grant-Emergency Assistance program,
20 administered by the State of Wisconsin, Department of Commerce, Bureau of
21 Community Finance, for the purpose of disaster recovery; and
22

23 WHEREAS, the State of Wisconsin Department of Commerce and the U.S.
24 Department of Housing and Urban Development (HUD) require recipients of
25 Community Development Block Grant Emergency Assistance monies to have in
26 place a Citizen Participation Plan; and
27

28 WHEREAS, the Citizen Participation Plan shall encourage citizen
29 participation (especially by persons of low- to moderate-income), provide
30 citizens reasonable and timely access to local meetings and information,
31 provide for technical assistance, provide for public hearings, provide for a
32 complaint procedure and accommodate non-English speaking resident
33 interests; and
34

35 WHEREAS, Milwaukee County has prepared and publicly reviewed a
36 Floodplain Mapping Citizen Participation Plan; and
37

38 WHEREAS, after a public hearing and due consideration, the Milwaukee
39 County Automated Mapping and Land Information (MCAMLIS) Steering
40 Committee has recommended that an application be submitted to the State of
41 Wisconsin for purposes of collecting high-resolution aerial LiDAR imagery to be
42 used to assist in the improvement of existing Floodplain Mapping; and
43

44 WHEREAS, it is necessary for Milwaukee County, to adopt the Floodplain
45 Mapping Citizen Participation Plan and approve the preparation and filing of an
46 application for Milwaukee County to receive funds from this program; and

47

48 BE IT RESOLVED, the Milwaukee County Board officially adopts the
49 aforementioned Floodplain Mapping Citizen Participation Plan; and

50

51 BE IT FURTHER RESOLVED, that the County Board of Supervisors does
52 hereby authorize the DTPW Interim Director to apply for and accept, if awarded,
53 an emergency application for funds in accordance with this resolution from the
54 State of Wisconsin, Department of Commerce, Bureau of Community Finance

55

PUBLIC HEARING NOTICE

**MILWAUKEE COUNTY
City Campus
2711 W Wells St.
January 5th 2010
9:00 am**

Milwaukee County will conduct a public hearing regarding its proposed application for Community Development Block Grant (CDBG) funds. The public is invited to attend to learn about the CDBG program, to help identify additional local housing and community development needs, and to comment on the activities proposed to be included in the CDBG application.

The agenda for the public hearing is:

1. Identification of total potential funds.
2. Eligible CDBG and CDBG-EAP activities
 - a. Floodlain Mapping Improvement
3. The CDBG and CDBG-EAP Application process.
4. Presentation of identified Floodplain Mapping needs.
5. Presentation of activities proposed for CDBG application
6. Citizen input regarding proposed and other CDBG activities.

Residents of the Milwaukee County are encouraged to attend, especially residents with low- to moderate-incomes.

The meeting room is handicapped accessible.

Persons needing additional accessibility accommodations should contact William Shaw at (414) 278-2176

To be adopted at the Public Meeting to be held on 1/5/2010
CITIZEN PARTICIPATION CERTIFICATION

I, William Shaw hereby certify that the following checked topics were discussed at the Community Development Block Grant (CDBG) Citizen Participation public hearing held at Milwaukee County City Campus, 2711 W Wells St. Milwaukee WI. at 9am, on 1/5/2010.

1. Total CDBG funds (including anticipated revolving loan funds) available for housing, public facilities and economic development.
2. Types of activities eligible using CDBG funds for:
 - a. Floodplain Mapping
3. The CDBG and CDBG-EAP Application process.
4. Presentation of identified Floodplain Mapping needs.
5. Presentation of activities proposed for CDBG application
6. Citizen input regarding proposed and other CDBG activities..

Minutes of the above-described meeting are available on request.

Signature

Date

Typed Name of Clerk: _____

Subscribed and sworn to before me this
_____ day of _____, 20____.

Notary Public, _____
County
My Commission expires: _____



OFFICE OF CORPORATION COUNSEL

Milwaukee County

WILLIAM J. DOMINA
Corporation Counsel

TIMOTHY R. SCHOEWE
MARY ANN GRIMES
ROBERT E. ANDREWS
Deputy Corporation
Counsel

LOUIS EDWARD ELDER
JOHN F. JORGENSEN
MARK A. GRADY
JOHN E. SCHAPEKAHM
TIMOTHY R. KARASKIEWICZ
RICHARD H. BUSSLER, JR.
JEANEEN J. DEHRING
ROY L. WILLIAMS
Principal Assistant
Corporation Counsel

INTEROFFICE MEMORANDUM

TO: LEONARD JACKSON, DEPT. OF ADMINISTRATIVE SERVICES,
DIVISION OF ECONOMIC AND COMMUNITY DEVELOPMENT

FROM: JOHN JORGENSEN, PRINCIPAL ASSISTANT CORPORATION
COUNSEL *J. Jorgensen*

SUBJECT: MILWAUKEE COUNTY FAIR HOUSING ORDINANCE

DATE: FEBRUARY 3, 2006

Pursuant to the authority delegated by the legislature to counties and municipalities in Wis. Stat. s. 66.1101, Milwaukee County has adopted a county fair housing ordinance. That ordinance is codified in ch. 107 of the Milwaukee County Code of General Ordinances, a copy of which is attached.

Milwaukee County's ordinance forbids discrimination on the basis of sex, race color, handicap, religion, national origin, marital status, legal source of income, age, ancestry, or sexual orientation in the sale, lease, financing and construction of housing.

Under the enforcement procedure prescribed in the ordinance, complaints are referred to the office of the corporation counsel for investigation, conciliation and, where appropriate and necessary, prosecution. Legal remedies under the ordinance include injunctive relief against offending parties as well as civil forfeitures. ~~This procedure is more fully described in ss. 107.07 and 107.08, M.C.C.O.~~

107.01. Intent.

It is the intent of this chapter to render unlawful discrimination in housing and to enact this chapter pursuant to the authority granted to counties by s. 66.432(2), Wis. Stats. It is the declared policy of the county that all persons shall have an equal opportunity for housing regardless of sex, race, color, handicap, religion, national origin, or marital status of the person maintaining a household, lawful source of income, age, ancestry or sexual orientation as defined in s. 111.32(13m), Wis. Stats.

107.02. Definitions.

In this chapter unless the context requires otherwise:

- (1) "Housing" means any improved property, including any mobile home as defined in s. 66.058, Wis. Stats., which is used or occupied, or is intended, arranged or designed to be used or occupied, as a home or residence.
- (2) "Discriminate" and "discrimination" mean to segregate, separate, exclude or treat any person or class of persons unequally because of sex, race, color, handicap, religion, national origin, or marital status of the person maintaining a household, lawful source of income, age, ancestry, or sexual orientation as defined in s. 111.32(13m), Wis. Stats. It is intended that the factors set forth herein shall be the sole basis for prohibiting discrimination.
- (3) "Handicap" means any physical disability or any developmental disability as defined under s. 51.01(5)(a), Wis. Stats.
- (4) "Unimproved residential lot" means any residential lot upon which no permanent building or structure containing living quarters has been constructed.
- (5) "Condominium" means property subject to a condominium declaration under ch. 703, Wis. Stats.
- (6) "Condominium association" means an association as defined in s. 703.02(1m), Wis. Stats.

107.03. Discrimination prohibited.

It is unlawful for any person to discriminate:

- (1) By refusing to sell, lease, finance or contract to construct housing or by refusing to discuss the terms thereof.
- (2) By refusing to permit inspection or exacting different or more stringent price, terms or conditions for the sale, lease, financing or rental of housing.
- (3) By refusing to finance or sell an unimproved residential lot or to construct a home or residence upon such lot.
- (4) By publishing, circulating, issuing or displaying, or causing to be published, circulated, issued or displayed, any communication, notice, advertisement or sign in connection with the sale, financing, lease or rental of housing, which states or indicates any discrimination in connection with housing.
- (5) For a person in the business of insuring against hazards, by refusing to enter into, or by exacting different terms, conditions or privileges with respect to, a contract of insurance against hazards to a dwelling.
- (6) By refusing to renew a lease, causing the eviction of a tenant from rental housing or engaging in the harassment of a tenant.

107.04. Exceptions.

(1) Nothing in this chapter shall prohibit discrimination on the basis of age in relation to housing designed to meet the needs of elderly individuals.

(2) Nothing in this section shall prohibit a person from exacting different or more stringent terms or conditions for financing housing based on the age of the individual applicant for financing if the terms or conditions are reasonably related to the individual applicant.

(3) Nothing in this section shall prohibit the development of housing designed specifically for persons with a handicap and discrimination on the basis of handicap in relation to such housing.

107.05. Representations designed to induce panic sales.

(1) No person may induce or attempt to induce any person to sell, rent or lease any dwelling by representations regarding the present or prospective entry into the neighborhood of a person(s) of a particular race, color, religion, national origin, sexual orientation or economic status, or by representations to the effect that such present or prospective entry will or may result in:

- (a) The lowering of real estate values in the area concerned;
- (b) A deterioration in the character of the area concerned;
- (c) An increase in criminal or antisocial behavior in the area concerned; or
- (d) A decline in the quality of the schools or other public facilities serving the area.

107.06. Interference, coercion and intimidation.

No person may coerce, intimidate, threaten or interfere with any person in the exercise or enjoyment of any right granted or protected by this chapter, or with any person who has aided or encouraged another person in the exercise or enjoyment of any right granted or protected by this chapter.

107.07. Enforcement.

(1) The provisions of this chapter shall be enforced by the corporation counsel.

(2) The corporation counsel may receive and investigate a complaint charging a violation of this section if the complaint is filed no more than three hundred (300) days after the alleged discrimination occurred. A complaint shall be a written statement of the essential facts constituting the discrimination charged, and shall be verified.

(3) If the corporation counsel finds probable cause to believe that any discrimination has been or is being committed in violation of this chapter, he/she may endeavor to eliminate such discrimination by conference, conciliation and persuasion.

(4) If the corporation counsel determines that conference, conciliation and persuasion have not eliminated the alleged discrimination, he/she may commence a forfeiture ordinance action in the circuit court of the county for the enforcement of this chapter and penalty provided.

(5) At any time after a complaint is filed with the office of the corporation counsel, the corporation counsel may also file a complaint in the circuit court of the county seeking appropriate temporary relief against the respondent, including an application for a temporary injunction, restraining order, or other order against the person(s) responsible for the denial of the rights granted by this chapter as the corporation counsel deems necessary in order to ensure the full enjoyment of these rights. The court may grant such temporary relief or restraining order as it deems just and proper.

107.08. Penalty.

(1) Any person who has willfully violated any provision of this chapter or any lawful order issued under this chapter shall, for the first violation, forfeit not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1,000.00).

(2) Any person adjudged to have violated any provision of this chapter within five (5) years after having been adjudged to have violated subsection (1) for every violation committed within the five (5) years, shall forfeit not less than one thousand dollars (\$1,000.00) nor more than ten thousand dollars (\$10,000.00).

COUNTY FAIR HOUSING ORDINANCE

LEGISLATIVE HISTORY

All sections effective upon passage and publication unless otherwise indicated.

Ch. 107. Created - June 18, 1992, J. Proc. p. 1008-11 [as printed May 21, 1992, J. Proc. p. 787-93], published July 20, 1992; correction - Sept. 24, 1992, J. Proc. p. 1371, published Oct. 14, 1992.

POTENTIAL FAIR HOUSING ACTIONS

According to 24 CFR 570.487(b), the Grantee must take some action to affirmatively further fair housing during the contract period. **Circle the number of at least one of the actions below.** If your project is funded, the action indicated will be included in your contract timetable. You will be expected to implement it according to the contract timetable.

Fair housing actions may include, but are not limited to the following:

1. Enact, strengthen or advertise a local fair housing law;
2. Make area-wide zoning revisions to facilitate the dispersal of multi-family housing outside of minority-concentrated areas;
3. Initiate or fund any studies examining current housing opportunities for minority persons, handicapped persons and families with children and have these studies form the basis of an affirmative action program providing greater housing opportunities for minorities, handicapped persons and families with children;
4. Send letters from the chief executive officer or chief elected official of the local government to those in the business of selling, renting or financing housing, encouraging them to adhere fully to the fair housing law;
5. Have the local governing body or chief elected official publicly endorse the principle of fair housing and of adherence to the fair housing law in the form of a proclamation, resolution or similar publicized statement of importance;
6. Improve community facilities and public services in racially integrated neighborhoods to help preserve their mixed character;
7. Display a fair housing poster or provide fair housing information at an appropriate public place;
8. Initiate a public education program on fair housing, involving, for example, representatives of fair housing groups, human relations' bodies, minority organizations, the real estate industry and government, through the local media. This could include talks on the community's housing opportunities;
9. Fund a fair housing organization (such as a local housing authority) to conduct studies and/or to aggressively investigate rental and/or realtor practices;
10. Suggest the use of affirmative marketing and advertising practices by private developers as a condition for obtaining local licenses and permits; and
11. Enlist the participation of local associations (realtors, real estate brokers, home builders and mortgage lenders) in approved voluntary programs to promote affirmative fair housing marketing and to review mortgage credit and underwriting criteria that may have an adverse impact on minorities, women, handicapped persons and families with children.
12. Other: Flood Insurance Rate mapping and Floodplain and Floodway draft revisions will be made available to the PUBLIC along with property data on the Milwaukee County Land Information Office website: maps.milwaukeecounty.org

STATEMENT OF ASSURANCES

I, Jack Takarian, Interim Director of Milwaukee County Department of Transportation and Public Works certify that Milwaukee County:

[Initial each item]

1. JT Will authorize its County Board Chairman Milwaukee County to submit the application, sign contracts, and conduct other business related to the proposed activity if funded.
2. JT Will implement a citizen participation plan in accordance with the provisions of Section 104 (a)(2) and (3) of the Housing and Community Development Act of 1974, as amended.
3. JT Has identified its housing and community development needs, including those of low- and moderate-income persons and the activities to be undertaken meet such needs.
4. JT Will conduct and administer its program in conformance with the Civil Rights Act of 1964 and the Fair Housing Act, and affirmatively further fair housing.
5. JT Will minimize displacement as a result of activities associated with CDBG funds, and will follow an adopted residential anti-displacement and relocation assistance plan.
6. JT Will not use special assessments to recover the capital costs of CDBG funded public improvements from low- and moderate-income owner occupants.
7. JT Will comply with 24 CFR 570.608 regarding notification, inspection, testing, and abatement procedures concerning lead-based paint.
8. JT Has adopted and will enforce a policy prohibiting use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations in accordance with Section 519 of Public Law 101144.
9. JT Has a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent and civil rights demonstrations.
10. JT Will not enter into a contract with any entity that is debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation.
11. JT Is currently in compliance with terms and conditions of all past and/or active Commerce awards and/or contracts.
12. JT Acknowledges that prior to project implementation, certain procedures must first be taken, including but not limited to the following: Complete the environmental review process, request federal wage rates if applicable, establish base employment levels for job related projects, enter into a development agreement with the participating business, and develop a system for tracking job retention and/or creation for LMI persons if applicable to the project.
13. JT Will comply with all the provisions of the Community Development Block Grant Program and will maintain documentation of compliance with the above certifications.



Authorized Milwaukee County Representative

12/3/09

Date

CERTIFICATION FOR CONTRACTS, GRANTS, LOANS AND COOPERATIVE AGREEMENTS

This certifies that, to the best of the undersigned's knowledge and belief:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete Standard Form - LLL "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

 WTONN DIX DTPW 12/3/09
Authorized Representative Title Date

